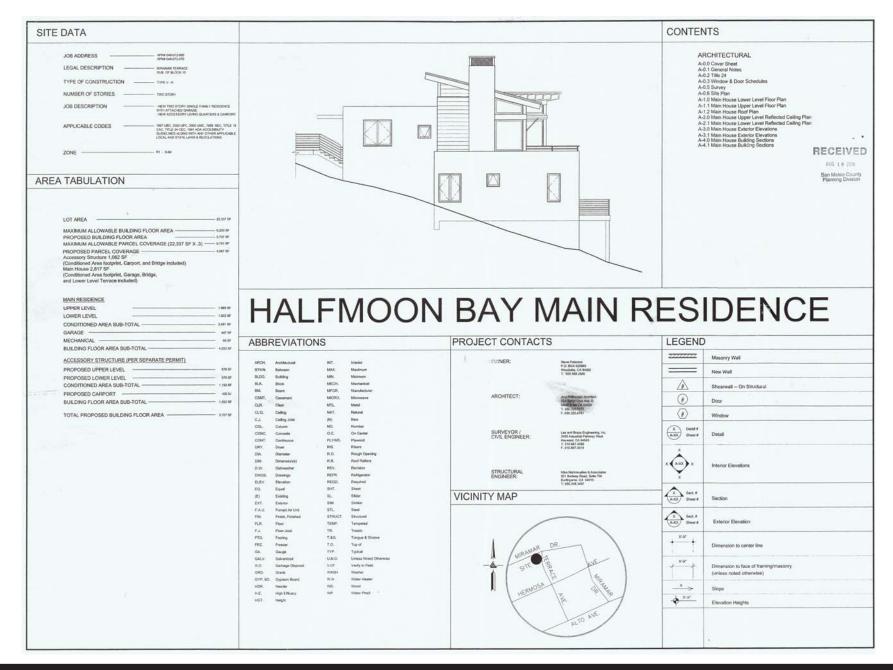
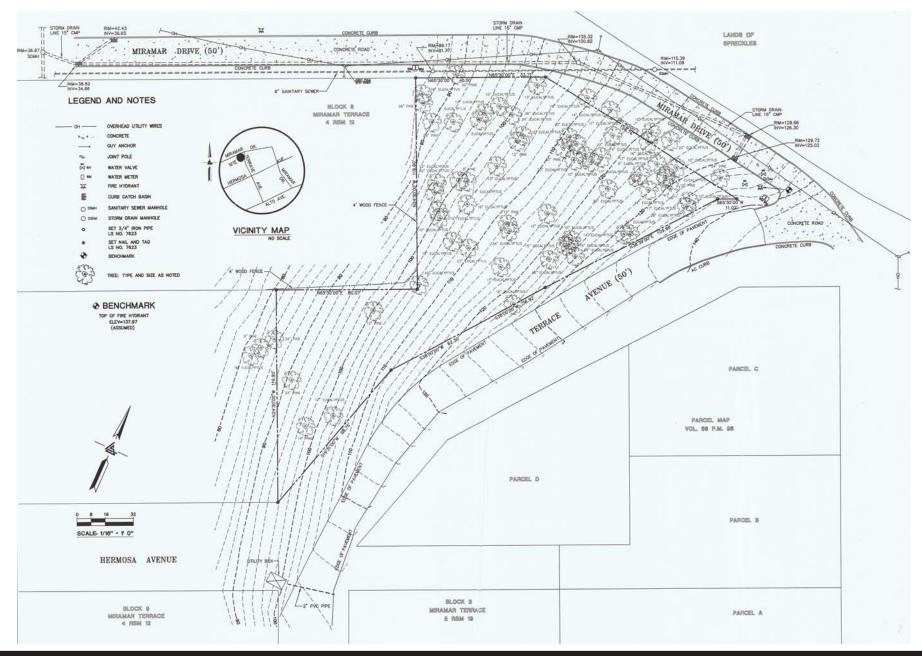


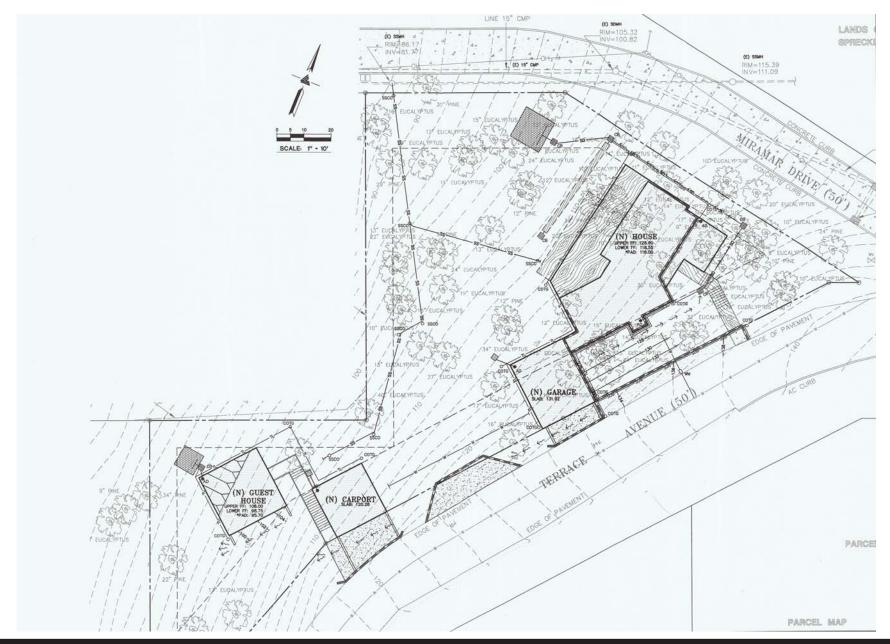
Owner/Applicant: Steve Peterson Attachment: B



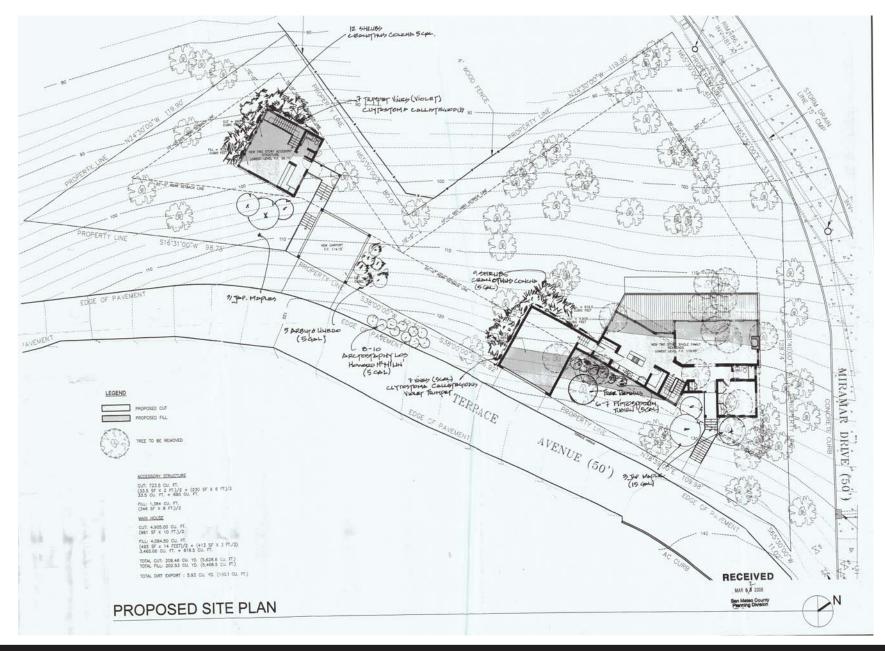
Owner/Applicant: Steve Peterson Attachment: C



