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



ITEM: 3.43 (ID # 20695)

#### **MEETING DATE:**

Tuesday, December 13, 2022

FROM: TLMA-PLANNING:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/PLANNING: Adopt Resolution No. 2022-226 Amending the Riverside County General Plan – Second Cycle of General Plan Amendments for 2022 (General Plan Amendment (GPA) No. 210001) and Adopt Ordinance 348.4995 Related to GPA No. 210001 and Change of Zone No. 2100002 to Amend the Zoning in the French Valley Zoning Area, as Shown on Map No. 2.2485. District 3. [Applicant Fees 100%]

## **RECOMMENDED MOTION:** That the Board of Supervisors:

- 1. <u>FIND</u> that nothing further is required under the California Environmental Quality Act (CEQA) because all potentially significant environmental effects associated with approval of Resolution No. 2022-226, amending the Riverside County General Plan in accordance with General Plan Amendment No. 210001, and Ordinance No. 348.4995, amending the zoning in accordance with Change of Zone No. 210002, have been adequately analyzed and the potential impacts have been mitigated in a Mitigated Negative Declaration (SCH No. 2022080271) for Environmental Assessment No. CEQ210001 that was previously certified by the Lead Agency (County of Riverside) on October 18, 2022;
- 2. <u>ADOPT</u> RESOLUTION NO. 2022-226 amending the Riverside County General Plan in accordance with the Board of Supervisor's prior tentative approval of General Plan Amendment No. 210001:
- 3. <u>DIRECT</u> the Planning Department to incorporate the changes made by General Plan Amendment No. 210001 into the Riverside County General Plan Land Use Element and the associated Area Plan, tables and figures; and
- 4. <u>ADOPT</u> ORDINANCE NO. 348.4995 amending the zoning in the French Valley Zoning Area, as shown on Map No. 2.2485, Change of Zone No. 2100002.

**ACTION:Policy** 

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Washington, seconded by Supervisor Spiegel and duly carried, IT WAS ORDERED that the above matter is approved as recommended and that Ordinance 348.4995 is adopted with waiver of reading.

Ayes:

Jeffries, Spiegel, Washington, and Hewitt

Nays:

None

Kecia R. Harper

Absent:

Perez

Clerk of the Board

Date:

December 13, 2022

XC:

**Planning** 

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## 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	\$0	\$0	20 JEWINSONING LESS IN HUNG	\$0	\$ 0
NET COUNTY COST	\$0	\$ 0		\$0	\$ 0
SOURCE OF FUNDS	Budge	t Adjus	tment: No		
		For Fis	For Fiscal Year: 22/23		

C.E.O. RECOMMENDATION: Approve

#### **BACKGROUND:**

## **Summary**

The County may process, on a yearly basis, up to four updates to its General Plan Land Use Element. In Riverside County, these updates are known as "cycles." The amendments that make up the Second Cycle of Land Use Element General Plan Amendments for 2022 were considered during public hearings by the Planning Commission and the Board of Supervisors on the dates specified for each item listed below. GPA No. 210001 is an Entitlement/Policy Amendment.

#### INDIVIDUAL AMENDMENT:

General Plan Amendment No. 210001 is an Entitlement/Policy General Plan Amendment that proposes to revise the General Plan Land Use Designation for the subject property (APN 472-320-036) from Community Development: Low Density Residential (CD: LDR) to Community Development: Medium Density Residential (CD: MDR) to allow for a density range of 2 to 5 dwelling units per acre. The subject property is located within the Southwest Area Plan and the Highway 79 Policy Area, north of Pat Road, east of Slough Road, south of Ruft Road and westerly of Pourroy Road. GPA No. 210001 is associated with Change of Zone No. 2100002, Tentative Tract Map No. 38034, Plot Plan No. 210002, and Environmental Assessment No. CEQ210001, which were considered concurrently with this amendment at the public hearings before the Planning Commission and Board of Supervisors. The Planning Commission recommended that the Board of Supervisors tentatively approve the project on September 7, 2022. After taking public testimony, the Board of Supervisors closed the public hearing and tentatively approved General Plan Amendment No. 210001 on October 18, 2022.

The adoption of Resolution No. 2022-226 and Ordinance No. 348.4995 will finalize the Board's tentative approval of the project on October 18, 2022. Resolution No. 2022-226 will formally adopt General Plan Amendment No. 210001; and Ordinance No. 348.4995 will formally change the property's zoning classification and amend the County's zoning map to reflect the new zoning classification.

