

**COUNTY OF EL DORADO DEVELOPMENT SERVICES
PLANNING COMMISSION
STAFF REPORT**



Agenda of: July 11, 2013
Item No.: 8.b
Staff: Aaron Mount

PLANNED DEVELOPMENT

FILE NUMBER: PD09-0005/Macauley Construction Headquarters

APPLICANT: Richard Macauley

AGENT: BT Consulting-Peter Thorne

REQUEST: Phased development plan for a construction company headquarters and facility consisting of a 1,680 square foot office building, 616 square foot caretaker's residence, 1,817 square foot storage and maintenance shop, storage and material yard, parking, landscaping, and two portable storage containers as Phase 1. Phase 2 would allow construction of 4 additional industrial-use buildings totaling 30,057 square feet, parking, and landscaping. Signage includes three 80 square foot monument signs located at the three entrances to the proposed development.

LOCATION: North side of Greenstone Cutoff Road, at the intersection with Greenstone Road in the El Dorado area, Supervisorial District 3. (Exhibit A)

APN: 319-260-51 (Exhibit B)

ACREAGE: 6.00 acres

GENERAL PLAN: Industrial (I) (Exhibit C)

ZONING: Industrial-Planned Development (I-PD) (Exhibit E)

ENVIRONMENTAL DOCUMENT: Mitigated Negative Declaration

RECOMMENDATION: Staff recommends the Planning Commission take the following actions:

1. Adopt the Mitigated Negative Declaration based on the Initial Study prepared by staff;
2. Adopt the Mitigation Monitoring Program in accordance with CEQA Guidelines, Section 15074(d), as incorporated in the Conditions of Approval and Mitigation Measures in Attachment 1; and
3. Approve Planned Development PD09-0005, based on the Findings in Attachment 2 and subject to the Conditions of Approval in Attachment 1.

STAFF ANALYSIS

Project Description: Development Plan to allow construction of the following:

- a. 1,680 square construction office;
- b. 1,817 square foot maintenance shop;
- c. 616 square foot caretaker's residence;
- d. 9,734 square foot industrial building A;
- e. 10,984 square foot industrial building B;
- f. 4,929 square foot industrial building C;
- g. 4,410 square foot industrial building D;
- h. 3 monument signs each 80 square feet; and
- i. An above-ground fueling station.

The project also includes requests for waivers for the following requirements:

1. To connect to public sewer;

The project includes requests for exceptions to the standard requirements of the zone regulations for the following requirements as allowed by the Planned Development ordinance:

2. Two signs not exceeding fifty square feet in total area of any one display surface; and
3. The paving of the interior roadways and parking lot areas for the equipment yard only.

Site Description: The 6-acre parcel is located between 1,450 and 1,530 feet elevation above sea level with an average slope of ten percent. Vegetation on the property consists of savannah grassland and oak woodland. The site was previously developed without approval of a discretionary application or building and grading permits. Improvements include an existing construction maintenance and storage yard consisting of 1,817 square foot shop building, two portable office structures, and two storage containers. The site is bordered by Greenstone Road to the west and Greenstone Cutoff Road to the south. The site contains an existing encroachment onto Greenstone Cutoff Road.

Adjacent Land Uses:

	Zoning	General Plan	Land Use/Improvements
Site	I-PD	I	Industrial/Construction Yard and Office Structures
North	I-PD	I	Industrial/American Legion Post 119 Hall
South	I	I	Industrial/Single Family Residence
East	I-PD	I	Industrial/Single Family Residence
West	I	I	Industrial/Auto Repair Facility

Project Issues: The primary issues with this project are code enforcement, access, sewage disposal and water supply, and requested waivers. Other discussion items include building elevations/materials, fire protection, grading and drainage; landscaping, land use compatibility, lighting, parking, and signs.

Code Enforcement: The site was developed prior to submittal and approval of any discretionary application or building and grading permits. As detailed in the CEQA Initial Study, the unapproved grading of the site resulted in the removal of two listed species, removal of native oaks beyond the required General Plan retention requirements, and destruction of a recorded cultural resource site. Mitigations have been proposed to reduce the impacts to the listed species and oak trees to less than a significant level. A subsequent cultural resource report concluded that disturbance of the recorded cultural resource at the site did not affect historical resources as defined under CEQA statutes, guidelines and advisories.