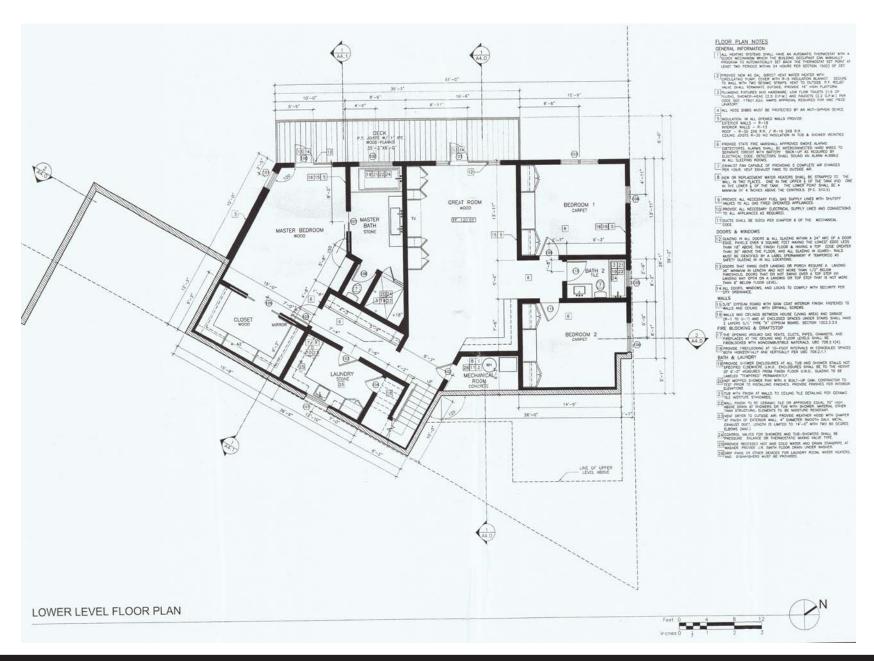
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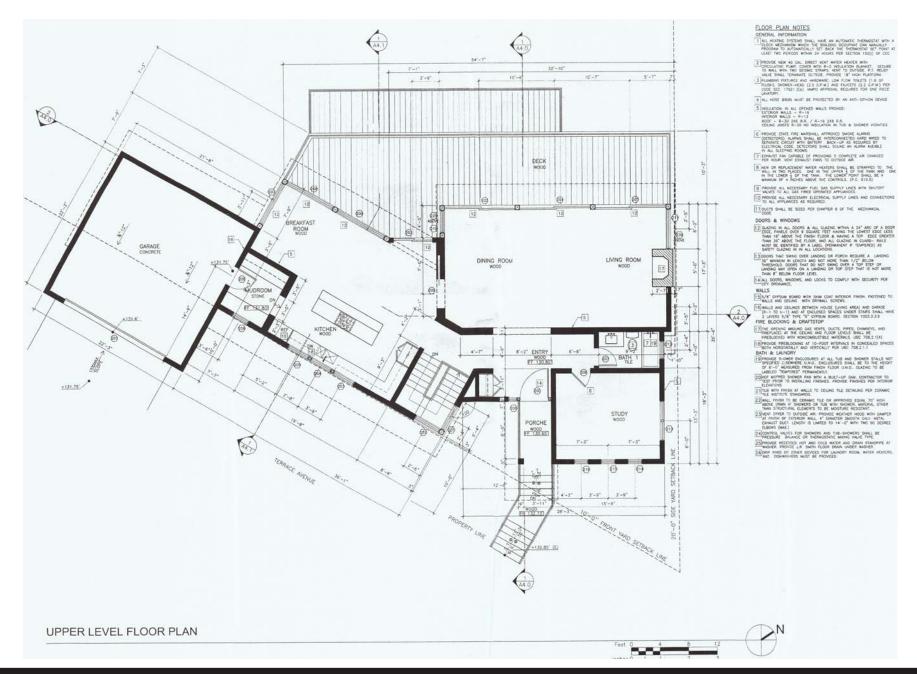
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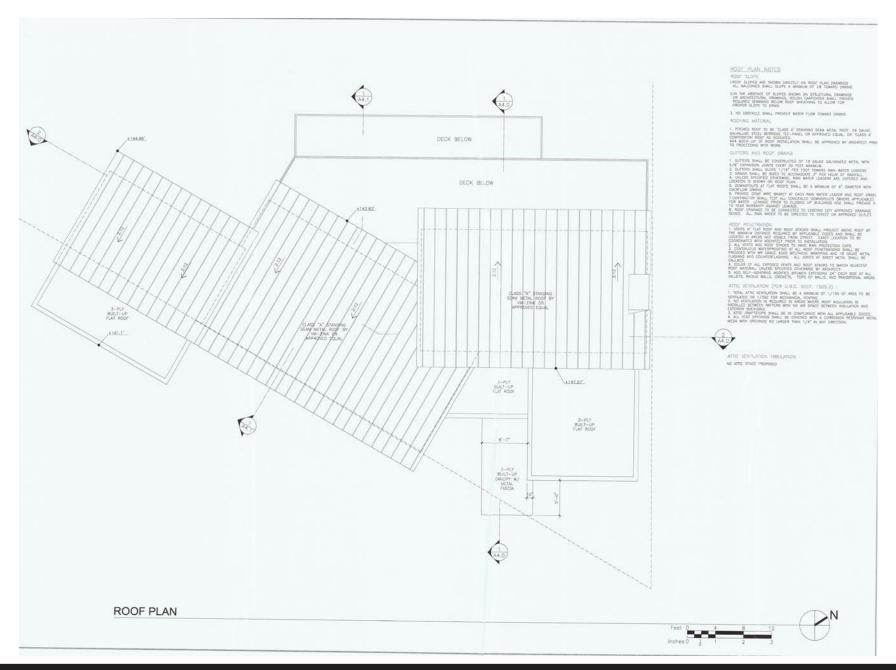
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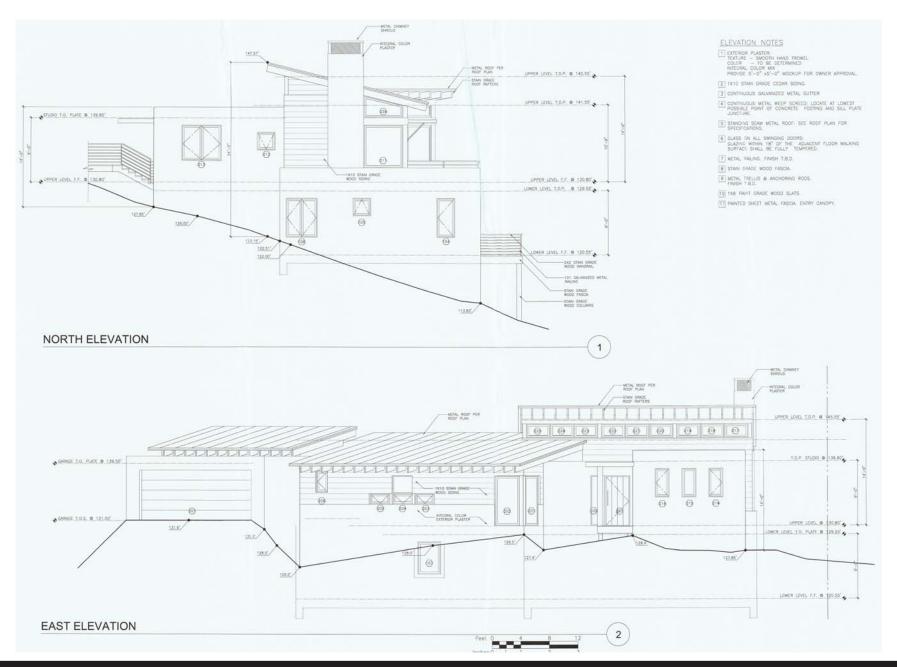
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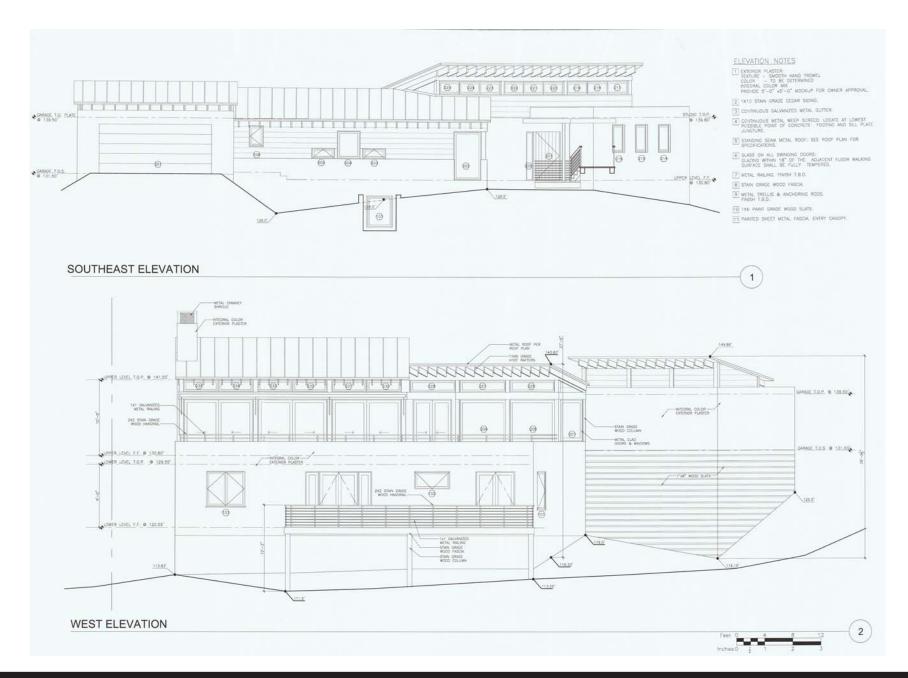
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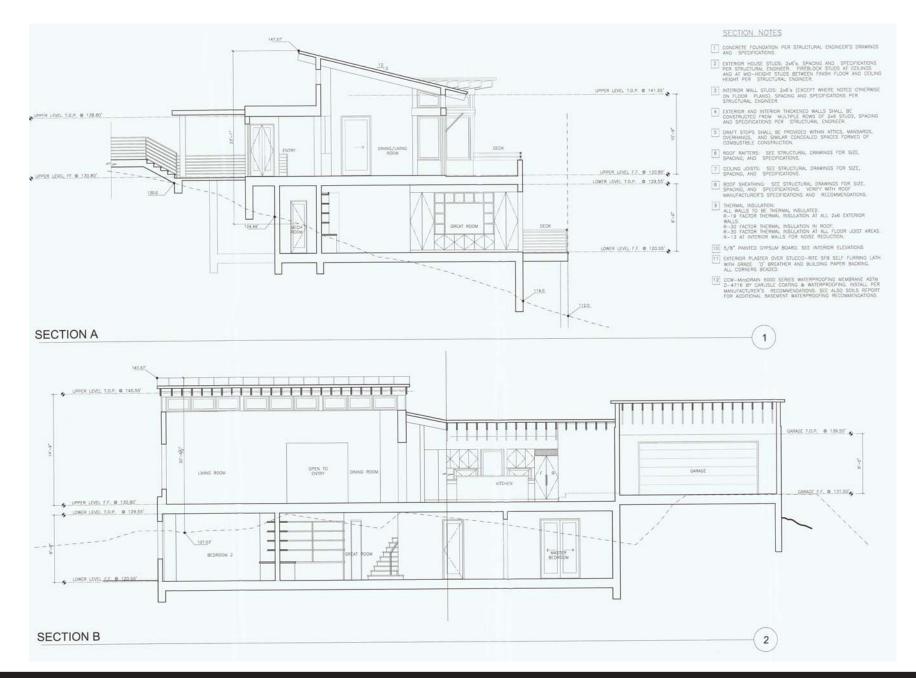
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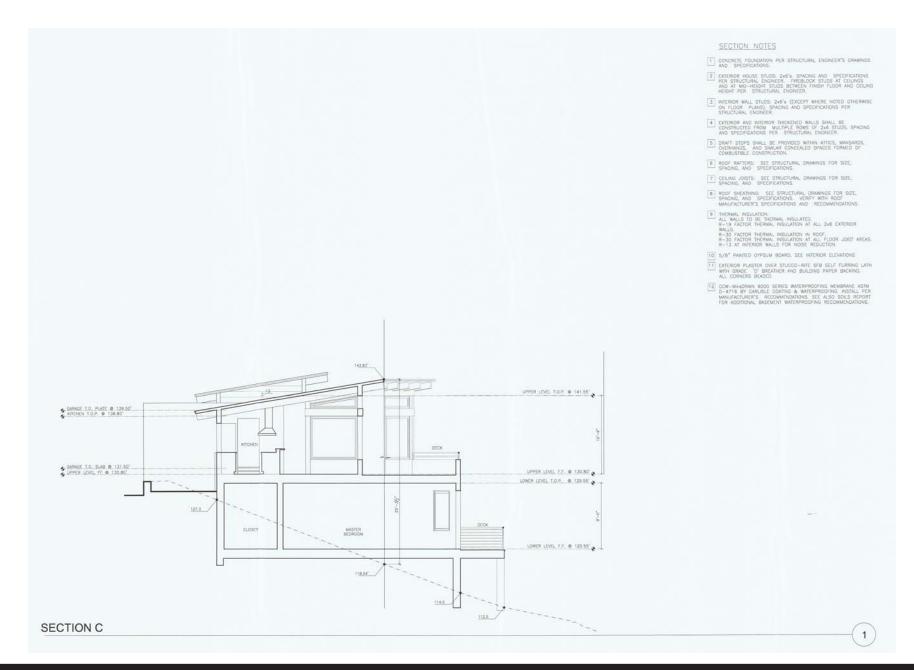
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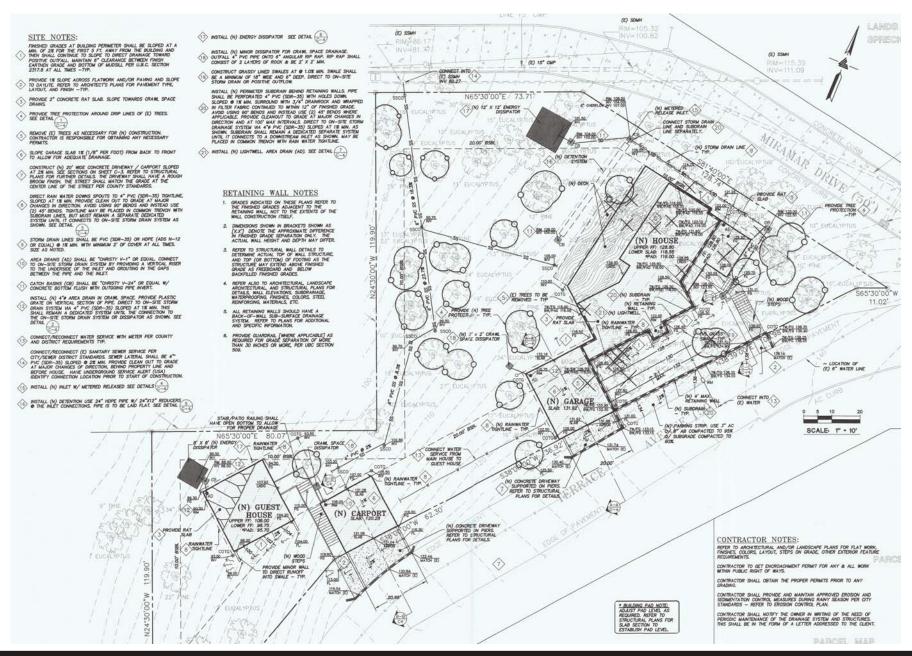
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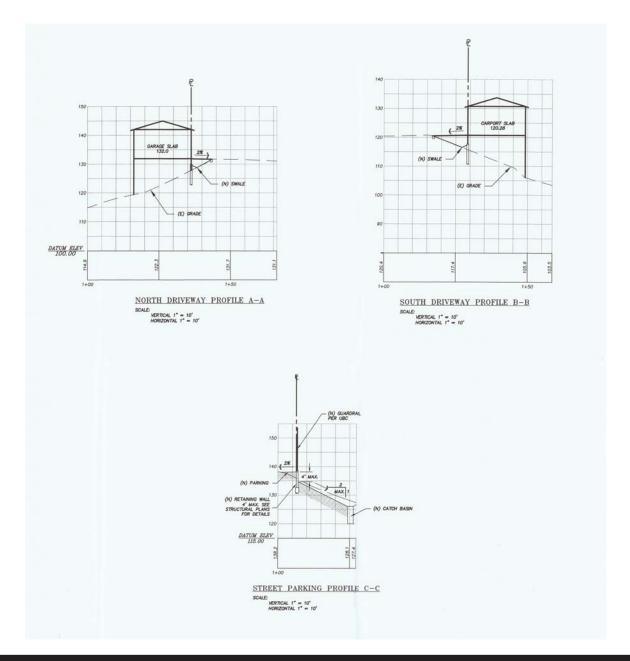
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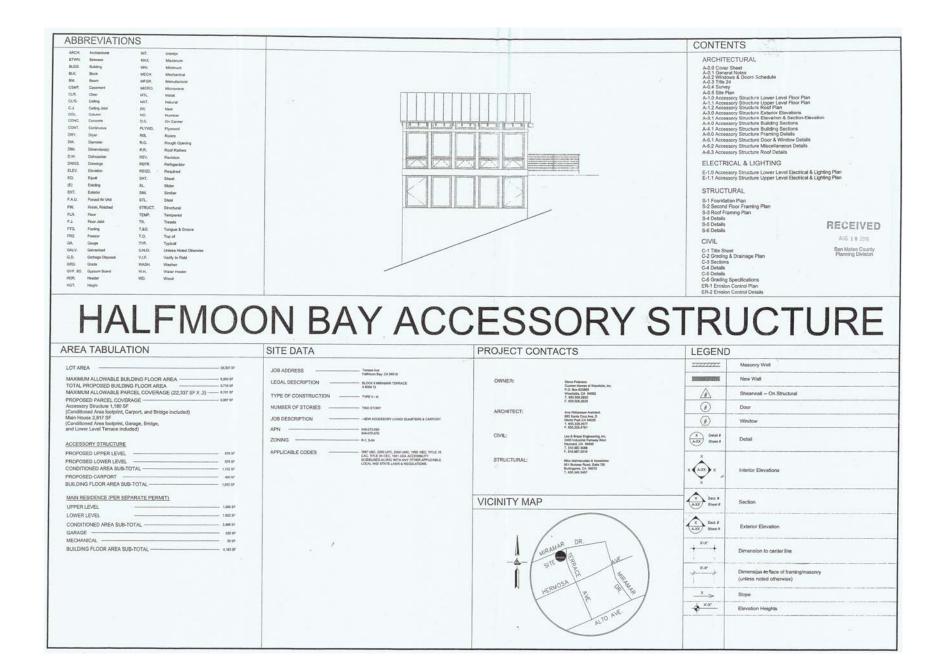