On October 18, 2022, the County approved the Mitigated Negative Declaration (SCH No. 2022080271) for Environmental Assessment No. CEQ210001 analyzing the environmental effects of General Plan Amendment No. 210001, Change of Zone No. 2100002, Tentative Tract Map No. 38034, Plot Plan No. 210002 ("Project"). The County acting as CEQA lead agency

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

finds that the current action to approve Resolution No. 2022-226 Amending the Riverside County General Plan (Second Cycle of Land Use Element General Plan Amendments for 2022), enacting General Plan Amendment No. 210001, and Ordinance No. 348.4995, approving Change of Zone No. 2100002, was already adequately addressed by the prior Mitigated Negative Declaration. Resolution No. 2022-226 and Ordinance No. 348.4995 do not expand upon nor change the Board's tentative approvals related to the Project. None of the triggers under Section 15162 of the State CEQA Guidelines apply. Therefore, no further analysis is required under CEQA.

## Impact on Residents and Businesses

This project has been carefully considered, analyzed, and reviewed during the public hearings before the Planning Commission and Board of Supervisors on the date specified for each item listed above.

#### SUPPLEMENTAL:

## **Additional Fiscal Information**

All fees paid by the applicant.

#### **ATTACHMENTS:**

A. Resolution No. 2022-226

B. Ordinance No. 348.4995 (CZ NO. 2100002)

Jason Farin, Principal Management Analyst

12/6/2022

Aaron Gettis, Deputy County Counsel

12/2/2022

Page **3** of **3** ID# 20695 **3.43** 

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## **ORDINANCE NO. 348.4995**

## AN ORDINANCE OF THE COUNTY OF RIVERSIDE

## AMENDING ORDINANCE NO. 348 RELATING TO ZONING

The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. Section 4.1 of Ordinance No. 348, and official Zoning Plan Map No. 2, as amended, are further amended by placing in effect in the French Valley Area, the zone or zones as shown on the map entitled "Change of Official Zoning Plan Amending Ordinance No. 348, Map No. 2.2485, Change of Zone Case No. 2100002" which map is made a part of this ordinance.

Section 2. This ordinance shall take effect 30 days after its adoption.

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

By:

Chair, Board of Supervisors

ATTEST:

KECIA HARPER

Clerk of the Board

By: Marka Smith
Deputy

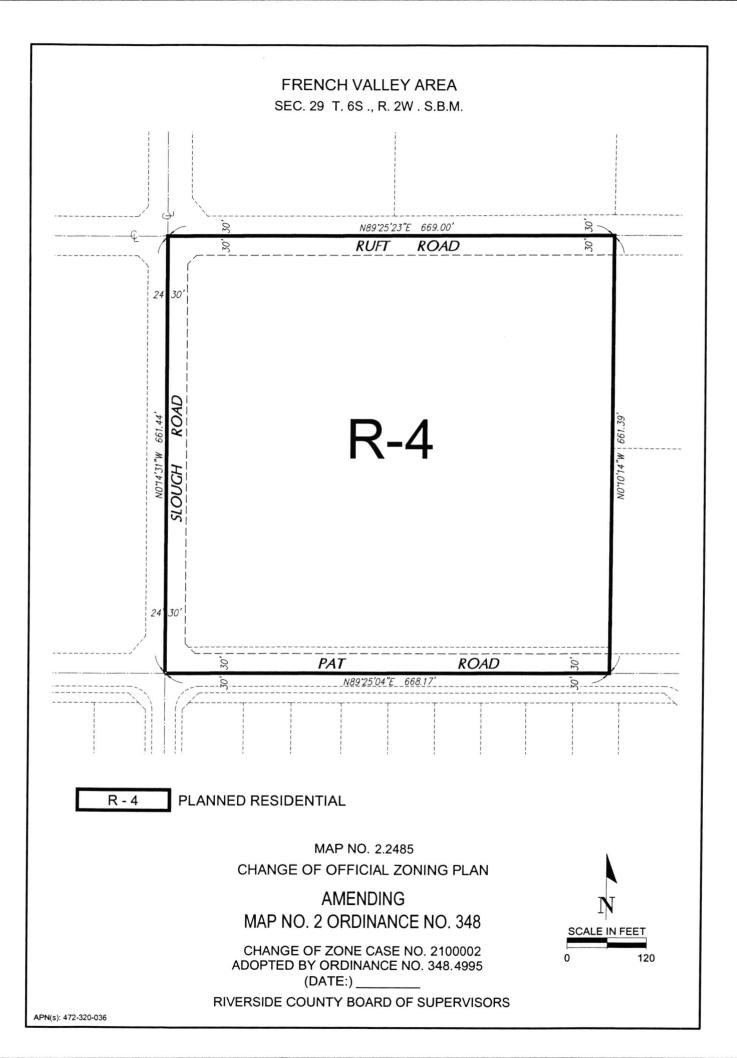
(SEAL)

