### MONTEREY COUNTY ZONING ADMINISTRATOR

Meeting: December 9, 2010 Time: 2:40 P.M.	Agenda Item No.: 4			
Project Description: Permit Extension (PLN10	0451) to Combined Development Permit			
(PLN040414) which allows: 1) An Administrative Per	mit for the construction of a 2,382 sq. ft. two-			
story single family detached dwelling with a 1,238 s	q. ft. non habitable basement, 1,458 sq. ft. of			
exterior covered porch and deck, and an attached	530 sq. ft. two-car attached garage with a			
detached non-habitable 510 sq. ft art studio; 2) An Ac	Iministrative Permit to construct a 1,000 sq. ft			
caretaker's unit with 945 sq. ft. non-habitable basen	nent with 184 sq. ft dedicated to laundry and			
stairs, 417 sq. ft of exterior covered patios and walks	and an attached 274 sq. ft. on-car garage with			
three septic systems, 3) a Use Permit for horse bree	ding stables consisting of: a) a 4,680 sq. ft.			
horse barn; b) a 1,305 sq. ft. hay barn; c) 2,340 sq	. ft. covered corrals; d) water tank; 4) with			
attendant grading (140 cubic yards cut and fill); 5)				
Pine trees (four 15" and one 20" diameter) and 6) Des	sign Approval.			
Project Location: 454 West Carmel Valley Road,	<b>APN:</b> 189-021-055-000			
Carmel Valley				
	Owner: Barbara A. Price Family Trust,			
Planning File Number: PLN100451	Dated 27 August 2009			
	Agent: Jon S. Erlandson			
Planning Area: Carmel Valley Master Plan	Flagged and staked: No			
Zoning Designation:: "LDR/1-D-S" (Low Density	Residential, 1 acre per unit with Design			
Control, and Site Plan Review Overlays)				
CEQA Action: Exempt per Section 15162				
Department: RMA - Planning Department				

#### **RECOMMENDATION:**

Staff recommends that the Zoning Administrator adopt a resolution (Exhibit B) to:

- 1) Find the extension exempt per Section 15162 and
- 2) Approve PLN100451, based on the findings and evidence and subject to the conditions of approval (Exhibit B):

PROJECT OVERVIEW: This project (PLN100451) allows a two year extension of the Lopez Combined Development Permit (PLN040414) from November 9, 2010 to November 9, 2012. PLN040414 was originally approved by the Monterey County Zoning Administrator on November 9, 2006. Ordinance No. 5155, which was adopted by the Board of Supervisors on March 16, 2010, allowed an automatic 24 month extension of the expiration dates of discretionary Combined Development Permits that were approved between January 1, 2006 and January 1, 2009 and that had not expired as of that date, provided that no more than one prior extension request had been granted and no extension request had been denied for that permit. The Lopez Combined Development Permit met all of the criteria set forth in Ordinance No. 5155, so the expiration date was automatically extended from November 9, 2008 to November 9, 2010.

Section 20.82.110 of the Monterey County Zoning Ordinance (Title 20) allows for the extension of a Combined Development Permit upon written request of the permittee, provided such request is made at least 30 days prior to the expiration date of the Combined Development Permit. On August 23, 2010, the applicant submitted a letter requesting a 12-24 month extension to PLN040414 (Exhibit D). The applicant letter states that the additional time is necessary to prepare corrected and updated plans for the construction permit applications. The construction permit applications had been put on hold until hydrological tests required prior to approval of a required Water Distribution System Permit were accepted by the MPWMD in August of 2010. None of the circumstances of the project have changed since the original approval.

All of the conditions of approval which were applied to the original permit have been included with this extension. In some cases, the condition numbering and language have been updated to be consistent with the current standard condition matrix. Four new conditions have been added - Condition Nos. 4, 11, 28 and 33. A chart showing the modifications is attached as **Exhibit E**. As approved and amended, permit number PLN100451 will become and be referred to as the approved permit.

**OTHER AGENCY INVOLVEMENT:** The following agencies and departments reviewed this project:

- √ RMA Public Works Department
- √ Environmental Health Bureau
- √ Water Resources Agency
- √ Carmel Valley Fire Protection District

Agencies that submitted comments are noted with a check mark (" $\sqrt{}$ "). Conditions recommended by RMA-Public Works Department, Environmental Health Bureau, Water Resources Agency and Carmel Valley Fire Protection District have been incorporated into the Condition Compliance/Mitigation Monitoring and Reporting Plan attached as Exhibit 1 to the draft resolution (Exhibit B).

The extension (PLN100451) to the Lopez Combined Development Permit (PLN040414) was not referred to the Carmel Valley Land Use Advisory Committee because no changes to the project are proposed as part of the extension and the Carmel Valley Land Use Advisory Committee heard the project at a public hearing on March 7, 2005 and recommended approval of the project at that time.

Note: The decision on this project is appealable to the Planning Commission.

/S/ Delinda G. Robinson

Delinda G. Robinson, Senior Planner

(831) 755-5198, robinsond@co.monterey.ca.us

November 29, 2010

cc: Front Counter Copy; Zoning Administrator; Carmel Valley Fire Protection District; Public Works Department; Environmental Health Bureau; Water Resources Agency; Laura Lawrence, Planning Services Manager; Delinda Robinson, Project Planner; Carol Allen, Senior Secretary; Barbara Price Lopez, Owner; Jon Erlandson, Agent; Planning File PLN100451

Attachments: Exhibit A Project Data Sheet

Exhibit B Draft Resolution, including:

1. Conditions of Approval

2. Site Plan, and Elevations

Exhibit C Vicinity Map

Exhibit D Letter of Request for Extension Exhibit E Condition Comparison Chart

Exhibit F Resolution for PLN040414

This report was reviewed by Laura Lawrence, Planning Services Manager Lopez (PLN100451)

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#### EXHIBIT A

### Project Data Sheet for PLN100451

Primary APN:

Coastal Zone: NO

Zoning: LDR/1-D-S

189-021-005-000

Project Title: LOPEZ BARBARA PRICE

Location: 454 West Carmel Valley

Road, Carmel Valley

Applicable Plan: Carmel Valley Master

Plan

EXEMPT

Permit Type: Extension

Plan Designation: Residential, 1 Unit/acre

Advisory Committee: N/A Final Action Deadline (884): December 27, 2010

Project Site Data:

Environmental Status:

Coverage Allowed: Lot Size: 5 ACRES 25% Coverage Proposed: 6,69%

Existing Structures (SF): NONE

Height Allowed: 30 FEET Height Proposed: Proposed Structures (SF): 14,570 26'-4"

Floor Area Ratio Allowed: N/A Total SF: 14,570

Floor Area Ratio Proposed:

Resource Zones and Reports:

**Environmentally Sensitive Habitat:** Erosion Hazard Zone: MODERATE YES

Soils Report #: Biological Report #: LIB040155 LIB050686

Forest Management Rpt. #: LIB060481

Archaeological Sensitivity Zone: Geologic Hazard Zone: HIGH HIGH

Archaeological Report #: Geologic Report #: LIB040155 LIB050688

Fire Hazard Zone: HIGH Traffic Report #: LIB040293

Other Information:

Water Source: WELL Sewage Disposal (method): SEPTIC

Sewer District Name: Water Dist/Co: N/A N/A

Fire District: CARMEL VALLEY Total Grading (cubic yds.): 140

Tree Removal: 5 MONTEREY PINES

Date Printed: 11/17/2010

# EXHIBIT B DRAFT RESOLUTION

# Before the Zoning Administrator in and for the County of Monterey, State of California

In the matter of the application of:

LOPEZ (PLN100451)

### **RESOLUTION NO. 100451**

Resolution by the Monterey County Zoning Administrator:

- 1) Finding the project (PLN100451) exempt per CEQA Guidelines Section 15162; and
- 2) Approving a Permit Extension (PLN100451) to Combined Development Permit (PLN040414) which allows: 1) An Administrative Permit for the construction of a 2,382 sq. ft. two-story single family detached dwelling with a 1,238 sq. ft. non habitable basement, 1,458 sq. ft. of exterior covered porch and deck, and an attached 530 sq. ft. two-car attached garage with a detached nonhabitable 510 sq. ft art studio; 2) An Administrative Permit to construct a 1,000 sq. ft caretaker's unit with 945 sq. ft. non-habitable basement with 184 sq. ft dedicated to laundry and stairs, 417 sq. ft of exterior covered patios and walks and an attached 274 sq. ft. on-car garage with three septic systems, 3) a Use Permit for horse breeding stables consisting of: a) a 4,680 sq. ft. horse barn; b) a 1,305 sq. ft. hay barn; c) 2,340 sq. ft. covered corrals; d) water tank; 4) with attendant grading (140 cubic yards cut and fill); 5) the removal of five non-protected Monterey Pine trees (four 15" and one 20" diameter) and 6) Design Approval.

PLN100451, Lopez, 454 West Carmel Valley Road, Carmel Valley, (APN: 189-021-005-000), Carmel Valley Master Plan.

The Lopez application (PLN100451) came on for public hearing before the Monterey County Zoning Administrator on December 9, 2010. Having considered all the written and documentary evidence, the administrative record, the staff report, oral testimony, and other evidence presented, the Zoning Administrator finds and decides as follows:

FINDINGS AND EVIDENCE

# 1. FINDING: EVIDENCE:

The County has received and processed a Permit Extension to PLN040414.

- (a) An application for a Permit Extension was submitted on August 25, 2010. The current permit is set to expire on November 9, 2010.
- (b) The project is located at 454 West Carmel Valley Road, Carmel Valley (Assessor's Parcel Number 189-021-005-000). The project is zoned "LDR/1-D-S" (Low Density Residential, 1 acre per unit with Design Control, and Site Plan Review Overlays).
- (c) On November 9, 2006, the Zoning Administrator approved PLN040414 under Resolution No. 040414.
- (d) No previous extension request for this project has been submitted to the County.
- (e) On March 16, 2010, the Board of Supervisors adopted Ordinance No. 5155 which automatically granted a 24 month extension to any Combined Development Permit that was approved between January 1, 2006 and January 1, 2009 provided that no more than one prior extension of the permit has been granted and that no permit extension request for the project has been previously denied. PLN040414 qualified for and was granted an extension to November 9, 2010.
- (f) The application, project plans, and related support materials submitted by the project applicant to the Monterey County Resource Management Agency Planning Department for the proposed amendment found in Project Files PLN040414 and PLN100451.

### 2. FINDING:

The Permit Extension includes no changed circumstances from the previously approved permit. As approved and amended, permit number PLN100451 will become and be referred to as the approved permit.

#### **EVIDENCE:**

- (a) Pursuant to Section 21.76.110.A, a Combined Development may be extended upon receipt of a written request from the permittee, provided such request is made at least 30 days prior to the expiration of the Combined Development Permit.
- (b) The current permit (PLN040414) is set to expire on November 9, 2010. An application for a Permit Extension was submitted on August 25, 2010, 45 days prior to the expiration date.
- (c) The applicant requests the extension because it has taken approximately two and a half years (since April 2008) to acquire the required water distribution system permit from the Monterey Peninsula Water Management District due to the need to perform hydrological testing on the well to prove the water source. The preparation of building and grading plans was put on hold until the required water distribution system was permitted. The applicant requests a 12-24 month extension to allow time to prepare and submit corrected and updated plans to the RMA-Building Services Department. See the letter of request from Barbara Price dated August 23, 2010 (Exhibit D of the December 9, 2010 staff report).
- (d) No changes or modifications to the previously approved project (PLN040414) are proposed.
- (e) Conditions of Approval previously applied to PLN040414 have been updated and amended by the departments to reflect current statutory requirements and updated language. Four new Conditions of Approval have been added; one by the RMA-Planning Department,

- one by Public Works and two by Carmel Valley Fire Protection District. A matrix comparing Conditions of Approval applied to PLN040414 and PLN100451 is attached to the December 9, 2010 staff report as **Exhibit E**.
- (f) The application, project plans, and related support materials submitted by the project applicant to the Monterey County Resource Management Agency Planning Department for the proposed amendment found in Project Files PLN040414 and PLN010451.
- 3. FINDING:

The Permit Extension does not require subsequent environmental review pursuant to CEQA Guidelines Section 15162. The original CEQA action on the project was to find the project Categorically Exempt per CEQA Guidelines Section 15303(a) and (e).

**EVIDENCE:** 

- (a) The original project was found to be categorically exempt. No changes to the project are proposed. Therefore the extension of the permit is also exempt.
- (b) The application, project plans, and related support materials submitted by the project applicant to the Monterey County Resource Management Agency Planning Department for the proposed amendment found in Project Files PLN040414 and PLN100451.
- 4. FINDING:

Consideration of the request for the extension has been carried out pursuant to Monterey County Code Section 21.78.040.A (Combined Development Permits) of Monterey County Code Title 21.