Access: This project lies northeast of the intersection of Greenstone Road and Greenstone Cutoff Road, both County maintained roads. The Transportation Division determined that the project does not trip the General Plan threshold to require a traffic analysis. In addition, the surrounding area has above a level of service B. Policy TC-Xf requires projects that “worsen” traffic levels of service on the County road system must either construct the improvements to lessen the impact or ensure that adequate funding exists to assure the improvements are completed. DOT has recommended conditions requiring frontage improvements and an offer of dedication to Greenstone Cutoff Road and well as encroachment permits for the three access driveways.

Sewage Disposal and Water: The applicant proposes to connect to existing public water service from EID. A Facility Improvement Letter (FIL) from the El Dorado Irrigation District states that facilities exist for this connection. Sewage disposal is proposed to be individual septic systems and a preliminary analysis has been approved by Environmental Health. Phase 1 while not permitted, currently exists and is currently utilizing an existing septic system. General Plan Policy 5.3.1.1 requires all industrial development in a Community Region to connect to a public sewer system. The FIL from EID shows a sewer force main in Mother Lode Drive one parcel to the south of the site. A condition has been recommended requiring Phase 2, 30,000 square feet of

proposed structures, to connect to this sewer system for consistency with General Plan Policy 5.3.1.1.

Building Elevations: The building elevations show well-designed commercial/industrial buildings that are consistent with the Community Design Guide. The proposed phase 2 would be the most visible of the proposed structures and are of a design that would have more varied architecture than a standard industrial building and would be an asset to the community.

Fire Protection: Policy 5.7.1.1 requires the applicant demonstrate that adequate emergency water supply, storage and conveyance facilities, and access for fire protection either are or would be provided concurrent with development.

The El Dorado/Diamond Springs Fire Protection District is recommending conditions of approval that would require connection to a potable water system with the purpose of fire protection for this industrial development. The system must provide a fire hydrant within 600 feet of all portions of each proposed building.

Policy 6.2.3.2 directs the applicant to demonstrate that adequate access exists, or can be provided for emergency vehicles and private vehicles to access and evacuate the area. The Fire Department has reviewed the development plan and has stated that adequate access is proposed.

Landscaping: County Code requires the use of landscaping to buffer commercial parking areas from adjoining streets and as screening from residential land uses. As shown on the landscaping plan in Exhibit K, the project would include landscaping buffers along the perimeters of parking areas and property boundaries. The majority of the proposed plants are listed in the El Dorado County Drought Resistant Plant List.

The following additional information would need to be submitted prior to final inspection of installed landscaping:

- a. Completed, signed Model Water Efficient Landscape documents consistent with the new County Model Water Efficient Landscape Ordinance.
- b. A filed copy of an irrigation audit report or survey approved by El Dorado Irrigation District with the Certificate of Completion.

Land Use Compatibility: Policy 2.2.5.21 directs that development projects shall be located and designed in a manner that avoids incompatibility with adjoining land uses that are permitted by the policies in effect at the time the project is proposed. The building's architecture and materials would be consistent with those of other commercial/industrial businesses in the area. There are adjacent residences to the site however they are located on parcels designated Industrial and are therefore non-conforming uses. There are no significant conflicts anticipated with any existing or proposed industrial uses.

Lighting: Policy 2.8.1.1 directs that excess nighttime light and glare be limited from the parking area lighting, signage and buildings. The applicants are proposing to install pole lights 16-foot

tall or less and located as shown in Exhibit J. They are required to meet the IESNA full cutoff standards. The pole light fixture example shown is the “Classic Shoebox” design which is a full cut-off fixture. As proposed, the lighting plan would be compliant with this Policy. Any additional proposed exterior lighting would be required to meet IESNA full cutoff standards as well.

Parking: Zoning Ordinance Section 17.18.060 requires one space per 400 square feet devoted to light and limited industrial manufacturing. The applicants are proposing 92 standard spaces and three accessible spaces which Planning has determined would be adequate for the project. Additional accessible spaces would be required to comply with building codes.

As shown on Exhibit F the applicants have requested that the maintenance yard and equipment parking area be a combination of asphalt, chip seal, and gravel. No agency comments were received that had an issue with this request.