APPROVED AS TO FORM November (20), 2022

SARAH K. MOORE

Deputy County Counsel

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16 17	held on December 13, 2022, the foregoing ordinance consisting of 2 Sections was adopted					
18						
19	AYES:		Spiegel, V	Vashingto	n, and Hewitt	
20	NAYS:	None				
21	ABSENT:	Perez				
22	5				WEOM D. HADDED	
23	DATE: Dece	ember 13,	2022		KECIA R. HARPER Clerk of the Board	
24					BY: Danasmrh Deputy	
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## RESOLUTION NO. 2022-226 AMENDING THE RIVERSIDE COUNTY GENERAL PLAN

(Second Cycle of Land Use Element General Plan Amendments for 2022)

WHEREAS, pursuant to the provisions of Government Code Section 65350 et seq., notice was given and public hearings were held before the Riverside County Board of Supervisors and the Riverside County Planning Commission to consider the proposed amendment to the Southwest Area Plan of the Riverside County General Plan; and,

WHEREAS, all provisions of the California Environmental Quality Act (CEQA) and Riverside County CEQA implementing procedures have been satisfied; and,

WHEREAS, the proposed general plan amendment was discussed fully with testimony and documentation presented by the public and affected government agencies; now, therefore,

**BE IT RESOLVED, FOUND, DETERMINED AND ORDERED** by the Board of Supervisors of the County of Riverside in regular session assembled on December 13, 2022 that:

A. General Plan Amendment (GPA) No. 210001 amends the General Plan Land Use Designation of approximately 10.2 acres of the project site from Community Development: Low Density Residential (CD: LDR) [one-half acre minimum lot size] to Community Development: Medium Density Residential (CD: MDR) [2-5 dwelling unit [DU]/acre [AC]], as shown in Exhibit 6 titled "GPA210001 CZ2100002 TTM38034 PPT210002." The subject property is located within the Southwest Area Plan and the Highway 79 Policy Area in the Third Supervisorial District, specifically located north of Pat Rd., east of Slough Rd., south of Ruft Rd., and westerly of Pourroy Road. GPA No. 210001 is associated with Change of Zone No. 2100002, Tentative Tract Map No. 38034, Plot Plan No. 210002, and Mitigated Negative Declaration for Environmental Assessment No. CEQ210001, which were considered concurrently with this amendment at the public hearings before the Planning Commission and Board of Supervisors. The Planning Commission recommended that the Board of Supervisors tentatively approve the project on September 7, 2022. After taking

public testimony, the Board of Supervisors closed the public hearing and tentatively approved General Plan Amendment No. 210001 on October 18, 2022.

**BE IT FURTHER RESOLVED** by the Board of Supervisors, based on the evidence presented on this matter, both written and oral, including Mitigated Negative Declaration for Environmental Assessment No. CEQ210001, that:

- 1. The site is located within the Southwest Area Plan.
- 2. The Southwest Area Plan Land Use Map establishes the extent, intensity, and location of land uses within the Southwest Area Plan.
- 3. GPA No. 210001 is an Entitlement/Policy General Plan Amendment.
- 4. GPA No. 210001 amends the General Plan land use designation from Community Development: Low Density Residential (CD: LDR) [one-half acre min. lot size] to Community Development: Medium Density Residential (CD: MDR) [2-5 DU/AC] on 10.2 acres, as shown on Exhibit 6.
- 5. The project site is surrounded by properties having General Plan land use designations of Community Development: Low Density Residential (CD: LDR) to the north, Community Development: Low Density Residential (CD: LDR) to the east, Community Development: Low Density Residential (CD: LDR) to the west, and Community Development: Medium Density Residential (CD: MDR) to the south.
- 6. An Entitlement/Policy General Plan amendment may be approved if the change does not involve a change in or conflict with the Riverside County Vision, any General Planning Principle set forth in General Plan Appendix B, or any Foundation Component Designation in the General Plan; the proposed amendment would either contribute to the purposes of the General Plan or, at a minimum, would not be detrimental to them; and special circumstances or conditions have emerged that were unanticipated in preparing the General Plan.
- 7. GPA No. 210001 does not involve a change in or conflict with the Riverside County Vision. Specifically, GPA No. 210001 is consistent with the following visions:

