

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

In the matter of the application of:
Green (PLN100348)

RESOLUTION NO. 11-005

Resolution by the Monterey County Zoning
Administrator:

- 1) Categorically exempting the project pursuant to Sections 15301(1)(1) and 15303(a); and
- 2) Approving Coastal Administrative Permit and Design Approval to allow the demolition of an existing 2,207 single family dwelling and 400 square foot garage and the construction of a new 4,360 square foot one-story single family residence with a 968 square foot attached three-car garage, and a 192 square foot cabana with an attached trellis. Materials and colors to consist of: "Shasta White" stucco for the exterior walls, "Mallard Green" for doors and window trim, and "Redlands Old Hacienda" clay roofing tile. The project includes a 6-foot high perimeter fence with electric gates and grading of approximately 650 cubic yards of cut and 550 cubic yards of fill.

(PLN100348), Scott and Diane Green, 25613 Shafter Way, Carmel, Carmel Area Land Use Plan (APN: 009-221-004-000)

The Green application (PLN100348) came on for public hearing before the Monterey County Zoning Administrator on January 27, 2011. 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

1. **FINDING:** **CONSISTENCY** – The Project, as conditioned, is consistent with the applicable plans and policies which designate this area as appropriate for development.
EVIDENCE: a) During the course of review of this application, the project has been reviewed for consistency with the text, policies, and regulations in:
 - the 1982 Monterey County General Plan,
 - Carmel Area Land Use Plan, Part 4,
 - Carmel Coastal Implementation Plan,
 - Monterey County Zoning Ordinance (Title 20) andNo 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 25613 Shafter Way, Carmel (Assessor's Parcel Number 009-221-004-000), Carmel Area Land Use Plan. The parcel is zoned MDR/2-D (CZ), which allows single family dwellings as a principal use. Therefore, the project is an allowed land use for this site.

- The proposed project is consistent with the site development standards, such as setbacks, height, lot coverage, and floor area ratio for the Medium Density Residential zoning district.
- c) The subject property is located within a Design Control district which regulates the location, size, configuration, materials, and colors of structures and fences. The subject property fronts on two streets, Oak Place and Shafter Way. The proposed single family dwelling is setback from the streets and located towards the rear and side of the property. The proposed materials and colors consist of “Shasta White” stucco exterior walls, “Mallard Green” exterior doors and window trim, and “Redlands Old Hacienda” roofing tile, matching the Spanish Eclectic architecture of the proposed single family dwelling. Although the Carmel Woods area contain many different architectural styled homes, the size and style of the proposed single family dwelling is consistent with the character of the neighborhood.
 - d) The project planner conducted a site inspection on October 25, 2010 to verify that the project on the subject parcel conforms to the plans listed above.
 - e) Pursuant to Section 20.76.060.A.5 of Title 20, a public hearing was held because of a written request for a public hearing was made. Concerns regarding the massing and location of structures were identified. The proposed project meets the requirements of the Zoning District and applicable Land Use Plan. See previous Evidence b.
 - f) The project was not referred to the Carmel Unincorporated/ Highlands Land Use Advisory Committee (LUAC) for review. Based on the LUAC Procedure guidelines adopted by the Monterey County Board of Supervisors per Resolution No. 08-338, this application did not warrant referral to the LUAC because the project was found to be exempt from environmental review (see Finding No. 5) and as originally scheduled, the approving body was not the Zoning Administrator or Planning Commission.
 - g) 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 PLN100348.

2. **FINDING:** **SITE SUITABILITY** – The site is physically suitable for the use proposed.

- EVIDENCE:**
- a) The project has been reviewed for site suitability by the following departments and agencies: RMA - Planning Department, Cypress Fire Protection District, Public Works, Environmental Health Bureau, 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) Staff identified potential impacts to a Historical Resource due to the age of the single family dwelling. Therefore, consistent with the County’s standard practice, the applicant was required to submit a Historical Evaluation as part of the application. A technical report by an outside consultant indicated that there are no physical or environmental constraints that would indicate that the site is not suitable for the use

proposed. County staff independently reviewed these reports and concurs with their conclusions. The following reports have been prepared:

- *"Historical Evaluation" (LIB100245) prepared by Kent Seavey, Pacific Grove, Ca., April 25, 2010.*

- c) Staff conducted a site inspection on October 25, 2010 to verify that the site is suitable for this use.
- d) 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 PLN100348.

3. **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:**
- a) The project was reviewed by the Cypress Fire Protection District, the Monterey County Parks Department, Public Works, Environmental Health Bureau, and Water Resources Agency. The respective departments/agencies have recommended conditions, where appropriate, to ensure that the project will not have an adverse effect on the health, safety, and welfare of persons either residing or working in the neighborhood.
 - b) Necessary public facilities are available for the project. California American Water Company (Cal Am) is the water purveyor and the Carmel Area Wastewater District (CAWD) is the sewer purveyor for the subject property. Staff has not received any indication that Cal Am can not and will not continue to serve water to the property. However, because the subject property is located within the Monterey Peninsula Water Management District (MPWMD), the project has been conditioned by the Water Resources Agency to require the applicant to submit proof of water availability on the property, in the form of an approved MPWMD Water Release Form. In addition, staff has received no communication from CAWD indicating that the project will require additional sewer facilities other than what is provided.
 - c) The applicant proposes to demolish the existing single family dwelling which was built in 1949. Asbestos was common mineral found within construction materials. Because it is not known if asbestos is present, the project has been conditioned to require the applicant, owner, or contractor to conduct an asbestos survey prior to the issuance of a demolition permit. If asbestos is found, the applicant shall comply with all regulations required by the Monterey Bay Unified Air Pollution Control District (MBUAPCD) California Occupational Safety and Health Administration (Cal/OSHA), the Department of Toxic Substances Control (DTSC), and the U.S Department of Transportation (DOT) for asbestos abatement.
 - d) Lead, a malleable soft metal, was commonly used as an ingredient in paint

prior to 1978. Although the use of lead paint is now banned, older homes have the potential of containing that material. In order to prevent lead poisoning the Environmental Protection Agency (EPA) enacted Rule 40 CFR Part 745, for the demolition and/or construction of homes built prior to 1978. Rule 40 requires that construction plans include "Renovation, Repair, and Painting" notes and that all individuals and firms performing lead-based paint abatement be certified by the EPA. The project has been conditioned to require the applicant to comply with Rule 40.

e) Preceding findings and supporting evidence for PLN100348.

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.

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.
b) Staff conducted a site inspection on October 25, 2010 and researched County records to assess if any violation exists on the subject property.
c) The application, plans and supporting materials submitted by the project applicant to the Monterey County Planning Department for the proposed development are found in Project File PLN100348.