Signage: The Industrial Zone District allows one 80 square-foot free-standing sign or two 50 square-foot signs. The applicant has proposed three monument signs, one for each entrance into the site. Each monument sign would be eight feet high by ten feet width and would be comprised of a concrete base, stucco finish face, caps, and trim, with colors and materials painted to match the buildings. The total square footage for the three monument signs is 240 square feet. The proposed monument signs and locations are shown in Exhibits G and L. The Planned Development application allows flexibility with a greater emphasis on design when the normal requirements of the zone district cannot be applied. The request for three monument signs is inconsistent with an industrial development in an isolated area that does not have adjacent high speed roads. Staff has recommended that the three monuments sign be reduced to 50 square feet each which is still in excess of the allowed sign area but would be less visually intrusive than the requested sizes.

Wall signs are permitted by Section 17.16.030 as long as the maximum allowable 20 percent of wall coverage is not exceeded. No wall signs are proposed and as they are allowed by right they can be submitted with the building permits for the structures or when a tenant improvement is applied for.

Caretaker Residence: The Industrial zone district allows by right a dwellings for the caretaker, watchman or persons primarily employed in the industrial use of the premises and their immediate family.

Agency and Public Comments: The Diamond Springs and El Dorado Community Advisory Committee reviewed the project and a motion was made to support both phases of the project. Their letter is included as Exhibit L.

ENVIRONMENTAL REVIEW

Staff has prepared an Initial Study (Exhibit O) to determine if the project has a significant effect on the environment. Potentially significant effects of the project on the environment have been mitigated by recommended conditions that avoid or lessen the impacts to a point of

insignificance; therefore a Mitigated Negative Declaration has been prepared and a Notice of Determination (NOD) will be filed. A \$50.00 filing fee for the NOD is required and the NOD must be filed within five working days from the project approval.

The filing of the NOD begins the statute of limitations time period for when litigation may be filed against the County's action on the project. If the NOD is filed the statute of limitations ends 30 days from its filing. If no NOD is filed, it ends 180 days from the date of final action by the County.

In accordance with California Fish and Game Code Section 711.4, the project is subject to a fee of \$2,156.25 after approval, but prior to the County filing the Notice of Determination on the project. This fee plus the \$50.00 filing fee, is to be submitted to Planning Services and must be made payable to El Dorado County. The \$2,156.25 is forwarded to the State Department of Fish and Wildlife and is used to help defray the cost of managing and protecting the State's fish and wildlife resources.

SUPPORT INFORMATION

Attachments to Staff Report:

Attachment 1	Conditions of Approval
Attachment 2	Findings
Exhibit A	Location Map
Exhibit B	Assessor's Map Bk. 319 Pg. 26
Exhibit C	General Plan Land Use Designations Map
Exhibit D	Zone District Map
Exhibit E	2011 Airphoto
Exhibit F	Site Plan
Exhibit G	Elevations Plan
Exhibit H	Preliminary Grading and Drainage Plan
Exhibit I	Preliminary Lighting Plan
Exhibit J	Preliminary Landscaping Plan
Exhibit K	Sign Program (four pages)
Exhibit L	Diamond Springs and El Dorado Community Advisory Committee Letter; September 28, 2010
Exhibit M	Proposed Mitigated Negative Declaration and Initial Study

ATTACHMENT 1

CONDITIONS OF APPROVAL

Planned Development PD09-0005/Macauley Construction Headquarters Planning Commission/July 11, 2013

1. This Development Plan approval is based upon and limited to compliance with the approved project description, the following hearing exhibits:

Exhibit G.....Site Plan
Exhibit H.....Building Elevations
Exhibit IPreliminary Grading and Drainage Plan
Exhibit JLighting Plan
Exhibit K.....Landscaping Plan
Exhibit LSign Program (four pages)

Conditions of Approval set forth below. Any deviations from the project description, exhibits, or conditions must be reviewed and approved by the County for conformity with this approval. Deviations may require approved changes to the permit and/or further environmental review. Deviations without the above described approval will constitute a violation of permit approval.

The project description is as follows:

1. Development Plan to allow a phased construction of the following:
 - a. 1,680 square construction office;
 - b. 1,817 square foot maintenance shop;
 - c. 616 square foot caretaker's residence;
 - d. 9,734 square foot industrial building A;
 - e. 10,984 square foot industrial building B;
 - f. 4,929 square foot industrial building C;
 - g. 4,410 square foot industrial building D;
 - h. 3 monument signs each 50 square feet; and
 - i. An above-ground fueling station.