- "new growth patterns no longer reflect a pattern of urban sprawl…rather, they follow a framework of transportation and open space corridors, with concentrations of development that fit into that framework. In other words, important open space and transportation corridors define growth areas." The subject project is consistent with and does not involve a change in or conflict with this Riverside County Vision Statement in that it proposes infill development located between entitled residential tracts, consolidating future growth into an area close to existing educational facilities, parkland and transportation infrastructure.
  - The Riverside County Vision Statement for Housing stipulates that "housing plans are well-integrated throughout the County of Riverside at four levels: a) subregionally at the Area Plan level; b) within cities and unincorporated communities; c) within large-scale development projects; and d) at the project site planning level where housing is involved." The subject project is consistent and does not involve a change in or conflict with this Riverside County Vision Statement at the project site planning level. The project will be well-integrated into the immediate area as it will change the Land Use Designation from Low Density Residential (one-half acre minimum) to Medium Density Residential (2-5 dwelling per acre), thereby matching the Land Use Designation of the existing single-family residential neighborhood immediately to the south and southwest. In addition, the design of the project will consist of single family detached residences, which would be consistent with the design of existing development found to the south and southwest. The proposed change also addresses the need for increased housing at the project site planning level, thereby addressing the shortage of housing, and proving more options to residents. As such, the project is consistent with the Riverside Vision Statement for Housing.

- c. This is simply a sampling of the General Plan Vision Statement topics that the General Plan Amendment is consistent with and not an exhaustive list of Riverside County Vision Statement topics. There are no other provisions or statements within the Riverside County Vision Statement that GPA No. 210001 is inherently inconsistent with. Therefore, the proposed General Plan Amendment would not conflict with the Riverside County Vision.
- 8. GPA No. 210005 does not involve a change in or conflict with any General Planning Principle set forth in General Plan Appendix B. Specifically, GPA No. 210005 is consistent with the following principles:
  - a. General Plan Principle I (C)(1) states that the "Vision acknowledges that every community in the County is maturing in its own way, at its own pace and within its own context. Policies and programs should be tailored to local needs in order to accommodate the particular level of anticipated maturation in a given community." The proposed revision to the land use designation for the subject property would facilitate the development of 48 new residential units (in addition to open space, landscaping and related infrastructure) in a manner that is compliant with all applicable standards of development, provide multi-purpose open space and increased variety in the County's housing stock, while implementing the Southwest Area Plan for the property.
  - b. General Plan Principle I (G)(1) states that "the County should encourage compact and transit-adaptive development on regional and community scales. The policy goal is to permit and encourage densities and intensities, and to reduce the land required for public infrastructure by reducing streets widths (subject to emergency access requirements) and other such requirements." The proposed residential project represents an infill project on approximately 10 acres of vacant land, resulting in a compact development with additional, project-provided street and drainage improvements along Ruft, Slough, and Pat Roads.

- General Plan Principle IV.A.1 (Community Variety, Choice and Balance) provides, "It is the intent of the General Plan to foster variety and choice in community development, particularly in the choice and opportunity for housing in various styles, of various densities, of a wide range of prices and accommodating a range of life styles in equally diverse community settings. emphasizing compact and higher density choices." The project fosters variety and choice by proposing a tract with higher density and smaller lot size than existing development. The proposed tentative tract has a density of 4.7 dwelling units per acre and a minimum size of 5,000 square feet. In contrast, Tract Map 30599 immediately to the south was developed at a density of approximately 3.4 dwelling units per acre, with a minimum lot size of 7,200 square feet. Additionally, Tract Map 32185 located southwest of the project was developed at a density of 2.6 dwelling units per acre and also had a minimum lot size of 7,200. Within the tract, the proposed residential project would include three floor plan types, both one and two-story designs, varied façade and colors and materials and with individual units located to avoid repetitive placement of any single plan, thereby providing various housing style options.
- d. This is simply a sampling of the principles that the proposed General Plan Amendment is consistent with and not an exhaustive list of all consistent General Plan Principles. There are no General Plan Principles that GPA No. 210001 inherently conflicts with. Therefore, the proposed General Plan Amendment would not conflict with the Riverside County General Planning Principles set forth in General Plan Appendix B.
- 9. GPA No. 210001 does not involve a change in or conflict with any Foundation Component Designation in the General Plan because GPA No. 210001 does not change the Foundation Component Designation.