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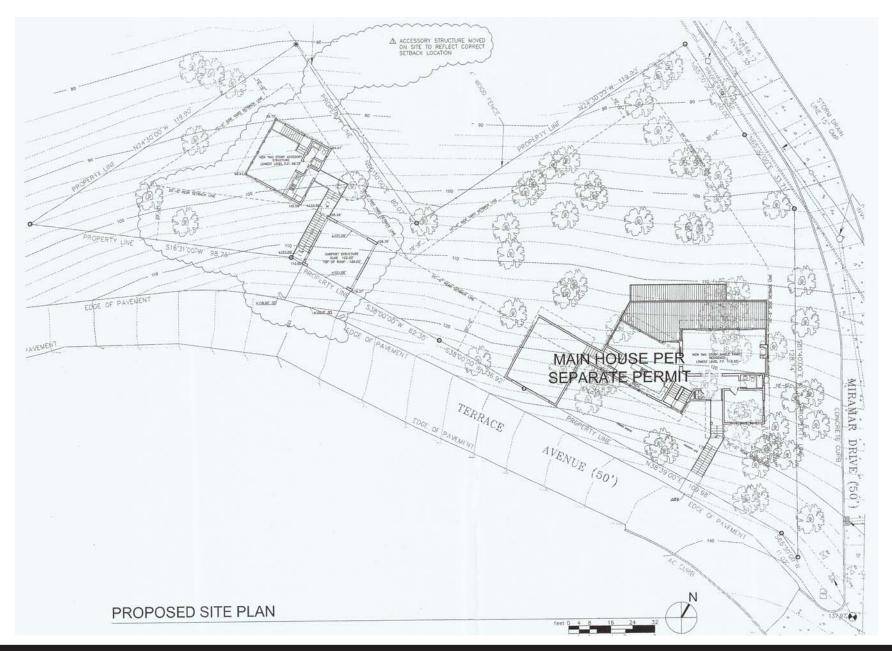
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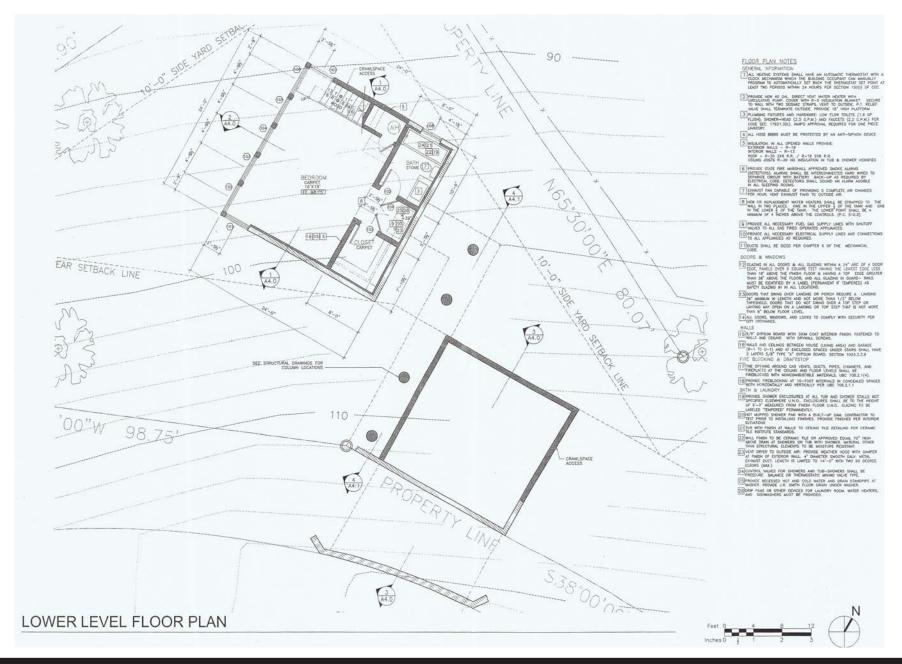
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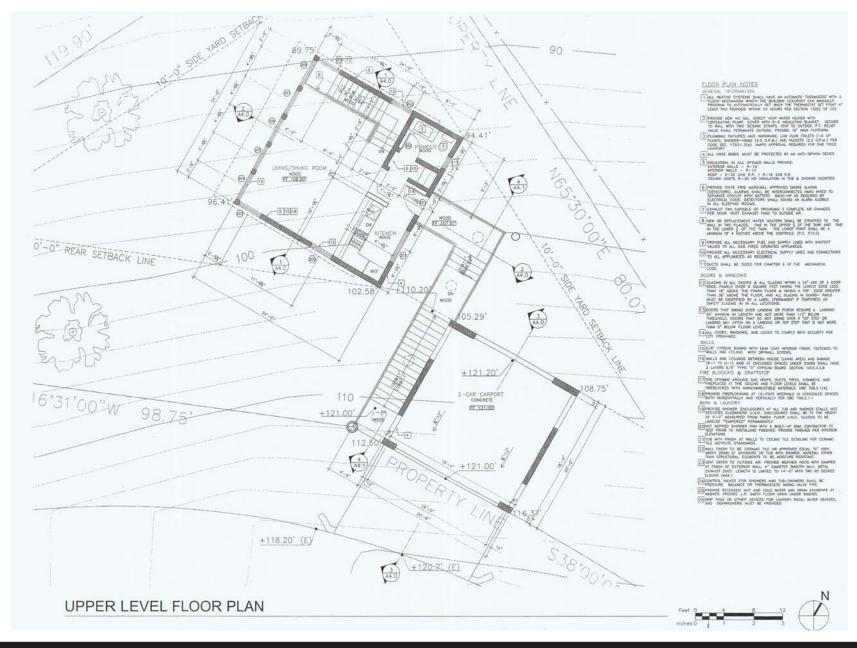
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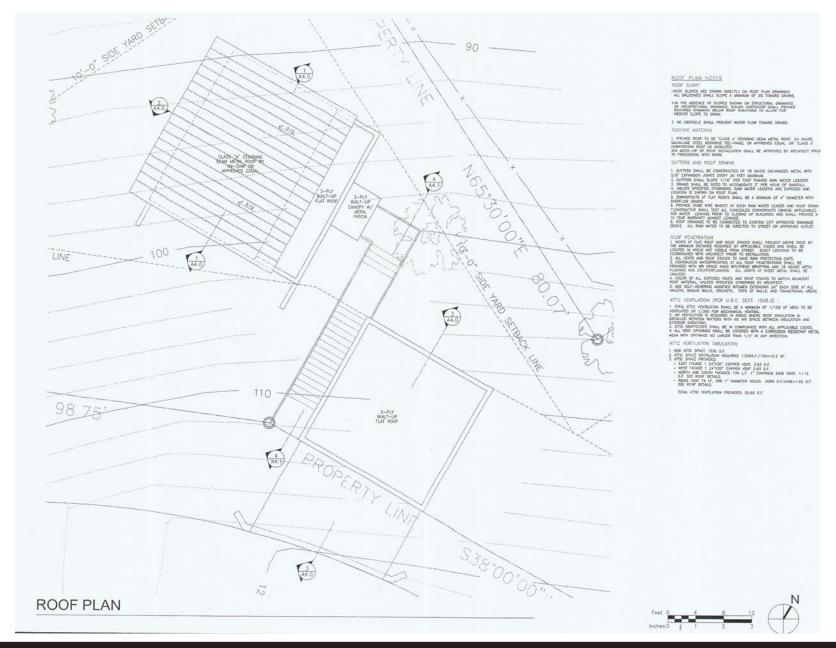
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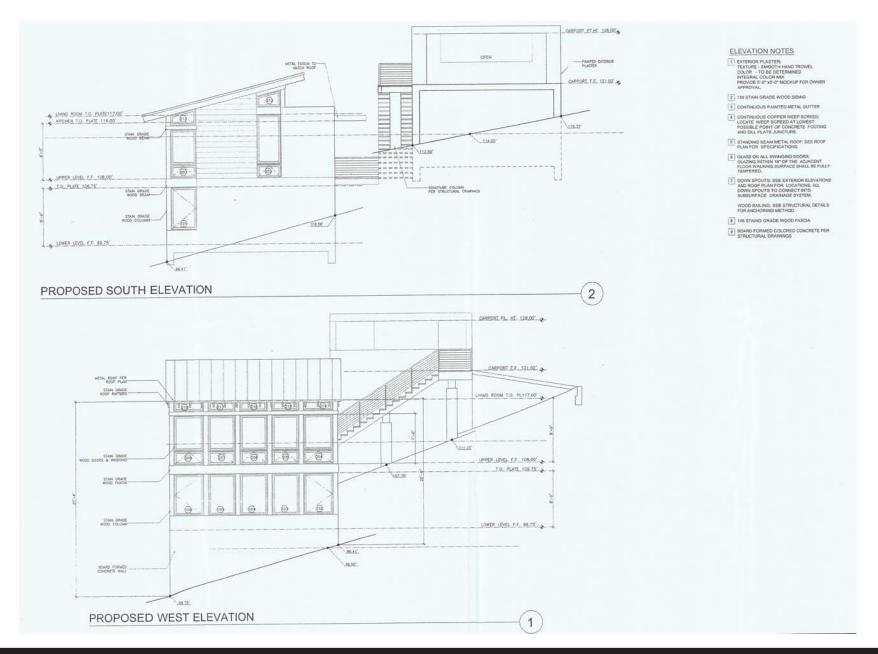
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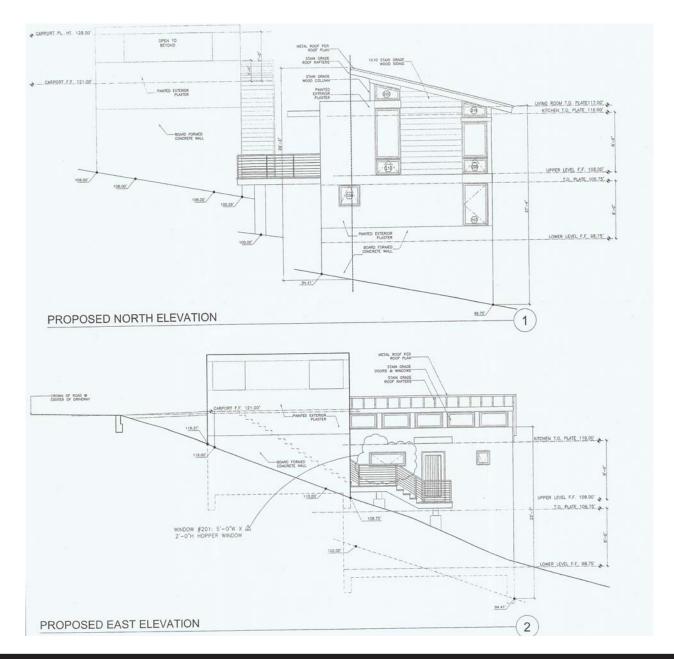
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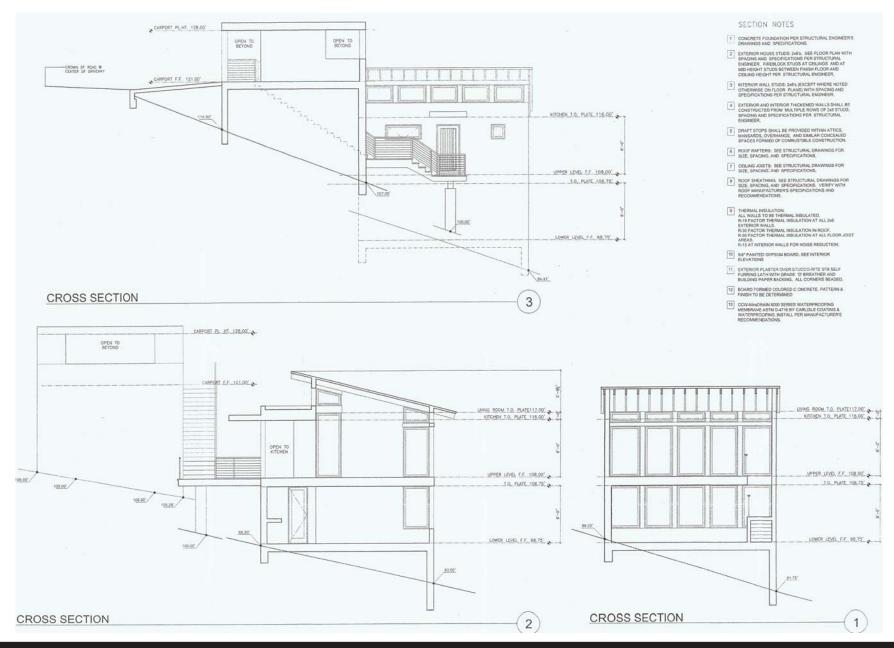
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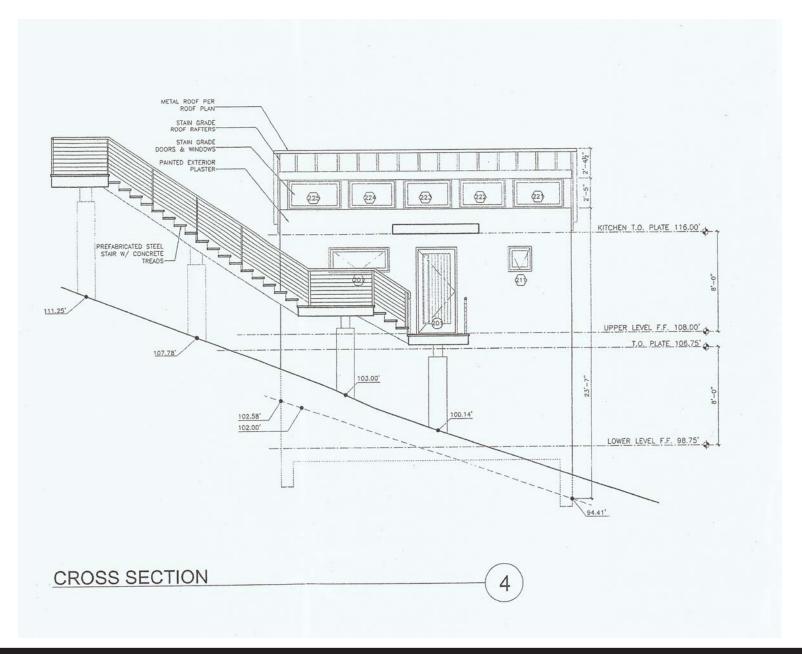
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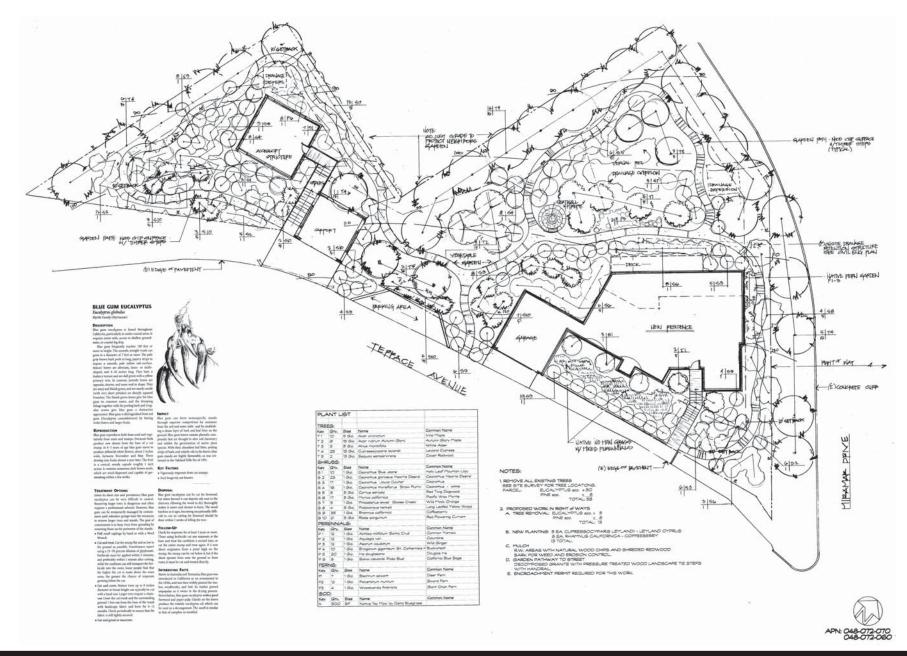
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Owner/Applicant: Steve Peterson Attachment: C