**EVIDENCE:** 

- (a) November 23, 2010 notices were mailed to residents within 300 feet of the project site and posted in at least 3 different public places on and near the subject property and the notice was published in the Monterey Herald on November 29, 2010.
- (b) The application, project plans, and related support materials submitted by the project applicant to the Monterey County Resource Management Agency Planning Department for the proposed amendment found in Project Files PLN040414 and PLN100451.

### **DECISION**

**NOW, THEREFORE**, based on the above findings and evidence, the Monterey County Zoning Administrator does hereby:

- A. Exempt PLN100451 per CEQA Section 15162; and
- B. Approve a Permit Extension (PLN100451) to the Lopez Combined Development Permit PLN040414 which allows: 1) An Administrative Permit for the construction of a 2,382 sq. ft. two-story single family detached dwelling with a 1,238 sq. ft. non habitable basement, 1,458 sq.ft. of exterior covered porch and deck, and an attached 530 sq. ft. two-car attached garage with a detached non-habitable 510 sq. ft art studio; 2) An Administrative Permit to construct a 1,000 sq. ft caretaker's unit with 945 sq. ft. non-habitable basement with 184 sq. ft dedicated to laundry and stairs, 417 sq. ft of exterior covered patios and walks and an attached 274 sq. ft. on-car garage with three septic systems, 3) a Use Permit for horse breeding stables consisting of: a) a 4,680 sq. ft. horse barn; b) a 1,305 sq. ft. hay barn; c) 2,340 sq. ft. covered corrals; d) water tank; 4) with attendant grading (140 cubic yards cut and fill); 5) the removal of five non-protected Monterey Pine trees (four 15" and one 20" diameter) and 6) Design Approval. The property is located at 450 Carmel Valley Road, Carmel Valley (Assessor's Parcel Number: 189-021-005-000), southerly of intersection of Laureles Grade and Carmel Valley Road, Carmel Valley Master Plan.

PASSED AND ADOPTED this 9th day of December, 2010.

MIKE NOVO, ZONING ADMINISTRATOR

COPY OF THIS DECISION WAS MAILED TO THE APPLICANT ON XXX.

### NOTE:

- 1. You may need a building and/or grading permit and must comply with the Monterey County Resource Management Agency-Building Services Department Ordinance in every respect.
  - Additionally, the Zoning Ordinance provides that no building permit shall be issued, nor any use conducted, otherwise than in accordance with the conditions and terms of the permit granted or until ten working days after the mailing of the notice of the granting of the permit by the appropriate authority, or after granting of the permit by the Zoning Administrator in the event of an appeal.
  - Do not start any construction or occupy any building until you have obtained the necessary permits and use clearances from the Monterey County Resource Management Agency Planning Department.
- 2. This permit expires 2 years after the above date of granting thereof unless construction or use is started with this period.

## **RESOLUTION 100451 - EXHIBIT 1**

# Monterey County Resource Management Agency Planning Department

# Condition Compliance and/or Mitigation Monitoring Reporting Plan

Project Name: Lopez

File No: PLN100451

**APNs**: <u>189-021-055-000</u>

Approved by: Zoning Administrator

Date: December 9, 2010

<sup>\*</sup>Monitoring or Reporting refers to projects with an EIR or adopted Mitigated Negative Declaration per Section 21081.6 of the Public Resources Code.

Permit Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
		RMA – Plan	ning Department			
1.		PD001 - SPECIFIC USES ONLY This extension (PLN100451) to the Lopez Combined Development Permit (PLN040414) allows: 1) An	Adhere to conditions and uses specified in the permit.	Owner/ Applicant	Ongoing unless otherwise	
		Administrative Permit for the construction of a 2,382 sq. ft. two-story single family detached dwelling with a 1,238 sq. ft. non habitable basement, 1,458 sq.ft. of exterior covered porch and deck, and an attached 530 sq. ft. two-car attached garage with a detached non-habitable 510 sq. ft art studio; 2) An Administrative Permit to construct a 1,000 sq. ft caretaker's unit with	Neither the uses nor the construction allowed by this permit shall commence unless and until all of the conditions of this permit are met to the satisfaction of the Director of the RMA - Planning Department.	RMA - Planning	stated	
		945 sq. ft. non-habitable basement with 184 sq. ft dedicated to laundry and stairs, 417 sq. ft of exterior covered patios and walks and an attached 274 sq. ft. oncar garage with three septic systems, 3) a Use Permit for horse breeding stables consisting of: a) a 4,680 sq. ft. horse barn; b) a 1,305 sq. ft. hay barn; c) 2,340 sq. ft. covered corrals; d) water tank; 4) with attendant grading (140 cu. yds. cut and fill); 5) the removal of five non-protected Monterey Pine trees (four 15" and one 20" diameter) and 6) Design Approval. The property is located at 450 Carmel Valley Road, Carmel Valley				

Permit Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed, Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
	5)	(Assessor's Parcel Number: 189-021-005-000), southerly of intersection of Laureles Grade and Carmel Valley Road, Carmel Valley Master Plan. This permit was approved in accordance with County ordinances and land use regulations subject to the following terms and conditions. Any use or construction not in substantial conformance with the terms and conditions of this permit is a violation of County regulations and may result in modification or revocation of this permit and subsequent legal action. No use or construction other than that specified by this permit is allowed unless additional permits are approved by the appropriate authorities. (RMA-Planning Department)				
2.		PD002 - NOTICE-PERMIT APPROVAL  The applicant shall record a notice which states: "A  Permit Extension PLN100451) to the Lopez Combined  Development Permit (PLN040414) was approved by the  Zoning Administrator for Assessor's Parcel Number 189- 021-055-000 on December 9, 2010, 2010 (Resolution ). The permit was granted subject to 33  conditions of approval which run with the land. A copy of the permit is on file with the Monterey County RMA - Planning Department." (RMA-Planning Department)	Obtain appropriate form from the RMA-Planning Department.  The applicant shall complete the form and furnish proof of recordation of this notice to the RMA - Planning Department.	Owner/ Applicant RMA- Planning	Prior to the issuance of grading and building permits or commence -ment of use.	
3.		PD032(A) - PERMIT EXPIRATION  The permit shall be granted for a time period of 2 years, to expire on November 18, 2012 unless use of the property or actual construction has begun within this period. (RMA – Planning Department)	The applicant shall obtain a valid grading or building permit and/or commence the authorized use to the satisfaction of the Director of Planning. Any request for extension must be received by the Planning Department at least 30 days prior to the expiration date.	Owner/ Applicant	As stated in the conditions of approval	

Permit Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
4.		PDSP-001 DEED RESTRICTION (NON-STANDARD CONDITION) Caretaker Unit/Horse Number Limitation/Carmel Valley Road Emergency Access Prior to the issuance of a building permit the applicant shall comply with and record a deed restriction that includes the following components: A) Continued permitting of the Caretaker unit may be allowed subject to the following regulations: 1. Only one caretaker unit per lot shall be allowed 2. The caretaker shall be employed principally on the lot for purpose of care and protection of persons, plants, animals, equipment, or other facilities on-site or on contiguous lots under the same ownership. 3. The minimum lot size for establishment of a caretaker unit in areas not served by public sewers shall be two acres. 4. Caretaker units shall not be subject to density requirements of the zoning district in which the lot is located. 5. The maximum floor area for a caretaker unit is 1,000 square feet of lots of ten acres or less and 1,200 square feet on lots greater than ten acres. The laundry and basement are designated "non-habitable space" and shall be maintained as such. 6. A minimum of one covered off-street parking space shall be provided for the caretaker unit.	Submit signed and notarized document to the Director of RMA – Planning Department for review and signature by the County.	Owner/ Applicant	Prior to the issuance of grading or building permits	

Permit Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
		<ol> <li>The caretaker unit shall not be separately rented let, or leased to other than the caretaker whether compensation be direct or indirect.</li> <li>Subsequent subdivisions which divide a main residence from a caretaker unit shall not be permitted except where lots created meet minimum lot size and density requirements of the existing zoning.</li> <li>Caretaker units are not permitted on any lot less than 10 acres where a senior citizen unit exists. Senior citizen units may be converted to a caretaker unit, subject to an Administrative Permit.</li> <li>The applicant shall record a deed restriction as a condition of project approval, stating that the caretaker unit shall not be rented to other than the caretaker.</li> <li>Horse Number Limitation — The stables and surrounding property shall be limited to and not exceed 10 horses at all times.</li> <li>Access Limitation to Carmel Valley Road - The existing westerly access shall be limited to emergency access only and shall have installed a breakaway gate that shall remained closed at all times.</li> <li>(RMA-Planning Department)</li> </ol>	Proof of recordation of the document shall be submitted to the RMA – Planning Department.	Owner/ Applicant	Prior to issuance of grading and/or building permits	
5.		PD003(A) – CULTURAL RESOURCES – NEGATIVE ARCHAEOLOGICAL REPORT If, during the course of construction, cultural, archaeological, historical or paleontological resources are uncovered at the site (surface or subsurface resources) work shall be halted immediately within 50 meters (165 feet) of the find until a qualified professional archaeologist can evaluate it. The Monterey County RMA - Planning	Stop work within 50 meters (165 feet) of uncovered resource and contact the Monterey County RMA - Planning Department and a qualified archaeologist immediately if cultural, archaeological, historical or paleontological resources are uncovered. When contacted, the project planner and the archaeologist	Owner/ Applicant/ Archaeo- logist	Ongoing	

Permit Cond. Number	Mitig, Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
		Department and a qualified archaeologist (i.e., an archaeologist registered with the Society of Professional Archaeologists) shall be immediately contacted by the responsible individual present on-site. When contacted, the project planner and the archaeologist shall immediately visit the site to determine the extent of the resources and to develop proper mitigation measures required for the discovery. (RMA - Planning Department)	shall immediately visit the site to determine the extent of the resources and to develop proper mitigation measures required for the discovery.			
6.		PBDO32(A)-TREE PROTECTION  Trees which are located close to the construction site(s) shall be protected from inadvertent damage from construction equipment by wrapping trunks with protective materials, avoiding fill of any type against the base of the trunks and avoiding an increase in soil depth at the feeding zone or drip line of the retained trees. Said protection shall be demonstrated prior to issuance of building permits subject to the approval of the Director of RMA-Planning Department.  (RMA – Planning Department)	Submit evidence of tree protection to RMA-Planning Department for review and approval.	Owner/ Applicant	Prior to issuance of grading and building permits	
7.		PD012(D) - LANDSCAPE PLAN AND MAINTENANCE - MONTEREY PENINSULA WATER MANAGEMENT DISTRICT (SINGLE FAMILY DWELLING ONLY) The site shall be landscaped. Prior to the issuance of building permits, three (3) copies of a landscaping plan shall be submitted to the Director of the RMA - Planning Department. A landscape plan review fee is required for	Submit landscape plans and contractor's estimate to the RMA - Planning Department for review and approval. Landscaping plans shall include the recommendations from the Forest Management Plan or Biological Survey as applicable.	Owner/ Applicant/ Licensed Landscape Contractor/ Licensed Landscape Architect	Prior to issuance of Building Permits	
		this project. Fees shall be paid at the time of landscape plan submittal. The landscaping plan shall be in sufficient detail to identify the location, species, and size of the proposed landscaping materials and shall include an irrigation plan. The plan shall be accompanied by a nursery or contractor's estimate of the cost of installation of the plan. Before occupancy, landscaping shall be either	Submit one (1) set landscape plans of approved by the RMA – Planning Department, a Maximum Applied Water Allowance (MAWA) calculation, and a completed "Residential Water Release Form and Water Permit Application" to the	Owner/ Applicant/ Licensed Landscape Contractor/ Licensed Landscape	Prior to issuance of Building Permits	

Permit Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
		installed or a certificate of deposit or other form of surety made payable to Monterey County for that cost estimate	Monterey County Water Resources Agency for review and approval.	Architect		
		shall be submitted to the Monterey County RMA - Planning Department. All landscaped areas and fences shall be continuously maintained by the applicant; all plant material shall be continuously maintained in a litter-free, weed-free, healthy, growing condition. (RMA – Planning Department)	Submit the RMA – Planning Department approved landscape plans, a Maximum Applied Water Allowance (MAWA) calculation, and a completed "Residential Water Release Form and Water Permit Application" to the Monterey Peninsula Water Management District for review and approval.	Owner/ Applicant/ Licensed Landscape Contractor/ Licensed Landscape Architect	Prior to issuance of Building Permits	
			Submit an approved water permit from the MPWMD to the RMA – Building Permit	Owner/ Applicant/ Licensed Landscape Contractor	Prior to issuance of Building Permits	
			Landscaping shall be either installed or a certificate of deposit or other form of surety made payable to Monterey County for that cost estimate shall be submitted to the Monterey County RMA - Planning Department.	Owner/ Applicant/ Licensed Landscape Contractor/ Licensed Landscape Architect	Prior to Occupancy	
			All landscaped areas and fences shall be continuously maintained by the applicant; all plant material shall be continuously maintained in a litter-free, weed-free, healthy, growing condition.	Owner/ Applicant	Ongoing	