The grading, development, use, and maintenance of the property, the size, shape, arrangement, and location of structures, parking areas and landscape areas, and the protection and preservation of resources shall conform to the project description above and the hearing exhibits and conditions of approval below. The property and any portions thereof shall be sold, leased or financed in compliance with this project description and the approved hearing exhibits and conditions of approval attached hereto. All plans must be submitted for review and approval and shall be implemented as approved by the County.

Conditions from the Mitigated Negative Declaration

The following Mitigation Measures are required as a means to reduce potential significant environmental effects to a level of insignificance:

2. **BIO-1:** Valley elderberry longhorn beetle (VELB): A botanical report dated May 19, 2003 identified the presence of two elderberry shrubs on the project site and a subsequent study dated November 2, 2010 confirmed the removal of the elderberry shrubs. To mitigate the loss of VELB habitat the applicant shall purchase VELB credits equivalent to the loss of the two elderberry shrubs from a conservation bank authorized to sell credits by either the U.S. Fish and Wildlife Service or the California Department of Fish and Wildlife.

Monitoring Responsibility: Planning Services

Monitoring Requirement: The applicant shall provide proof of the purchase of VELB credits, or if the USFWS concurs that no take occurred, the applicants shall provide to Planning Services a no-effect letter from the USFWS or CDFW prior to issuance of a grading permit for the project. Alternatively, if the VELB is delisted prior to issuance of a grading permit this mitigation shall be null and void.

3. **BIO-2:** Oak Woodlands: A 1:1 replacement of the removed 26,017 square feet of native oak canopy is required. Prior to finaling of any building permits 119 native oak trees shall be planted consistent with the Arborist Report completed by Chad Dykstra and dated September 21, 2012. The 119 trees shall include five (5) 24" box blue oaks, five (5) 24" box black oaks, seventy-five (75) 15 gallon blue oaks, and thirty-four (34) 15 gallon black oaks. The size of the designated replacement area shall equal at a minimum the total area of the oak canopy cover proposed to be removed.

Monitoring Responsibility: Planning Services

Monitoring Requirement: The applicant shall provide proof of the replanting prior to finaling of any building permits. Replacement trees are to be planted on-site to the satisfaction of the Development Services Director. An agreement to the satisfaction of County Counsel and the Director shall be required to ensure the long term maintenance and preservation of any on or off-site replacement trees planted. Maintenance and

monitoring shall be required for a minimum of 10 years after planting. Any trees that do not survive during this period of time shall be replaced by the property owner.

Development Services Department (Planning)

4. **Permit Implementation:** Implementation and approval of the project conditions must occur within 12 months of approval of this Development Plan or as otherwise required by the conditions of approval. It is the responsibility of the applicant to monitor the time limit and make diligent progress toward implementation of the project and compliance with conditions of approval. If all project related conditions are not completed within that time frame, the project will be scheduled for revocation and commencement of the Code Compliance action.
5. **Phase 2 Wastewater:** Phase 2, consisting of 30,057 square feet of structures, shall connect to a public wastewater system prior to finaling of any building permits for that phase.
6. **Condition Compliance:** Prior to issuance of certificate of occupancy of a building permit or commencement of any use authorized by this permit the applicant shall provide a written description, together with appropriate documentation, showing conformance of the project with each condition imposed as part of the project approval.
7. **Processing Fees:** Prior to final approval of the grading and building permits, Development Services shall verify that all Development Services Department fees have been paid.
8. **Landscaping:** The final landscape plan shall be consistent with Exhibit K and comply with Zoning Code Chapter 17.18.090 and General Plan Policies 7.3.5.1 and 7.3.5.2; and be approved by Planning Services prior to issuance of a building permit. The following additional information shall be submitted prior to final inspection of installed landscaping:
 - a. Completed, signed Model Water Efficient Landscape documents consistent with the new County Model Water Efficient Landscape Ordinance.
 - b. A filed copy of an irrigation audit report or survey approved by El Dorado Irrigation District with the Certificate of Completion.

The applicant shall install and maintain the landscaping in accordance with the approved final landscaping plan in perpetuity.

9. **Lighting:** All outdoor lighting shall conform to the Exhibit I, and Section 17.14.170 of the Zoning Ordinance, and be fully shielded pursuant to the Illumination Engineering Society of North America's (IESNA) full cut-off designation. Any light fixture shown on

Exhibit I that does not have a specification sheet submitted with the building permit that specifically states that fixture meets the full cutoff standards, shall require a fixture substitution that meets that requirement. In addition, the following apply:

- a. External lights used to illuminate a sign or side of a building or wall shall be shielded in order to prevent light from shining off the surface to be illuminated.
- b. Any lighting for outdoor display areas shall be turned off within 30 minutes after the closing of the business. No more than 50 percent of the parking lot lighting may remain on during hours of non-operation. Any security lighting on the buildings shall be designed with motion-sensor activation.
- c. No pole light shall exceed 16-feet in height measured from ground level.

