

CITY OF ONTARIO PLANNING COMMISSION/ HISTORIC PRESERVATION MEETING AGENDA

October 25, 2016

Ontario City Hall
303 East "B" Street, Ontario, California 91764

6:30 PM

WELCOME to a meeting of the Ontario Planning/Historic Preservation Commission.

All documents for public review are on file in the Planning Department located at 303 E. B Street, Ontario, CA 91764.

- *Anyone wishing to speak during public comment or on a particular item should fill out a green slip and submit it to the Secretary.*
- *Comments will be limited to 5 minutes. Speakers will be alerted when their time is up. Speakers are then to return to their seats and no further comments will be permitted.*
- *In accordance with State Law, remarks during public comment are to be limited to subjects within the Commission's jurisdiction. Remarks on other agenda items will be limited to those items.*
- *Remarks from those seated or standing in the back of the chambers will not be permitted. All those wishing to speak including Commissioners and Staff need to be recognized by the Chair before speaking.*
- *The City of Ontario will gladly accommodate disabled persons wishing to communicate at a public meeting. Should you need any type of special equipment or assistance in order to communicate at a public meeting, please inform the Planning Department at (909) 395-2036, a minimum of 72 hours prior to the scheduled meeting.*
- *Please turn off all communication devices (phones and beepers) or put them on non-audible mode (vibrate) so as not to cause a disruption in the Commission proceedings.*

ROLL CALL

DeDiemar __ Delman __ Downs __ Gage __ Gregorek __ Ricci __ Willoughby __

PLEDGE OF ALLEGIANCE TO THE FLAG

ANNOUNCEMENTS

- 1) Agenda Items
- 2) Commissioner Items

PUBLIC COMMENTS

Citizens wishing to address the Planning/Historic Preservation Commission on any matter that is not on the agenda may do so at this time. Please state your name and address clearly for the record and limit your remarks to five minutes.

Please note that while the Planning/Historic Preservation Commission values your comments, the Commission cannot respond nor take action until such time as the matter may appear on the forthcoming agenda.

CONSENT CALENDAR ITEMS

All matters listed under CONSENT CALENDAR will be enacted by one summary motion in the order listed below. There will be no separate discussion on these items prior to the time the Commission votes on them, unless a member of the Commission or public requests a specific item be removed from the Consent Calendar for a separate vote. In that case, the balance of the items on the Consent Calendar will be voted on in summary motion and then those items removed for separate vote will be heard.

A-01. MINUTES APPROVAL

Planning/Historic Preservation Commission Minutes of September 27, 2016, approved as written.

A-02. ENVIRONMENTAL ASSESSMENT AND DEVELOPMENT PLAN REVIEW

FOR FILE NO. PDEV16-029: A Development Plan (File No. PDEV16-029) to construct 226 conventional single-family homes on 49.95 acres of land located within the RD-5,500 (Neighborhood 1) and RD-5,000 (Neighborhood 3) of the Countryside Specific Plan, located at the southwest corner of Riverside Drive and Colonial Avenue. The impacts to this project were previously analyzed with the Countryside Specific Plan EIR (SCH# 2004071001) that was adopted by the City Council on April 18, 2006 and was prepared pursuant to the requirements of California Environmental Quality Act. All adopted mitigation measures of the EIR shall be a condition of approval for the project and are incorporated herein by reference. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP). (APNs: 0218-111-52 and 0218-111-57); **submitted by DR Horton.**

A-03. ENVIRONMENTAL ASSESSMENT AND DEVELOPMENT PLAN REVIEW

FOR FILE NO. PDEV16-038: A Development Plan (File No. PDEV16-038) to construct 68 conventional single-family homes on 10.11 acres of land located within the Conventional Small Lot Residential district of Planning Area 5 of the Subarea 29 Specific Plan, located at the northeast corner of Archibald Avenue and Merrill Avenue. The impacts to this project were previously analyzed in an addendum to the Subarea 29

Specific Plan EIR (SCH# 2004011009) that was adopted by the City Council on April 21, 2015 and was prepared pursuant to the requirements of California Environmental Quality Act. All adopted mitigation measures of the addendum shall be a condition of approval for the project and are incorporated herein by reference. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT) and Chino Airport and was evaluated and found to be consistent with the policies and criteria of the Airport Land Use Compatibility Plans (ALUCP) for both airports. (APN: 0218-281-02); **submitted by Tri Pointe Homes.**

PLANNING COMMISSION PUBLIC HEARING ITEMS

For each of the items listed under PUBLIC HEARING ITEMS, the public will be provided an opportunity to speak. After a staff report is provided, the chairperson will open the public hearing. At that time the applicant will be allowed five (5) minutes to make a presentation on the case. Members of the public will then be allowed five (5) minutes each to speak. The Planning Commission may ask the speakers questions relative to the case and the testimony provided. The question period will not count against your time limit. After all persons have spoken, the applicant will be allowed three minutes to summarize or rebut any public testimony. The chairperson will then close the public hearing portion of the hearing and deliberate the matter.