5. **FINDING:** **CEQA (Exempt):** - The project is categorically exempt from environmental review and no unusual circumstances were identified to exist for the proposed project.

EVIDENCE: a) California Environmental Quality Act (CEQA) Guidelines Section 15301(1)(1), categorically exempts the demolition of a single family dwelling.
b) California Environmental Quality Act (CEQA) Guidelines Section 15303(a), categorically exempts the construction of a single family dwelling.
c) The applicant proposes to demolish the existing single family dwelling which was built in 1949. Consistent with County practice, the applicant was required to submit a historical evaluation of the single family dwelling as part of the application materials. A report by Kent Seavey, dated April 25, 2010, was submitted and concluded that the subject property and the single family dwelling does not appear to meet the necessary criteria for listing in the California Register, nor does it meet the criteria for inclusion in the Monterey County Historic Resource Inventory. Therefore, demolition of the single family dwelling will have no impact on cultural resources.
d) Due to the age of the single family dwelling, there is a potential for asbestos (a known hazardous material) to be found within the existing building materials. Regulations by the Monterey Bay Unified Air Pollution Control District (MBUAPCD) California Occupational Safety and Health Administration (Cal/OSHA), the Department of Toxic Substances Control (DTSC), and the U.S Department of Transportation (DOT) for asbestos abatement are in place and the project has been conditioned to ensure the applicant complies with these regulations. No

further mitigation measures are required and therefore the project will have no impact. Also see Finding No. 3, Evidence c.

- e) In addition to asbestos, the single family dwelling has the potential of containing another known hazardous material, lead paint. As of April of 2010, the Environmental Protection Agency (EPA) enacted Rule 40 CFR Part 745, for the demolition and/or construction of homes built prior to 1978. Therefore the project has been conditioned to require the applicant to comply with Rule 40. No mitigation measure have been identified, therefore the project will have no impact. Also see Finding No. 3, Evidence d.
- f) The project involves approximately 650 cubic yards of cut. A majority of that dirt (approximately 550 cubic yards) will be placed onsite as fill to balance out the topography. The proposed earth movement and truck trips required for hauling are well below the Monterey Bay Unified Air Pollution Control District CEQA Guidelines threshold.
- g) Section 15300.2 of the CEQA Guidelines list exceptions to the exemptions, were projects normally found to be exempt from CEQA may require an environmental review. These exceptions include: project location, cumulative impact, significant effect, scenic highways, hazardous waste sites, or historical resources. The subject property is not located within an officially designated state scenic highway, it is not listed on the Cortese List (for hazardous materials sites) from the Department of Toxic Substances Control (DTSC), nor are there any historic resources located on the site. No environmental resource of hazardous or critical concern was found on the property and no unusual circumstance exists where the project will have a significant effect on the environment. Construction impacts will be temporary; however, the project as proposed and conditioned will not create a significant impact on the environment and cumulative impacts were not identified.
- h) No adverse environmental effects were identified during staff review of the development application during a site visit on October 25, 2010.
- i) See preceding and following findings and supporting evidence.

6. **FINDING:** **PUBLIC ACCESS** – The project is in conformance with the public access and recreation policies of the Coastal Act (specifically Chapter 3 of the Coastal Act of 1976, commencing with Section 30200 of the Public Resources Code) and Local Coastal Program, and does not interfere with any form of historic public use or trust rights.

- EVIDENCE:**
- a) No access is required as part of the project as no substantial adverse impact on access, either individually or cumulatively, as described in Section 20.146.130.D of the Monterey County Coastal Implementation Plan can be demonstrated.
 - b) The subject property is not described as an area where the Local Coastal Program requires public access (Figure 3 in the Carmel Area Land Use Plan).
 - c) No evidence or documentation has been submitted or found showing the existence of historic public use or trust rights over this property.
 - d) The application, plans and supporting materials submitted by the project applicant to the Monterey County RMA-Planning Department for the proposed development are found in Project File PLN100348.

e) The project planner conducted a site inspection on October 25, 2010.

7. **FINDING:** **APPEALABILITY** - The decision on this project may be appealed to the Board of Supervisors

- EVIDENCE:** a) Section 20.86.030 Monterey County Zoning Ordinance (Board of Supervisors).
b) Section 20.86.060 Monterey County Zoning Ordinance (Coastal Commission). The project is not subject to appeal by/to the California Coastal Commission because the subject property is not located within the first public road and the sea and the use applied for is not a conditional use.

DECISION

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

- A. Categorically exempt the project pursuant to Sections 15301(1)(1) and 15303(a); and
B. Approve the Coastal Administrative Permit and Design Approval to allow the demolition of an existing 2,207 single family dwelling and 400 square foot garage and the construction of a new 4,360 square foot one-story single family residence with a 968 square foot attached three-car garage, and a 192 square foot cabana with and attached trellis. Materials and colors to consist of: "Shasta White" stucco for the exterior walls, "Mallard Green" for doors and window trim, and "Redlands Old Hacienda" clay roofing tile. The project includes a 6-foot high perimeter fence with electric gates and grading of approximately 650 cubic yards of cut and 550 cubic yards of fill, in general conformance with the attached sketch and subject to the conditions (**Exhibit 1**), both exhibits being attached hereto and incorporated herein by reference.

PASSED AND ADOPTED this 27th day of January, 2011 by:


Mike Novo, Zoning Administrator

COPY OF THIS DECISION MAILED TO APPLICANT ON FEB 11 2011.

THIS APPLICATION IS APPEALABLE TO THE BOARD OF SUPERVISORS.

IF ANYONE WISHES TO APPEAL THIS DECISION, AN APPEAL FORM MUST BE COMPLETED AND SUBMITTED TO THE CLERK TO THE BOARD ALONG WITH THE APPROPRIATE FILING FEE ON OR BEFORE FEB 21 2011

THIS PROJECT IS LOCATED IN THE COASTAL ZONE AND IS NOT APPEALABLE TO THE COASTAL COMMISSION. UPON RECEIPT OF NOTIFICATION OF THE FINAL LOCAL ACTION NOTICE (FLAN) STATING THE DECISION BY THE FINAL DECISION MAKING BODY, THE COMMISSION ESTABLISHES A 10 WORKING DAY APPEAL PERIOD. AN APPEAL FORM MUST BE FILED WITH THE COASTAL COMMISSION. FOR FURTHER INFORMATION, CONTACT THE COASTAL COMMISSION AT (831) 427-4863 OR AT 725 FRONT STREET, SUITE 300, SANTA CRUZ, CA

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 90th 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 Department and Building Services Department office in Salinas.

2. This permit expires 3 years after the above date of granting thereof unless construction or use is started within this period.