10.

GPA No. 210001 would either contribute to the achievement of the purposes of the General Plan or, at a minimum, would not be detrimental to them. The purposes of General Plan are to set direction for land use and development in strategic locations, provide for the development of the economic base, establish a framework of the transportation system, and the preservation of extremely valuable natural and cultural resources. GPA No. 210001 and the associated implementing projects (Change of Zone No. 2100002, Tentative Tract Map No. 38034, Plot Plan No. 210002) would either contribute to the achievement of the purposes of the General Plan or, at a minimum, would not be detrimental to them in that the proposed revision to the property's land use designation from Community Development: Low Density Residential (CD: LDR) to Community Development: Medium Density Residential (CD: MDR) would facilitate the construction of 48 new residential units, thereby executing a key tenet of the General Plan to provide additional housing opportunities for the County's current and future population in a manner that is compliant with applicable standards of development and complementary to existing development and established sense of place. The subject property is located within the Southwest Area Plan and the Highway 79 Policy Area. Residential developments within this policy area are required to be consistent with SWAP 9.2, and reduce their density by 9% from the midpoint of the density range of the applicable land use designation to achieve a reduction in traffic generated from the area. The proposed revision to the land use designation of the subject property from Community Development: Low Density Residential (CD:LDR) to Community Development: Medium Density Residential (CD:MDR) would result in the construction of 48 residential units proposed by Tentative Tract Map No. 38034, which is 35 units more than would otherwise be allowed under the current land use designation. The 48 residential units proposed by Tentative Tract Map No. 38034 results in an increase of 28 units above what otherwise be permissible based on SWAP 9.2. Additional density or units may be allowed by the Policy Area when it can be demonstrated that there has been an

equivalent or greater reduction in density or units elsewhere in the Policy Area. The Applicant has provided an analysis which illustrates that four neighboring lots (APNs 472-320-036, 472-320-043, 472-320-021 and 480-041-016), all presently developed with uses other than residential, are available as "donor" sites to accommodate the proposed increase in density at the subject property. This analysis has been saved to the record, and the four donor properties are logged as "retired" from future use for determining compliance with SWAP 9.2. The proposed amendment to the property's land use designation would result in density that is similar to other subdivisions in the vicinity, and ultimately development that is complementary in form, scale and style to existing dwellings in the surrounding neighborhood.

- 11. Special circumstances or conditions have emerged that were unanticipated in preparing the General Plan:
  - a. Special circumstances or conditions have emerged that were unanticipated during preparation of the General Plan in that four lots within proximity of the project site (APN Nos. 473-200-21, 473-200-43, 473-200-37 and 480-041-16) have since been developed with educational and religious facilities, and so removing a potential 73 residential units that could have otherwise been built on those properties under adopted General Plan.
  - b. The "retirement" of the 73 residential units on APN Nos. 473-200-21, 473-200-43, 473-200-37 and 480-041-16 represents a changed circumstance which accommodates the proposed increase in density at the subject property without resulting in a change in the overall build-out envisioned by the General Plan. The proposed revision to the land use designation of the subject property would result in the construction of 48 residential units, which is 35 more than would otherwise be allowed under the current land use designation but still less than the overall amount that could have potentially been built on the aforementioned lots.

- c. The proposed amendment to the property's land use designation would result in density that is similar to other subdivisions in the vicinity, and ultimately development that is complementary in form, scale and style to existing dwellings in the surrounding neighborhood.
- 12. GPA No. 210005 has been reviewed in conjunction with each of the Riverside County General Plan Elements, including the Land Use, Circulation, Multi-Purpose Open Space, Safety, Noise, Housing, Air Quality, Healthy Communities and Administration Elements, and the Southwest Area Plan; and it has been determined that GPA No. 210001 is in conformance with the policies and objectives of each element and the Southwest Area Plan. As a result, GPA No. 210001 does not create an internal inconsistency among any component of the Riverside County General Plan.
- 13. Based on the above, GPA No. 210001 will not be detrimental to the public's health, safety, or welfare.
- 14. Mitigated Negative Declaration for Environmental Assessment No. CEQ210001, incorporated herein by reference, determined that GPA No. 210001 and the associated projects (Change of Zone No. 2100002, Tentative Tract Map No. 38034, Plot Plan No. 210002) will not have significant impacts on the environment and none of the conditions described in State CEQA Guidelines Section 15162 exists. The mitigation measures identified as part of Mitigated Negative Declaration for Environmental Assessment No. CEQ210001 would continue to apply to the proposed project.