- B. ENVIRONMENTAL ASSESSMENT, TENTATIVE TRACT MAP, AND DEVELOPMENT PLAN REVIEW FOR FILE NOS. PMTT16-013 (TTM 20050) AND PDEV16-019:** A Tentative Tract Map (File No. PMTT16-013 / TTM 20050) to subdivide 3.47 acres of land for condominium purposes, in conjunction with a Development Plan (File No. PDEV16-019) to construct 57 townhome units, located on the west side of Euclid Avenue, between Francis Avenue and Cedar Street, at 1910 South Euclid Avenue, within the MDR18 (Medium Density Residential) zoning district. Staff has determined that the project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15304 (Class 4, Minor Alterations to Land) and Section 15332 (Class 32, In-Fill Development Projects) of the CEQA Guidelines. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (APNs: 1050-381-04, 1050-381-05, 1050-381-06, 1050-381-07, 1050-381-08 and 1050-381-09); **submitted by Miken Construction.**

1. CEQA Determination

No action necessary – Exempt: CEQA Guidelines Sections § 15304 & § 15332

2. File No. PMTT16-013 (Tentative Tract Map)

Motion to Approve/Deny

3. File No. PDEV16-019 (Development Plan)

Motion to Approve/Deny

- C. **ENVIRONMENTAL ASSESSMENT AND TENTATIVE PARCEL MAP REVIEW FOR FILE NO. PMTT16-017**: A Parcel Map (TPM 19732) to subdivide 4.29 acres of land into two parcels, located at 3350 and 3380 East Shelby Street, within the Urban Commercial land use district of The Ontario Center Specific Plan. The project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15315 (Minor Land Divisions) of the CEQA Guidelines. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP). (APN: 210-193-16); **submitted by CEMDT Park Haven, LLC.**

1. **CEQA Determination**

No action necessary– Exempt: CEQA Guidelines Section § 15315

2. **File No. PMTT16-017** (Tentative Parcel Map)

Motion to Approve/Deny

- D. **ENVIRONMENTAL ASSESSMENT, DEVELOPMENT PLAN AND VARIANCE REVIEW FOR FILE NOS. PDEV16-025 & PVAR16-003**: A Development Plan (PDEV16-025) to construct a 5,132 square foot multi-tenant commercial building on 0.4 acres, and a Variance request (PVAR16-003) to deviate from the westerly property line minimum landscape setback requirement, from 20 feet to 15 feet, for property located at 1305 E. Fourth Street, within the CN (Neighborhood Commercial) zoning district. Staff has determined that the project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15305 (Class 5-Minor Alterations in Land Use Limitations) of the CEQA guidelines. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT) and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP). (APN: 0108-381-05); **submitted by Misty Lake Properties, L.P.**

1. **CEQA Determination**

No action necessary – Exempt: CEQA Guidelines Section § 15305

2. **File No. PVAR16-003** (Variance)

Motion to Approve/Deny

3. **File No. PDEV16-025** (Development Plan)

Motion to Approve/Deny

- E. ENVIRONMENTAL ASSESSMENT AND DEVELOPMENT CODE AMENDMENT REVIEW FOR FILE NO. PDCA16-005:** A request to add Reference I, Public Art Program, to the City of Ontario Development Code to promote public art and art in public places. Staff has determined that the project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15601(b)(3) (General Rule) of the CEQA Guidelines. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP); **City initiated. City Council action is required. Continued from September 27, 2016.**

1. CEQA Determination

No action necessary – Exempt: CEQA Guidelines Section § 15601(b)(3)

2. File No. PDCA16-005 (Development Code Amendment)

Motion to recommend Approval/Denial

HISTORIC PRESERVATION ITEMS

- F. MILLS ACT CONTRACT REVIEW FOR FILE NO. PHP16-012:** A Mills Act Contract for a 2,160 square foot Spanish Colonial Revival style residential building, a Contributor within the designated Euclid Avenue Historic District, located at 1458 North Euclid Avenue, within the LDR5 (Low Density Residential) Zoning District. The Contract is not considered a project pursuant to Section 21065 of the CEQA Guidelines. (APN: 1047-352-14); **submitted by Steven and Sylvia Romero. City Council action is required.**

1. CEQA Determination

No action necessary – Not a project pursuant to CEQA Guidelines Section § 21065

2. File No. PHP16-012 (Mills Act Contract)

Withdrawn – No Action Required

- G. MILLS ACT CONTRACT REVIEW FOR FILE NO. PHP16-013:** A Mills Act Contract for a 1,398 square foot Early Post-War Tract style residential building, a Contributor within the designated College Park Historic District, located at 224 East Princeton Street, within the LDR5 (Low Density Residential) Zoning District. The Contract is not considered a project pursuant to Section 21065 of the CEQA Guidelines. (APN: 1047-541-12); **submitted by Walter and Wendi Hafner. City Council action is required.**

1. CEQA Determination

No action necessary - Not a project pursuant to CEQA Guidelines Section § 21065

2. File No. PHP16-013 (Mills Act Contract)

Motion to recommend Approval/Denial

H. MILLS ACT CONTRACT REVIEW FOR FILE NO. PHP16-015: A Mills Act Contract for a 2,176 square foot Mediterranean Revival style residential building, a Contributor within the designated Rosewood Court Historic District, located at 403 East Rosewood Court, within the LDR5 (Low Density Residential) Zoning District. The Contract is not considered a project pursuant to Section 21065 of the CEQA Guidelines. (APN: 1048-063-17); **submitted by Kelly Strayer and Robert Miller. City Council action are required.**

1. CEQA Determination

No action necessary – Not a project pursuant to CEQA Guidelines Section § 21065

2. File No. PHP16-015 (Mills Act Contract)

Motion to recommend Approval/Denial

I. MILLS ACT CONTRACT REVIEW FOR FILE NO. PHP16-014: A Mills Act Contract for a 2,079 square foot American Foursquare style residential building, Local Landmark No. 47 and a Contributor within the designated Euclid Avenue Historic District, located at 951 North Euclid Avenue, within the LDR5 (Low Density Residential) Zoning District. The Contract is not considered a project pursuant to Section 21065 of the CEQA Guidelines. (APN: 1048-043-08); **submitted by Rebecca and Lekeith Brown.**

1. CEQA Determination

No action necessary – Not a project pursuant to CEQA Guidelines Section § 21065

2. File No. PHP16-014 (Mills Act Contract)

Withdrawn – No Action Required

MATTERS FROM THE PLANNING/HISTORIC PRESERVATION COMMISSION

- 1) Old Business
 - Reports From Subcommittees
 - Historic Preservation (Standing):

- 2) New Business
- 3) Nominations for Special Recognition

DIRECTOR'S REPORT

- 1) Monthly Activity Report

If you wish to appeal any decision of the Planning/Historic Preservation Commission, you must do so within ten (10) days of the Commission action. Please contact the Planning Department for information regarding the appeal process.