Permit Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
8.		PBSP002 - RECORD ROAD AGREEMENT (NON-STANDARD CONDITION) For safety purposes, applicant shall record an executed agreement with the neighbor, Virginia Bell, on whose property the east access to Carmel Valley Road is located. The agreement shall detail parcel access for the Lopez property and a road maintenance agreement. This agreement shall run with the land. (RMA -Planning Department)	Applicant shall provide a road access and maintenance agreement, notarized, and authorized (where necessary). Subsequent to the parties' signing, applicant shall furnish proof of recordation of this agreement to RMA-Planning Department.	Owner/ Applicant	Prior to issuance of grading and/or building permit	
9.		PDSP003 – EXTERIOR LIGHTING PLAN (NON STANDARD CONDITION)  All exterior lighting shall be unobtrusive, shaded, down lit, harmonious with the local area, and constructed or located so that only the intended area is illuminated and off-site glare is fully controlled. Lighting fixtures shall have recessed lamp elements. The applicant shall submit 3 copies of an exterior lighting plan which shall indicate the location, type, and wattage of all light fixtures and include catalog sheets for each fixture. The exterior lighting plan shall be subject to approval by the Director of RMA-Planning Department prior to the issuance of building permits.  (RMA Planning Department)	Submit three copies of the lighting plans to RMA-Planning Department for review and approval.	Owner/ Applicant	Prior to issuance of building permit	
		RMA — Publi	ic Works Department			
10.		PW0006 – CARMEL VALLEY The Applicant shall pay the Carmel Valley Master Plan Area Traffic Mitigation fee pursuant to the Board of Supervisors Resolution NO. 95-140, adopted September 12, 1995 (Fees are updated annually based on CCI). (Public Works)	Applicant shall pay to PBI the required traffic mitigation fee.	Owner/ Applicant	Prior to Building Permits Issuance	

Permit Cond, Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
11.		PW0043 – REGIONAL DEVELOPMENT IMPACT FEE  Prior to issuance of building permits, applicant shall pay the Regional Development Impact Fee (RDIF) pursuant to Monterey Code Chapter 12.90. The fee amount shall be determined based on the parameters adopted in the current fee schedule. (Public Works)	Applicant shall pay Monterey County Building Services Department the traffic mitigation fee.	Owner/ Applicant	Prior to issuance of Building Permits	
12.		PWSP001- DRIVEWAYS (NON-STANDARD CONDITION)  That the accesses to Carmel Valley Road be improved subject to the approval of the Department of Public Works. The westerly driveway shall be limited to right turns and right turns out. (Public Works)	Submittal and acceptance of plans incorporating this traffic improvement to Public Works.	Owner / Applicant	Prior to building permits issuance	
13.		PWSP002-DRIVEWAYS (NON-STANDARD CONDITION)  If the Bernardus Lodge completes the two way left turn lane improvements along the frontage of Carmel Valley Road for their driveway prior to issuance of building permits for this project, applicant shall reimburse the Bernardus Lodge for a pro rata share of the cost of the improvements. (Public Works)	Applicant shall provide evidence to Public Works that either Bernardus Lodge has not completed the improvements or, if the improvements have been completed, that applicant has reimbursed Bernardus for a pro rata share of the cost of the improvements.	Owner / Applicant	Prior to building permits issuance	
		Monterey County	Water Resources Agency			
14.		WR40 - WATER CONSERVATION MEASURES The applicant shall comply with Ordinance No. 3932, or as subsequently amended, of the Monterey County Water Resources Agency pertaining to mandatory water conservation regulations. The regulations for new construction require, but are not limited to: a. All toilets shall be ultra-low flush toilets with a maximum tank size or flush capacity of	Compliance to be verified by building inspector at final inspection.	Owner / Applicant	Prior to final building inspection/ occupancy	

Permit Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
		1.6 gallons, all shower heads shall have a maximum flow capacity of 2.5 gallons per minute, and all hot water faucets that have more than ten feet of pipe between the faucet and the hot water heater serving such faucet shall be equipped with a hot water recirculating system.  b. Landscape plans shall apply xeriscape principles, including such techniques and materials as native or low water use plants and low precipitation sprinkler heads, bubblers, drip irrigation systems and timing devices. (Water Resources Agency)				
15.		WR8 - COMPLETION CERTIFICATION  The applicant shall provide the Water Resources Agency certification from a registered civil engineer or licensed contractor that stormwater detention/retention facilities have been constructed in accordance with approved plans.  (Water Resources Agency)	Submit letter to the Water Resources Agency, prepared by a registered civil engineer or licensed contractor, certifying compliance with approved drainage plan.	Owner/ Applicant/ Engineer / Contractor	Prior to final inspection.	
16.		WR45 - WELL INFORMATION The applicant shall provide the Water Resources Agency information on the well to serve the project including a map showing the well location and any available well logs/e-logs. (Water Resources Agency)	Submit all applicable well information to the Water Resources Agency for review and approval.	Owner/ Applicant	Prior to issuance of any grading or building permits.	
17.		WR43 - WATER AVAILABILITY CERTIFICATION The applicant shall obtain from the Monterey County Water Resources Agency, proof of water availability on the property, in the form of an approved Monterey Peninsula Water Management District Water Release Form.(Water Resources Agency)	Submit the Water Release Form to the Water Resources Agency for review and approval.	Owner/App licant	Prior to issuance of any Building permits	

Permit Cond. Number	Mitig, Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
18.		WR3 - DRAINAGE PLAN - RETENTION The applicant shall provide the Water Resources Agency a drainage plan prepared by a registered civil engineer or architect addressing on-site and off-site impacts. The plan shall include retention/percolation. facilities to mitigate the impact of impervious Surface stormwater runoff. Drainage improvements shall be constructed in accordance with plans approved by the Water Resources Agency. (Water Resources Agency)	Submit 3 copies of the engineered drainage plan to the Water Resources Agency for review and approval.	Owner/ Applicant/ Engineer	Prior to issuance of grading or building permits	
			h Department ntal Health Bureau			
19.		EH1 - WATER SYSTEM PERMIT Obtain a new or amended water system permit from the Division of Environmental Health. (Environmental Health)	Submit necessary application, reports and testing results to EH for review and approval.	CA Licensed Engineer /Owner/ Applicant	Prior to issuance of grading/ building permit	
20.		EH11 - SEPTIC SYSTEM DESIGN Submit plans for review and approval showing the location and design of the proposed septic system meeting the standards found in Chapter 15.20 of the Monterey County Code (Septic Ordinance) and "Prohibitions", Central Coast Basin Plan, RWQCB. (Environmental Health)	Division of Environmental Health must approve plans. Applicant shall obtain a permit to install the septic system.	CA Licensed Engineer /Owner/ Applicant	Prior to issuance of building permit	
21.		EHSP001 - MANURE MANAGEMENT (NON-STANDARD CONDITION) Provide a Manure Management Plan to the Division of Environmental Health for review and approval. The Manure Management Plan shall address the volume of waste generated, method and time frame of continual disposal off-site, and necessary controls for vector odor and waste run-off. (Environmental Health)	Submit two copies of the plan to the Division of Environmental Health for review and approval.	Owner/ Applicant / Operator	Prior to issuance of building permit	

Permit Cond. Number	Mitig, Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
22.		EHSP002 - MANURE MANAGEMENT (NON-STANDARD CONDITION) The applicant shall manage the manure waste product generated by the horse boarding facility in conformance with the Manure Management Plan that has been reviewed and approved by the Division of Environmental Health. (Environmental Health)	Comply with the plan approved by the Division of Environmental Health.	Owner/ Applicant/ Operator	Ongoing	
23.		EHSP003 – PUBLIC NUISANCE (NON-STANDARD CONDITION) Applicant shall operate the facility in a manner consistent with public health and safety requirements. The horse boarding facility shall be managed in a manner that does not create a public health nuisance. (Environmental Health	Applicant shall operate the facility in a manner consistent with public health and safety requirements.	Owner/ Applicant / Operator	Ongoing	
24.		EHSP004 – WATER QUALITY NOTICE (NON-STANDARD CONDITION) The applicant shall record a deed notification with the Monterey County Recorder for parcel 1.89-021-005-000 indicating that: "The well water does not meet the secondary standards as required by Chapter 15.04 of the Monterey County Code; the water exceeds the maximum contaminant level (MCL) aluminum, color, and turbidity, indicating that treatment may be required." (Environmental Health)	Submittal of approved and Recorded Notice to Environmental Health Bureau.	CA Licensed Engineer/ Owner / Applicant	Prior to issuance of building and/or grading permit.	
			re Agency RE PROTECTION DISTRICT			
25.		FIRE007 - DRIVEWAYS  Driveways shall not be less than 12 feet wide unobstructed, with an unobstructed vertical clearance of not less than 15 feet. The grade for all driveways shall	Applicant shall incorporate specification into design and enumerate as "Fire Dept. Notes" on plans.	Applicant or owner	Prior to issuance of grading and/or	

Permit Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
		not exceed 15 percent. Where the grade exceeds 8 percent, a minimum structural roadway surface of 0.17			building permit.	
		feet of asphaltic concrete on 0.34 feet of aggregate base shall be required. The driveway surface shall be capable of supporting the imposed load of fire apparatus (22 tons), and be accessible by conventional-drive vehicles, including sedans. For driveways with turns 90 degrees and less, the minimum horizontal inside radius of curvature shall be 25 feet. For driveways with turns greater than 90 degrees, the minimum horizontal inside radius curvature shall be 28 feet. For all driveway turns, an additional surface of 4 feet shall be added. All driveways exceeding 150 feet in length, but less than 800 feet in length, shall provide a turnout near the midpoint of the driveway. Where the driveway exceeds 800 feet, turnouts shall be provided at no greater than 400-foot intervals. Turnouts shall be a minimum of 12 feet wide and 30 feet long with a minimum of 25-foot taper at both ends. Turnarounds shall be required on driveways in excess of 150 feet of surface length and shall long with a minimum 25-foot taper at both ends. Turnarounds shall be located within 50 feet of the primary building. The minimum turning radius for a turnaround shall be 40 feet from the center line of the driveway. If a hammerhead/T is used, the top of the "T" shall be a minimum of 60 feet in length. (Carmel Valley Fire Protection District)	Applicant shall schedule fire dept. clearance inspection	Applicant or owner	Prior to final building inspection.	
26.		FIRE008 - GATES All gates providing access from a road to a driveway shall be located at least 30 feet from the roadway and shall open to allow a vehicle to stop without obstructing traffic on the road. Gate entrances shall be at least the width of the traffic lane but in no case less than 12 feet	Applicant shall incorporate specification into design and enumerate as "Fire Dept. Notes" on plans.	Applicant or owner	Prior to issuance of grading and/or building permit.	