Should final, installed lighting be non-compliant with full shielding requirements, the applicant shall be responsible for the replacement and/or modification of said lighting to the satisfaction of Planning Services.

10. **Signs:** All signage installed as part of the project shall be consistent with Exhibit L for location, materials, sizes and colors. Three monument signs are approved for 80 square feet each. The signs shall be located where it will not conflict with the required site distance for internal circulation and public roadways.
11. **Parking:** Parking shall be improved consistent with Chapter 17.18 of the County Code, including the April 14, 1993 California Accessibility Regulations. Parking shall conform to the approved Site Plan (Exhibit G) and include 92 standard spaces and 4 accessible spaces that are constructed in accordance with Title 24 of the current Building Code.
12. **Hold Harmless Agreement:** In the event of any legal action instituted by a third party challenging the validity of any provision of this approval, the developer and landowner agree to be responsible for the costs of defending such suit and shall hold County harmless from any legal fees or costs County may incur as a result of such action.

The applicant shall defend, indemnify, and hold harmless El Dorado County and its agents, officers, and employees from any claim, action, or proceeding against El Dorado County or its agents, officers, or employees to attack, set aside, void, or annul an approval by El Dorado County. County shall notify the applicant of any claim, action, or proceeding and County will cooperate fully in the defense.
13. **Fish and Game Fee:** The applicant shall submit to Planning Services a \$50.00 recording fee and a \$2,156.25 Department of Fish and Game fee prior to filing of the Notice of Determination by the County. No permits shall be issued until said fees are paid.
14. **Archeological Resources:** The following shall be incorporated as a note on the grading/improvement plans:

In the event archeological resources are discovered during grading and construction activities, the applicant shall ensure that all such activities cease within 50 feet of the discovery until an archaeologist can examine the find in place. If the find is determined to be a “unique archeological resource”, contingency funding and a time allotment sufficient to allow recovering an archeological sample or to employ one of the avoidance measures may be required under the provisions set forth in Section 21083.2 of the Public Resources Code. Construction work could continue on other parts of the project site while archeological mitigation takes place.

If the find is determined to be a “unique archeological resource”, the archaeologist shall determine the proper method(s) for handling the resource or item in accordance with Section 21083.2(b-k). Any additional costs as a result of complying with this section shall be borne by the project applicant. Grading and construction activities may resume after appropriate measures are taken or the site is determined a “nonunique archeological resource”.

Planning Services shall verify the inclusion of this notation on the grading plans prior to the issuance of a grading permit.

15. **Human Remains:** The following shall be incorporated as a note on the grading/improvement plans:

In the event of the discovery of human remains, all work shall cease and the County coroner shall be immediately notified pursuant to subdivision (c) of Section 7050.5 of the Health and Safety Code and Section 5097.98 of the Public Resources Code. The coroner shall make his or her determination within two working days from the time the person responsible for the excavation, or his or her authorized representative, notifies the coroner of the discovery or recognition of the human remains. If the coroner determines that the remains are not subject to his or her authority and if the coroner recognizes the human remains to be those of a Native American, or has reason to believe that they are those of a Native American, he or she shall contact, by telephone within 24 hours, the Native American Heritage Commission.

Upon the discovery of the Native American remains, the landowner shall ensure that the immediate vicinity, according to generally accepted cultural or archaeological standards or practices, where the Native American human remains are located, is not damaged or disturbed by further development activity until the landowner has discussed and conferred, as prescribed in Section 5097.98 of the Public Resources Code, with the most likely descendants regarding their recommendations. The descendants shall complete their inspection and make their recommendation within 48 hours of their notification by the Native American Heritage Commission. The recommendation may include the scientific removal and nondestructive analysis of human remains and items associated with Native American burials or other proper method(s) for handling the remains in accordance with Section 5097.98(b-h). Any additional costs as a result of complying with

this section shall be borne by the project applicant. Grading and construction activities may resume after appropriate measures are taken.