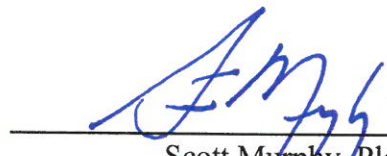
If you challenge any action of the Planning/Historic Preservation Commission in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Planning/Historic Preservation Commission at, or prior to, the public hearing.



I, Marci Callejo, Administrative Assistant, of the City of Ontario, or my designee, hereby certify that a true, accurate copy of the foregoing agenda was posted on **Friday, October 21, 2016**, at least 72 hours prior to the meeting per Government Code Section 54954.2 at 303 East "B" Street, Ontario.



Marci Callejo, Secretary Pro Tempore



Scott Murphy, Planning Director
Planning/Historic Preservation
Commission Secretary

**CITY OF ONTARIO PLANNING COMMISSION/
HISTORIC PRESERVATION MEETING**

MINUTES

September 27, 2016

<u>CONTENTS</u>	<u>PAGE</u>
PLEDGE OF ALLEGIANCE.....	2
ANNOUNCEMENTS.....	2
PUBLIC COMMENTS.....	2
CONSENT CALENDAR	
A-01. Minutes of August 23, 2016.....	2
PUBLIC HEARINGS	
B. File Nos. PCUP16-013 & PDEV16-022.....	3
C. File Nos. PVAR16-001, PMTT16-007 & PDEV16-009.....	4
D. File Nos. PCUP15-009, PVAR15-003 & PDEV15-017.....	5
E. File No. PDCA16-005	6
MATTERS FROM THE PLANNING COMMISSION.....	7
DIRECTOR’S REPORT.....	8
ADJOURNMENT	8

**CITY OF ONTARIO PLANNING COMMISSION/
HISTORIC PRESERVATION MEETING**

MINUTES

September 27, 2016

REGULAR MEETING: City Hall, 303 East B Street
Called to order by Chairman Willoughby at 6:30 PM

COMMISSIONERS

Present: Chairman Willoughby, Vice-Chairman Downs, DeDiemar,
Delman, Gage, Gregorek, and Ricci

Absent: None

Late: Ricci

OTHERS PRESENT: Planning Director Murphy, City Attorney Rice, Principal Planner Zeledon, Senior Planner Noh, Associate Planner Chen, Assistant Planner Aguilo, Assistant City Engineer Do, and Planning Secretary Callejo

PLEDGE OF ALLEGIANCE TO THE FLAG

The Pledge of Allegiance was led by Commissioner Gage.

ANNOUNCEMENTS

Mr. Murphy stated Item E is being requested for continuance to the next Planning Commission meeting on October 25, 2016.

PUBLIC COMMENTS

No one responded from the audience.

Commissioner Ricci arrived at 6:35 PM

CONSENT CALENDAR ITEMS

A-01. MINUTES APPROVAL

Planning/Historic Preservation Commission Minutes of August 23, 2016, approved as written.

It was moved by DeDiemar, seconded by Downs, to approve the Planning Commission Minutes of August 23, 2016, as written. The motion was carried 7 to 0.

PUBLIC HEARING ITEMS

- B. ENVIRONMENTAL ASSESSMENT, DEVELOPMENT PLAN, AND CONDITIONAL USE PERMIT REVIEW FOR FILE NOS. PDEV16-022 & PCUP16-013:** A Development Plan (PDEV16-022) to construct an 880-square foot carwash for an existing 3,746-square foot Arco service station and AM/PM convenience store in conjunction with a Conditional Use Permit (PCUP16-013) to establish and operate the drive-thru carwash on 1.11 acres of land, located at 5020 East Fourth Street, within the Freeway Commercial land use designation of The Exchange Specific Plan. Pursuant to the California Environmental Quality Act, the project is categorically exempt from environmental review pursuant to Section §15332 (Class 32-In-Fill Development Projects). The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT) and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP). (APN: 0238-012-26); **submitted by Empire Design Group, Inc.**

Associate Planner, Denny Chen, presented the staff report. Mr. Chen gave background on the project, surrounding areas and businesses adjacent to the project. He stated the Applicant deferred the carwash portion of the project from the earlier development plan and is now requesting the Conditional Use Permit (CUP) and Development Plan for the carwash to accompany the Arco service station and AM/PM convenience store. Mr. Chen went over the various improvements which included landscape and the architecture which will compliment that of the existing carwash. He explained the screening for the carwash tunnel and site plan for the project. Mr. Chen stated that staff is recommending the Planning Commission approve File Nos. PCUP16-013 and PDEV16-022, pursuant to the facts and reasons contained in the staff report and attached resolutions, and subject to the conditions of approval.

Mr. Gregorek questioned if the stacking distance for cars at the carwash is reasonable.

Mr. Murphy stated there is no minimum for a carwash. He said within this particular case, staff felt that they needed at least a five vehicle stacking space.

Mr. Downs asked about the screen wall, what the landscape will be.

Mr. Chen stated red trumpet vines are proposed.

Mr. Murphy said there will be box trees including Arbutus and Palo Verde; and a decorative trellis element to help with the screening where the trumpet vines will grow.