RESOLUTION 11-005 - EXHIBIT 1
Monterey County Resource Management Agency
Planning Department
Condition Compliance and/or Mitigation Monitoring
Reporting Plan

Project Name: Green
 File No: PLN100348 APNs: 009-221-004-000
 Approved by: Zoning Administrator Date: January 27, 2011

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

<i>Permit Cond. Number</i>	<i>Mitig. Number</i>	<i>Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department</i>	<i>Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.</i>	<i>Responsible Party for Compliance</i>	<i>Timing</i>	<i>Verification of Compliance (name/date)</i>
RMA – Planning Department						
1.		<p>PD001 - SPECIFIC USES ONLY This Coastal Administrative Permit and Design Approval (PLN100348) allows the demolition of an existing 2,207 single family dwelling and 400 square foot garage and the construction of a new 4,360 square foot one-story single family residence with a 968 square foot attached three-car garage, and a 192 square foot cabana with an attached trellis. Materials and colors to consist of: "Shasta White" stucco for the exterior walls, "Mallard Green" for doors and window trim, and "Redlands Old Hacienda" clay roofing tile. The project includes a 6-foot high perimeter fence with electric gates and grading of approximately 650 cubic yards of cut and 550 cubic yards of fill. The property is located at 25613 Shafter Way, Carmel (Assessor's Parcel Number 009-221-004-000), Carmel Area Land Use 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.</p>	<p>Adhere to conditions and uses specified in the permit.</p> <p>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.</p> <p>To the extent that the County has delegated any condition compliance or mitigation monitoring to the Monterey County Water Resources Agency, the Water Resources Agency shall provide all information requested by the County and the County shall bear ultimate responsibility to ensure that conditions and mitigation measures are properly fulfilled.</p>	<p>Owner/ Applicant</p> <p>RMA - Planning</p> <p>WRA RMA - Planning</p>	<p>Ongoing unless otherwise stated</p>	

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-Planning Department)				
2.		PD002 - NOTICE-PERMIT APPROVAL The applicant shall record a notice which states: "A permit (Resolution 11-005) was approved by the Zoning Administrator for Assessor's Parcel Number 009-221-004-000 on January 27, 2011. The permit was granted subject to <u>19</u> 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 commencement of use	
3.		PD032(A) - PERMIT EXPIRATION The permit shall be granted for a time period of 3 years, to expire on January 27, 2014 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	
4.		PD010 - EROSION CONTROL PLAN AND SCHEDULE The approved development shall incorporate the recommendations of the Erosion Control Plan as reviewed by the Director of RMA – Planning and Director of Building Services. All cut and/or fill slopes exposed during the course of construction be covered, seeded, or otherwise treated to control erosion during the course of construction, subject to the approval of the Director of RMA - Planning and Director of RMA - Building Services. The improvement and grading plans shall include an implementation schedule of measures for the prevention and control of erosion, siltation and dust during and immediately following construction and until erosion control planting becomes established. This program shall be approved by the Director of RMA - Planning and Director of RMA - Building Services. (RMA - Planning Department and RMA - Building Services Department)	An Erosion Control Plan shall be submitted to the RMA - Planning Department and the RMA - Building Services Department prior to issuance of building and grading permits. Comply with the recommendations of the Erosion Control Plan during the course of construction until project completion as approved by the Director of RMA - Planning and Director of RMA - Building Services. Evidence of compliance with the Implementation Schedule shall be submitted to the RMA - Planning Department and the RMA - Building Services Department	Owner/ Applicant Owner/ Applicant Owner/ Applicant	Prior to the issuance of grading and building permits Ongoing Prior to final inspection	

<i>Permit Cond. Number</i>	<i>Mitig. Number</i>	<i>Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department</i>	<i>Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.</i>	<i>Responsible Party for Compliance</i>	<i>Timing</i>	<i>Verification of Compliance (name/date)</i>
5.		PD011 – TREE AND ROOT PROTECTION Trees which are located close to the construction site(s) shall be protected from inadvertent damage from construction equipment by fencing off the canopy driplines and/or critical root zones (whichever is greater) with protective materials, 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, approved by a certified arborist, shall be demonstrated prior to issuance of building permits subject to the approval of the RMA – Director of Planning. If there is any potential for damage, all work must stop in the area and a report, with mitigation measures, shall be submitted by a certified arborist. Should any additional trees not included in this permit be harmed, during grading or construction activities, in such a way where removal is required, the owner/applicant shall obtain required permits.(RMA - Planning Department)	Submit evidence of tree protection to the RMA - Planning Department for review and approval.	Owner/ Applicant	Prior to the issuance of grading and/or building permits	
			Submit on-going evidence that tree protection measures are in place through out grading and construction phases. If damage is possible, submit an interim report prepared by a certified arborist.	Owner/ Applicant/ Arborist	During Construction	
			Submit photos of the trees on the property to the RMA – Planning Department after construction to document that tree protection has been successful or if follow-up remediation or additional permits are required.	Owner/ Applicant	Prior to final inspection	
6.		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 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 installed or a certificate of deposit or other form of surety made payable to Monterey County for that cost estimate	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. All landscape plans shall be signed and stamped by licensed professional under the following statement, "I certify that this landscaping and irrigation plan complies with all Monterey County landscaping requirements including use of native, drought-tolerant, non-invasive species; limited turf; and low-flow, water conserving irrigation fixtures."	Owner/ Applicant/ Licensed Landscape Contractor/ Licensed Landscape Architect	Prior to issuance of Building Permits	

<i>Permit Cond. Number</i>	<i>Mitig. Number</i>	<i>Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department</i>	<i>Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.</i>	<i>Responsible Party for Compliance</i>	<i>Timing</i>	<i>Verification of Compliance (name/date)</i>	
		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 one (1) set landscape plans of approved by the RMA – Planning Department, a Maximum Applied Water Allowance (MAWA) calculation, and a completed “ <u>Residential</u> Water Release Form and Water Permit Application” to the Monterey County Water Resources Agency for review and approval.	Owner/ Applicant/ Licensed Landscape Contractor/ Licensed Landscape Architect	Prior to issuance of Building Permits		
			Submit the RMA – Planning Department approved landscape plans, a Maximum Applied Water Allowance (MAWA) calculation, and a completed “ <u>Residential</u> 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	