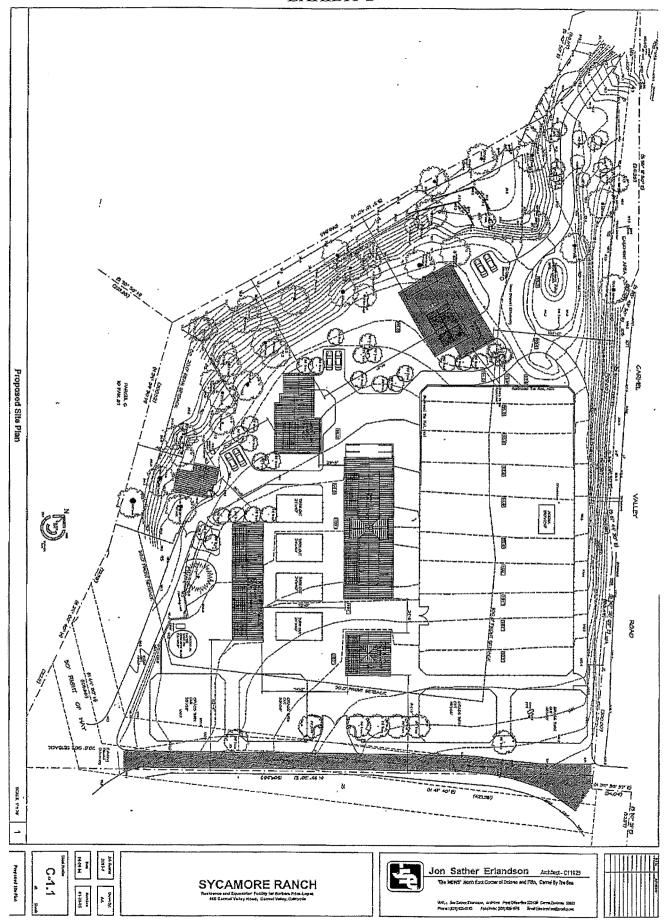
Permit Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
		wide. Where a one-way road with a single traffic lane provides access to a gated entrance, a 40-foot turning radius shall be used. Where gates are to be locked, the installation of a key box or other acceptable means for immediate access by emergency equipment may be required. (Carmel Valley Fire Protection District)	Applicant shall schedule fire dept. clearance inspection	Applicant or owner	Prior to final building inspection.	
27.		FIRE011 - ADDRESSES FOR BUILDINGS All buildings shall be issued an address in accordance with Monterey County Ordinance No. 1241. Each occupancy, except accessory buildings, shall have its	Applicant shall incorporate specification into design and enumerate as "Fire Dept. Notes" on plans.	Applicant or owner	Prior to issuance of building permit.	
		own permanently posted address. When multiple occupancies exist within a single building, each individual occupancy shall be separately identified by its own address. Letters, numbers and symbols for addresses shall be a minimum of 4-inch height, 1/2-inch stroke, contrasting with the background color of the sign, and shall be Arabic. The sign and numbers shall be reflective and made of a noncombustible material. Address signs shall be placed at each driveway entrance and at each driveway split. Address signs shall be and visible from both directions of travel along the road. In all cases, the address shall be posted at the beginning of construction and shall be maintained thereafter. Address signs along one-way roads shall be visible from both directions of travel. Where multiple addresses are required at a single driveway, they shall be mounted on a single sign. Where a roadway provides access solely to a single commercial occupancy, the address sign shall be placed at the nearest road intersection providing access to that site. Permanent address numbers shall be posted prior to requesting final clearance. (Carmel Valley Fire Protection District)	Applicant shall schedule fire dept. clearance inspection	Applicant or owner	Prior to final building inspection	
28.		FIRE015 - FIRE HYDRANTS/FIRE VALVES A fire hydrant or fire valve is required. The hydrant or	Applicant shall incorporate specification into design and enumerate	Applicant or owner	Prior to issuance of	
		fire valve shall be 18 inches above grade, 8 feet from	as "Fire Dept. Notes" on plans.	01 0 111101	grading	

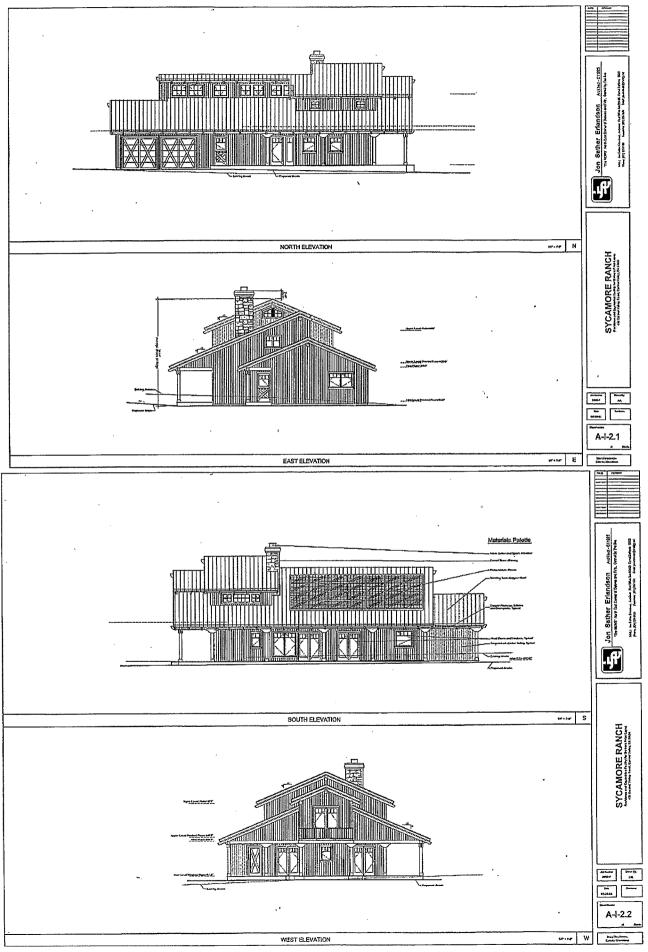
Permit Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
		flammable vegetation, no closer than 4 feet nor further than 12 feet from a roadway, and in a location where fire apparatus using it will not block the roadway. The			and/or building permit.	
		hydrant serving any building shall be not less than 50 feet and not more than 1000 feet by road from the building it is to serve. Minimum hydrant standards shall include a brass head and valve with at least one 2 1/2 inch National Hose outlet supplied by a minimum 4 inch main and riser. More restrictive hydrant requirements may be applied by the Reviewing Authority. Each hydrant/valve shall be identified with a reflectorized blue marker, with minimum dimensions of 3 inches, located on the driveway address sign, non-combustible post or fire hydrant riser. If used, the post shall be within 3 feet of the hydrant/valve, with the blue marker not less than 3 feet or greater than 5 feet above the ground, visible from the driveway. On paved roads or driveways, reflectorized blue markers shall be permitted to be installed in accordance with the State Fire Marshal's Guidelines for Fire Hydrant Markings Along State Highways and Freeways, May 1988. (Carmel Valley Fire Protection District)	11 *	Applicant or owner	Prior to final building inspection	
29.		FIRE019 - DEFENSIBLE SPACE REQUIREMENTS - (STANDARD) Manage combustible vegetation within a minimum of 100 feet of structures (or to the property line). Limb trees 6 feet up from ground. Remove limbs within 10 feet of chimneys. Additional and/or alternate fire	Applicant shall incorporate specification into design and enumerate as "Fire Dept. Notes" on plans.	Applicant or owner	Prior to issuance of grading and/or building permit.	
		protection or firebreaks approved by the fire authority may be required to provide reasonable fire safety. Environmentally sensitive areas may require alternative fire protection, to be determined by Reviewing Authority and the Director of Planning and Building Inspection. (Carmel Valley Fire Protection District)	Applicant shall schedule fire dept. clearance inspection	Applicant or owner	Prior to final building inspection	
30.		FIRE021 - FIRE PROTECTION EQUIPMENT &	Applicant shall enumerate as "Fire	Applicant	Prior to	

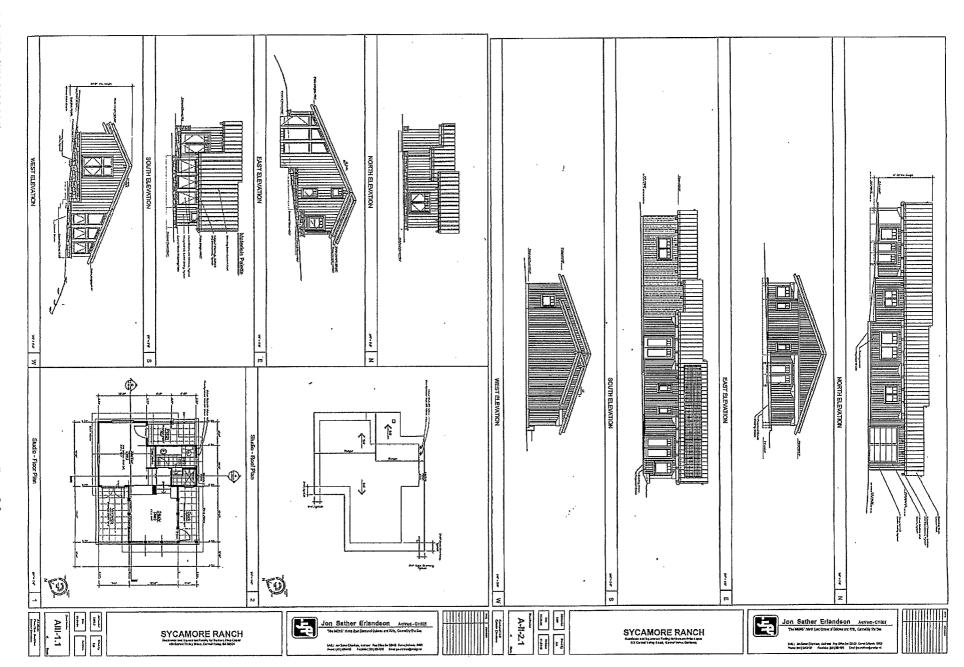
Permit - Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
		SYSTEMS - FIRE SPRINKLER SYSTEM (STANDARD) The building(s) and attached garage(s) shall be fully	Dept. Notes" on plans.	or owner	issuance of building permit.	
		protected with automatic fire sprinkler system(s). Installation shall be in accordance with the applicable NFPA standard. A minimum of four (4) sets of plans	Applicant shall schedule fire dept. rough sprinkler inspection	Applicant or owner	Prior to framing inspection	
		for fire sprinkler systems must be submitted by a California licensed C-16 contractor and approved prior to installation. This requirement is not intended to delay issuance of a building permit. A rough sprinkler inspection must be scheduled by the installing contractor and completed prior to requesting a framing inspection. (Carmel Valley Fire Protection District)	Applicant shall schedule fire dept. final sprinkler inspection	Applicant or owner	Prior to final building inspection	
31.		FIRE025 - SMOKE ALARMS - (SINGLE FAMILY DWELLING) Where a household fire warning system or combination fire/burglar alarm system is installed in lieu of single-	Applicant shall enumerate as "Fire Dept. Notes" on plans.	Applicant or owner	Prior to issuance of building permit.	
	station smoke alarms required by the Uniform Building Code the alarm panel shall be required to be placarded as permanent building equipment. (Carmel Valley Fire Protection District)	Applicant shall schedule fire alarm system acceptance test.	Applicant or owner	Prior to final building inspection		
32.		FIRE028 - ROOF CONSTRUCTION - (CARMEL VALLEY FPD) All new structures, and all existing structures receiving new roofing over 50 percent or more of the existing roof surface within a one-year period, shall require a minimum of ICBO Class A roof construction. (Carmel Valley Fire Protection District)	Applicant shall enumerate as "Fire Dept. Notes" on plans.	Applicant or owner	Prior to issuance of building permit.	
33.		FIRE030 – EMERGENCY WATER STANDARDS – WATER SYSTEMS (NON-STANDARD CONDITION)  The emergency water system shall be installed and made serviceable prior to the time of construction. Water systems constructed, extended or modified to serve a new	Applicant shall incorporate specifications into design and enumerate as "Fire Dept. Notes" on plans.	Applicant or owner	Prior to issuance of grading and/or building permit	

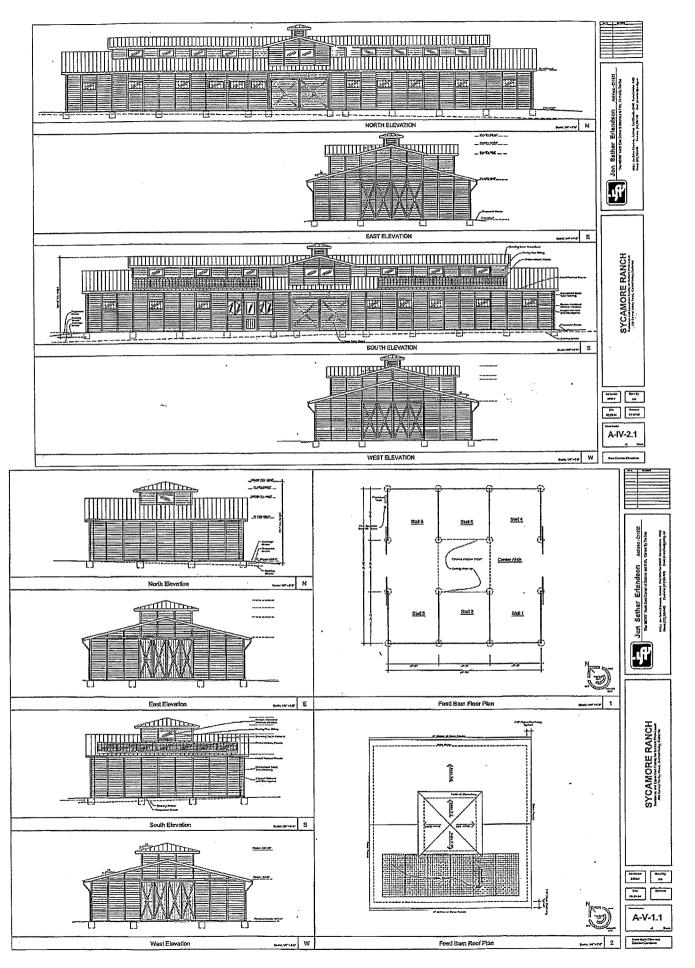
Permit Cond. Number	Mitig. Number	Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department	Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification of Compliance (name/date)
		development, a change of use, or an intensification of use, shall be designed to meet, in addition to average daily	Applicant shall obtain approval of the water system installation from the fire	Applicant or owner	Prior to foundation	
		demand, the standards shown in Table 2 of the Monterey County General Plan, NFPA Standard 1142, or other adopted standards. The quantity of water required	department.	or owner	inspection	
		pursuant to this chapter shall be in addition fo the domestic demand and shall be permanently and immediately available. (Carmel Valley Fire Protection				
		District)				