PUBLIC TESTIMONY

Gregory Hann, Architect and Representative from Empire Design Group, Murrieta, CA appeared and spoke. He stated they worked closely with staff and they should have room for about seven cars stacking. He said they would have plenty of room. Mr. Hann said he would be available to answer any questions the Commission might have.

As there was no one else wishing to speak, Chairman Willoughby closed the public testimony

There was no Planning Commission deliberation.

PLANNING COMMISSION ACTION

It was moved by Gregorek, seconded by Delman, to adopt a resolution to approve the Conditional Use Permit, File No. PCUP16-013 and the Development Plan, File No. PDEV16-022 subject to conditions of approval. Roll call vote: AYES, DeDiemar, Delman, Downs, Gage, Gregorek, Ricci, and Willoughby; NOES, none; RECUSE, none; ABSENT, none. The motion was carried 7 to 0.

- C. **ENVIRONMENTAL ASSESSMENT, TENTATIVE PARCEL MAP, DEVELOPMENT PLAN, AND VARIANCE REVIEW FOR FILE NOS. PDEV16-009, PMTT16-007 (PM 19721) & PVAR16-001:** A Tentative Parcel Map (File No. PMTT16-007/PM 19721) to merge 2.8 acres of land into a single parcel, in conjunction with a Development Plan (File No. PDEV16-009) to construct a 52,400-square foot industrial building and a Variance (PVAR16-001) to deviate from the minimum building setback requirements of the Development Code, from 20 feet to 10 feet, located at the northwest corner of Grove Avenue and Mission Boulevard, at 1173 and 1176 East California Street, within the IG (General Industrial) and IL (Light Industrial) zoning districts. Staff has determined that the project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Sections §15304 (Class 4, Minor Alterations to Land), §15305 (Minor Alterations in Land Use Limitations), and §15332 (Class 32, In-Fill Development Projects) of the CEQA Guidelines. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (APNs: 1049-382-05 and 1049-172-01); **submitted by Fullmer/MG, LLC.**

Assistant Planner, Jeanie Irene Aguilo, presented the staff report. Ms. Aguilo began by giving background on the project and showing slides of the project site. She pointed out there were two airport zoning areas; Zone One prohibits new structures unless FAA approves and Zone Two places intensity limits of 60 people per acre. She also explained the site access and circulation, parking and proposed architecture and elevations for the proposed building. She stated the need for a Variance to deviate from the minimum 20-foot building setback requirements of the Development Code along Mission Boulevard and Grove Avenue. The project proposed a 10 ft. setback along the frontage of Mission Avenue and 17 ft., 7 in. along the Grove Avenue frontage due to the FAA requirements. Ms. Aguilo stated that staff is recommending the Planning Commission approve File Nos. PVAR16-001, PMTT16-007 and PDEV16-009 pursuant to the facts and reasons contained in the staff report and attached resolutions, and subject to the conditions of approval.

Mr. Ricci questioned the Variance and the distance of the setbacks regarding Mission Boulevard and Grove Avenue, specifically going southbound.

Mr. Murphy explained that there should not be as much of a concern for vehicles going northbound. He also stated that Mission Boulevard has a much wider lane distance across and drivers' line of sight should not be hindered.

Mr. Ricci stated that was his concern because vegetation could be growing and the building would be closer to the street.

Mr. Murphy stated that because of the grade separation, cars would be coming up at an angle and have a better line of vision.

Mr. Willoughby stated that he thought it would be about one and half car lengths setback.

PUBLIC TESTIMONY

Jim Fullmer, President from Fullmer/MG, LLC in Tustin, CA appeared and spoke. He wanted to first thank staff for a great job. He said it was a pleasure to work with them. He stated they were in full agreement with the conditions of approval and he would answer any questions the Commission had.

As there was no one else wishing to speak, Chairman Willoughby closed the public testimony

Mr. Downs stated he was glad to see something going into that lot.

PLANNING COMMISSION ACTION

It was moved by Delman, seconded by Gage, to adopt a resolution to approve the Variance, File No. PVAR16-001, Tentative Parcel Map, File No. PMTT16-007 and Development Plan, File No. PDEV16-009 subject to conditions of approval. Roll call vote: AYES, DeDiemar, Delman, Downs, Gage, Gregorek, Ricci, and Willoughby; NOES, none; RECUSE, none; ABSENT, none. The motion was carried 7 to 0.

- D. ENVIRONMENTAL ASSESSMENT AND DEVELOPMENT PLAN, CONDITIONAL USE PERMIT AND VARIANCE REVIEW FOR FILE NOS. PDEV15-017, PCUP15-009 AND PVAR15-003:** A Development Plan (File No. PDEV15-017) to construct a 65-foot tall monopine telecommunication tower within a 400-square foot lease area on 0.64-acres of developed land, in conjunction with a Conditional Use Permit (File No. PCUP15-009) to operate a telecommunication tower within 500-feet of property zoned for residential use, and a Variance (File No. PVAR15-003) to exceed the maximum allowable telecommunication tower height from 55-feet to 65-feet, located at 967 West Holt Boulevard, within the IP (Industrial Park) zoning district. Pursuant to the California Environmental Quality Act, staff is recommending the adoption of a Mitigated Negative Declaration of environmental effects for the project. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP). (APN: 1011-141-06); **submitted by Verizon Wireless.**

Senior Planner, Henry Noh, presented the staff report. He began with giving the location of the project and background. He explained the request for the Conditional Use Permit (CUP) was due to the location being 500-feet within a zoned residential development. He showed images explaining the block wall and design for the 65-foot monopine. Mr. Noh

explained the Variance was needed for the height requirement requested by the Applicant for the design for antennas and branches. He also showed images for the proposed landscape. Mr. Noh stated that staff is recommending the Planning Commission adopt the Mitigated Negative Declaration and approve File Nos. PCUP15-009, PVAR15-003 and PDEV15-017, pursuant to the facts and reasons contained in the staff report and attached resolutions, and subject to the conditions of approval.