<i>Permit Cond. Number</i>	<i>Mitig. Number</i>	<i>Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department</i>	<i>Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.</i>	<i>Responsible Party for Compliance</i>	<i>Timing</i>	<i>Verification of Compliance (name/date)</i>
7.		<p>PD014(A) – LIGHTING – EXTERIOR LIGHTING PLAN All exterior lighting shall be unobtrusive, 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. 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 lighting shall comply with the requirements of the California Energy Code set forth in California Code of Regulations, Title 24, Part 6. The exterior lighting plan shall be subject to approval by the Director of the RMA - Planning Department, prior to the issuance of building permits. (RMA – Planning Department)</p>	<p>Submit three copies of the lighting plans to the RMA - Planning Department for review and approval. Approved lighting plans shall be incorporated into final building plans.</p>	Owner/ Applicant	Prior to the issuance of building permits	
			<p>The lighting shall be installed and maintained in accordance with the approved plan.</p>	Owner/ Applicant	Prior to Occupancy / Ongoing	
8.		<p>PD035 - UTILITIES - UNDERGROUND All new utility and distribution lines shall be placed underground. (RMA - Planning Department; Public Works)</p>	<p>Install and maintain utility and distribution lines underground.</p>	Owner/ Applicant	Ongoing	
9.		<p>PD047 – DEMOLITION/DECONSTRUCTION OF STRUCTURES (MBUAPCD RULE 439) In accordance with Monterey Bay Unified Air Pollution Control District Rule 439, construction plans shall include "Demolition and Deconstruction" notes that incorporate the following work practice standards:</p> <ol style="list-style-type: none"> 1. Sufficiently wet the structure prior to deconstruction or demolition. Continue wetting as necessary during active deconstruction or demolition and the debris reduction process; 2. Demolish the structure inward toward the building pad. Lay down roof and walls so that they fall inward and not away from the building; 3. Commencement of deconstruction or demolition activities shall be prohibited when the peak wind speed exceeds 15 miles per hour. <p>All Air District standards shall be enforced by the Air District. (RMA – Planning Department)</p>	<p>Applicant shall incorporate a "Demolition/ Deconstruction" note on the demolition site plan that includes, but is not limited to, the standards set forth in this condition.</p>	Contractor /Owner/ Applicant	Prior to the issuance of a demolition permit	
			<p>Contractor shall obtain any required Air District permits and conduct all deconstruction or demolition activities as required by the Air District.</p>	Contractor /Owner/ Applicant/ Air District	During demolition	

<i>Permit Cond. Number</i>	<i>Mitig. Number</i>	<i>Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department</i>	<i>Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.</i>	<i>Responsible Party for Compliance</i>	<i>Timing</i>	<i>Verification of Compliance (name/date)</i>
10.		<p>PDSP001 – DEMOLITION/DECONSTRUCTION OF SINGLE FAMILY DWELLING BUILT PRIOR TO 1978 - EPA RULE 40 CFR PART 745 (NON-STANDARD)</p> <p>In accordance with Environmental Protection Agency (EPA) Rule 40 CFR Part 745, demolition and/or construction plans shall include "Renovation, Repair, and Painting" notes that lists the EPA approved work practice for renovation as well as incorporate the following:</p> <ol style="list-style-type: none"> 1. Individuals and firms that perform lead-based paint abatement shall be certified by the EPA; 2. All demolition shall occur in compliance with the regulations set forth in Rule 40 CFR Part 745. <p>All work performed shall be in accordance with the regulations set forth in the EPA's Renovation, Repair, and Painting Program. (RMA – Planning Department)</p>	<p>Prior to the issuance of demolition and/or building permits, the applicant shall submit demolition and/or construction plans to the RMA-Planning Department for review and approval.</p>	Owner/ Applicant	Prior to the issuance of demolition and/or building permits	
			<p>Prior to the issuance of demolition and/or building permits, the applicant or contractor shall submit documentation of certification of all workers to perform renovations to the RMA-Planning Department for review and/or approval.</p>	Owner/ Applicant/ Contractor	Prior to the issuance of demolition and/or building permits	
11.		<p>PDSP002 – ASBESTOS ABATEMENT (NON-STANDARD)</p> <p>In order to reduce potential impacts to the public and sensitive receptors caused by the emission of hazardous materials into the environment, the owner/applicant shall conduct an asbestos survey prior to any demolition activities. Should asbestos be found within the materials to be remodeled, renovated and/or demolished, the owner/applicant shall submit an Asbestos Abatement Plan to the Monterey Bay Unified Air Pollution Control District (MBUAPCD) and the RMA-Planning Department for review and approval. The Plan shall include measures workers will take during the demolition and remodel of the project to assure prevention of the release of asbestos, transportation of the hazardous materials, and where the hazardous material will be disposed. These measures shall meet all requirements sanctioned by the MBUAPCD, the California Occupational Safety and Health Administration (Cal/OSHA), the Department of Toxic</p>	<p>Prior to the issuance of demolition and/or building permits, the owner/applicant shall include a note on the plans encompassing the language within Condition No. 12. The owner/applicant shall submit plans to the RMA-Planning Department for review and approval.</p>	Owner/ Applicant	Prior to the issuance of demolition and/or building permits	
			<p>Prior to the issuance of demolition and/or building permits and at a minimum of 10-working days prior to any demolition, the owner/applicant shall submit an asbestos survey to the MBUAPCD and the RMA-Planning Department for review and approval. If asbestos is found, the owner/applicant shall submit an Asbestos Abatement Plan meeting all requirements sanctioned by the Monterey Bay</p>	Owner/ Applicant	Prior to the issuance of demolition and/or building permits and at a minimum of 10-working days prior	

<i>Permit Cond. Number</i>	<i>Mitig. Number</i>	<i>Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department</i>	<i>Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.</i>	<i>Responsible Party for Compliance</i>	<i>Timing</i>	<i>Verification of Compliance (name/date)</i>
		Substances Control (DTSC), and the U.S Department of Transportation (DOT). All demolition activities and transportation of hazardous materials shall conform to the abatement plan. Compliance with the Mitigation will result in a less-than-significant impact to sensitive receptors and workers. (RMA – Planning Department)	Unified Air Pollution Control District (MBUAPCD), the California Occupational Safety and Health Administration (Cal/OSHA), the Department of Toxic Substances Control (DTSC), and the U.S Department of Transportation (DOT) for demolition activities and transportation of hazardous materials.		to any demolition	
RMA – Public Works Department						
12.		PW0005 – ENCROACHMENT (STD DRIVEWAY) Obtain an encroachment permit from the Department of Public Works and construct a standard driveway connection to Shafter Way and Oak Place. (Public Works)	Applicant shall obtain an encroachment permit from DPW prior to issuance of building permits and complete improvement prior to occupancy or commencement of use. Applicant is responsible to obtain all permits and environmental clearances.	Owner/ Applicant	Prior to Building/ Grading Permits Issuance	
13.		PW0044 – CONSTRUCTION MANAGEMENT PLAN The applicant shall submit a Construction Management Plan (CMP) to the RMA-Planning Department and the Department of Public Works for review and approval. The CMP shall include measures to minimize traffic impacts during the construction/grading phase of the project and shall provide the following information: Duration of the construction, hours of operation, an estimate of the number of truck trips that will be generated, truck routes, number of construction workers, parking areas for both equipment and workers, and locations of truck staging areas. Approved measures included in the CMP shall be implemented by the applicant during the construction/grading phase of the project. (Public Works)	Applicant shall prepare a CMP and shall submit the CMP to the RMA-Planning Department and the Department of Public Works for review and approval.	Owner/ Applicant/ Contractor	Prior to issuance of the Grading Permit or Building Permit	
			The approved measures shall be implemented during the construction/grading phase of the project.	Owner/ Applicant/ Contractor	On-going through construction phases	