END OF CONDITIONS
Rev. 08/25/2010

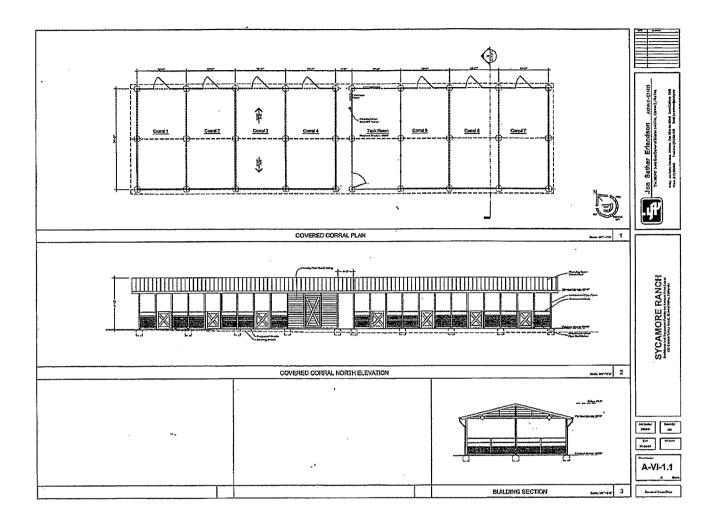




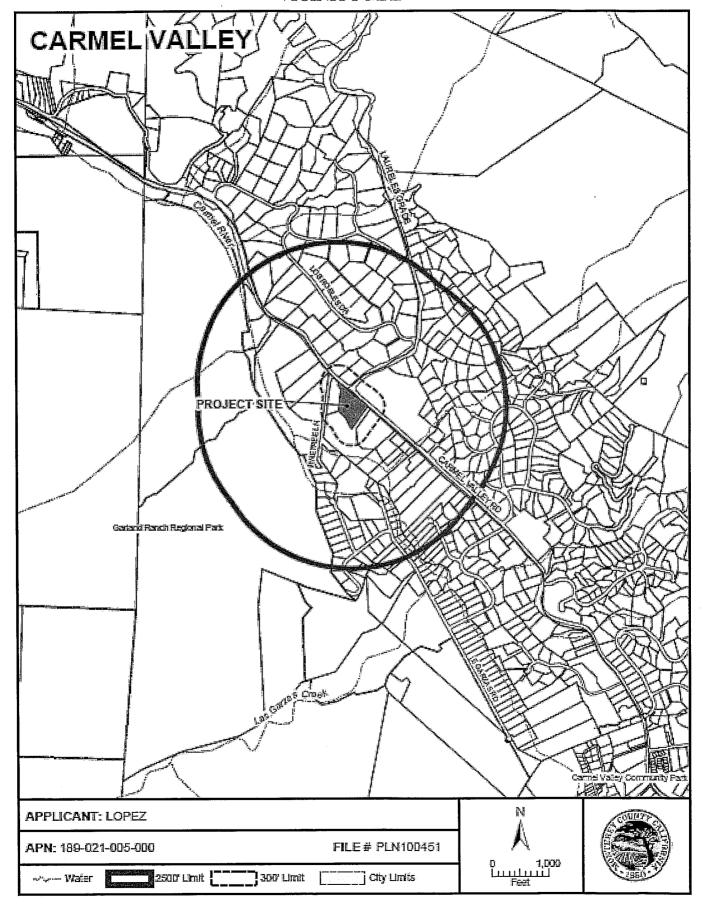




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# **EXHIBIT C**VICINITY MAP



# **EXHIBIT D**LETTER OF REQUEST FOR EXTENSION

Date: August 23, 2010

To: Planning Manager

RMA-Monterey County Planning Department

From: Barbara Price

454 W. Carmel Valley Dr. Carmel, CA 93923

I am requesting a 12-24 month planning approval extension to planning file PLN040414 (APN# 189-021-005) while we correct and update the documents we are submitting to the Building Dept. Our present planning approval expires Nov. 9, 2010, and updates to the plans involve Structural Engineering and other code updates that will make the documents conform to building requirements that have changed since we originally brought the plans to the Building Department.

The reason we have had to delay in moving forward with building is that in April 2008 we were asked by the MPWMD to perform certain hydrological tests on our permitted well before they could issue a permit for a WDS, a necessary component to our project. It did not make sense to redo the engineering and other plan corrections until we were assured of our water source, but our water source has now has been confirmed by the MPWMD and last week we were issued our WDS permit packet. Nonetheless, that took nearly two and a half years to secure. I will need additional time to submit our corrected and updated plans to Building Dept., and for this reason I am requesting a 12-24 month extension of our planning approval.

Thank you for your consideration.

Sincerely, Barbara Price

# **EXHIBIT E**

# PLN100451 Comparison of Conditions of Approval Between PLN040414 and PLN100451

	PLN040414		PLN100451	
Cond #	Condition Title	Cond #	Condition Title	Description of Modification
				Updated to reflect that this is an extension of
11	PBD029 - SPECIFIC USES ONLY	1	PD001 - SPECIFIC USES ONLY	PLN040414.
				Updated to reflect new permit number and new number
2	PBD025 - NOTICE - PERMIT APPROVAL	2	PD002 - NOTICE - PERMIT APPROVAL	of conditions
		3	PD032(A) - PERMIT EXPIRATION	Added condition stating new expiration date
	PBSP-001 - Non-Standard - DEED		·	
	RESTRICTION - Caretaker Unit/Horse			
_	Number Limitation/Carmel Valley Road	,ar.	PDSP - 001 DEED RESTRICTION (NON-	Reformatted and numbered to reflect current naming conventions
3	Emergency Access	4	STANDARD CONDITION)	DOM/Wentions
	DODGO CTOBUNGU DECOUDED		PRANOMI CHITHIMI DECCHIOCEC	Reformatted and numbered to reflect current naming
1	PBD030 - STOP WORK - RESOURCES FOUND	5	PD003(A) - CULTURAL RESOURCES - NEGATIVE ARCHAEOLOGICAL REPORT	conventions.
	PBD032(A) - TREE PROTECTION	6	PBD032(A) - TREE PROTECTION	Exactly the same
<u> </u>	Pubusz(A) - Thee Photeoticia		PODDOZINY- THEE THOTEOTION	Extens are sente
			PD012(D) - LANDSCAPE PLAN AND	
	PBD018(A) - LANDSCAPE PLAN AND			Revised condition includes current Monterey Peninsula.
1	MAINTENANCE (SINGLE FAMILY		WATER MANAGEMENT DISTRICT	Water Management District requirement for MAWA
1	DWELLING ONLY)	7	(SINGLE FAMILY DWELLING ONLY)	calculation with new landscaping.
	Day Lectives Office )		Process of the proces	Separate and Control of Control o
	NON-STANDARD - RECORD ROAD		PBSP002 - RECORD ROAD AGREEMENT	Reformatted and numbered to reflect current naming
1	AGREEMENT	8	(NON-STANDARD CONDITION)	conventions
	Non-Standard - LIGHTING - EXTERIOR		PDSP003 - EXTERIOR LIGHTING PLAN	Reformatted and numbered to reflect current naming
8	LIGHTING PLAN	9	(NON-STANDARD CONDITION)	conventions
9	PW 0006 - CARMEL VALLEY	10	PW0006 - CARMEL VALLEY	Exactly the same
			PW0043 - REGIONAL DEVELOPMENT	
	^	7 7	IMPACT FEE	New condition added to reflect current requirements
			PWSP001 - DRIVEWAYS (NON-	Reformatted and numbered to reflect current naming
10	NON-STANDARD - CARMEL VALLEY	12	STANDARD CONDITION)	conventions
				Requirement for recordation of notice eliminated.
			PWSP002 - DRIVEWAYS (NON-	Requirement to reimburse Bernardus Lodge remains the
	NON-STANDARD - CARMEL VALLEY	13	STANDARD CONDITION)	same.
1	WR40 - WATER CONSERVATION		WR40 - WATER CONSERVATION	
	MEASURES	14	MEASURES	Exactly the same
13	WR8 - COMPLETION CERTIFICATION	15	WR8 - COMPLETION CERTIFICATION	Exactly the same

PLN100451 Comparison of Conditions of Approval Between PLN040414 and PLN100451

14	WR45 - WELL INFORMATION	16	WR45 - WELL INFORMATION	Exactly the same
	WR43 - WATER AVAILABILITY		WR43 - WATER AVAILABILITY	-
1	CERTIFICATION	17	CERTIFICATION	Exactly the same
16	WR3 - DRAINAGE PLAN - RETENTION	19	WR3 - DRAINAGE PLAN - RETENTION	Exactly the same
17	EH1 - WATER SYSTEM PERMIT	19	EH1 - WATER SYSTEM PERMIT	Exactly the same
18	EH11 - SEPTIC SYSTEM DESIGN	20	EH11 - SEPTIC SYSTEM DESIGN	Exactly the same
			EHSP001 - MANURE MANAGEMENT (NON-	
19	EHSP01 - MANURE MANAGEMENT	21	STANDARD CONDITION)	Re-numbered to reflect current naming conventions
			EHSP002 - MANURE MANAGEMENT (NON-	
20	EHSP02 - MANURE MANAGEMENT	22	STANDARD CONDITION)	Re-numbered to reflect current naming conventions
			EHSP003 - PUBLIC NUISANCE (NON-	
21	EHSP03 - PUBLIC NUISANCE	23	STANDARD CONDITION)	Re-numbered to reflect current naming conventions
	(NON-STANDARD) EHSP04 Water Quality		EHSP001 - WATER QUALITY NOTICE	
22	Notice	24	(NON-STANDARD CONDITION)	Re-numbered to reflect current naming conventions
23	FIRE007 - DRIVEWAYS	25	FIRE007 - DRIVEWAYS	Exactly the same
24	FIRE008 - GATES	26	FIRE008 - GATES	Exactly the same
25	THIS NUMBER SKIPPED			
26	FIRE011 - ADDRESSES FOR BUILDINGS	27	FIRE011 - ADDRESSES FOR BUILDINGS	Exactly the same
		28	FIRE015 - FIRE HYDRANTS/FIRE VALVES	New condition added by Carmel Valley FPD
1	FIRE019 - DEFENSIBLE SPACE		FIRE019 - DEFENSIBLE SPACE	
27	REQUIREMENT - (STANDARD)	29	REQUIREMENTS - (STANDARD)	Exactly the same
	Nonslandard - FIRE PROTECTION		FIRE021 - FIRE PROTECTION	
	EQUIPMENT & SYSTEMS - FIRE		EQUIPMENT & SYSTEMS - FIRE	
	SPRINKLER SYSTEM	30	SPRINKLER SYSTEM (STANDARD)	Now the standard condition
	FIRE025 - SMOKE ALARMS - (SINGLE		FIRE025 - SMOKE ALARMS - (SINGLE	
	FAMILY DWELLING)	31	FAMILY DWELLING)	Exactly the same
	FIRE028 - ROOF CONSTRUCTION -		FIRE028 - ROOF CONSTRUCTION -	
30	(GARMEL VALLEY FPD)	32	(CARMEL VALLEY FPD)	Exactly the same
			FIRE030 - EMERGENCY WATER	
			STANDARDS- WATER SYSTEMS (NON-	
		33	STANDARD CONDITION)	New condition added by Carmel Valley FPD

JEFF MAIN ZONING ADMINISTRATOR COUNTY OF MONTEREY. STATE OF CALIFORNIA

RESOLUTION NO. 040414

A. P. # 189-021-005-000

In the matter of the application of Barbara Price Lopez (PLN040414) FINDINGS AND DECISION

to allow a Combined Development Permit in accordance with Title 21 (Zoning) Chapter 21.76 (Combined Development Permits) of the Monterey County Code, consisting of: 1) an Administrative Permit to allow the construction of a 2,382 sq. ft. two-story single family detached dwelling with a 1,238 sq. ft. non-habitable basement, 1,458 sq. ft. of exterior covered porch and deck, and an attached 530 sq. ft. two-car attached garage with a 510 sq. ft. non-habitable art studio; 2) an Administrative Permit to construct a 1,000 sq. ft. caretaker's unit with 945 sq. ft. non-habitable basement with 184 sq. ft. dedicated to laundry and stairs, 417 sq. ft. of exterior covered patios and walks, an attached 274 sq. ft. one-car garage and three septic systems; 3) a Use Permit for horse breeding stables consisting of a) a 4,680 sq. ft. horse barn; b) a 1,305 sq. ft. hay barn; c) 2,340 sq. ft. covered corrals; d) a water tank; 4) with attendant grading (140 cu. yds. cut and fill); 5) removal of 5 Monterey Pines (four 15" and one 20") and 6) Design Approval. The property is located at 450 Carmel Valley Road, Carmel Valley, Carmel Valley Master Plan Area, and came on regularly for meeting before the Zoning Administrator on November 9, 2006.