Owner/Applicant: Steve Peterson Attachment: C



Owner/Applicant: Steve Peterson Attachment: C

Application for Appeal Called State State Described	
☐ To the Planning Commission ☐ To the Board of Supervisors	County Government Center • 455 County Center, 2nd Floor Redwood City • CA • 94063 • Mail Drop PLN 122 Phone: 650 • 363 • 4161 Fax: 650 • 363 • 4849
San Mateo Planning C	County ATTACHMENT D
Name: TEJINDER SINGY	Address: 18 TERRACE AVE
TRIPATINDER CHOWDHRY	HALF MOON BAY, CA
Phone, W:650-274-4653H:	Zip: 94019
Permit Numbers involved: APN; 048-072-290	
PLN; 2016-00337 W	I have read and understood the attached information
PLN: 2016-00264	regarding appeal process and alternatives.
I hereby appeal the decision of the:	yes 🗖 no
Staff or Community Development Director	
☐ Zoning Hearing Officer	Appellant's Signature:
Design Review Committee	Leginder Singh Dobatinda Chara
□ Planning Commission	Date: / Tuh. 6, 2017
made on $\frac{740}{12}$ 20 17, to approve/dense the above-listed permit applications.	
Planning staff will prepare a report based on your appeal. In order to facilitate this, your precise objections are needed. For example: Do you wish the decision reversed? If so, why? Do you object to certain conditions of approval? If so, then which conditions and why?	
A CONTINUOUS RETAINING WALL ALONG APN: 048-072-290	
ADJOINING TERRACE AVE IS NEEDED TO BE A REQUIREMENT	
FOR APPROVAL OF PLN: 2016-0337 & PLN: 2016-00264,	
AS PART OF THE PLAN CHECK PROCESS, THE COUNTY IS	
OBLIGED TO ASSURE THAT MEASURES ARE TAKEN TO ASSURE	
THAT THE HILLSIDE AND THE ROADWAY AS PART OF IT	
RETAIN THEIR INTEGRITY AND ARE NOT DEGRADED.	
ALL THE	
THE ATTACHED EXHIBITS/A, B&C ILLUSTRATE THE FRAGILE	
NATURE OF TERRACE AVE ALONG APN: 048-072-290,	
CONDITION (PAGE)	(- Continued on loge 2-)

APPLICATION FOR APPEAL (continued)

REF: APN: 048-072-290 PLN: 2016-00337 & 2016-00264

- 1 THE RECENT REMOVAL OF TREES AND VEGETATION,

 AND THE CONSTRUCTION TRUCKS OF APN; 048-072-290

 OWNER, AS SHOWN IN EXHIBIT-D, HAS MADE

 TERRACE AVE EDGE ALONG APN 048-072-290 WORSE,

 A FIRE TRUCK WOLLD NOT BE ABLE TO SERVICE

 TETHER, HERE EITHER AS CAN BE SEEN IN EXHIBITE A1, A, B, C,
- 3). THE PERMISSION IN THE COUNTY LETTER OF JUNE 22, 2017.
 TO REMOVE ADDITIONAL TREES & VEGETATION WILL
 FURTHER DETERIORATE THE CONDITION OF TERRACE AVE,
- (4) THE OWNER OF APN: 048-072-290 IS ALREADY BOILDING A.
 RETAINING WALL ALONG A PART OF TERRACE AVE & HIS
 PROPERTY, HE JUST NEEDS TO MAKE IT CONTINUOUS AND
 ALL ALONG HIS PROPERTY AND TERRACE AVE.
- BEINGBUILT OF APN: 648-072-290 IS ON THE VERY WEAK EDGE OF TERRACE AVE AND THE OWNER OF APN: 048-072-290 IS USING THIS WEAK EDGE OF TERRACE AVE EDGE OF TERRACE AVE AS THE ONLY & PRIMARY ACCESS TO HIS PROPERTY ON COMPLETION,

(2 OF 7)



EXHIBIT-A

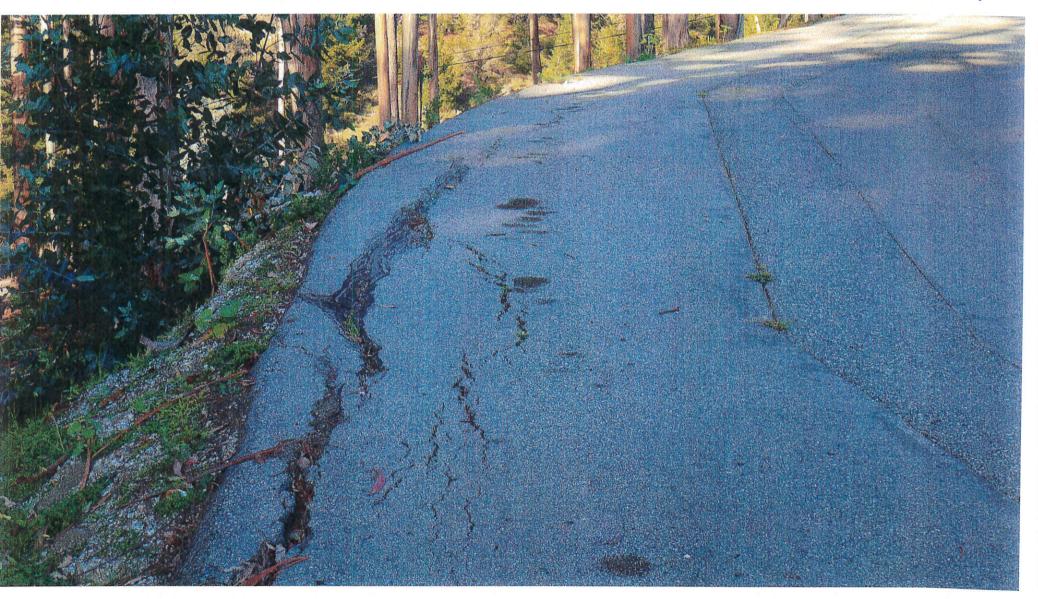
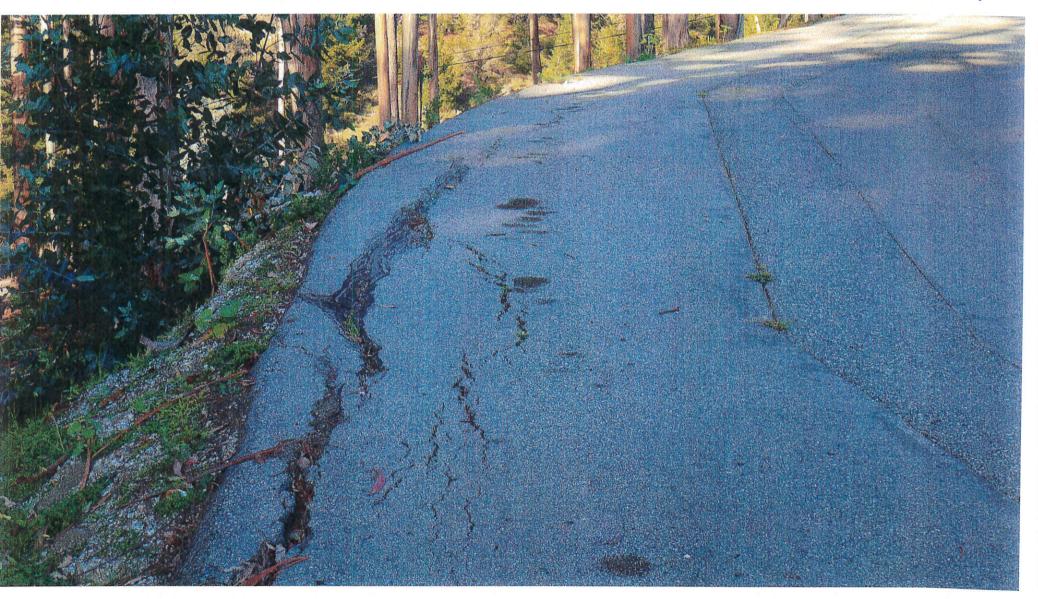






EXHIBIT-A











COUNTY OF **SAN MATEO** PLANNING AND BUILDING

ATTACHMENT E

County Government Center 455 County Center, 2nd Floor Redwood City, CA 94063 650-363-4161 T 650-363-4849 F www.planning.smcgov.org

January 20, 2017

Steve Peterson P.O. Box 1808 Pacifica, CA 94044

Dear Mr. Peterson:

SUBJECT: Coastside Design Review

Miramar Drive and Terrace Avenue, Miramar

APN 036-282-050; County File No. PLN 2016-00337

At its meeting of January 12, 2017, the San Mateo County Coastside Design Review Committee (CDRC) considered your application of a design review recommendation to allow construction of a new 2-story 3,546 sq. ft. single-family residence with an attached 487 sq. ft. 2-car garage, including a 1,152 sq. ft. 2nd Unit with a detached 400 sq. ft. carport, on an existing 22,337 sq. ft. legal parcel (COC PLN2015-00444), as part of an "After-the-Fact" staff level Coastal Development Permit (CDP) for removal of seventeen (17) trees, in order to resolve VIO2016-00141. The 2nd Unit is a ministerial project that does not require review by the CDRC and will be considered at staff-level. Only minor grading is proposed. Seventeen (17) existing significant trees are proposed for removal. The project is not appealable to the California Coastal Commission.

The CDRC was unable to make the findings for design review approval based on certain design deficiencies and a lack of compliance with the County's story pole policies, specifically relating to the installation of story poles only one (1) day before the meeting. In order to resolve these design deficiencies in the project's design, a more thorough review of the "Standards For Design For One-Family and Two-Family Residential Development In The Midcoast" manual is required, specifically on Section 6565.20(D) and Section 6565.20(F). As such, recommendations and requirements from the CDRC for further project redesign are as follows:

- a. Section 6565.20(F). 4c.Exterior lighting should be minimized and designed with a specific activity in mind so that outdoor areas will be illuminated no more than is necessary to support the activity designated for that area, i.e. one light per exterior door. Indicate location of exterior light fixtures on the floor plans.
- b. Section 6565.20(D). 4a3. Use warm, muted colors and natural appearing materials on the house that blend with the surrounding natural features when viewed from a distance. Provide samples of cedar stain and color chips.

Another requirement discussed include:

a. Install story poles no later than 10 days prior to the next CDRC meeting.



Other recommendations discussed include:

- a. Coordinate with neighbors to further clarify/discuss the proposed extent of retaining walls on Terrace Avenue relative to potential design enhancements to the project.
- b. Coordinate construction vehicles on Miramar Drive so as to not disrupt and create a hazard on Miramar Drive.
- c. Minimize Pine Tree removal onsite and/or create a succession plan for the preservation of local wildlife.

At the meeting, you were presented with the following available options at the end of the CDRC's deliberation of the project: (i) request for a decision from the CDRC on the plans presented or (ii) request that the project be considered at the next meeting to provide you with ample time to consider and incorporate the elements recommended for project redesign. You chose the second option, and the CDRC directed staff to schedule your project for consideration at a later date.

Please contact Dennis P. Aguirre, Design Review Officer, at 650/363-1867, if you have any questions.

To provide feedback, please visit the Department's Customer Survey at the following link: http://planning.smcgov.org/survey.

Sincerely,

Dennis P Aguirre

Design Review Officer

DPA:aow - DPABB0016_WAN.DOCX

cc: Dianne Whitaker, Member Architect

Stuart Grunow, Member Architect

Cathy Campbell

Trip Chowdry

Steve Wilson

Ed Frymoyer

Anne Martin

COUNTY OF SAN MATEO PLANNING AND BUILDING

County Government Center 455 County Center, 2nd Floor Redwood City, CA 94063 650-363-4161 T 650-363-4849 F www.planning.smcgov.org

May 16, 2017

Steve Peterson P.O. Box 1808 Pacifica, CA 94044

Dear Mr. Peterson:

SUBJECT: Coastside Design Review Committee

Miramar Drive and Terrace Avenue, Miramar

APN 048-072-290; County File No. PLN 2016-00337

At its meeting of February 9, 2017, the San Mateo County Coastside Design Review Committee (CDRC) considered your application of a design review recommendation to allow construction of a new 2-story 3,546 sq. ft. single-family residence with an attached 487 sq. ft. 2-car garage, including a 1,152 sq. ft. 2nd Unit with a detached 400 sq. ft. carport, on an existing 22,337 sq. ft. legal parcel, as part of an "After-the-Fact" staff level Coastal Development Permit (CDP) for removal of seventeen (17) trees, in order to resolve a violation for clearing of trees (VIO 2016-00141). The 2nd Unit is a ministerial project that does not require review by the CDRC and will be considered at staff-level. Only minor grading is proposed. Seventeen (17) existing significant trees are proposed for removal. The project is not appealable to the California Coastal Commission.