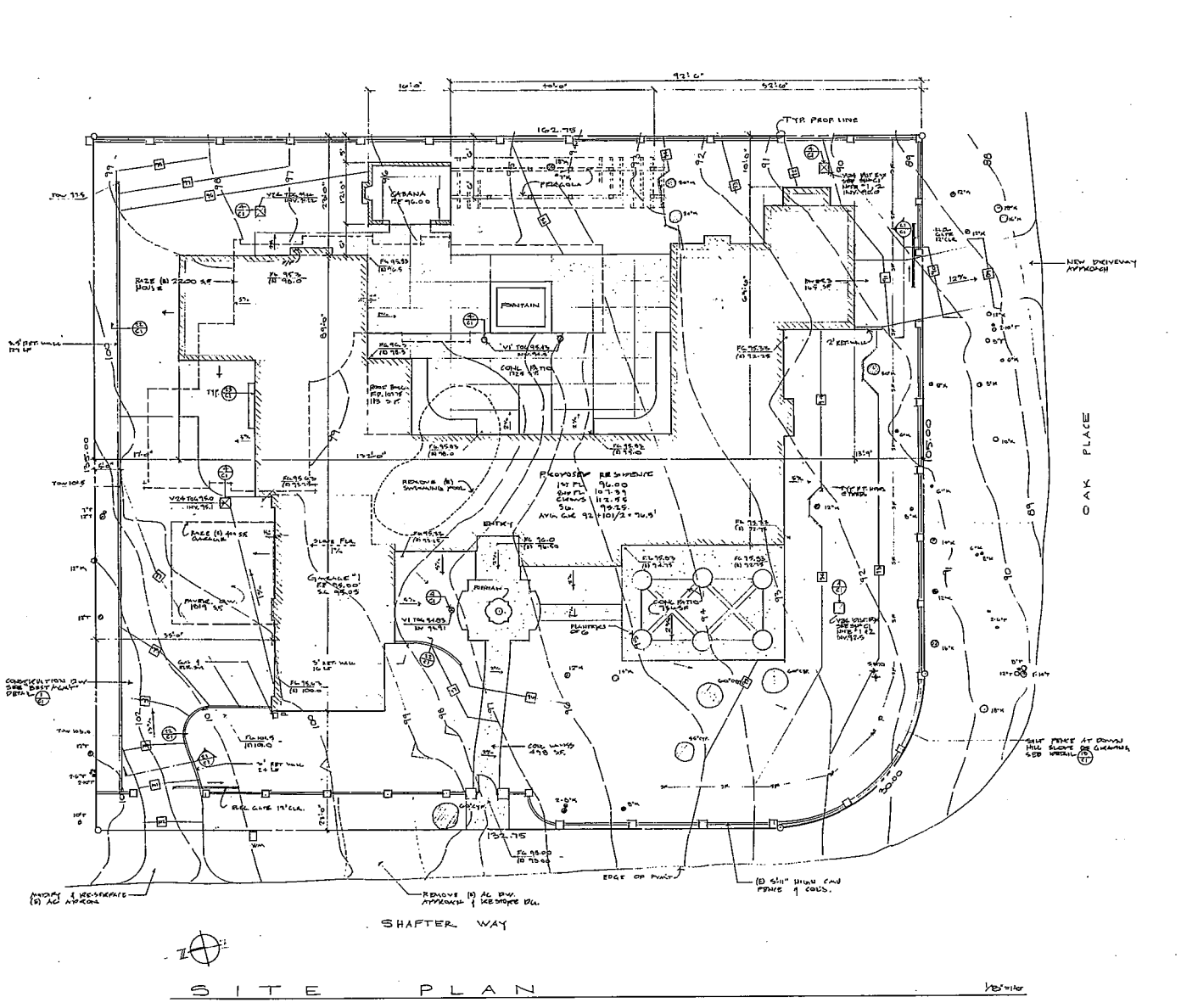
<i>Permit Cond. Number</i>	<i>Mitig. Number</i>	<i>Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department</i>	<i>Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.</i>	<i>Responsible Party for Compliance</i>	<i>Timing</i>	<i>Verification of Compliance (name/date)</i>
Monterey County Water Resources Agency						
14.		WR1 - DRAINAGE PLAN 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. 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 any grading or building permits	
15.		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/ Applicant	Prior to issuance of any building permits	
Cypress Fire Protection District						
16.		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 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. (Cypress Fire Protection District)	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	
			Applicant shall schedule fire dept. clearance inspection	Applicant or owner	Prior to final building inspection	

<i>Permit Cond. Number</i>	<i>Mitig. Number</i>	<i>Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department</i>	<i>Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.</i>	<i>Responsible Party for Compliance</i>	<i>Timing</i>	<i>Verification of Compliance (name/date)</i>
17.		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 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. (Cypress Fire Protection District)	Applicant shall incorporate specification into design and enumerate as "Fire Dept. Notes" on plans.	Applicant or owner	Prior to issuance of building permit	
			Applicant shall schedule fire dept. clearance inspection.	Applicant or owner	Prior to final building inspection	
18.		FIRE021 - FIRE PROTECTION EQUIPMENT & SYSTEMS - FIRE SPRINKLER SYSTEM (STANDARD) The building(s) and attached garage(s) shall be fully 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 for fire sprinkler systems must be submitted by a California licensed C-16 contractor and approved prior	Applicant shall enumerate as "Fire Dept. Notes" on plans.	Applicant or owner	Prior to issuance of building permit	
			Applicant shall schedule fire dept. rough sprinkler inspection	Applicant or owner	Prior to framing inspection	
			Applicant shall schedule fire dept. final sprinkler inspection	Applicant or owner	Prior to final	

<i>Permit Cond. Number</i>	<i>Mitig. Number</i>	<i>Conditions of Approval and/or Mitigation Measures and Responsible Land Use Department</i>	<i>Compliance or Monitoring Actions to be performed. Where applicable, a certified professional is required for action to be accepted.</i>	<i>Responsible Party for Compliance</i>	<i>Timing</i>	<i>Verification of Compliance (name/date)</i>
		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. (Cypress Fire Protection District)			building inspection	
19.		FIRE029 - ROOF CONSTRUCTION - (CYPRESS FPD & PEBBLE BEACH CSD) All new structures, and all existing structures receiving new roofing over 25 percent or more of the existing roof surface within a one-year period, shall require a minimum of ICBO Class A roof construction. (Cypress Fire Protection District)	Applicant shall enumerate as "Fire Dept. Notes" on plans.	Applicant or owner	Prior to issuance of building permit	