Said Zoning Administrator, having considered the application and the evidence presented relating thereto,

### FINDINGS OF FACT

- 1. FINDING:
- CONSISTENCY The project, as described in Condition No. 1 and as conditioned, conforms to the policies, requirements, and standards of the Monterey County General Plan. Carmel Valley Master Plan Area, Greater Monterey Peninsula Area Plan Inventory and Analysis, and the Monterey County Zoning Ordinance (Title 21), which designates this area as appropriate for the proposed development.
- EVIDENCE: (a) The text, policies, and regulations in the above referenced documents have been evaluated during the course of review of applications. No conflicts were found to exist. No communications were received during the course of review of the project indicating any inconsistencies with the text, policies, and regulations in these documents.
  - (b) The property is located at 450 Carmel Valley Road, Carmel Valley (Assessor's Parcel Number 189-021-005-000), Carmel Valley Master Plan Area. The parcel is zoned LDR/1-D-S-RAZ, [Low Density Residential, 1 acre per unit with Design Control and Site Plan Review Overlays, and Residential Allocation Zone]. The subject property complies with all the rules and regulations pertaining to zoning uses and any other applicable provisions of Title 21, and is therefore suitable for the proposed development.
  - (c) The project planner conducted a site inspection on December 22, 2004 to verify that the project on the subject parcel conforms to the plans listed above.
  - (d) A Caretaker unit is proposed to provide on site living facility for the stable help and grounds maintenance. (See the attached Owner's Letter of Justification Exhibit E). Title 21 (section 21.64.030) allows a caretaker unit of 1,000 square foot floor area for parcels under 10 acres. The caretaker unit is proposed for 1,000 square feet, with a 945 square foot basement without internal circulation, a 274 square foot garage, 294 square feet of laundry and stairs and 417 square feet of covered porches. Thus, the floor area for the caretaker unit is a 1,000 square feet and the coverage area is 1,985 square feet.

- (e) The Non-Habitable Studio has 507 square feet of study/studio area with 98 square feet of covered porches for a total coverage of 605 square feet.
- (f) The horse stable has office facilities, a toilet, laundry, tack room and stalls for coverage of 4,712 square feet.
- (g) The hay barn has compartments for feed stuffs and coverage of 870 square feet.
- (h) Vehicle access is off Carmel Valley Road. The primary access is a common driveway about 500 feet east of Laureles Grade and Carmel Valley Road intersection. The Emergency Access is 150 feet west of the Laureles Grade and Carmel Valley Road intersection.
- (i) The project was referred to the Carmel Valley Land Use Advisory Committee (LUAC) for review at their August 2, 2004 meeting, when they recommended approval of the Lopez project PLN040414 by a 3:1 vote. (See LUAC minutes Exhibit G) Listed among their concerns were as follows:
- 1. "That the secondary entrance be carefully evaluated for ingress and egress on to Carmel Valley Road placed as it is currently. Safety at this road junction is paramount."

  Addressed in the Traffic Study and Public Works requirement that the westerly entrance be limited to Emergency Vehicle turns in and right turn out of Carmel Valley Road [see Recommended Condition #10].
- 2. "That the project description is complete and accurate document to plans... ... The LUAC experienced omissions in descriptions, . [sic] Everything needs to tie-in one to another." This project description and plans were reviewed and found complete by staff.
- 3. "The maps need to be updated in similar fashion to tie in to the documents." These are shown on the plans in the file PLN040414.
- 4. "There needs to be an approved plan for the removal of manure and the control of pests."

  This issue has been reviewed and approved by Environmental Health.
- 5. "A detailed and certified landscaping plan drawn, and submitted with date of implementation and enforcement provisions in order to adequately screen this project from the high visibility areas of CVRoad [sic] and Los Laureles Road." This issue is addressed in the Landscaping Plan Condition, Recommended Condition #6.
- 6. "Use of material to be of type and texture that will submerge into the landscape rather than stand out .Particular attention to the use of copper roofs." The Recommended Conditions do not require any changes because untreated copper will age to a non-reflective bluegreen patina over time. See the Design Approval application for PLN040414 attached as Exhibit "H".
- 7. "All exterior lighting to be of the type that is subdued downlight [sic] and shaded where possible." This issue is addressed in the Recommended Condition #8.
- 8. "Concern directed to the use of basements as other than described, i.e.-habitable vs. non-habitable". This issue is addressed by the Permit Description, which identifies the basements as non-habitable, Recommended Condition #3.
- The LUAC recommendations are included, attached in Exhibit G.
- (j) For safety considerations, the east entrance shall be the main access to this project, as identified in the traffic study. Since it is on a neighboring parcel an agreement shall be executed and recorded to provide parcel access and maintenance for the road.
- (k) The application, project plans, and related support materials submitted by the project applicant to the Monterey County RMA Planning Department for the proposed development found in Project File PLN040414.
- 2. **FINDING:** SITE SUITABILITY The site is physically suitable for the use proposed. Barbara Price Lopez (PLN040414)
  Page 2

- EVIDENCE: (a) The project has been reviewed for site suitability by the following departments and agencies: RMA Planning Department, Carmel Valley Fire Protection District, Public Works, Environmental Health Division, and Water Resources Agency. There has been no indication from these departments/agencies that the site is not suitable for the proposed development. Conditions recommended have been incorporated.
  - (b) Technical reports by outside biological, archaeological, traffic, and geological consultants indicated that there are not physical or environmental constraints that would indicate that the site is not suitable for the use propose. County staff concurs. The following reports have been prepared:

"Prelimiary ArchaelogicalReconnaissance for the sycamore ranch project, on APN 189-021-005" (LIB040154) prepared by Archaelogical Consulting, Salinas, CA, on March 9, 2004.

"Arborist Review of Monterey Pines to be removed at 450 Carmel Valley Rd, Carmel Valley" (LIB060481) prepared by Maureen Hamb, Certified Arborist #2280, Santa Cruz, on June 19, 2004.

"Biologicval Report Price-Lopez/Sycamore Farm" (LIB050686) prepared by Jeffery B. Froke, Ph.D., Carmel, CA, on March 8, 2004.

"Geotechnical Report" (LIB040155) prepared by Grice Engineering Inc, Salinas, CA, on June 27, 2003.

"Traffic Impact Report for Sycamore Ranch Residence and Equestrian Center" (LIB040293) prepared by Pinnacle Traffic Engineering, Hollister, CA, on October 20, 2004.

- (c) Staff conducted a site inspection on December 22, 2004 to verify that the site is suitable for this use.
- (d) The surrounding land use is compatible with the proposed development.
- (e) Materials in Project File PLN040414.
- 3. FINDING: CEQA (Exempt): The project is categorically exempt from environmental review.
  - **EVIDENCE:** (a) California Environmental Quality Act (CEQA) Guidelines Section 15303(a) and (e), categorically exempts the construction of: single family structures and accessory structures.
    - (b) No adverse environmental effects were identified during staff review of the development application during a site visit on December 22, 2004.
    - (c) See preceding and following findings and supporting evidence.
- 4. FINDING: NO VIOLATIONS The subject property is in compliance with all rules and regulations pertaining to zoning uses, subdivision, and any other applicable provisions of the County's zoning ordinance. No violations exist on the property. Zoning violation abatement costs, if any, have been paid.
  - **EVIDENCE:** (a) Staff reviewed Monterey County RMA Planning Department and Building Services Department Monterey County records and is not aware of any violations existing on subject property.
- 5. FINDING: HEALTH AND SAFETY The establishment, maintenance, or operation of the project applied for will not under the circumstances of this particular case be detrimental to the health, safety, peace, morals, comfort, and general welfare of persons residing or working in the neighborhood of such proposed use, or be detrimental or injurious to property and improvements in the neighborhood or to the general welfare of the County.

**EVIDENCE:** Preceding findings and supporting evidence.

- 6. FINDING: CARETAKER UNIT -Adequate sewage disposal and water supply facilities exist or are readily available, as approved by the Director of Environmental Health.
  - EVIDENCE: (a) The proposed caretaker unit was reviewed by the Environmental Health division of Monterey County. No stated issues of adequate sweage disposal or water supply facilities were raised.
    - (b) The Environmental Health Division recommended three conditions. The siting of the septic system and design are to be approved prior to the issuance of grading or building permits. The water system must be permitted. Additionally, the Secondary Water Standards excedance notice must be recorded.
    - (c) Preceding findings and supporting evidence.
- 7. FINDING: TREE REMOVAL The project includes a Tree Removal Permit for the removal of five Monterey Pine trees in accordance with the applicable policies of the Carmel Valley Master Area Plan and the Monterey County Zoning Ordinance (Title 21). The Required Findings in order to grant the permit for tree removal have been met.
  - EVIDENCE: (a) Carmel Valley Master Plan Policy 40.2.1.3 (CV) states "Development (including buildings, fences, signs and landscaping) shall not be allowed to significantly block views of the viewshed, the river or the distant hills as seen from key public viewing areas such as Garland Ranch Regional Park, and such obstructions should be discouraged along both Carmel Valley Road and Laureles Grade Road. This applies to commercial and private parcels and to both developments and existing lots of record. The removal of existing solid fences and rows of Monterey Pine trees which block views of the river and the mountains is encouraged."
    - (b) Measures for oak tree protection during construction have been incorporated as conditions and include tree protection zones, trunk protection, hand excavation and bridging roots.
    - (c) The single family residence, accessory structures, driveway and Caretaker Unit have been sited to minimize the removal of native trees as much as possible. The 12' wide driveway is the minimum width necessary to meet Fire requirements.
    - (d) The removal will not involve a risk of adverse environmental impacts.
- 8. **FINDING:** APPEALABILITY The decision on this project is appealable to the Planning Commission. **EVIDENCE:** Section 21.80.040 Monterey County Zoning Ordinance (Title 21).

### **DECISION**

It is the decision of the Zoning Administrator of the County of Monterey that said application for a Combined Development Permit be granted as shown on the attached sketch and subject to the attached conditions.

PASSED AND ADOPTED this 9th day of November, 2006.



COPY OF THIS DECISION MAILED TO APPLICANT ON JAN - 3 2007

IF ANYONE WISHES TO APPEAL THIS DECISION, AN APPEAL FORM MUST BE COMPLETED AND SUBMITTED TO THE SECRETARY TO THE MONTEREY COUNTY PLANNING COMMISSION ALONG WITH THE APPROPRIATE FILING FEE ON OR BEFORE

JAN 1 3 2007

This decision, if this is the final administrative decision, is subject to judicial review pursuant to California Code of Civil Procedure Sections 1094.5 and 1094.6. Any Petition for Writ of Mandate must be filed with the Court no later than the 90<sup>th</sup> day following the date on which this decision becomes final.

## NOTES

1. You will need a building permit and must comply with the Monterey County Building Ordinance in every respect.

Additionally, the Zoning Ordinance provides that no building permit shall be issued, nor any use conducted, otherwise than in accordance with the conditions and terms of the permit granted or until ten days after the mailing of notice of the granting of the permit by the appropriate authority, or after granting of the permit by the Board of Supervisors in the event of appeal.

Do not start any construction or occupy any building until you have obtained the necessary permits and use clearances from the Monterey County Planning and Building Inspection Department office in Salinas.

2. This permit expires 2 years after the above date of granting thereof unless construction or use is started within this period.

## Monterey County Resource Management Agency Planning Department Condition Compliance and/or Mitigation Monitoring Reporting Plan

PROJECT NAME: LOPEZ

File No: PLN040414

APN: 189-021-005-000

Approved by: Zoning Administrator Date: November 9, 2006

\*Monitoring or Reporting refers to projects with an EIR or adopted Mitigated Negative Declaration per Section 21081.6 of the Public Resources Code.