Mr. Downs questioned what business was behind the project on Brooks Street.

Mr. Noh stated it was an industrial building.

Mr. Willoughby asked if the two structures would be relocated.

Mr. Noh stated yes.

Mr. Willoughby asked about the landscape, questioning if there would be trees planted in the front of the property along the parkway.

Mr. Noh stated yes, two boxed pine trees.

PUBLIC TESTIMONY

Chris Colten, a representative from Spectrum Services on behalf of Verizon Wireless appeared and spoke. He stated that they were pleased to work with staff and agreed with all the conditions.

As there was no one else wishing to speak, Chairman Willoughby closed the public testimony

Mr. Gregorek stated that he knew staff would do a good job upon finalizing this project and this looked really good compared to earlier projects similar to this from years ago.

PLANNING COMMISSION ACTION

It was moved by Downs, seconded by Gregorek, to adopt the CEQA Determination and Mitigated Negative Declaration, Roll call vote: AYES, DeDiemar, Delman, Downs, Gage, Gregorek, Ricci, and Willoughby; NOES, none; RECUSE, none; ABSENT, none. The motion was carried 7 to 0.

It was moved by Gage, seconded by Downs, to adopt a resolution to approve the Conditional Use Permit, File No. PCUP15-009, Variance, File No. PVAR15-003 and Development Plan, File No. PDEV15-017 subject to conditions of approval. Roll call vote: AYES, DeDiemar, Delman, Downs, Gage, Gregorek, Ricci, and Willoughby; NOES, none; RECUSE, none; ABSENT, none. The motion was carried 7 to 0.

- E. **ENVIRONMENTAL ASSESSMENT AND DEVELOPMENT CODE AMENDMENT REVIEW FOR FILE NO. PDCA16-005:** A request to add Reference I, Public Art Program, to the City of Ontario Development Code to promote public art

and art in public places. Staff has determined that the project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15601(b)(3) (General Rule) of the CEQA Guidelines. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP); **City initiated. City Council action is required.**

Planning Director, Scott Murphy, stated that staff is recommending continuance of this item to the October 25, 2016 meeting.

PUBLIC TESTIMONY

No one responded.

As there was no one else wishing to speak, Chairman Willoughby closed the public testimony

There was no Planning Commission deliberation.

PLANNING COMMISSION ACTION

It was moved by DeDiemar, seconded by Gregorek, to continue the Development Code Amendment, File No. PDCA16-005 to the October 25, 2016 Planning Commission Meeting. The motion was carried 7 to 0.

MATTERS FROM THE PLANNING COMMISSION

Old Business Reports From Subcommittees

Historic Preservation (Standing): This subcommittee did not meet.

Development Code Review (Ad-hoc): This subcommittee did not meet.

Zoning General Plan Consistency (Ad-hoc): This subcommittee did not meet.

New Business

*Mr. Delman asked everyone to mark their calendars for the **Seventh Annual Historic Cemetery Tour** which will take place on Saturday, October 8, 2016 at Bellevue Memorial Park at 10:15 AM. He gave the names of the historic figures which will be portrayed at this year's event and which community members will portray them.*

Mr. Ricci wished Chairman Willoughby a Happy Birthday!

NOMINATIONS FOR SPECIAL RECOGNITION

None at this time.

DIRECTOR'S REPORT

Mr. Murphy stated they have the Monthly Activity Reports and the pocket guides compliments of the City Attorney Rice.

ADJOURNMENT

Ricci motioned to adjourn, seconded by DeDiemar. The meeting was adjourned at 7:18 PM.

Secretary Pro Tempore

Chairman, Planning Commission



**PLANNING COMMISSION
STAFF REPORT**
October 25, 2016

SUBJECT: A Development Plan (File No. PDEV16-029) to construct 226 conventional single-family homes on 49.95 acres of land located within the RD-5,500 (Neighborhood 1) and RD-5,000 (Neighborhood 3) of the Countryside Specific Plan, located at the southwest corner of Riverside Drive and Colonial Avenue. (APNs: 0218-111-52 and 0218-111-57); **submitted by DR Horton.**

PROPERTY OWNER: Forestar Development Company, Inc.

RECOMMENDED ACTION: That the Planning Commission approve File No. PDEV16-029, pursuant to the facts and reasons contained in the staff report and attached resolution, and subject to the conditions of approval contained in the attached departmental reports.

PROJECT SETTING: The project site is comprised of 49.95 acres of land located at the southwest corner of Riverside Drive and Colonial Avenue, within the RD-5,500 (Neighborhood 1) and RD-5,000 (Neighborhood 3) of the Countryside Specific Plan, and is depicted in **Figure 1: Project Location**, below. The project site gently slopes from north to south and is currently mass graded. The property to the north of the project site is an existing park use (Westwind Park) and is zoned Open Space-Recreation (OS-R). The properties to the east are a multi-family residential use zoned Medium Density Residential-18 (MDR-18) and existing agricultural uses that are located within Neighborhoods 2 and 4 (RD 6,000 and RD 5,000) of the Countryside Specific Plan. The property to the south is existing flood control basin and is zoned (AG/SP). The property to the west is the existing Cucamonga Creek Channel and is zoned (AG/SP).



Figure 1: Project Location

Case Planner:	Henry K. Noh	Hearing Body	Date	Decision	Action
Planning Director Approval:		DAB	10/17/16	Approve	Recommend
Submittal Date:	6/2/16	ZA			
Hearing Deadline:	N/A	PC	10/25/16		Final
		CC			

PROJECT ANALYSIS:

[1] Background — The Countryside Specific Plan and Environmental Impact Report (EIR) were approved by the City Council on April 18, 2006. The Countryside Specific Plan establishes the land use designations, development standards, and design guidelines for approximately 178 acres, which includes the potential development of 819 single-family residential dwelling units.