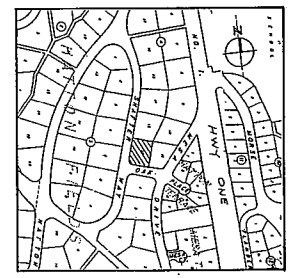
END OF CONDITIONS

Rev. 08/11/2010



ABBREVIATIONS

A.S.P.	ASPHALTIC SURFACE	F.W.P.	FRONT WALL
A.C.	ARTIFICIAL CONCRETE	F.V.P.	FRONT VESTIBULE
B.E.	BELLING	F.S.P.	FRONT SIDE PORCH
E.M.	ELECTRIC METER	F.S.P.	FRONT SIDE PORCH
C.P.	CURB	F.S.P.	FRONT SIDE PORCH
C.P.	CURB	F.S.P.	FRONT SIDE PORCH
C.P.	CURB	F.S.P.	FRONT SIDE PORCH
C.P.	CURB	F.S.P.	FRONT SIDE PORCH
C.P.	CURB	F.S.P.	FRONT SIDE PORCH
C.P.	CURB	F.S.P.	FRONT SIDE PORCH
C.P.	CURB	F.S.P.	FRONT SIDE PORCH



FLOOR AREA RATIO

HOUSE	1360 SF
GARAGE	960
CADANA	172
TOTAL	5520
LOT AREA	21770
<i>= 25%</i>	

LOT COVERAGE

PROPOSED BUILDINGS	5520 SF
LOT AREA	21770 SF
<i>= 25%</i>	

IMPERVIOUS COVERAGE

PATIO, WALKS, DRIVEWAYS	4906 SF
LOT AREA	21770 SF
<i>= 23%</i>	

PARKING PROPOSED

4 COVERS IN GARAGES

SITE PLAN

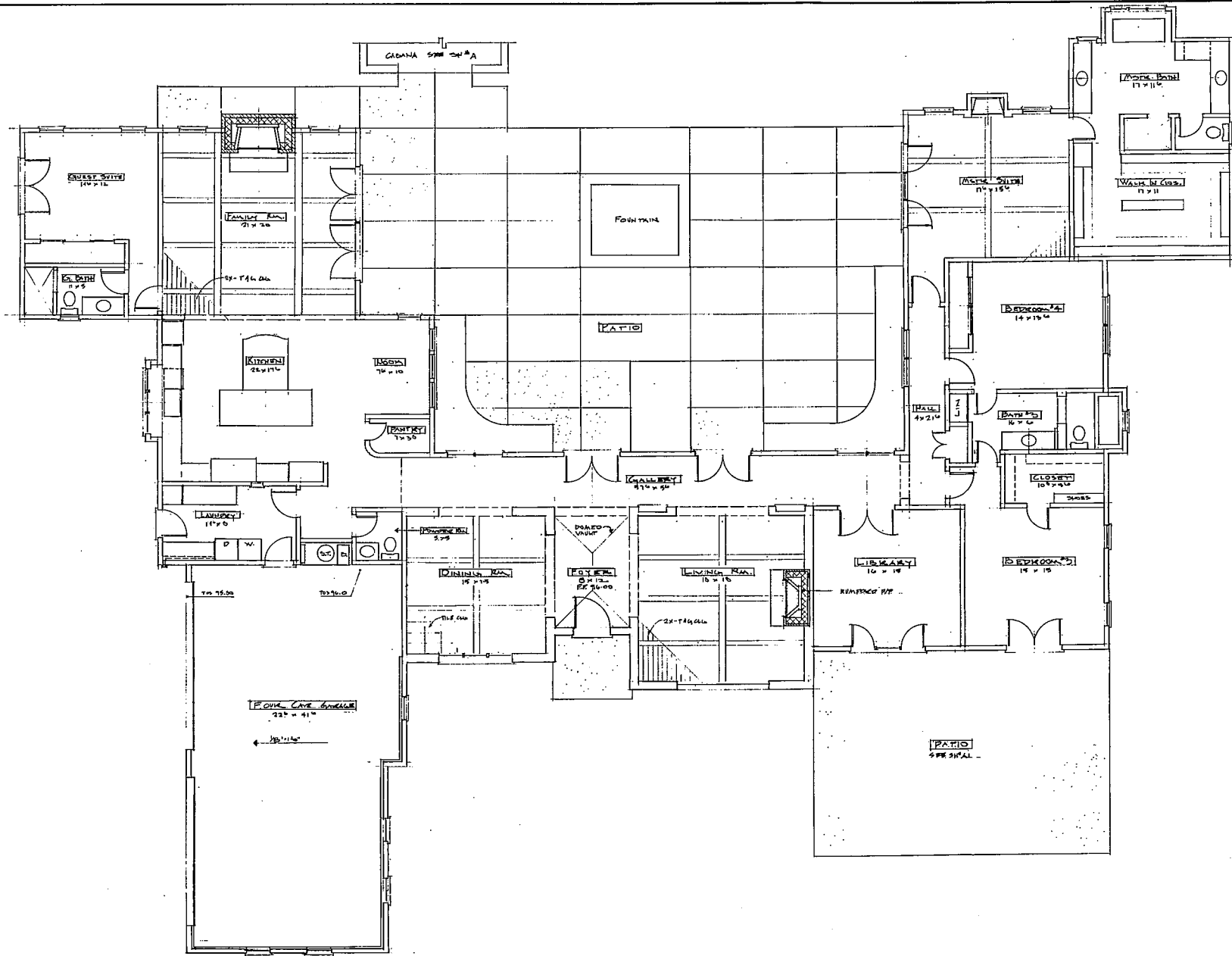
BUILDING CLASSIFICATION

OCCUPANCY GROUP: R-3U
 CONSTRUCTION TYPE: V-B SPRINKLER
 CODES: 2007 CALIFORNIA CODES

FOREST MANAGEMENT NOTES

CONTRACTOR SHALL PROTECT ALL TREES AS SPECIFIED BELOW:

1. A SNOW DRIFT, OR FIELD FENCE IS REQUIRED TO BE PLACED AROUND EXISTING TREES TO PROTECT THEM FROM DAMAGE DURING CONSTRUCTION. THE FENCE IS TO BE AT LEAST 4' ABOVE GRADE AND RIGIDLY SUPPORTED. THE FENCING SHOULD BE INSTALLED BEFORE ANY PROJECT ACTIVITIES INCLUDING SITE PREPARATION, DEMOLITION, AND OR CONSTRUCTION BEGINS.
2. ROOTS LARGER THAN 4" IN DIAMETER THAT ARE ENCOUNTERED DURING EXCAVATION OR TRENCHING SHOULD BE BRIDGED OR TUNNELED.
3. ROOTS THAT ARE CUT SHOULD BE CLEAN CUT AND SEALED.
4. ON-GRADE PATIOS OR PAVING THAT COVERS MORE THAN 1/2 OF THE ROOT FEEDING ZONE SHOULD BE CONSTRUCTED OF PERMEABLE MATERIALS THAT ALLOW AERATION AND WATER PENETRATION.
5. ROOT CROWN GRADE SHOULD REMAIN AT THE SAME LEVEL AND SHOULD NOT BE RAISED OR LOWERED.
6. WATER SHOULD DRAIN AWAY FROM THE BASE OF ANY TREE.
7. GRADE CHANGES SHOULD NOT ADVERSELY IMPACT TREES (SUFOCCATE, COMPACT, OR EXPOSE ROOTS).
8. STORAGE OF BUILDING MATERIALS AND/OR DEBRIS WITHIN THE DRIP LINE SHOULD NOT BE ALLOWED. HEAVY EQUIPMENT AND/OR VEHICLES SHOULD NOT BE PARKED WITHIN THE DRIP LINE OF TREES IDENTIFIED ON THE SITE PLAN.
9. SIGNS, WIRES, PULLYS, ETC. SHOULD NOT BE FASTENED TO TREES.
10. PANT BRUSHES AND TOOLS SHOULD NOT BE CLEARED OVER TREE ROOTS.



FIRST STORY

1/4" = 1'0"

REVISION	BY
8-5-10	D
8-15-10	D
1-11-11	D



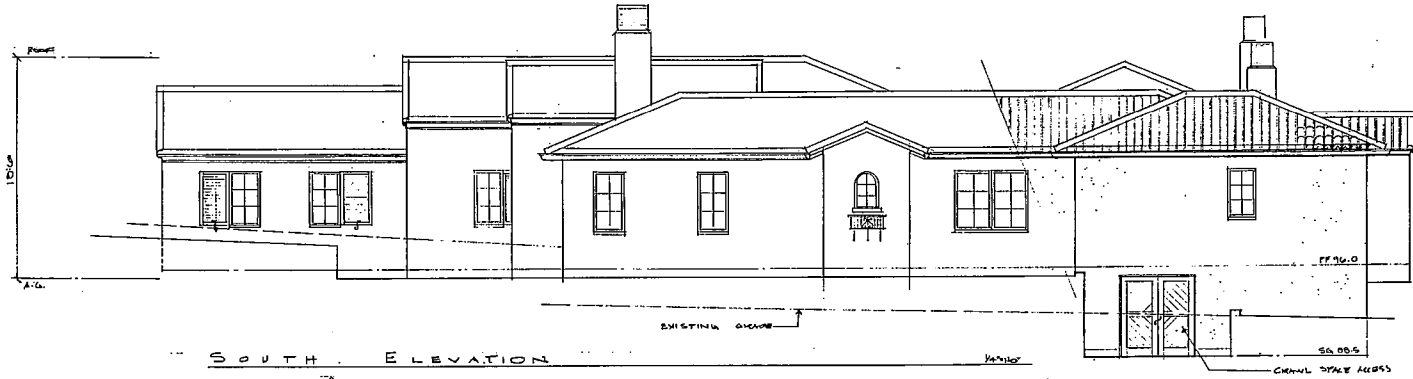
GREEN RESIDENCE
25613 SHAFTER WAY, CARMEL
APN: 069-271-004-000