Permu Condi	Muig. Number	Conditions of Approval and/or Mingation Measures and Responsible Land-Use Department	Gomplance of Monitoring Actions  to be performed Where applicable, as certified professional is required for action to be accepted.	Responsible Party for Compliance	Timing	Verification = Of Gompliance (name/date)
1		PBD029 - SPECIFIC USES ONLY	Adhere to conditions and uses specified	Owner/	Ongoing	
		This Lopez Combined Development consisting of: 1)	in the permit.	Applicant	unless	
		An Administrative Permit for the construction of a	. , ,		other-wise	
		2,382 sq. ft. two-story single family detached dwelling			stated	·
		with a 1,238 sq. ft. non-habitable basement, 1,458 sq.		•	ļ	
		ft. of exterior covered porch and deck, and an attached			] .	
		530 sq. ft. two-car attached garage with a detached				
		non-habitable 510 sq. ft art studio; 2) An		•		1
		Administrative Permit to construct a 1,000 sq. ft.	i		:	
		caretaker's unit with 945 sq. ft. non-habitable				
	,	basement with 184 sq. ft. dedicated to laundry and				
		stairs, 417 sq. ft. of exterior covered patios and walks,				
		and an attached 274 sq. ft. one-car garage with three				
		septic systems, 3) A Use Permit for horse breeding				
,		stables consisting of a) a 4,680 sq. ft. horse barn; b) a				
		1,305 sq. ft. hay barn; c) 2,340 sq. ft. covered corrals;		1		
		d) a water tank; 4) with attendant grading (140 cu.			•	
	İ	yds. cut and fill); 5) the removal of five non-protected				
		Monterey pine trees (four 15" and one 20" diameter)				
		and 6) Design Approval. The property is located at				
	1	450 Carmel Valley Road, Carmel Valley (Assessor's				
	]	Parcel Number 189-021-005-000), southerly of				. :
		intersection of Laureles Grade and Carmel Valley				
		Road, Carmel Valley Master_Plan Area. This permit				1
		was approved in accordance with County ordinances	•	·		

Barbara Price Lopez (PLN040414)

Page 6

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and land use regulations subject to the following terms and conditions. Neither the uses nor the construction allowed by this permit shall commence unless and untiall of the conditions of this permit are met to the satisfaction of the Director of RMA - Planning Department. Any use or construction not in substantial conformance with the terms and conditions of this permit is a violation of County regulations and may result in modification or revocation of this permit and subsequent legal action. No use or construction other than that specified by this permit is allowed unless additional permits are approved by the appropriate authorities. [Resource Management Agency (RMA) Planning Department]				
2 PBD025 - NOTICE-PERMIT APPROVAL The applicant shall record a notice which states: "A	Proof of recordation of this notice shall be furnished to RMA - PD	Owner/ Applicant	Prior to Issuance	
permit (Resolution No. 040414) was approved by the	rambiod to Retail 110	, in the state of	of grading	
Planning Commission for Assessor's Parcel Number			and	
189-021-005-000 on November 9, 2006. The permit			building	
was granted subject to 30 conditions of approval, which	1	<u> </u>	permits or	•
run with the land. A copy of the permit is on file with			start of	
the Monterey County RMA - Planning Department."  Proof of recordation of this notice shall be furnished to			use.	
the Director of RMA - Planning Department prior to			·	
issuance of building permits or commencement of the				
use. (RMA - Planning Department)			.	٠
3 PBDSP-001 Non-Standard - DEED RESTRICTION		Owner/	Prior to	·
Caretaker Unit/Horse Number Limitation/Carmo	approval to PBI.	Applicant	Issuance	
Valley Road Emergency Access			of Grading	
Prior to the issuance of a building permit the applicant shall comply with and record a deed restriction that			and Building	
includes the following components:			Permits	
morades are ronowing components.	Applicant shall record the approved	Owner/	Prior to	
A) continued permitting of the <u>Caretaker unit</u> may be	deed restriction with Monterey County	Applicant	Issuance	
allowed subject to the following regulations:	Recorder's office.	A 4	of Grading	ļ
1. Only one caretaker unit per lot of shall be allowed			and	
2. The caretaker shall be employed principally on the			Building	
lot for purposes of care and protection of persons,			Permits	
plants, animals, equipment, or other facilities on-site				

Barbara Price Lopez (PLN040414) Page 7

or on contiguous lost under the same ownership.  3. The minimum lot size for establishment of a caretaker unit in areas not served by public sewers shall be two acres.  4. Caretaker units shall not be subject to density requirements of the zoning district in which the lot is located.  5. The maximum floor area for a caretaker unit is 1,000 square feet on lots greater than ten acres. The laundry and basement are designated "non-habitable space" and shall be maintained as such.  6. A minimum of one covered off-street purking space shall be provided for the caretaker unit.  7. The caretaker unit shall not be separately rented let, or leased to other than the caretaker whether compensation be direct or indirect.  8. Subsequent subdivisions which divide a main residence from a caretaker unit shall not be permitted except where lots created meet minimum lot size and density requirements of the existing zoning.  9. Caretaker units any be converted to a caretaker unit, subject to an Administrative Permit.  10. The applicant shall record a deed restriction as a condition of project approval, stating that the caretaker.  B) Horse Number Limitation- The stables and suurounding property shall be limited to americany access only and shall her installed a breakaway gate that shall remained closed at all times.  (C) Access Limitation to Carmel Valley Road — The existing westerly saccess shall be limited to and not exceed 10 horses at all times.  (RMA- Planning Department)	 ,			<del></del>	1	T	1
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(RMA - Planning Department)				i		1	
		(RMA - Planning Department)		<u> </u>	·	<u> </u>	

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		·				
4			Stop work within 50 meters (165 feet) of	Owner/	Ongoing	•
			uncovered resource and contact the	Applicant/		
		W. T.	Monterey County Planning and Building	Archaeologist		
			Inspection Department and a qualified			
		resources) work shall be halted immediately within 50	archaeologist immediately if cultural,			
ŀ		meters (165 feet) of the find until a qualified	archaeological, historical or	·	,	
.		professional archaeologist can evaluate it. The	paleontological resources are uncovered.			
	}	Monterey County Planning and Building Inspection	When contacted, the project planner and	ļ.		·
.		Department and a qualified archaeologist (i.e., an	the archaeologist shall immediately visit			
		archaeologist registered with the Society of Professional	the site to determine the extent of the			
		Archaeologists) shall be immediately contacted by the	resources and to develop proper			
		responsible individual present on-site. When contacted,	mitigation measures required for the	· .		
	İ	the project planner and the archaeologist shall	discovery.			<u> </u>
		immediately visit the site to determine the extent of the				
-		resources and to develop proper mitigation measures	'	1		•
		required for the discovery. (RMA - Planning				
		Department)	i			
5		PBD032(A) - TREE PROTECTION		Owner/	Prior to	
		Trees which are located close to the construction site(s)	PBI for review and approval.	Applicant	issuance of	
. ]		shall be protected from inadvertent damage from			grading	ļ. ļ.
•		construction equipment by wrapping trunks with	!		and	
'		protective materials, avoiding fill of any type against the	. :.		building	
		base of the trunks and avoiding an increase in soil depth			permits	
·		at the feeding zone or drip line of the retained trees. Said			,	
		protection shall be demonstrated prior to issuance of				1
		building permits subject to the approval of the Director of				
		Planning and Building Inspection. (RMA - Planning		•		
li .		Department)	1	•	1	1

	·				1 2 1	1
6		PBD018(A) - LANDSCAPE PLAN AND		Owner/	At least 60	•
1	:	MAINTENANCE (SINGLE FAMILY DWELLING		Applicant/	days prior	
	1	ONLY)	review and approval.	Contractor	to final	
		The site shall be landscaped. At least 60 days prior to			inspect-ion	
		occupancy, three (3) copies of a landscaping plan shall be			or occu-	
		submitted to the Director of Planning and Building			pancy	
		Inspection for approval. A landscape plan review fee is				
	1	required for this project. Fees shall be paid at the time of				
1.		landscape plan submittal. The landscaping plan shall be	All landscaped areas and fences shall	Owner/	Ongoing	
		in sufficient detail to identify the location, species, and		Applicant		
	]	size of the proposed landscaping materials and shall be	applicant; all plant material shall be	· .	l' . İ	•
1		accompanied by a nursery or contractor's estimate of the	continuously maintained in a litter-			
		cost of installation of the plan. Before occupancy,	free, weed-free, healthy, growing	, .	1	
		landscaping shall be either installed or a certificate of	condition.			
1		deposit or other form of surety made payable to Monterey	·			
		County for that cost estimate shall be submitted to the			}	
			<b>^</b>			
	İ	Monterey County Planning and Building Inspection				
		Department. All landscaped areas and fences shall be			1	
		continuously maintained by the applicant; all plant				
		material shall be continuously maintained in a litter-free,		ļ :	·	
		weed-free, healthy, growing condition. (RMA - Planning			·	,
	.,	Department)				
7		NON-STANDARD- RECORD ROAD	Applicant shall provide a road access	Applicant or	Prior to	
		AGREEMENT	and maintenance agreement,	owner:	issuance of	
		For safety purposes, applicant shall record an executed	notarized, and authorized (where	<b>.</b> .	grading	
		agreement with the neighbor, Virginia Bell, on whose	necessary). Subsequent to the		and/or	
		property the east access to Carmel Valley Road is	parties' signing, applicant shall		building	
		located. The agreement shall detail parcel access for the	furnish proof of recordation of this		permit.	
1		Lopez property and a road maintenance agreement.	agreement to PBI.		-	
		This agreement shall run with the land. (RMA -		•		1
		Planning Department)		·		
1	I	Tranimiz Dehar iment)			<u> </u>	

8	Non-Standard – LIGHTING – EXTERIOR LIGHTING PLAN  All exterior lighting shall be unobtrusive, shaded, down lit, harmonious with the local area, and constructed or located so that only the intended area is illuminated and off-site glare is fully controlled. Lighting fixtures shall have recessed lamp elements. The applicant shall submit 3 copies of an exterior lighting plan which shall indicate the location, type, and wattage of all light fixtures and include catalog sheets for each fixture. The exterior lighting plan shall be subject to approval by the Director of Planning and Building Inspection, prior to the issuance of building permits. (RMA – Planning Department)	plans to PBI for review and approval.	Owner/ Applicant	Prior to issuance of building permits.	
9	PW0006 – CARMEL VALLEY The Applicant shall pay the Carmel Valley Master Plan Area Traffic Mitigation fee pursuant to the Board of Supervisors Resolution NO. 95-140, adopted September 12, 1995 (Fees are updated annually based on CCI). (Public Works)	Applicant shall pay to PBI the required traffic mitigation fee.	Owner/ Applicant	Prior to Building Permits Issuance	
10	NON-STANDARD – CARMEL VALLEY That the accesses to Carmel Valley Road be improved subject to the approval of the Department of Public Works. The westerly driveway shall be developed so as to limit access to emergency vehicle access only. (Public Works)	Submittal and acceptance of plans incorporating this traffic improvement to Public Works	Owner/ Applicant	Prior to filing the issuance of building and/or grading	
	NON-STANDARD – CARMEL VALLEY The applicant shall record a notice stating: "If the Bernardus Lodge completes the two way left turn lane improvements along the frontage of Carmel Valley Road for their driveway prior to issuance of building permits for this project, applicant shall reimburse the Bernardus Lodge for a pro rata share of the cost of the improvements based on traffic study trip generation movement number ratio." (Public Works)	Submittal of approved and Recorded Notice to Public Works	Owner/ Applicant	Prior to filing the issuance of building and/or grading permit.	