On December 20, 2012, the Planning Commission approved Tentative Tract Map 18855 for Neighborhood 3 of the Countryside Specific Plan. On February 22, 2011, the Planning Commission approved Tentative Tract Map 16045 for Neighborhood 1 of the Countryside Specific Plan. The approved Tract Maps will facilitate the infrastructure improvements (streets, sewer, water and storm drain facilities), the creation of a park/paseos and conventional single-family residential neighborhoods in the northwestern portion of the Specific Plan. (See **Figure 2: The Countryside Specific Plan Land Use Plan**, below).



Figure 2: The Countryside Specific Plan Land Use Map

The Applicant, DR Horton, has submitted a development plan application for the construction of 226 conventional single-family home products and, on October 17, 2016, the Development Advisory Board recommended approval of the application to Planning Commission.

[2] Site Design/Building Layout — The 226 conventional single-family homes will be located within Neighborhoods 1 and 3 of the Countryside Specific Plan. (see **Exhibit A: Site Plan**). The lots range in size from 5,500 to 12,460 square feet. Eight floor plans (4 Express Floor Plans and 4 Horton Floor Plans) are proposed with three elevations per floor plan. The Applicant is proposing a combination of single-story and two-story homes within the development. The eight floor plans are described in the following table:

Express Floor Plans:

Plan 1	Plan 2	Plan 3	Plan 4
<ul style="list-style-type: none"> • 1,898 SF • 3 bedrooms & 2 baths • 1 story • 24 Units (10%) • 2-car garage 	<ul style="list-style-type: none"> • 2,239 SF • 4 bedrooms + loft & 3 bath • 2 story • 25 Units (11%) • 2-car garage 	<ul style="list-style-type: none"> • 2,401 SF • 4 bedrooms + loft & 3 bath • 2 story • 36 Units (16%) • 2-car garage 	<ul style="list-style-type: none"> • 2,537 SF • 5 bedrooms + bonus room & 3 bath • 2 story • 33 Units (14%) • 2-car garage

Horton Floor Plans:

Plan 1	Plan 2	Plan 3	Plan 4
<ul style="list-style-type: none"> • 2,467 SF • 4 bedrooms & 3 baths • 1 story • 19 Units (8%) • 2-car garage 	<ul style="list-style-type: none"> • 2,611 SF • 5 bedrooms + Teen Room/Opt. 6 bedroom & 3 bath • 2 story • 31 Units (13%) • 2-car garage 	<ul style="list-style-type: none"> • 2,844 SF • 4 bedrooms + Jr. Suite + Teen Room/ Opt. 6 bedroom & 3.5 bath • 2 story • 31 Units (13%) • 2-car garage 	<ul style="list-style-type: none"> • 3,042 SF • 3 bedrooms + loft & 2.5 bath + Opt. 4 and 5 bedrooms and 3 bath • 2 story • 27 Units (12%) • 2-car garage and storage

The homes will be oriented toward the streets (architectural forward) with front entries/porches and walkways facing the street. Garage access will be taken from the public street. All eight plans were designed to de-emphasize the garage by recessing it six to fourteen feet behind the living/porch area or providing a cantilevered second-story pop-out above the garage. In addition to meeting the minimum setback standards, varied front yard setbacks were incorporated into the plotting that creates an attractive, diverse streetscape (see **Figure 3: Typical Plotting**). Special attention and architectural treatment was given to properties located on corner lots by wrapping porches and

providing enhanced architectural treatments, such as shutters and enhanced gable ends. All the plans have an open concept with the main living and kitchen areas oriented towards the rear yards, which can provide opportunities to extend the living areas into the rear yard area. All plans incorporate various design features such as single and second story massing, varied covered entries, front porches, 2nd floor laundry facilities and 1st floor master bedrooms.



Figure 5: Typical Plotting

[3] Site Access/Circulation — The approved related Tentative Tract Maps 16045 and 18855 will facilitate the construction of the interior neighborhood streets and primary access points into Neighborhoods 1 and 3 of the Countryside Specific Plan, which include primary access points from Riverside Drive and Chino Avenue.

[4] Parking — Each plan provides a 2-car garage in addition to 2-driveway spaces. Parking requirements are consistent with the parking requirements of the Development Code and the Countryside Specific Plan.

[5] Architecture — The architectural styles of the proposed single family homes include Spanish, American Farmhouse and Craftsman (see **Figure 5: Conceptual Rendered Street Scene**). These styles complement one another through the overall scale, massing, proportions and details. Also, detailing, architectural treatments, and articulation are provided on all four sides of the proposed elevations. The three architectural styles proposed will include the following (see **Exhibit B - Elevations**):

Spanish: Varying gable, Dutch gable and shed roofs with concrete “S” tile roof; roof overhangs; second story pop-out features; stucco exterior; a combination of square and arched recessed multi-paned windows; shutters; front porches with arched entryways, and decorative barrel tile and/or decorative iron at gable ends.

American Farmhouse: Varying high pitched gable, Dutch gable, hipped and shed roofs with flat tile; roof overhangs; second story pop-out features; a combination of vertical siding, brick veneer and stucco exterior; front porches with wood posts; and multi-paned windows with shutters.

Craftsman: Varying gable, Dutch gable, and shed roofs with flat tile; roof overhangs; second story pop-out features; wood shingle siding and stucco exterior; front porches with decorative tapered wood columns and a stone veneer base; wooden outlookers and knee braces; and multi-paned windows with decorative trim framing.