DATE	7-17-10
SCALE	
PROJECT	20-1010
ARCHITECT	A2

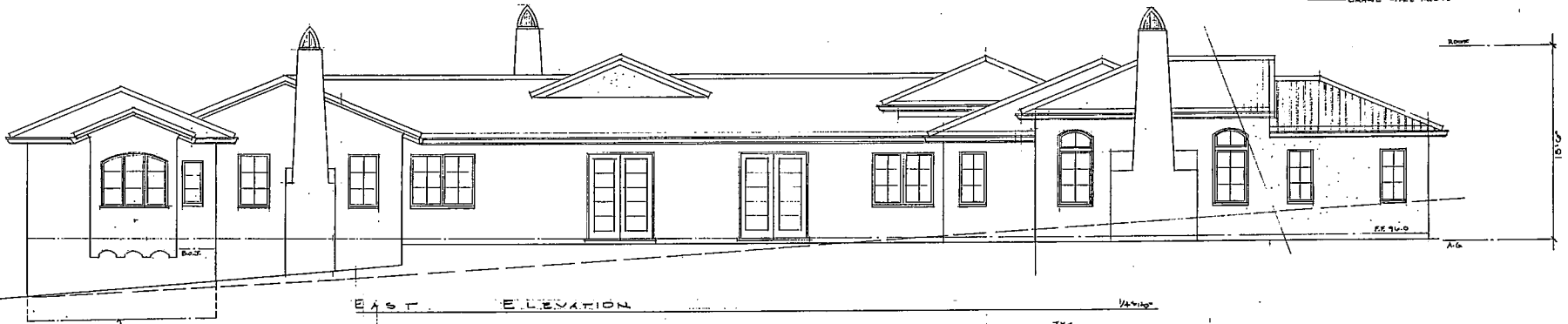




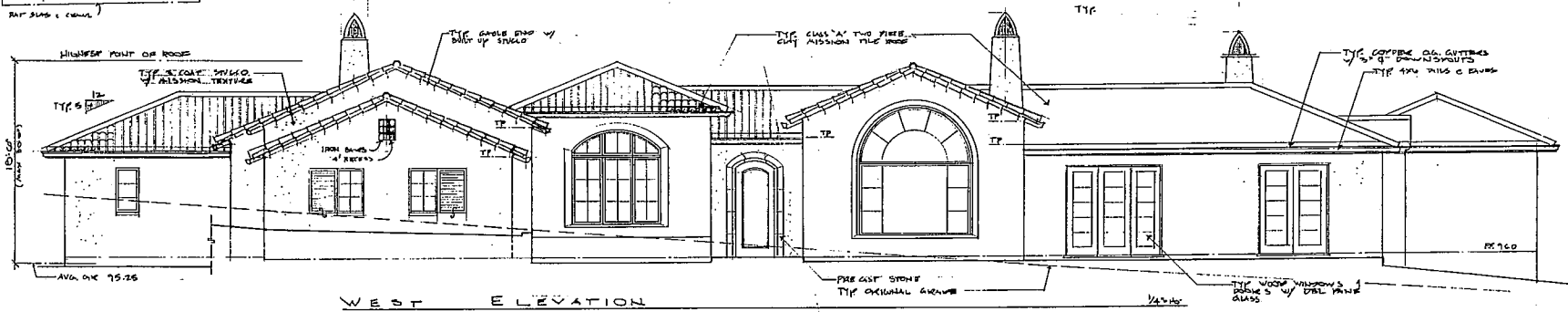
NORTH ELEVATION



SOUTH ELEVATION



EAST ELEVATION



WEST ELEVATION

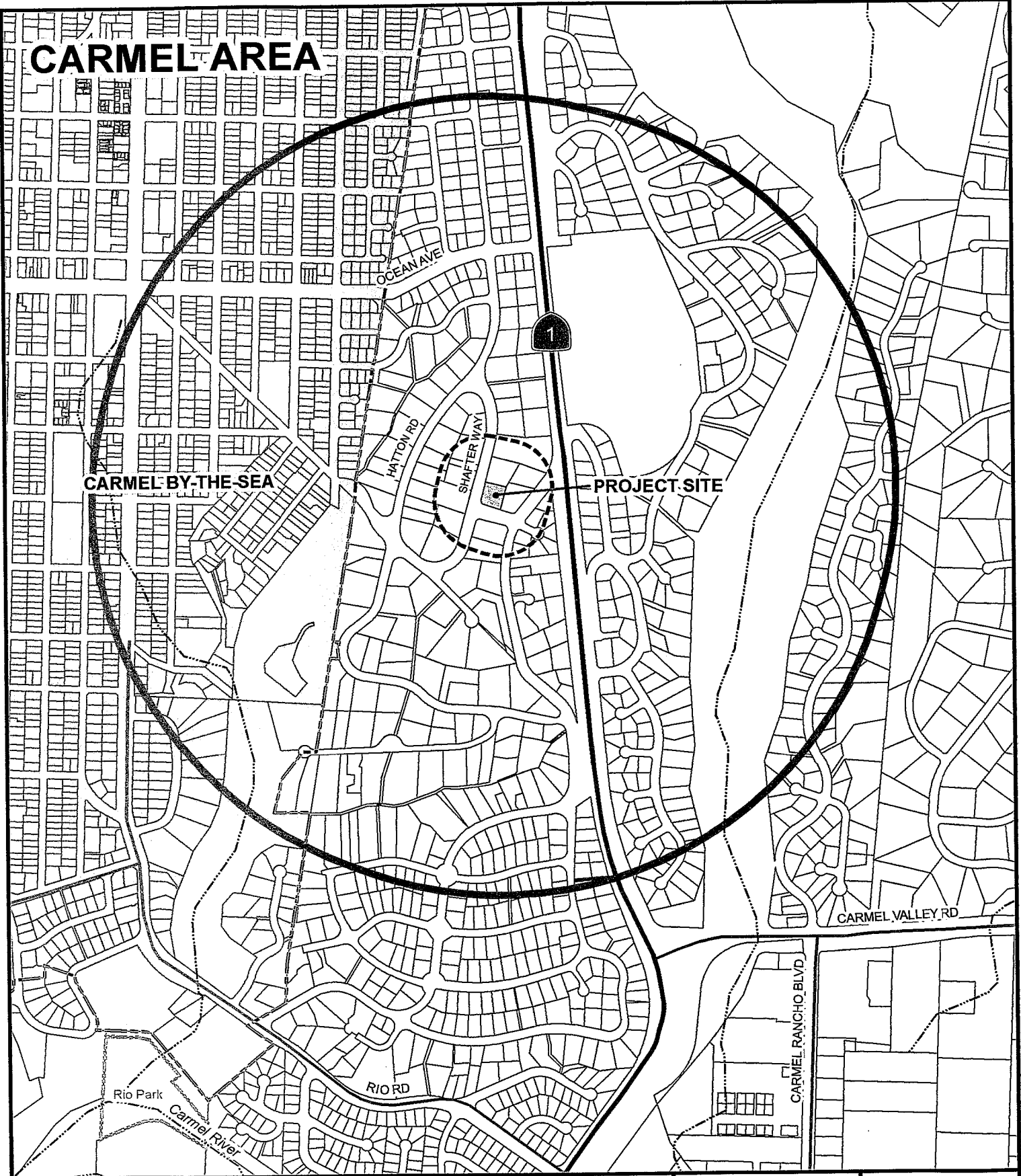
REVISIONS	BY

DATE	1-19-11
SCALE	

GREEN RESIDENCE
 2815 SHAFER WAY, CARMEL
 APN: 069-521-004-000

A3
 DATE 20-10-10

CARMEL AREA



CARMEL-BY-THE-SEA

PROJECT SITE

CARMEL VALLEY RD

CARMEL RANCHO BLVD

Rio Park

Carmel River

RIORD

APPLICANT: GREEN

APN: 009-221-004-000

FILE # PLN100348

Water



2500' Limit



300' Limit



City Limits



PROOF OF SERVICE

I am employed in the County of Monterey, State of California. I am over the age of 18 years and not a party to the within action. My business address is 168 W. Alisal Street, 2nd Floor, Salinas, California.

On *February 11, 2011* I served a true copy of the following document:

***Zoning Administrator Resolution Number(s) – 11-005
Scott/Diane Green – PLN100348***

on the interested parties to said action by the following means:

- (BY HAND-DELIVERY)** By causing a true copy thereof, enclosed in a sealed envelope, to be hand-delivered.
- (BY MAIL)** By placing a true copy thereof, enclosed in a sealed envelope, for collection and mailing on that date following ordinary business practices, in the United States Mail at the Resource Management Agency Planning Department, 168 W. Alisal Street, 2nd Floor, Salinas, California, addressed as shown below. I am readily familiar with this business's practice for collection and processing of correspondence for mailing with the United States Postal Service, and in the ordinary course of business, correspondence would be deposited with the United States Postal Service the same day it was placed for collection and processing.
- (BY OVERNIGHT DELIVERY)** By placing a true copy thereof, enclosed in a sealed envelope, with delivery charges to be billed to the Resource Management Agency, Planning Department, to be delivered by Overnight Delivery.
- (BY FACSIMILE TRANSMISSION)** By transmitting a true copy thereof by facsimile transmission from facsimile number (831) 757-9516 to the interested parties to said action at the facsimile number(s) shown below.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on *February 11, 2011* at Salinas, California.



Signature

*Scott/Diane Green
25613 Shafter Way
Carmel CA 93923*

*Cypress Fire Protection District
73 Fern Canyon Road
Carmel CA 93923*