Based on the plans, application forms and accompanying materials submitted, the Coastside Design Review Committee recommended approval of your project based on and subject to the following findings and conditions of approval:

FINDINGS

The Coastside Design Review Officer found that:

1. For the Environmental Review

This project is exempt from environmental review pursuant to the California Environmental Quality Act (CEQA), Section 15303, Class 3(a), relating to the construction of one single-family residence and accessory structures in a residential zone.



The Coastside Design Review Committee found that:

2. For the Design Review

The project has been reviewed under and found to be in compliance with the Design Review Standards for One-Family and Two-Family Residential Development in the Midcoast, Section 6565.20 of the San Mateo County Zoning Regulations, specifically elaborated as follows:

- a. Section 6565.20 (4) EXTERIOR MATERIALS AND COLORS, the colors chosen blend well with the environment and the neighborhood and break up the massing of the building.
- Section 6565.20 (C) Site Panning and Structure Placement: The house would be on the property to maximize privacy for neighbors and integrate with the natural setting.
- c. Section 6565.20 (F) The comprehensive landscape plan harmonizes completely with the existing trees and provides screening to protect the privacy of neighbors.

RECOMMENDED CONDITIONS

Current Planning Section

- 1. The project shall be constructed in compliance with the plans recommended for approval by the Coastside Design Review Committee on February 9, 2017. Any changes or revisions to the approved plans shall be submitted to the Design Review Officer for review and approval prior to implementation. Minor adjustments to the project may be approved by the Design Review Officer if they are consistent with the intent of and are in substantial conformance with this approval. Alternatively, the Design Review Officer may refer consideration of the revisions to the Coastside Design Review Committee, with applicable fees to be paid.
- 2. The applicant shall include a copy of the letter of decision for the CDP on the top pages of the building plans.
- 3. The applicant shall submit the following items and indicate the following on plans submitted for a building permit, as stipulated by the Coastside Design Review Committee:
 - a. Removal of all lights on the north wall.
 - b. At the east elevation, install two (2) downward-directed exterior lighting fixtures (Fixtures) on each side of garage doors and one (1) fixture at the entry door.

- c. At the west elevation, install one (1) Fixture by each door on the lower deck and one (1) Fixture on each side of the large door on the upper deck to total 4 Fixtures on this elevation.
- 4. During project construction, the applicant shall, pursuant to Chapter 4.100 of the San Mateo County Ordinance Code, minimize the transport and discharge of stormwater runoff from the construction site into storm drain systems and water bodies by:
 - a. Using filtration materials on storm drain covers to remove sediment from dewatering effluent.
 - b. Stabilizing all denuded areas and maintaining erosion control measures continuously between October 1 and April 30.
 - c. Removing spoils promptly, and avoiding stockpiling of fill materials, when rain is forecast. If rain threatens, stockpiled soils and other materials shall be covered with a tarp or other waterproof material.
 - d. Storing, handling, and disposing of construction materials and wastes so as to avoid their entry to the storm drain system or water body.
 - e. Avoiding cleaning, fueling or maintaining vehicles on-site, except in an area designated to contain and treat runoff.
 - f. Limiting and timing application of pesticides and fertilizers to avoid polluting runoff.
- 5. The applicant shall include an erosion and sediment control plan to comply with the County's Erosion Control Guidelines on the plans submitted for the building permit. This plan shall identify the type and location of erosion control measures to be installed upon the commencement of construction in order to maintain the stability of the site and prevent erosion and sedimentation off-site.
- 6. All new power and telephone utility lines from the street or nearest existing utility pole to the project structures on the property shall be placed underground.
- 7. The applicant shall apply for a building permit and shall adhere to all requirements from the Building Inspection Section, the Department of Public Works and the Coastside Fire Protection District.
- 8. No site disturbance shall occur, including any grading or vegetation removal, until a building permit has been issued.
- 9. To reduce the impact of construction activities on neighboring properties, comply with the following:

- All debris shall be contained on-site; a dumpster or trash bin shall be provided on-site during construction to prevent debris from blowing onto adjacent properties.
 The applicant shall monitor the site to ensure that trash is picked up and appropriately disposed of daily.
- b. The applicant shall remove all construction equipment from the site upon completion of the use and/or need of each piece of equipment which shall include but not be limited to tractors, back hoes, cement mixers, etc.
- c. The applicant shall ensure that no construction-related vehicles shall impede through traffic along the right-of-way on Miramar Drive and Terrace Avenue. All construction vehicles shall be parked on-site outside the public right-of-way or in locations which do not impede safe access on Miramar Drive and Terrace Avenue. There shall be no storage of construction vehicles in the public right-of-way.
- 10. The exterior color samples submitted to the CDRC are approved. Color verification shall occur in the field after the applicant has applied the approved materials and colors but before a final inspection has been scheduled.
- 11. Noise sources associated with demolition, construction, repair, remodeling, or grading of any real property shall be limited to the hours from 7:00 a.m. to 6:00 p.m. weekdays and 9:00 a.m. to 5:00 p.m. Saturdays. Said activities are prohibited on Sundays, Thanksgiving and Christmas (San Mateo Ordinance Code Section 4.88.360).
- 12. Installation of the approved landscape plan is required prior to final inspection. The landscape plan shall comply with the Water Efficient Landscape Ordinance.

Building Inspection Section

13. The applicant shall apply for a building permit.

Granada Community Services District

14. Prior to the issuance of a building permit, the applicant shall obtain a sewer connection

Coastside County Water District

15. Prior to the issuance of a building permit, the applicant shall obtain a water service connection to include fire suppression plans for review and approval.

Department of Public Works

16. Prior to the issuance of the building permit, the applicant shall have prepared, by a registered civil engineer, a drainage analysis of the proposed project and submit it to the Department of Public Works for review and approval. The drainage analysis shall consist of a written narrative and a plan. The flow of the stormwater onto, over, and off

of the property shall be detailed on the plan and shall include adjacent lands as appropriate to clearly depict the pattern of flow. The analysis shall detail the measures necessary to certify adequate drainage. Post-development flows and velocities shall not exceed those that existed in the pre-developed state. Recommended measures shall be designed and included in the improvement plans and submitted to the Department of Public Works for review and approval.

- 17. Prior to the issuance of the building permit, the applicant shall submit a driveway "Plan and Profile," to the Department of Public Works, showing the driveway access to the parcel (garage slab) complying with County Standards for driveway slopes (not to exceed 20%) and to County Standards for driveways (at the property line) being the same elevation as the center of the access roadway. When appropriate, as determined by the Department of Public Works, this plan and profile shall be prepared from elevations and alignment shown on the roadway improvement plans. The driveway plan shall also include and show specific provisions and details for both the existing and the proposed drainage patterns and drainage facilities.
- 18. No proposed construction work within the County right-of-way shall begin until County requirements for the issuance of an encroachment permit, including review of the plans, have been met and an encroachment permit issued. Applicant shall contact a Department of Public Works Inspector 48 hours prior to commencing work in the right-of-way.
- 19. Prior to the issuance of the building permit, the applicant will be required to provide payment of "roadway mitigation fees" based on the square footage (assessable space) of the proposed building per Ordinance No. 3277.

Coastside Fire Protection District

- 20. Smoke detectors which are hardwired: As per the California Building Code, State Fire Marshal Regulations, and Coastside Fire Protection District Ordinance No. 2013-03, the applicant is required to install State Fire Marshal approved and listed smoke detectors which are hardwired, interconnected, and have battery backup. These detectors are required to be placed in each new and reconditioned sleeping room and at a point centrally located in the corridor or area giving access to each separate sleeping area. In existing sleeping rooms, areas may have battery powered smoke alarms. A minimum of one detector shall be placed on each floor. Smoke detectors shall be tested and approved prior to the building final.
- 21. Add the following note to the plans: New residential buildings shall have internally illuminated address numbers contrasting with the background so as to be seen from the public way fronting the building. Residential address numbers shall be at least 6 feet above the finished surface of the driveway. Where buildings are located remotely to the public roadway, additional signage at the driveway/roadway entrance leading to the building and/or on each individual building shall be required by the Coastside Fire Protection District. This remote signage shall consist of a 6-inch by 18-inch green

- reflective metal sign with 3-inch reflective numbers/letters similar to Hy-Ko 911 or equivalent. The 2nd Unit requires a separate address.
- 22. Fire Access Roads: The applicant must have a maintained asphalt surface road for ingress and egress of fire apparatus. The San Mateo County Department of Public Works, the Coastside Fire District Ordinance 2013-03, and the California Fire Code shall set road standards. As per the 2013 CFC, dead-end roads exceeding 150 feet shall be provided with a turnaround in accordance with Coastside Fire District specifications. As per the 2013 CFC, Section Appendix D, road width shall not be less than 20 feet. Fire access roads shall be installed and made serviceable prior to combustibles being placed on the project site and maintained during construction. Approved signs and painted curbs or lines shall be provided and maintained to identify fire access roads and state the prohibition of their obstruction. If the road width does not allow parking on the street (20-foot road) and on-street parking is desired, an additional improved area shall be developed for that use.
- 23. Roof covering: As per Coastside Fire Protection District Ordinance No. 2013-03, the roof covering of every new building or structure, and materials applied as part of a roof covering assembly, shall have a minimum fire rating of Class "B" or higher as defined in the current edition of the California Building Code.
- 24. Vegetation management: As per the Coastside Fire Protection District Ordinance No. 2013-03, the 2013 California Fire Code and Public Resources Code 4291:
 - a. A fuel break of defensible space is required around the perimeter of all structures to a distance of not less than 30 feet and may be required to a distance of 100 feet or to the property line. In SRA (State Responsible Area), the fuel break is 100 feet or to the property line.
 - b. Trees located within the defensible space shall be pruned to remove dead and dying portions, and limbed up 6 to 10 feet above the ground. New trees planted in the defensible space shall be located no closer than 10 feet to adjacent trees when fully grown or at maturity.
 - c. Remove that portion of any existing tree, which extends within 10 feet of the outlet of a chimney or stovepipe or is within 5 feet of any structure.
- 25. Show location of fire hydrant on a site plan. A fire hydrant is required within 250 feet of the building and flow a minimum of 1,000 gallons per minute (gpm) at 20 per square inch (psi). This information is to be verified by the water purveyor in a letter initiated by the applicant and sent to San Mateo County Fire/Cal-Fire or Coastside Fire Protection District. If there is not a hydrant within 250 feet with the required flow, one will have to be installed at the applicant's expense.
- 26. Automatic Fire Sprinkler System: As per San Mateo County Building Inspection Section Standards and Coastside Fire District Protection Ordinance Number 2013-03, the

applicant is required to install an automatic fire sprinkler system throughout the proposed or improved dwelling and garage. All attic access locations will be provided with a pilot head on a metal upright. All areas that are accessible for storage purposes shall be equipped with fire sprinklers including closets and bathrooms. The only exception is small linen closets less than 24 sq. ft. with full depth shelving. The plans for this system must be submitted to the San Mateo County Planning and Building Department. A building permit will not be issued until plans are received, reviewed and approved. Upon submission of plans, the County or City will forward a complete set to the Coastside Fire Protection District for review. The fee schedule for automatic fire sprinkler systems shall be in accordance with Half Moon Bay Ordinance No. 2006-01. Fees shall be paid prior to plan review.

- 27. Installation of underground sprinkler pipe shall be flushed and visually inspected by the Coastside Fire Protection District prior to hook-up to riser. Any soldered fittings must be pressure tested with trench open.
- 28. Exterior bell and interior horn/strobe are required to be wired into the required flow switch on your fire sprinkler system. The bell, horn/strobe and flow switch, along with the garage door opener, are to be wired into a separate circuit breaker at the main electrical panel and labeled.
- 29. All fire conditions and requirements must be incorporated into your building plans, (see attached conditions) prior to building permit issuance. It is your responsibility to notify your contractor, architect and engineer of these requirements.
- 30. Add note to plans: Smoke alarm/detector are to be hardwired, interconnected, or with battery back-up
- 31. Add note to plans: Escape or rescue windows shall have a minimum net clear openable area of 5.7 sq. ft., 5.0 sq. ft. allowed at grade. The minimum net clear openable height dimension shall be 24 inches. The net clear openable width dimension shall be 20 inches. Finished sill height shall be not more than 44 inches above the finished floor.
- 32. Identify rescue windows in each bedroom and verify that they meet all requirements. Add this to plans.
- 33. Occupancy Separation: As per the 2013 CBC, Section 406.3.4, a one-hour occupancy separation wall shall be installed with a solid core, 20-minute fire rated, self-closing door assembly with smoke gasket between the garage and the residence. All electrical boxes installed in rated walls shall be metal or protected.
- 34. The building is in a High Fire Hazard Severity Zone and will require a Class A roof. Add this to the plans.