**BE IT FURTHER RESOLVED** by the Board of Supervisors that it **CONSIDERS** the Mitigated Negative Declaration for Environmental Assessment No. CEQ210001, based on the findings in the initial study, incorporated herein by reference, and **ADOPTS** General Plan Amendment No. 210001, as described herein and shown on Exhibit 6 titled "GPA210001 CZ2100002 TTM38034 PPT210002," attached hereto and incorporated herein by reference.

1	BE IT FURTHER RESOLVED by the Board of Supervisors that the custodians of the documents							
2	upon which this decision is based are the Clerk of the Board of Supervisors and the County Planning							
3	Department, and that such documents are located at 4080 Lemon Street, Riverside, California.							
4								
5	ROLL CALL:							
6	Ayes: Jeffries, Spiegel, Washington, and Hewitt							
7	Nays: None Absent: Perez							
8								
9	The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on the							
10	date therein set forth.							
11	KECIA R. HARPER, Clerk of said Board							
12	By: Wrank Smith							
13	Deputy							
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## THE PRESS-ENTERPRISE

1825 Chicago Ave, Suite 100 Riverside, CA 92507 951-684-1200 951-368-9018 FAX

PROOF OF PUBLICATION (2010, 2015.5 C.C.P)

Publication(s): The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Adop. Ordinance 348.4995 /

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

### 12/23/2022

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: December 23, 2022 At: Riverside, California

Legal Advertising Representative, The Press-Enterprise

BOARD OF SUPERVISORS COUNTY OF RIVERSIDE PO BOX 1147 RIVERSIDE, CA 92502

Ad Number: 0011577662-01

P.O. Number:

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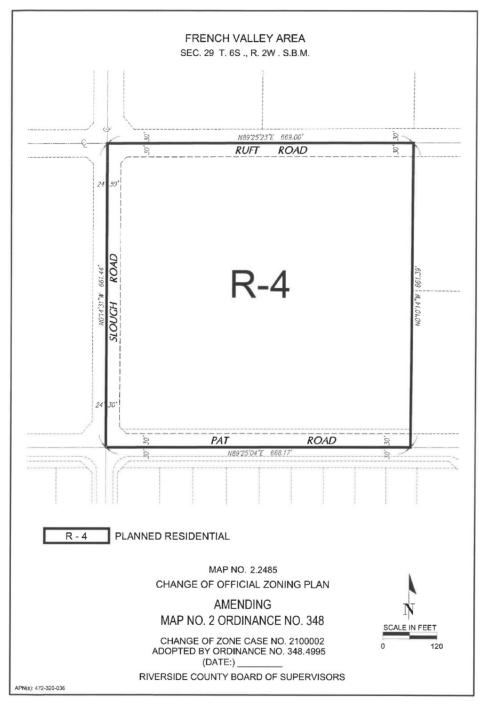
PLANNING 12/13/2022 3.43

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

# ORDINANCE NO. 348.4995 AN ORDINANCE OF THE COUNTY OF RIVERSIDE AMENDING ORDINANCE NO. 348 RELATING TO ZONING

The Board of Supervisors of the County of Riverside ordains as follows:
Section 1. Section 4.1 of Ordinance No. 348, and official Zoning Plan Map No.
2, as amended, are further amended by placing in effect in the French Valley Area, the zone or zones as shown on the map entitled "Change of Official Zoning Plan Amending Ordinance No. 348, Map No. 2.2485, Change of Zone Case No. 2100002" which map is made a part of this ordinance.

Section 2. This ordinance shall take effect 30 days after its adoption.



J. Hewitt, Chair of the Board

I HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of said County, held on December 13, 2022, the foregoing Ordinance was adopted by said Board by the following vote:

AYES: Jeffries, Spiegel, Washington, and Hewitt NAYS: None ABSENT: Perez

Kecia R. Harper, Clerk of the Board By: Zuly Martinez, Board Assistant Press-Enterprise Published: 12/23/22