Planning Services shall verify the inclusion of this notation on the grading plans prior to the issuance of a grading permit

El Dorado County Transportation Division

16. **Greenstone Cutoff Improvements:** Greenstone Cutoff Road shall be constructed per El Dorado Design and Improvements Manual (DISM) 101B with a minimum 24-foot road and shall be completed to the satisfaction of the Department of Transportation or the applicant shall obtain an approved improvement agreement with security, prior to issuance of any building permits.
17. **Greenstone Road Encroachment:** The applicant shall obtain an encroachment permit from the Transportation Division and shall construct the driveway encroachment onto Greenstone Road to the provisions of County Design Standard 103D. The improvement shall be completed to the satisfaction of the Transportation Division or the applicant shall obtain an approved improvement agreement with security, prior to issuance of any building permits.
18. **Greenstone Cutoff Road Encroachments:** The applicant shall obtain an encroachment permit from the Transportation Division and shall construct the driveway encroachments onto Greenstone Cutoff Road to the provisions of County Design Standard 103C. The improvement shall be completed to the satisfaction of the Transportation Division or the applicant shall obtain an approved improvement agreement with security, prior to issuance of any building permits.
19. **Offer of Dedication (In Fee):** The applicant shall irrevocably offer to dedicate in fee, 30-foot right-of-way from centerline of roadway, along the entire frontage of Greenstone Cutoff Road as determined by the Transportation Division, prior issuance of any building permits. Slope easements shall be included as necessary. This offer will be accepted by the County.

Air Quality Management District

20. **New Point Source:** Prior to construction/installation of any new point source emissions units (i.e., gasoline dispensing facility, emergency standby engine, etc.), Authority to Construct applications shall be submitted to the AQMD. Submittal of applications shall include facility diagram(s), equipment specifications and emission factors. (Rule 501 and 523)
21. **Portable Equipment:** All portable combustion engine equipment with a rating of 50 horsepower or greater shall be under permit from the California Air Resources Board (CARB). A copy of the current portable equipment permit shall be with said equipment.

The applicant shall provide a complete list of heavy-duty diesel-fueled equipment to be used on this project, which includes the make, model, year of equipment, daily hours of operations of each piece of equipment.

Diamond Springs/El Dorado Fire Protection District

22. **Fire Hydrants:** The applicant shall install fire hydrant(s) within 600 feet of all portions of each proposed building via an approved access route. One hydrant shall be located within 150 feet of the proposed building with the fire department connection (FDC) located between 30 and 50 feet from the hydrant prior to the issuance of a building permit. Site location shall be approved by the Fire District.
23. **Fire Flow:** The applicant shall submit documentation from the El Dorado Irrigation District to the Fire District indicating that a fire flow of 1500 gallons per minute at 20 psi for two hours is available at the site, prior to issuance of a building permit.
24. **Plan Review:** The applicant shall submit a minimum of 2 sets of building plans for Fire District review and approval prior to issuance of a building permit.
25. **Sprinkler Plans:** The applicant shall submit a minimum of 4 sets of sprinkler plans designed in accordance with NFPA 13 (Installation of Sprinkler Systems) for each building for Fire District review and approval. Installation and acceptance of the sprinkler system take place prior to the building permit being finalized.
26. **Community Facilities District:** Approval of subject project is conditioned on meeting the public safety and fire protection requirements of the County of El Dorado General Plan, which shall include provision of a financing mechanism for said services¹. The financing mechanism shall include inclusion within, or annexation into, a Community Facilities District (CFD) established under the Mello-Roos Community Facilities Act of 1982 (Government Code § 53311 et seq.), established by the Diamond Springs / El Dorado Fire Protection District (District) for the provision of public services permitted under Government Code § 53313, including fire suppression services, emergency medical services, fire prevention activities and other services (collectively Public Services), for which proceedings are under consideration, and as such, shall be subject to the special tax approved with the formation of such CFD with the Tract's inclusion or annexation into the CFD.