Figure 5: Conceptual Rendered Street Scene

[6] Landscaping — The Development Plan includes sidewalks separated from the street by landscaped parkways, which provides visual interest and promotes pedestrian mobility. All the single-family homes will be provided with front yard landscaping (lawn, shrubs and trees) and an automatic irrigation system to be installed by the developer (see **Exhibit C – Front Yard Typical Landscape Plan**). The homeowner will be responsible for side and rear yard landscape improvements.

The Ontario Plan (TOP) Policy PR1-1 requires new developments to provide a minimum of 2 acres of private pocket park per 1,000 residents. To satisfy the park requirement, a 2.7 acre neighborhood park and paseo system is provided that connects to Riverside Drive and travels south along the eastern edge of Colonial Avenue. The park features an 8,348 square foot club house, two pools and a spa, open lawn area and other recreational amenities. Lots proposed for development are located directly across from the park or within walking distance of the park. In addition, a future pedestrian bridge over the Cucamonga Creek Channel will connect the neighborhoods on both sides of the channel.

COMPLIANCE WITH THE ONTARIO PLAN: The proposed project is consistent with the principles, goals and policies contained within the Vision, Governance, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan (TOP). More specifically, the goals and policies of TOP that are furthered by the proposed project are as follows:

[1] City Council Priorities

Primary Goal: Regain Local Control of the Ontario International Airport

Supporting Goals:

- Invest in the Growth and Evolution of the City's Economy;
- Maintain the Current High Level of Public Safety;
- Operate in a Businesslike Manner;
- Focus Resources in Ontario's Commercial and Residential Neighborhoods; and
- Ensure the Development of a Well Planned, Balanced, and Self-Sustaining Community in the New Model Colony.

[2] Policy Plan (General Plan)

Land Use Element — Balance

▪ Goal LU1: A community that has a spectrum of housing types and price ranges that match the jobs in the City and make it possible for people to live and work in Ontario and maintain a quality of life.

➤ LU1-1: Strategic Growth. We concentrate growth in strategic locations that help create place and identity, maximize available and planned infrastructure, and foster the development of transit.

➤ LU1-3: Adequate Capacity. We require adequate infrastructure and services for all development.

➤ LU1-6: Complete Community. We incorporate a variety of land uses and building types in our land use planning efforts that result in a complete community where residents at all stages of life, employers, workers and visitors have a wide spectrum of choices of where they can live, work, shop and recreate within Ontario.

Land Use Element — Neighborhood & Housing

▪ Goal H2: Diversity of types of quality housing that are affordable to a range of household income levels, accommodates changing demographics, and support and reinforce the economic sustainability of Ontario.

➤ H2-4: New Model Colony. We support a premier lifestyle community in the New Model Colony distinguished by diverse housing, highest design quality, and cohesive and highly amenitized neighborhoods.

▪ Goal H3: A City regulatory environment that balances the need for creativity and excellence in residential design, flexibility and predictability in the project approval process, and the provision of an adequate supply and prices of housing.

➤ H3-1: Community Amenities. We shall provide adequate public services, infrastructure, open space, parking and traffic management, pedestrian, bicycle and equestrian routes and public safety for neighborhoods consistent with City master plans and neighborhood plans.

➤ H3-3: Development Review. We maintain a residential development review process that provides certainty and transparency for project stakeholders and the public yet allows for the appropriate review to facilitate quality housing development.

Parks and Recreation Element – Planning & Design

▪ Goal PR1: A system of safe and accessible parks that meets the needs of the community.

➤ PR1-1: Access to Parks. We strive to provide a park and/or recreational facility within walking distance (¼ mile) of every residence.

➤ PR1-9: Phased Development. We require parks be built in new communities before a significant proportion of residents move in.

Mobility Element – Bicycles and Pedestrians Diversity

▪ Goal M2: A system of trails and corridors that facilitate and encourage bicycling and walking.

➤ M2-3: Pedestrian Walkways. We require walkways that promote safe and convenient travel between residential areas, businesses, schools, parks, recreation areas, and other key destination points.

Community Economics Element — Place Making

▪ Goal CE2: A City of distinctive neighborhoods, districts, and corridors, where people choose to be.

➤ CE2-1 Development Projects. We require new development and redevelopment to create unique, high-quality places that add value to the community.

➤ CE2-2 Development Review. We require those proposing new development and redevelopment to demonstrate how their projects will create appropriately unique, functional and sustainable places that will compete well with their competition within the region.

➤ CE2-4 Protection of Investment. We require that new development and redevelopment protect existing investment by providing architecture and urban design of equal or greater quality.

➤ CE2-5 Private Maintenance. We require adequate maintenance, upkeep, and investment in private property because proper maintenance on private property protects property values.

Safety Element — Seismic & Geologic Hazards

▪ Goal S1: Minimized risk of injury, loss of life, property damage and economic and social disruption caused by earthquake-induced and other geologic hazards.

➤ S1-1 Implementation of Regulations and Standards. We require that all new habitable structures be designed in accordance with the most recent California Building Code adopted by the City, including provisions regarding lateral forces and grading.

Community Design Element — Image & Identity

▪ Goal CD1: A dynamic, progressive city containing distinct neighborhoods and commercial districts that foster a positive sense of identity and belonging among residents, visitors, and businesses.

➤ CD1-1 City Identity. We take actions that are consistent with the City being a leading urban center in Southern California while recognizing the diverse character of our existing viable neighborhoods.

➤ CD1-3 Neighborhood Improvement. We require viable existing residential and non-residential neighborhoods to be preserved, protected, and enhanced in accordance with our land use policies.

Community Design Element — Design Quality

▪ Goal CD2: A high level of design quality resulting in public spaces, streetscapes, and developments that are attractive, safe, functional and distinct.