- 35. Add the note to the plans: The installation of an approved spark arrester is required on all chimneys, existing and new. Spark arresters shall be constructed of woven or welded wire screening of 12-gauge USA standard wire having openings not exceeding .5-inch.
- 36. Add the following note to the plans: A fuel break or defensible space is required around the perimeter of all structures, existing and new, to a distance of not less than 30 feet and may be required to a distance of 100 feet or to the property line. This is neither a requirement nor an authorization for the removal of living trees.
- 37. Add the note to the plans: Trees located within the defensible space shall be pruned to remove dead and dying portions, and limbed up 6 feet above the ground. New trees planted in the defensible space shall be located no closer than 10 feet to adjacent trees when fully grown or at maturity.
- 38. Add the note to the plans: Remove that portion of any existing trees, which extends within 10 feet of the outlet of a chimney or stovepipe or is within 5 feet of any structure. Remove that portion of any existing trees, which extends within 10 feet of the outlet of a chimney or stovepipe or is within 5 feet of any structure. Maintain any tree adjacent to or overhanging a building free of dead or dying wood.
- 39. Show location of fire hydrant on a site plan. A fire hydrant is required within 250 feet of the building and flow a minimum of 1000 gpm at 20 psi. This information is to be verified by the water purveyor in a letter initiated by the applicant and sent to San Mateo County Fire/CAL Fire or Coastside Fire District. If there is not a hydrant within 250 feet with the required flow, one will have to be installed at the applicant's expense.
- 40. Add note to the title page that the building will be protected by an automatic fire sprinkler system.
- 41. Provide Eave & Gutter details that meet R327 include all materials.
 - a. All exterior doors including garage door must meet R327.
 - b. Carport requires to be WUI compliant.
- 42. Copy R-327 Worksheet to a plan sized sheet and check appropriate boxes.
- 43. CRC 2013 Section R327: This project is located in a State Responsibility Area for wildfire protection. Roofing, attic ventilation, exterior walls, windows, exterior doors, decking, floors and underfloor protection shall comply with CRC 2013 Section R327 requirements. You can visit the Office of the State Fire Marshal's website at http://www.fire.ca.gov/fire_prevention/fire_prevention_wildland.php and click the new products link to view the "WUI Products Handbook."

Please note that the decision of the Coastside Design Review Committee is a recommendation regarding the project's compliance with design review standards, not the final decision on this project, which requires a staff-level Coastal Development Permit and Parcel Merger. The decision on the staff-level Coastal Development Permit will take place at a later date. For more information, please contact the project planner, Dennis P. Aguirre, at 650/363-1867 or daguirre@smc.gov.

To provide feedback, please visit the Department's Customer Survey at the following link: http://planning.smcgov.org/survey.

Sincerely,

Dennis P Aguirre

Design Review Officer

DPA:aow - DPABB0193_WAN.DOCX

cc: Stuart Grunow, Member Architect

Linda Montalto-Patterson, Miramar Community Representative

Trip Chowdry

Steve Wilson

Ed Frymoyer

Julie Trinkala

Merry Belden

COUNTY OF SAN MATEO PLANNING AND BUILDING

ATTACHMENT F

County Government Center 455 County Center, 2nd Floor Redwood City, CA 94063 650-363-4161 T 650-363-4849 F www.planning.smcgov.org

June 22, 2017

Steve Peterson P.O. Box 620865 Woodside, CA 94062

Dear Mr. Peterson:

SUBJECT: "After-the-Fact" Staff-level Coastal Development Permit and

Design Review Permit

Terrace Avenue and Miramar Drive, Miramar

APN 048-072-290; County File No. PLN 2016-00337 and PLN 2016-00264

Staff has reviewed your application for an "After-the-Fact" staff-level Coastal Development Permit (CDP) for the unauthorized removal of vegetation (PLN 2016-00264 and VIO 2016-00141) and Coastside Design Review Permit to allow construction of a new 2-story 3,546 sq. ft. single-family residence plus an attached 487 sq. ft. 2-car garage, including a 1,152 sq. ft. second unit plus a detached 400 sq. ft. carport, on an existing 22,337 sq. ft. legal parcel (COC PLN2015-00444). Only minor grading is proposed. Seventeen (17) existing significant trees are proposed for removal associated with the construction of the new residence. The project is not appealable to the California Coastal Commission.

The project was referred to the San Mateo County Department of Public Works, Building Inspection Section, Coastside Fire Protection District, and the Midcoast Community Council. Other than the Midcoast Community Council that provided no comments to staff, the rest of the departments/agencies provided preliminary approval of the project and subject to conditions of approval included in this letter.

At the Coastside Design Review Committee (CDRC) meeting of February 9, 2017, the Coastside Design Review Committee reviewed and recommended approval the Design Review permit for your project. Neighborhood notification of your project to homeowners and residents of properties within 300 feet of your property was completed prior to this meeting.

Although your parcel is located in a Categorical Exclusion Area pursuant to Section 6328.5(e) of the Coastal Development Permit Regulations (Regulations), where a CDP is not required for the construction of a single-family residence, the removal of major vegetation is considered development requiring a CDP, pursuant to Section 6328.4 of the Regulations. The CDP application (PLN 2016-0024) was submitted in response to VIO 2016-00141 for the unauthorized removal of sixteen (16) eucalyptus trees under 12 inches diameter at breast height (dbh) in size and one (1) pine tree under 12 inches dbh in size. The project is outside the California Coastal Commission appeals jurisdiction and the CDP is not appealable to the California Coastal Commission.



As discussed in the findings below, the removal of vegetation complies with applicable Local Coastal Program Policies. The proposed residence complies with the R-1/S-17/DR/CD Zoning District Regulations. The Coastal Development Permit and Design Review are hereby **approved**, based on the following findings and subject to the conditions of approval.

FINDINGS

1. For the Environmental Review

This project is exempt from environmental review pursuant to the California Environmental Quality Act (CEQA), Section 15303, Class 3(a), relating to the construction of a single-family residence and associated activities in a residential zone.

2. For the Coastal Development Permit:

- a. The project, as described in the application and accompanying materials required by Zoning Regulations Section 6328.7 and as conditioned in accordance with Section 6328.14, conforms with the plans, policies, requirements and standards of the San Mateo County Local Coastal Program. Specifically, the project complies with policies related to visual resources pertaining to tree removal and sensitive habitats as the removal of major vegetation does not adversely impact any coastal resources.
- b. The project conforms as they pertain to applicable policies of the San Mateo County Local Coastal Program such as the Visual Resources and Sensitive Habitat policies specifically elaborated as follows:

Sensitive Habitats Policy 7.1 (*Definition of Sensitive Habitats*) defines sensitive habitat as any area in which plant or animal life or their habitats are either rare or especially valuable. These areas include habitats supporting rare, endangered and unique species.

The site is not a mapped sensitive habitat area, but since the undeveloped site consisted of major vegetation that potentially supported such an area, staff required determination of its current environmental condition in order to comply with applicable policies of the San Mateo County Local Coastal Program. The owner/applicant was requested to provide a biological report.

A Biotic Report prepared on February 22, 2017 by Charles Patterson, Plant Ecologist, described that the site is dominated by non-native tree species and supports no native plant species, natural plant communities, riparian vegetation, wetlands, drainage channels, nor sensitive animal species or habitats. The subject site does not contain sensitive habitat. However, Mr. Patterson states the trees on-site could be used by owls, bats and other raptors for nesting or roosting. The report recommends that a pre-construction nesting survey be prepared, subject to State or County guidelines or regulations, within 30 days of the start of

vegetation removal, grading, or construction activities, or if the work coincides with the spring/summer nesting season (see Condition No. 9). The report also recommends erosion control during project construction and grading (see Condition No. 5).

Visual Resources Policy 8.9 (a) and (g) (*Trees*) require that tree removal is minimized for the location and design of new development, and their removal is allowed if they pose a threat to public health, safety and welfare. Unauthorized tree removal was undertaken to remove live eucalyptus trees less than 12 inches dbh and a dead pine tree. Mr. Patterson states that eucalyptus trees, in general, constitute a significant hazard due to potential branch and trunk failure. In a letter dated August 17, 2016, you stated that trees were removed for fire safety. A separate proposal for the removal of seventeen (17) trees associated with the new development is included in the Design Review Permit recommended for approval by the CDRC on February 9, 2017. The applicant proposes to maintain several mature trees onsite, which will be protected during grading construction activities (see Condition No. 14).

Visual Resources Policy 8.10 (*Vegetative Cover*) requires the replacement of vegetation removed during construction with plant materials (trees, shrubs, ground cover) which are compatible with surrounding vegetation and is suitable to the climate, soil, and ecological character of the area. The proposed comprehensive landscape plan recommended for approval at the February 9, 2017 CDRC meeting includes new trees and plants to address both the unauthorized removal of trees and vegetation and the removal of 17 existing significant trees to accommodate the new single-family residence by adding 49 new replacement trees and other plantings onsite.

3. For the Administrative Design Review for a Second Dwelling Unit:

This project is in compliance with the Second Dwelling Unit Regulations, Section 6425 of the San Mateo County Zoning Regulations, with the exception that State Law supersedes standards regarding notification. The floor area of the proposed second dwelling unit is 1,152 sq. ft., which is less than the maximum allowed size of 35% of the floor area of the main unit (1,241 sq. ft.) The requirement of a minimum of one off-street parking space is provided, in addition to those parking spaces required for the single-family dwelling.

4. For the Design Review:

a. Section 6565.7 of the Design Review District Regulations requires Design Review Committee review of residential projects in the Midcoast. This project has been reviewed by the CDRC and found to be in compliance with the Design Review Standards for One-Family and Two-Family Residential Development in the Midcoast, Section 6565.20 of the San Mateo County Zoning Regulations, specifically elaborated as follows:

- (1) Section 6565.20 (4) EXTERIOR MATERIALS AND COLORS: The colors chosen blend well with the environment and the neighborhood and break up the massing of the building.
- (2) Section 6565.20 (C) Site Panning and Structure Placement: The house design would maximize privacy for neighbors and integrate with the natural setting.
- (3) Section 6565.20 (F): The comprehensive landscape plan harmonizes with the existing trees and provides screening to protect the privacy of neighbors.

RECOMMENDED CONDITIONS

Current Planning Section

- 1. The project shall be constructed in compliance with the plans approved by the Community Development Director on June 22, 2017. Any changes or revisions to the approved plans shall be submitted to the Community Development Director for review and approval prior to implementation. Minor adjustments to the project may be approved by the Design Review Officer if they are consistent with the intent of and are in substantial conformance with this approval. Alternatively, the Community Development Director may refer consideration of major revisions to the Coastside Design Review Committee, with applicable fees to be paid.
- 2. The Coastal Development Permit (CDP) and Design Review Permit (DR) shall be valid for five (5) years from the date of approval, in which time a building permit shall be issued for the residence and a completed inspection (to the satisfaction of the Building Inspector) shall have occurred within 180 days of its issuance. The DR approval may be extended by one, 1-year increment with submittal of an application for permit extension and payment of applicable extension fees sixty (60) days prior to the expiration date.
- 3. The applicant shall include a copy of this letter on the top pages of the building plans.
- 4. The applicant shall submit the following items and indicate the following on plans submitted for a building permit, as stipulated by the Coastside Design Review Committee:
 - a. Removal of all lights on the north wall.
 - b. At the east elevation, install two (2) downward-directed exterior lighting fixtures (Fixtures) on each side of garage doors and one (1) fixture at the entry door.
 - c. At the west elevation, install one (1) Fixture by each door on the lower deck and one (1) Fixture on each side of the large door on the upper deck to total 4 Fixtures on this elevation.

- 5. During project construction, the applicant shall, pursuant to Chapter 4.100 of the San Mateo County Ordinance Code, minimize the transport and discharge of stormwater runoff from the construction site into storm drain systems and water bodies by:
 - a. Using filtration materials on storm drain covers to remove sediment from dewatering effluent.
 - b. Stabilizing all denuded areas and maintaining erosion control measures continuously between October 1 and April 30.
 - c. Removing spoils promptly, and avoiding stockpiling of fill materials, when rain is forecast. If rain threatens, stockpiled soils and other materials shall be covered with a tarp or other waterproof material.
 - d. Storing, handling, and disposing of construction materials and wastes so as to avoid their entry to the storm drain system or water body.
 - e. Avoiding cleaning, fueling or maintaining vehicles on-site, except in an area designated to contain and treat runoff.
 - f. Limiting and timing application of pesticides and fertilizers to avoid polluting runoff.
- 6. The applicant shall include an erosion and sediment control plan to comply with the County's Erosion Control Guidelines on the plans submitted for the building permit. This plan shall identify the type and location of erosion control measures to be installed upon the commencement of construction in order to maintain the stability of the site and prevent erosion and sedimentation off-site.
- 7. All new power and telephone utility lines from the street or nearest existing utility pole to the project structures on the property shall be placed underground.
- 8. The applicant shall apply for a building permit and shall adhere to all requirements from the Building Inspection Section, the Department of Public Works and the Coastside Fire Protection District.
- 9. No site disturbance shall occur, including any grading or vegetation removal, until a building permit has been issued.
- 10. Prior to any land disturbance, the applicant shall submit a pre-construction survey for staff's review and approval, subject to State or County guidelines or regulations, in the event that the proposed trees for removal have not been removed within 30 days of the start of vegetation removal, grading or construction activities, or if the construction coincides with the spring/summer nesting season.

- 11. To reduce the impact of construction activities on neighboring properties, comply with the following:
 - a. All debris shall be contained on-site; a dumpster or trash bin shall be provided on-site during construction to prevent debris from blowing onto adjacent properties. The applicant shall monitor the site to ensure that trash is picked up and appropriately disposed of daily.
 - b. The applicant shall remove all construction equipment from the site upon completion of the use and/or need of each piece of equipment which shall include but not be limited to tractors, back hoes, cement mixers, etc.
 - c. The applicant shall ensure that no construction-related vehicles shall impede through traffic along the right-of-ways on Miramar Drive and Terrace Avenue. All construction vehicles shall be parked on-site outside the public right-of-way or in locations which do not impede safe access on Miramar Drive and Terrace Avenue. There shall be no storage of construction vehicles in the public right-of-way.
- 12. The exterior color samples submitted to the CDRC are approved. Color verification shall occur in the field after the applicant has applied the approved materials and colors but before a final inspection has been scheduled.
- 13. Noise sources associated with demolition, construction, repair, remodeling, or grading of any real property shall be limited to the hours from 7:00 a.m. to 6:00 p.m. weekdays and 9:00 a.m. to 5:00 p.m. Saturdays. Said activities are prohibited on Sundays, Thanksgiving and Christmas (San Mateo Ordinance Code Section 4.88.360).
- 14. Installation of the approved landscape plan is required prior to final inspection. The landscape plan shall comply with the Water Efficient Landscape Ordinance.
- 15. The applicant shall submit a Tree Protection Plan for staff's review and approval, subject to Sections 12,020.4 and 12,020.5 of the County's Significant Tree Ordinance, prior to the issuance of a building permit and start of vegetation removal, grading or construction activities.
- 16. A Tree Protection Pre-Site Inspection shall be conducted prior to the issuance of a building permit to ensure that the approved tree protection measures are installed adequately prior to the start of vegetation removal, grading or construction activities.