ATTACHMENT 2

FINDINGS

Planned Development PD09-0005/Macauley Construction Headquarters Planning Commission/July 11, 2013

Based on the review and analysis of this project by staff and affected agencies, and supported by discussion in the staff report and evidence in the record, the following findings can be made pursuant to Section 66472.1 of the California Government Code:

1.0 CEQA FINDINGS

- 1.1 El Dorado County has considered the Mitigated Negative Declaration together with the comments received during the public review process. The proposed project, as conditioned, will not have a significant effect on the environment. The Mitigated Negative Declaration reflects the independent judgment of the County and has been completed in compliance with CEQA and is adequate for this proposal.
- 1.2 Through feasible conditions and mitigation placed upon the project, impacts on the environment have been eliminated or substantially mitigated.
- 1.3 Public Resources Code Section 21081.6 requires the County to adopt a reporting or monitoring program for the changes to the project which it has adopted or made a condition of approval in order to mitigate or avoid significant effects on the environment. The approved project description and conditions of approval, with the corresponding permit monitoring requirement, is hereby adopted as the monitoring program for this project. The monitoring program is designed to ensure compliance during project implementation.
- 1.4 The documents and other materials which constitute the record of proceedings upon which this decision is based are in the custody of the Development Services-Planning Services at 2850 Fairlane Court, Placerville, CA.

2.0 GENERAL PLAN FINDINGS

- 2.1 The project is consistent with the Industrial (I) land use designation of the subject site as defined by General Plan Policy 2.2.1.2. The project consists of a phased development plan for a construction company headquarters and facility, which is consistent with the allowed uses for the Industrial land use designation and the Industrial zone district with an approved Development Plan.
- 2.2 As conditioned, mitigated and with adherence to County Code, the project is consistent with all applicable Policies of the General Plan, including:

- 2.2.1 2.2.5.21 (compatibility with surroundings) because the project concentrates the industrial activities adjacent to a industrial parcel, and limits the traffic and interior circulation and potential noise within that area.
- 2.2.2 5.1.2.1 (adequate utilities and public services), 5.2.1.2 (water for emergency), 5.2.1.4 (available domestic water), 5.7.1.1 (adequate emergency water and related facilities), because the project will connect to EID for water service.
- 2.2.3 5.3.1.7 (public wastewater treatment) because a septic evaluation has been approved by Environmental Management for Phase One as a transitional use. Phase Two will be required to connect to public sewer system as required by 5.3.1.1.
- 2.2.4 6.2.3.2 (adequate emergency vehicle ingress/egress) because conditions have been added as recommended by the Transportation Division to assure adequate emergency vehicle ingress/egress.
- 2.2.5 7.4.1.6 (loss of important habitat) because mitigation measures have been included to reduce impacts to habitat for listed species.
- 2.2.6 7.4.4.4 (impacts to oak woodlands) because mitigation measures have been included to reduce impacts to the removed oak woodland habitat.

3.0 ZONING FINDINGS

- 3.1 With an approved Development Plan, the project is consistent with the El Dorado County Zoning Ordinance designation of Industrial-Planned Development because the proposed project provides areas for indoor and outdoor industrial uses and a dwelling for a caretaker pursuant to Section 17.34.202.A, .B, and .C of the Zoning Code.
- 3.2 The project is consistent with the El Dorado County Zoning Ordinance Development Standards because the existing and proposed buildings meet the development standards pursuant to Section 17.34.040 of County Code.

4.0 ADMINISTRATIVE FINDINGS

4.1 Planned Development Findings

- 4.1.1 The planned development request is consistent with the General Plan because the application is for an industrial development, being developed to allow uses that would be permitted include manufacturing, processing, distribution, and storage, consistent with the Industrial land use designation, and is consistent with applicable policies as outlined in Finding 2.2.
- 4.1.2 The proposed development is mitigated and conditioned to provide a desirable environment within its own boundaries. As conditioned, the proposed development

provides landscaping, lighting, parking and interior circulation, and design features which will fit adequately within the local commercial district.

- 4.1.3 The project is being developed or conditioned to comply with all County Code requirements. The proposed modifications to the Industrial zone district are justified by design of the project. The project will construct three monument signs in excess of the maximum sign area that will be low in profile and match the design of the proposed buildings. The proposed septic system for phase one is justified as phase one is a transitional use and future development will be required to connect to public sewer.
- 4.1.4 The site is physically suited for the proposed uses since it is located within a business, commercial environment and the development area is concentrated along the existing roads, thereby reducing conflicts with nearby residential uses.
- 4.1.5 As conditioned, adequate services are available for the proposed uses, including, but not limited to, water supply, sewage disposal, roads and utilities. All required utilities are available for the proposed uses, including, but not limited to, water supply, sewage disposal, roads, and utilities.
- 4.1.6 The proposed uses do not significantly detract from the natural land and scenic values of the site since it will provide the required landscaping and restore the riparian habitat, enhancing the natural environment.