12		WR40 - WATER CONSERVATION MEASURES  The applicant shall comply with Ordinance No. 3932, or as subsequently amended, of the Monterey County Water Resources Agency pertaining to mandatory water conservation regulations. The regulations for new construction require, but are not limited to:		Owner/ Applicant	Prior to final building inspection/occupa ncy	
		<ul> <li>a. All toilets shall be ultra-low flush toilets with a maximum tank size or flush capacity of 1.6 gallons, all shower heads shall have a maximum flow capacity of 2.5 gallons per minute, and all hot water faucets that have more than ten feet of pipe between the faucet and the hot water heater serving such faucet shall be equipped with a hot water recirculating system.</li> <li>b. Landscape plans shall apply xeriscape principles,</li> </ul>				
	·	including such techniques and materials as native or low water use plants and low precipitation sprinkler heads, bubblers, drip irrigation systems and timing devices. (Water Resources Agency)				
13	·	WR8 - COMPLETION CERTIFICATION The applicant shall provide the Water Resources Agency certification from a registered civil engineer or licensed contractor that stormwater detention/retention facilities have been constructed in accordance with approved plans. (Water Resources Agency)	Submit a letter to the Water Resources Agency, prepared by a registered civil engineer or licensed contractor, certifying compliance with approved drainage plan.	Engineer/	Prior to final inspect- ion	
14		WR45 - WELL INFORMATION The applicant shall provide the Water Resources Agency information on the well to serve the project including a map showing the well location and any available well logs/e-logs. (Water Resources Agency)	Submit all applicable well information to the Water Resources Agency for review and approval.	Owner/ Applicant	Prior to issuance of any grading or building permits	

			C 1 '11' TTT 1 TD 1 TD 1 '1	TO	D	
15	l .	43 - WATER AVAILABILITY	Submit the Water Release Form to the	Owner/	Prior to	
		RTIFICATION		Applicant	issuance of	Ì
	The	applicant shall obtain from the Monterey County	approval.		any	
	Wat	ter Resources Agency, proof of water availability			building	
		he property, in the form of an approved Monterey			permits	
		insula Water Management District Water Release				
	Form	m. (Water Resources Agency)		<u> </u>		
16		3 - DRAINAGE PLAN - RETENTION	Submit 3 copies of the engineered	Owner/	Prior to	
		applicant shall provide the Water Resources	drainage plan to the Water Resources	Applicant/	issuance of	
-		ency a drainage plan prepared by a registered civil	Agency for review and approval.	engineer	grading or	
		ineer or architect addressing on-site and off-site		•	building	
		acts. The plan shall include retention/percolation	!		permits	
		lities to mitigate the impact of impervious surface				
	stor	mwater runoff. Drainage improvements shall be				
	cons	structed in accordance with plans approved by the			· [	. :
j	Wat	ter Resources Agency. (Water Resources Agency)			. ]	
17	EH	1 - WATER SYSTEM PERMIT	Submit necessary application, reports	CA Licensed	Prior to	***************************************
		tain a new or amended water system permit from	and testing results to EH for review and	Engineer	issuance of	ļ
		Division of Environmental Health.	approval.	/Owner/	grading or	
		nvironmental Health)		Applicant	building	
				** :	permits	
18	EH	11 - SEPTIC SYSTEM DESIGN	Division of Environmental Health must	CA Licensed	Prior to	
	Sub	omit plans for review and approval showing the	approve plans. Applicant shall obtain a	Engineer	filing the	
		ation and design of the proposed septic system	permit to install the septic system.	· /Owner/	issuance of	
		eting the standards found in Chapter 15.20 of the		Applicant	building or	
		nterey County Code (Septic Ordinance) and			grading	}
		ohibitions", Central Coast Basin Plan, RWQCB.		•	permit.	
		vironmental Health)			1.	
19	<del> </del>	SP01 -MANURE MANAGEMENT	Submit two copies of the plan to the	Owner/Applicant	Prior to	
	1 1	vide a Manure Management Plan to the Division of	Division of Environmental Health for	/Operator	issuance of	
		rironmental Health for review and approval. The	review and approval.	• .	building	
		nure Management Plan shall address the volume of			permit	
	1	ste generated, method and time frame of continual				
		posal off-site, and necessary controls for vector,		.*	ľ	
		or and waste run-off. (Environmental Health)			.	. }
Ţ	000	n and waste full-off. (Environmental Health)				

		TITEDOO A LANTEDE A LANTA CUMUENTE	Comply with the plan approved by the	Owner/Applicant	Continuou
20		EHSP02 -MANURE MANAGEMENT	Division of Environmental Health.	· · /Operator	s
		The applicant shall manage the manure waste product	Division of Environmental fication.	· /Operator	Condition
		generated by the horse boarding facility in		· · :	Condition
		conformance with the Manure Management Plan that		,	
}.		has been reviewed and approved by the Division of			
	1	Environmental Health. (Environmental Health)			
21		EHSP03 - PUBLIC NUISANCE	Applicant shall operate the facility in a	Owner/Applicant	Continuou
1	·	Applicant shall operate the facility in a manner	manner consistent with public health	/Operator	s
,		consistent with public health and safety requirements.	and safety requirements.		Condition
1.		The horse boarding facility shall be managed in a		,	
	1	manner that does not create a public health nuisance.			
		(Environmental Health)		•	
			Submittal of approved and Recorded	CA Licensed	Prior to
22	<sup>2</sup>	(NON-STANDARD) EHSP04 Water Quality Notice	Notice to Environmental Health	Engineer	filing the
		The applicant shall record a deed notification with the	Division.	/Owner/	issuance of
		Monterey County Recorder for parcel 189-021-005-	Division.	Applicant	building
		000 indicating that: "The well water does not meet the		Appriçant	and/or
	Í .	secondary standards as required by Chapter 15.04 of		Ì	grading
		the Monterey County Code; the water exceeds the			permit.
		maximum contaminate level (MCL) aluminum, color,			permit.
		and turbidity, indicating that treatment may be			
		required." (Environmental Health)		<u> </u>	
23	3	FIRE007 - DRIVEWAYS	Applicant shall incorporate	Applicant or	Prior to
		Driveways shall not be less than 12 feet wide	specification into design and enumerate	owner	issuance of
		unobstructed, with an unobstructed vertical clearance	as "Fire Dept. Notes" on plans.		grading
		of not less than 15 feet. The grade for all driveways			and/or
		shall not exceed 15 percent. Where the grade exceeds		•	building
		8 percent, a minimum structural roadway surface of		<u> </u>	permit.
		0.17 feet of asphaltic concrete on 0.34 feet of	Applicant shall schedule fire dept.	Applicant or	Prior to
	,	aggregate base shall be required. The driveway	clearance inspection	owner.	final
		surface shall be capable of supporting the imposed		,	building
		load of fire apparatus (22 tons), and be accessible by			inspection.
		conventional-drive vehicles, including sedans. For			· 1
		driveways with turns 90 degrees and less, the			
1		minimum horizontal inside radius of curvature shall be			
		25 feet. For driveways with turns greater than 90			'
1		degrees, the minimum horizontal inside radius			
	1	curvature shall be 28 feet. For all driveway turns, an		· .	
ii .	1	additional surface of 4 feet shall be added. All	1	1	1' 1.

Barbara Price Lopez (PLN040414) Page 14

			i i i i i i i i i i i i i i i i i i i			
		driveways exceeding 150 feet in length, but less than				
		800 feet in length, shall provide a turnout near the	:			
		midpoint of the driveway. Where the driveway		,	}	
		exceeds 800 feet, turnouts shall be provided at no				
		greater than 400-foot intervals. Turnouts shall be a				
		minimum of 12 feet wide and 30 feet long with a				
		minimum of 25-foot taper at both ends. Turnarounds				
		shall be required on driveways in excess of 150 feet of				•
1	}	surface length and shall long with a minimum 25-foot			]	
		taper at both ends. Turnarounds shall be required on				
		driveways in excess of 150 feet of surface length and			·  .	
		shall be located within 50 feet of the primary building.				
		The minimum turning radius for a turnaround shall be				
		40 feet from the center line of the driveway. If a			<b> </b> .	•
		hammerhead/T is used, the top of the "T" shall be a				•
		minimum of 60 feet in length. (Carmel Valley Fire				
	1	District)				
24		FIRE008 - GATES	Applicant shall incorporate	Applicant or	Prior to	
		All gates providing access from a road to a driveway	specification into design and enumerate	owner	issuance of	
		shall be located at least 30 feet from the roadway and	as "Fire Dept. Notes" on plans.		grading	•
1		shall open to allow a vehicle to stop without			and/or	
		obstructing traffic on the road. Gate entrances shall be			building	
		at least the width of the traffic lane but in no case less			permit.	
		than 12 feet wide. Where a one-way road with a single	Applicant shall schedule fire dept.	Applicant or	Prior to	
		traffic lane provides access to a gated entrance, a 40-	clearance inspection	owner	final	
,		foot turning radius shall be used. Where gates are to	-	, ,	building	
		be locked, the installation of a key box or other			inspection.	
		acceptable means for immediate access by emergency	1	1.	- 1	
		equipment may be required. (Carmel Valley Fire			ļ·	
	<u>L</u>	District)	<u> </u>			
26	·.	FIRE011 - ADDRESSES FOR BUILDINGS	Applicant shall incorporate	Applicant or	Prior to	
		All buildings shall be issued an address in accordance	specification into design and enumerate	owner	issuance of	
		with Monterey County Ordinance No. 1241. Each	as "Fire Dept. Notes" on plans.		building	
1	}	occupancy, except accessory buildings, shall have its	* * * * * * * * * * * * * * * * * * * *		permit.	
		own permanently posted address. When multiple			] ~ ·	•

		occupancies exist within a single building, each	Applicant shall schedule fire dept. clearance inspection	Applicant or owner	Prior to	
		individual occupancy shall be separately identified by	clearance hispection	OMITE	building	.
	•	its own address. Letters, numbers and symbols for			٠. ١	
		addresses shall be a minimum of 4-inch height, 1/2-			inspection	.
1		inch stroke, contrasting with the background color of				
		the sign, and shall be Arabic. The sign and numbers				
		shall be reflective and made of a noncombustible				
		material. Address signs shall be placed at each				
		driveway entrance and at each driveway split.			}	
		Address signs shall be and visible from both directions				
•	1	of travel along the road. In all cases, the address shall		,	Ì	
		be posted at the beginning of construction and shall be		1	ļ	
	1	maintained thereafter. Address signs along one-way				
	•	roads shall be visible from both directions of travel.			.	. :
		Where multiple addresses are required at a single			'	
	1.	driveway, they shall be mounted on a single sign.			1	
		Where a roadway provides access solely to a single				
	,	commercial occupancy, the address sign shall be		•		İ
	,	placed at the nearest road intersection providing			1	
		access to that site. Permanent address numbers shall				•
		be posted prior to requesting final clearance. (Carmel				•
		Valley Fire District).			l	
27 ·		FIRE019 - DEFENSIBLE SPACE	Applicant shall incorporate	Applicant or	Prior to	
<b>"</b> "	,	REQUIREMENTS - (STANDARD)	specification into design and enumerate	owner	issuance of	
		Remove combustible vegetation from within a	as "Fire Dept. Notes" on plans.		grading	
	·	minimum of 30 feet of structures. Limb trees 6 feet up		, , ,	and/or	
1		from ground. Remove limbs within 10 feet of			building	
	l .	chimneys. Additional and/or alternate fire protection			permit.	
		or firebreaks approved by the fire authority may be	Applicant shall schedule fire dept.	Applicant or	Prior to	
		required to provide reasonable fire safety.	clearance inspection	owner	final	٠.
-		Environmentally sensitive areas may require	Olemanoo mapoonom	- CYTILOI	building	
· .		alternative fire protection, to be determined by			inspection	
				• •	limpection .	
		Reviewing Authority and the Director of Planning and			[	
· · ·		Building Inspection. (Carmel Valley Fire District)	1 11 1 11 11 11 11		D. i i	
28		Nonstandard - FIRE PROTECTION	Applicant shall enumerate as "Fire	Applicant or	Prior to	
		EQUIPMENT & SYSTEMS - FIRE SPRINKLER	Dept. Notes" on plans.	owner	issuance of	
	•	SYSTEM			building	
		The building(s) and attached garage(s) shall be fully			permit.	
		protected with automatic fire sprinkler system(s).				
	I			L. Daniel Company		

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	<del></del>		A1 deal of the deat	Applicant or	Prior to
		Installation shall be in accordance with the applicable	Applicant shall schedule fire dept.		framing
		NFPA standard. A minimum of four (4) sets of plans	rough sprinkler inspection	owner	. –
		for fire sprinkler systems must be submitted by a			inspection
		California licensed C-16 contractor and approved prior			
		to installation. This requirement is not intended to			
ļ		delay issuance of a building permit. A rough sprinkler	Applicant shall schedule fire dept, final	Applicant or	Prior to
}		inspection must be scheduled by the installing	sprinkler inspection	owner	final
		contractor and completed prior to requesting a framing			building
		inspection. Note residential sprinkler system applies to			inspection
		the main structure, the caretaker cottage and the art			
		studio. (Carmel Valley Fire District)			<u> </u>
29		FIRE025 - SMOKE ALARMS - (SINGLE	Applicant shall enumerate as "Fire	Applicant or	Prior to
		FAMILY DWELLING)	Dept. Notes" on plans.	owner	issuance of
	1	Where a household fire warning system or			building
		combination fire/burglar alarm system is installed in	į		permit.
		lieu of single-station smoke alarms required by the			\ \
		Uniform Building Code the alarm panel shall be	A1:	Applicantor	Prior to
		required to be placarded as permanent building	Applicant shall schedule fire alarm	Applicant or	final
		equipment. (Carmel Valley Fire Distrit).	system acceptance test.	owner	1
		odurbinoma (ourment transfer to the contraction of			building
					inspection
				·	
30		FIRE028 - ROOF CONSTRUCTION - (CARMEL	Applicant shall enumerate as "Fire	Applicant or	Prior to
		VALLEY FPD)	Dept. Notes" on plans.	owner	issuance of
1	1.	All new structures, and all existing structures receiving	_ ·		building
		new roofing over 50 percent or more of the existing			permit.
		roof surface within a one-year period, shall require a			
		minimum of ICBO Class A roof construction.			
		(Carmel Valley Fire District)			
		(Carmer valley the District)			
	1	1 .	·		1

END OF CONDITIONS