Building Inspection Section

17. The applicant shall apply for a building permit.

Granada Community Services District

18. Prior to the issuance of a building permit, the applicant shall obtain a sewer connection

Coastside County Water District

19. Prior to the issuance of a building permit, the applicant shall obtain a water service connection to include fire suppression plans for review and approval.

Department of Public Works

- 20. Prior to the issuance of the building permit, the applicant shall have prepared, by a registered civil engineer, a drainage analysis of the proposed project and submit it to the Department of Public Works for review and approval. The drainage analysis shall consist of a written narrative and a plan. The flow of the stormwater onto, over, and off of the property shall be detailed on the plan and shall include adjacent lands as appropriate to clearly depict the pattern of flow. The analysis shall detail the measures necessary to certify adequate drainage. Post-development flows and velocities shall not exceed those that existed in the pre-developed state. Recommended measures shall be designed and included in the improvement plans and submitted to the Department of Public Works for review and approval.
- 21. Prior to the issuance of the building permit, the applicant shall submit a driveway "Plan and Profile," to the Department of Public Works, showing the driveway access to the parcel (garage slab) complying with County Standards for driveway slopes (not to exceed 20%) and to County Standards for driveways (at the property line) being the same elevation as the center of the access roadway. When appropriate, as determined by the Department of Public Works, this plan and profile shall be prepared from elevations and alignment shown on the roadway improvement plans. The driveway plan shall also include and show specific provisions and details for both the existing and the proposed drainage patterns and drainage facilities.
- 22. No proposed construction work within the County right-of-way shall begin until County requirements for the issuance of an encroachment permit, including review of the plans, have been met and an encroachment permit issued. Applicant shall contact a Department of Public Works Inspector 48 hours prior to commencing work in the right-of-way.
- 23. Prior to the issuance of the building permit, the applicant will be required to provide payment of "roadway mitigation fees" based on the square footage (assessable space) of the proposed building per Ordinance No. 3277.

Coastside Fire Protection District

24. Smoke detectors which are hardwired: As per the California Building Code, State Fire Marshal Regulations, and Coastside Fire Protection District Ordinance No. 2013-03, the applicant is required to install State Fire Marshal approved and listed smoke detectors which are hardwired, interconnected, and have battery backup. These detectors are required to be placed in each new and reconditioned sleeping room and at a point centrally located in the corridor or area giving access to each separate sleeping area.

- In existing sleeping rooms, areas may have battery powered smoke alarms. A minimum of one detector shall be placed on each floor. Smoke detectors shall be tested and approved prior to the building final.
- 25. Add the following note to the plans: New residential buildings shall have internally illuminated address numbers contrasting with the background so as to be seen from the public way fronting the building. Residential address numbers shall be at least 6 feet above the finished surface of the driveway. Where buildings are located remotely to the public roadway, additional signage at the driveway/roadway entrance leading to the building and/or on each individual building shall be required by the Coastside Fire Protection District. This remote signage shall consist of a 6-inch by 18-inch green reflective metal sign with 3-inch reflective numbers/letters similar to Hy-Ko 911 or equivalent. The Second Unit requires a separate address.
- 26. Fire Access Roads: The applicant must have a maintained asphalt surface road for ingress and egress of fire apparatus. The San Mateo County Department of Public Works, the Coastside Fire District Ordinance 2013-03, and the California Fire Code (CFC) shall set road standards. As per the 2013 CFC, dead-end roads exceeding 150 feet shall be provided with a turnaround in accordance with Coastside Fire District specifications. As per the 2013 CFC, Section Appendix D, road width shall not be less than 20 feet. Fire access roads shall be installed and made serviceable prior to combustibles being placed on the project site and maintained during construction. Approved signs and painted curbs or lines shall be provided and maintained to identify fire access roads and state the prohibition of their obstruction. If the road width does not allow parking on the street (20-foot road) and on-street parking is desired, an additional improved area shall be developed for that use.
- 27. Roof covering: As per Coastside Fire Protection District Ordinance No. 2013-03, the roof covering of every new building or structure, and materials applied as part of a roof covering assembly, shall have a minimum fire rating of Class "B" or higher as defined in the current edition of the California Building Code.
- 28. Vegetation management: As per the Coastside Fire Protection District Ordinance No. 2013-03, the 2013 California Fire Code and Public Resources Code 4291:
 - a. A fuel break of defensible space is required around the perimeter of all structures to a distance of not less than 30 feet and may be required to a distance of 100 feet or to the property line. In SRA (State Responsible Area), the fuel break is 100 feet or to the property line.
 - b. Trees located within the defensible space shall be pruned to remove dead and dying portions, and limbed up 6 to 10 feet above the ground. New trees planted in the defensible space shall be located no closer than 10 feet to adjacent trees when fully grown or at maturity.

- c. Remove that portion of any existing tree, which extends within 10 feet of the outlet of a chimney or stovepipe or is within 5 feet of any structure.
- 29. Show location of fire hydrant on a site plan. A fire hydrant is required within 250 feet of the building and flow a minimum of 1,000 gallons per minute (gpm) at 20 per square inch (psi). This information is to be verified by the water purveyor in a letter initiated by the applicant and sent to San Mateo County Fire/Cal-Fire or Coastside Fire Protection District. If there is not a hydrant within 250 feet with the required flow, one will have to be installed at the applicant's expense.
- 30. Automatic Fire Sprinkler System: As per San Mateo County Building Inspection Section Standards and Coastside Fire District Protection Ordinance Number 2013-03, the applicant is required to install an automatic fire sprinkler system throughout the proposed or improved dwelling and garage. All attic access locations will be provided with a pilot head on a metal upright. All areas that are accessible for storage purposes shall be equipped with fire sprinklers including closets and bathrooms. The only exception is small linen closets less than 24 sq. ft. with full depth shelving. The plans for this system must be submitted to the San Mateo County Planning and Building Department. A building permit will not be issued until plans are received, reviewed and approved. Upon submission of plans, the County or City will forward a complete set to the Coastside Fire Protection District for review. The fee schedule for automatic fire sprinkler systems shall be in accordance with Half Moon Bay Ordinance No. 2006-01. Fees shall be paid prior to plan review.
- 31. Installation of underground sprinkler pipe shall be flushed and visually inspected by the Coastside Fire Protection District prior to hook-up to riser. Any soldered fittings must be pressure tested with trench open.
- 32. Exterior bell and interior horn/strobe are required to be wired into the required flow switch on your fire sprinkler system. The bell, horn/strobe and flow switch, along with the garage door opener, are to be wired into a separate circuit breaker at the main electrical panel and labeled.
- 33. All fire conditions and requirements must be incorporated into your building plans, (see attached conditions) prior to building permit issuance. It is your responsibility to notify your contractor, architect and engineer of these requirements.
- 34. Add note to plans: Smoke alarm/detector are to be hardwired, interconnected, or with battery back-up
- 35. Add note to plans: Escape or rescue windows shall have a minimum net clear openable area of 5.7 sq. ft., 5.0 sq. ft. allowed at grade. The minimum net clear openable height dimension shall be 24 inches. The net clear openable width dimension shall be 20 inches. Finished sill height shall be not more than 44 inches above the finished floor.

- 36. Identify rescue windows in each bedroom and verify that they meet all requirements. Add this to plans.
- 37. Occupancy Separation: As per the 2013 CBC, Section 406.3.4, a one-hour occupancy separation wall shall be installed with a solid core, 20-minute fire rated, self-closing door assembly with smoke gasket between the garage and the residence. All electrical boxes installed in rated walls shall be metal or protected.
- 38. The building is in a High Fire Hazard Severity Zone and will require a Class A roof. Add this to the plans.
- 39. Add the note to the plans: The installation of an approved spark arrester is required on all chimneys, existing and new. Spark arresters shall be constructed of woven or welded wire screening of 12-gauge USA standard wire having openings not exceeding .5 inches.
- 40. Add the following note to the plans: A fuel break or defensible space is required around the perimeter of all structures, existing and new, to a distance of not less than 30 feet and may be required to a distance of 100 feet or to the property line. This is neither a requirement nor an authorization for the removal of living trees.
- 41. Add the note to the plans: Trees located within the defensible space shall be pruned to remove dead and dying portions, and limbed up 6 feet above the ground. New trees planted in the defensible space shall be located no closer than 10 feet to adjacent trees when fully grown or at maturity.
- 42. Add the note to the plans: Remove that portion of any existing trees, which extends within 10 feet of the outlet of a chimney or stovepipe or is within 5 feet of any structure. Remove that portion of any existing trees, which extends within 10 feet of the outlet of a chimney or stovepipe or is within 5 feet of any structure. Maintain any tree adjacent to or overhanging a building free of dead or dying wood.
- 43. Show location of fire hydrant on a site plan. A fire hydrant is required within 250 feet of the building and flow a minimum of 1000 gpm at 20 psi. This information is to be verified by the water purveyor in a letter initiated by the applicant and sent to San Mateo County Fire/CAL Fire or Coastside Fire District. If there is not a hydrant within 250 feet with the required flow, one will have to be installed at the applicant's expense.
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- 45. Provide Eave & Gutter details that meet R327 include all materials.
 - a. All exterior doors including garage door must meet R327.
 - b. Carport requires to be WUI compliant.

- 46. Copy R-327 Worksheet to a plan sized sheet and check appropriate boxes.
- 47. CRC 2013 Section R327: This project is located in a State Responsibility Area for wildfire protection. Roofing, attic ventilation, exterior walls, windows, exterior doors, decking, floors and underfloor protection shall comply with CRC 2013 Section R327 requirements. You can visit the Office of the State Fire Marshal's website at http://www.fire.ca.gov/fire prevention/fire prevention wildland.php and click the new products link to view the "WUI Products Handbook."

This approval may be appealed by the applicant or any aggrieved party on or before **5:00 p.m. on July 7, 2017**, the tenth working day following this action by the Community Development Director. An appeal is made by completing and filing a Notice of Appeal, including a statement of grounds for the appeal, with the Planning and Building Department and paying the \$616.35 appeal fee. This project is not appealable to the California Coastal Commission. Further information may be obtained by calling Dennis P. Aguirre, Project Planner, at 650/363-1867, or by email at daguirre@smcgov.org.

FOR STEVE MONOWITZ
DIRECTOR OF COMMUNITY DEVELOPMENT, By:

Camille Leung Senior Planner

CML:DPA:aow - DPABB0343 WAN.DOCX

cc: Stuart Grunow

Linda Montalto-Patterson, Miramar Alternate Community Representative

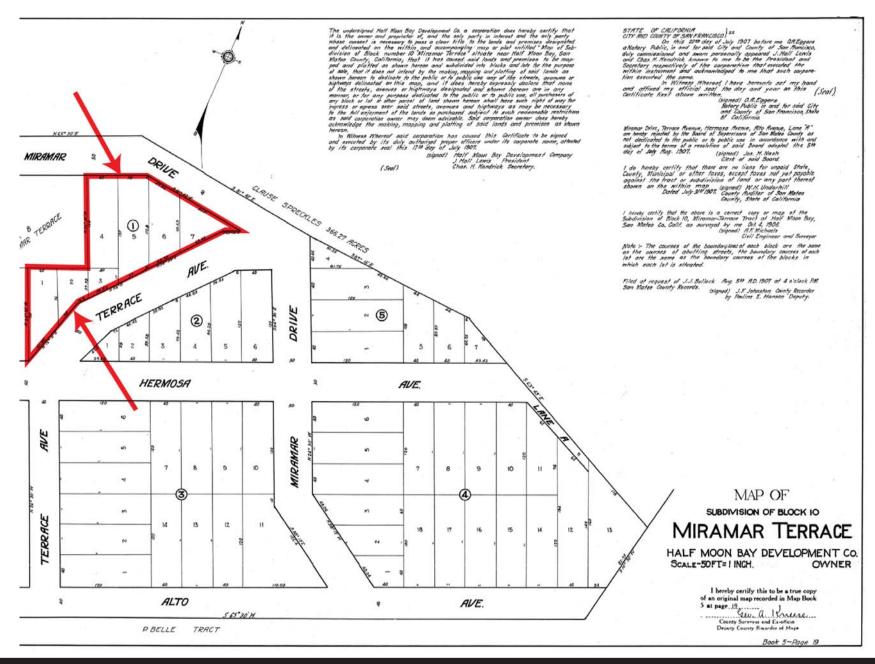
Trip Chowdry

Steve Wilson

Ed Frymoyer

Julie Trinkala

Merry Belden



Owner/Applicant: Steve Peterson Attachment: G



Owner/Applicant: Steve Peterson Attachment: H



Owner/Applicant: Steve Peterson Attachment: H



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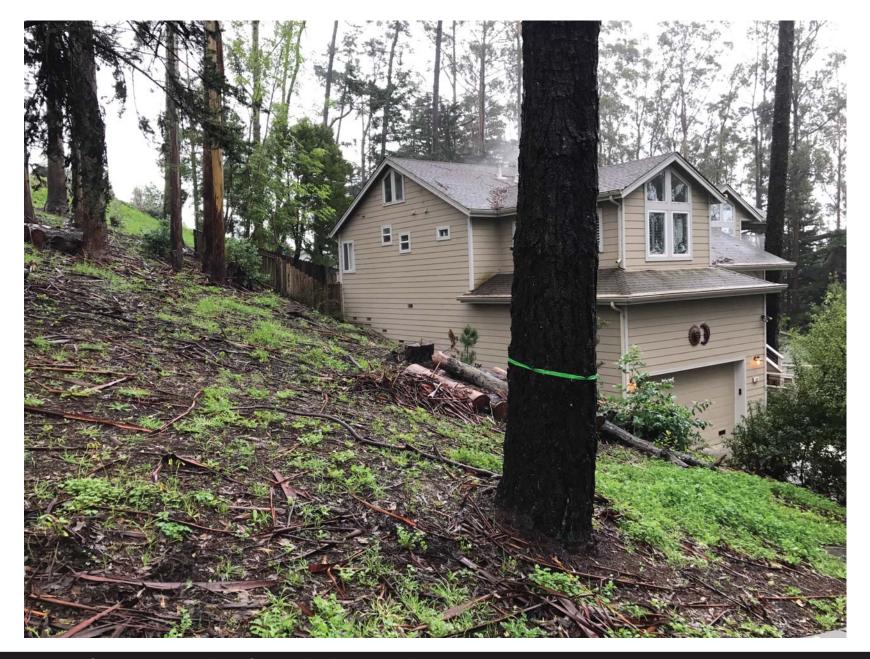
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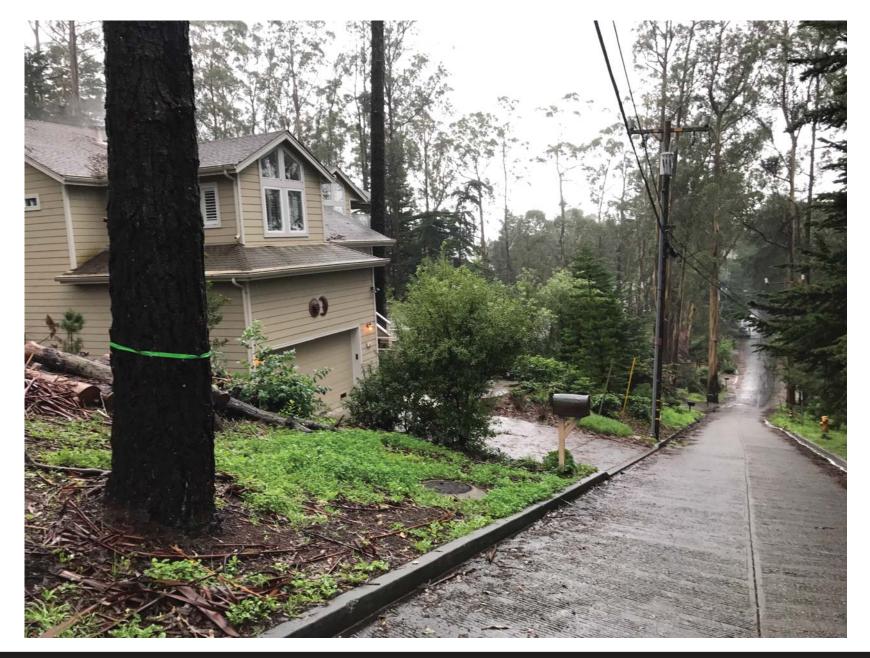
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Owner/Applicant: Steve Peterson Attachment: H





Owner/Applicant: Steve Peterson Attachment: H



Owner/Applicant: Steve Peterson Attachment: H

ATTACHMENT I

	San Mateo County
Application for Appeal	Planning and Building Department County Government Center • 455 County Center, 2nd Floor
☐ To the Planning Commission ☐ To the Board of Supervisors	Redwood City • CA • 94063 • Mail Drop PLN 122 Phone: 650 • 363 • 4161 Fax: 650 • 363 • 4840
1. Appellant Information SEP 2 Name: Tejinder Singh Tripatinder Chowdhry Phone, W:650 -274-4653H:	Address: 18 TERRACE AVE JANUAR MOON BAY, CA 94019 Zip: 94019
2. Appeal Information	
Permit Numbers involved: APN; 048-072-290 PLN; 2016-00337 & PLN; 2016-00264 I hereby appeal the decision of the:	I have read and understood the attached information regarding appeal process and alternatives. yes no
□ Staff or Planning Director □ Zoning Hearing Officer □ Design Review Committee ☑ Planning Commission Sept 13,2017 made on <u>June 22</u> 2017, to approve/deny/the above-listed permit applications.	Appellant's Signature: Appell
3. Basis for Appeal	
conditions and why?	order to facilitate this, your precise objections are needed. For you object to certain conditions of approval? If so, then which
BACK GROUND:	
	WERE NOT ADDRESSED IN THE
PLANNING COMMISSION HI	EARING ON SEPT 13,2017
DUE TO PREVIOUSLY SCHEDI	ILED BUSINESS TRIP WE COULD
NUT ATTEND THE PLAN	INING COMMISSION HEARING ON
SEPT 13 2017, OUR DERSIST	ENT DEALECT COD MOTO
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Attachmount

Page 1 of 15

SEP 2 0 2017

San Mateo County Planning and 20 Hour County

We respectfully submit to the Board of Supervisors, that the exception granted to the owner of APN 048-072-290 from having a continuous retaining wall along his property adjoining Terrace Ave, is unsafe. Like every other home in this neighborhood a continuous retaining wall be a requirement for approval of PLN2016-00337 and PLN2016-00264.

The attached exhibits A1, A, B and C show the fragile condition of Terrace Ave along APN 048-072-290.

- 1. The recent removal of trees and vegetation by the owner of APN 048-072-290 and presence of construction trucks of APN 048-072-290 owner as shown in Exhibit-D, has made Terrace Ave edge along APN 048-072-290 worse. A Fire truck will not be able to service here either, as can be seen in the attached exhibits A1, A, B, C and D.
- 2. Consequently, in this neighborhood, without exception all homes on the lower side of Terrace Avenue and Miramar Drive have a retaining wall all along their property and Terrace Ave and Miramar Drive. The condition for a retaining wall along APN 048-072-290 and Terrace Ave is as compelling as for the other houses in this neighborhood. It is not clear why this property deserves an exception.
- 3. Based on the email from the Planner, this project was exempt under CEQA under the Categorical Exemptions in Section 15303. However, I would like to bring it to the Board of Supervisors kind attention, the exception to the CEQA exemption as below:

Categorical Exemptions represent activities that generally do not result in significant environmental impacts. These exemptions are not absolute. A categorical exemption does not apply if unusual circumstances increase a reasonable possibility that the activity may have a significant environmental impact if the cumulative impacts would be significant. Where there is any reasonable possibility that a project or activity may have a significant effect on the environment, an exemption would be improper. Azusa Land Reclamation Company v. Main San Gabriel Basin Watermaster (1997) 52 Cal. App 4th 1165, 1191; Wildlife Alive v. Chickerinmg (1976) 18Cal 3d 190, 206-206.

In the case of *Berkeley Hillside Preservation v. City of Berkeley* (2015) 60 Cal. 4th 1086, the Court stated that an <u>exception applies to a Categorical Exemption when there is a reasonable possibility that the activity will have a significant effect on the environment due to unusual circumstance.</u>

Many factors exist in this case, including but not limited to,

- (i) the Utility Plan for this project has not been submitted;
- (ii) removal of vegetation supporting the hill earlier this year, without a county permit;
- (iii) the diversion of water;
- (iv) the unstable hill;
- (v) the damage to Terrace Avenue contributing to the erosion;
- (vi) damage assessment to Terrace Avenue by digging and earthmoving activity associated with installation of new utilities;

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(vii) the condition of the soil,

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Planning and Building Department due to all of the above, the Project will a have a significant effect on the environment due to the unusual circumstances and may not be exempt from CEQA and may not be granted the exception from a retaining wall which applied to all the other homes in this neighborhood.

- 4. This project is unique as it has a unique topography.
 - a) We have not seen any study that the builder of APN 048-072-290 has performed or the county has made available, on the impact of cutting of the trees and its risk on land slide and mudslide. This hill is sensitive to landslide and mudslide.
 - b) We have not seen any study that the builder of APN 048-072-290 has performed or the county has made available, on the impact of earth moving activity/digging activity, associated with getting water connection, sewage and other utilities on Terrace Avenue. As a matter of fact, the builder does not currently have any utility plan.

Consequently, the CEQA exemption may not apply to this project. <u>Like all other similar homes in this neighborhood</u>, installation of a retaining wall along APN 048-072-290 adjoining Terrace Avenue be required as part of the approval for this project.

The photographs of all neighborhood homes along the lower side of Terrace Avenue and Miramar Drive are in Exhibits E1, thru E8.

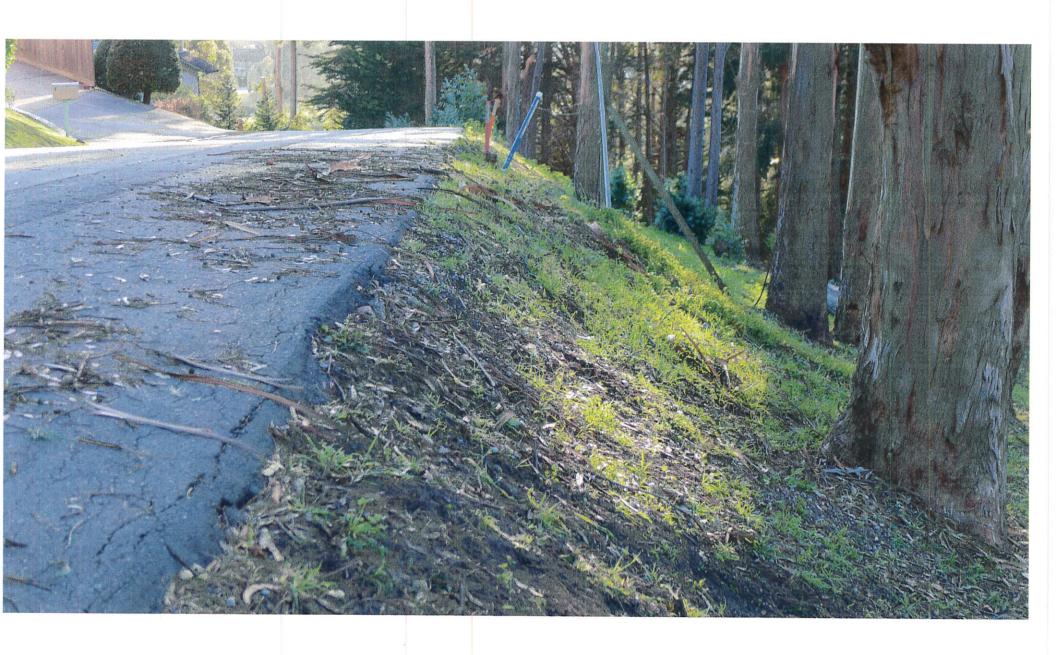
Please note that <u>ALL</u> of the homes have a retaining wall completely along their property and the road (Terrace Ave or Miramar Drive as the case is).

Thanks
With Kind regards
TJ Singh







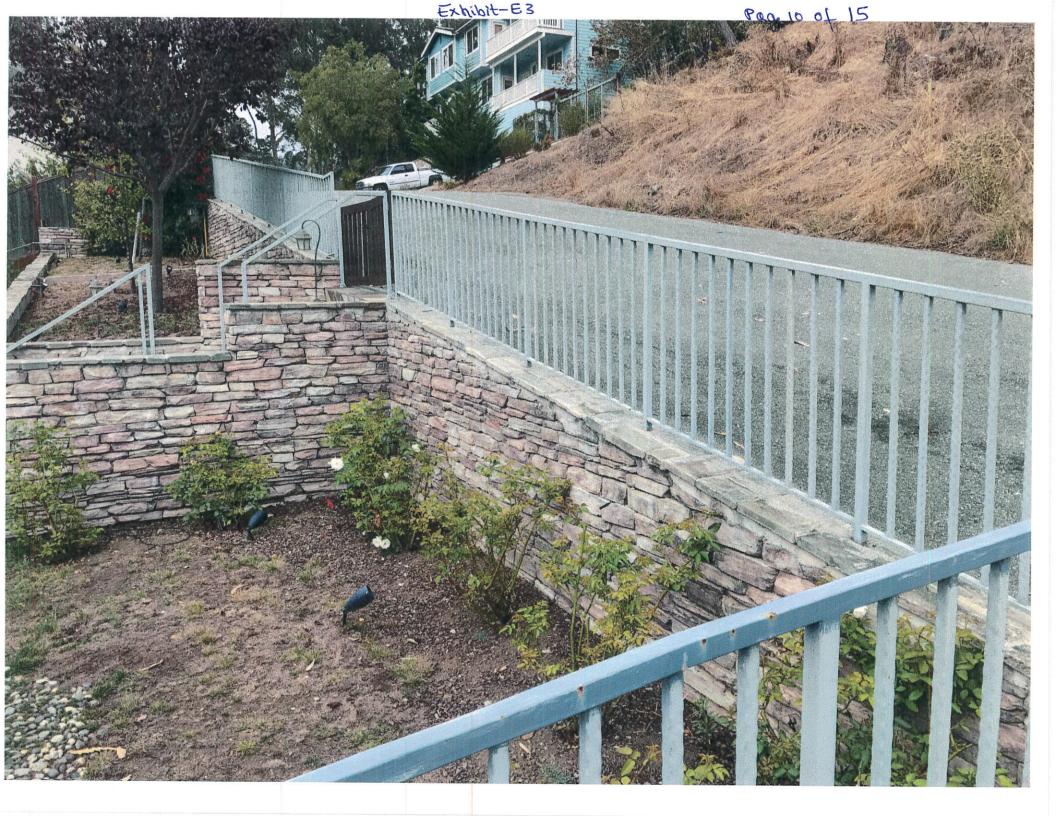
























Owner/Applicant: Steve Peterson Attachment: J