➤ CD2-1 Quality Architecture. We encourage all development projects to convey visual interest and character through:

- Building volume, massing, and height to provide appropriate scale and proportion;
- A true architectural style which is carried out in plan, section and elevation through all aspects of the building and site design and appropriate for its setting; and
- Exterior building materials that are visually interesting, high quality, durable, and appropriate for the architectural style.

➤ CD2-7 Sustainability. We collaborate with the development community to design and build neighborhoods, streetscapes, sites, outdoor spaces, landscaping and buildings to reduce energy demand through solar orientation, maximum use of natural daylight, passive solar and natural ventilation, building form, mechanical and structural systems, building materials and construction techniques.

➤ CD2-8 Safe Design. We incorporate defensible space design into new and existing developments to ensure the maximum safe travel and visibility on pathways, corridors, and open space and at building entrances and parking areas by avoiding physically and visually isolated spaces, maintenance of visibility and accessibility, and use of lighting.

➤ CD2-9 Landscape Design. We encourage durable landscaping materials and designs that enhance the aesthetics of structures, create and define public and private spaces, and provide shade and environmental benefits.

➤ CD2-13 Entitlement Process. We work collaboratively with all stakeholders to ensure a high degree of certainty in the efficient review and timely processing of all development plans and permits.

Community Design — Protection of Investment

▪ Goal CD5: A sustained level of maintenance and improvement of properties, buildings and infrastructure that protects the property values and encourages additional public and private investments.

➤ CD5-1 Maintenance of Buildings and Property. We require all public and privately owned buildings and property (including trails and easements) to be properly and consistently maintained.

➤ CD5-2 Maintenance of Infrastructure. We require the continual maintenance of infrastructure.

HOUSING ELEMENT COMPLIANCE: The project is consistent with the Housing Element of the Policy Plan (General Plan) component of The Ontario Plan. The project site is one of the properties listed in the Available Land Inventory contained in Table A-3

(Available Land by Planning Area) of the Housing Element Technical Report Appendix, and the proposed project is consistent with the number of dwelling units (226) and density (4.52 DU/Acre) specified in the Available Land Inventory.

AIRPORT LAND USE COMPATIBILITY PLAN (ALUCP) COMPLIANCE: The project site is located within the Airport Influence Area of Ontario International Airport (ONT) and has been found to be consistent with the policies and criteria set forth within the ALUCP for ONT.

ENVIRONMENTAL REVIEW: The environmental impacts of this project were previously reviewed in conjunction with Countryside Specific Plan (PSP04-001), for which an EIR (SCH# 2004071001) was adopted by the City Council on April 18, 2006. This Application introduces no new significant environmental impacts. All previously adopted mitigation measures are be a condition of project approval and are incorporated herein by reference.

CONDITIONS OF APPROVAL: See attached department reports.

TECHNICAL APPENDIX:

Surrounding Zoning and Land Use:

	<i>Existing Land Use</i>	<i>General Plan Designation</i>	<i>Zoning Designation</i>	<i>Specific Plan Land Use</i>
<i>Site</i>	Vacant Mass Graded	Low Density Residential	Countryside Specific Plan	Neighborhoods 1 and 3 (RD5,500 and RD 5,000)
<i>North</i>	Park	Open Space-Recreation	OS-R	N/A
<i>South</i>	Flood Control System	Open Space – Non-Recreation	AG/SP	N/A
<i>East</i>	Multi-Family Residential and Agriculture	Medium Density Residential and Low Density Residential	MDR-18 and Countryside Specific Plan	Neighborhoods 2 and 4 (RD 6,000 and RD 5,000)
<i>West</i>	Cucamonga Creek Channel	Open Space – Non-Recreation	AG/SP	NA

General Site & Building Statistics

<i>Item</i>	<i>Required Min./Max.</i>	<i>Provided (Ranges)</i>	<i>Meets Y/N</i>
<i>Maximum coverage (in %):</i>	50%	27%-49%	Y
<i>Minimum lot size (in SF):</i>	5,000 SF	5,500 SF	Y
<i>Front yard setback (in FT):</i>	10' (Porch) / 15' (Living Area)	10' (Porch) / 17' (Living Area)	Y
<i>Side yard setback (in FT):</i>	5'	5'	Y
<i>Rear yard setback (in FT):</i>	20'	20'	Y
<i>Maximum height (in FT):</i>	35'	28'	Y
<i>Parking:</i>	2-car garage	2-car garage	Y

Exhibit A: Site Plan



Exhibit B: Elevations – Express Plan 1



Elevation 'A' - Spanish



Elevation 'C' - Craftsman



Elevation 'B' - American Farmhouse

Exhibit B: Elevations – Express Plan 2



Elevation A- Spanish



Elevation C - Craftsman



Elevation B - American Farmhouse

Exhibit B: Elevations – Express Plan 3



Elevation A- Spanish



Elevation C - Craftsman



Elevation B - American Farmhouse

***Exhibit B: Elevations – Express Plan 4
Plan 1***



Elevation 'A' - Spanish



Elevation 'C' - Craftsman



Elevation 'B' - American Farmhouse

Exhibit B: Elevations – Horton Plan 1



Elevation A - Spanish



Elevation C - Craftsman



Elevation B - American Farmhouse

Exhibit B: Elevations – Horton Plan 2



Elevation A - Spanish



Elevation C - Craftsman



Elevation B - American Farmhouse

Exhibit B: Elevations – Horton Plan 3



Elevation 'A' - Spanish



Elevation 'C' - Craftsman



Elevation 'B' - American Farmhouse

Exhibit B: Elevations – Horton Plan 4



Elevation A - Spanish



Elevation C - Craftsman



Elevation B - American Farmhouse

Exhibit D: Conceptual Front Yard Typical Landscape Plan - Express

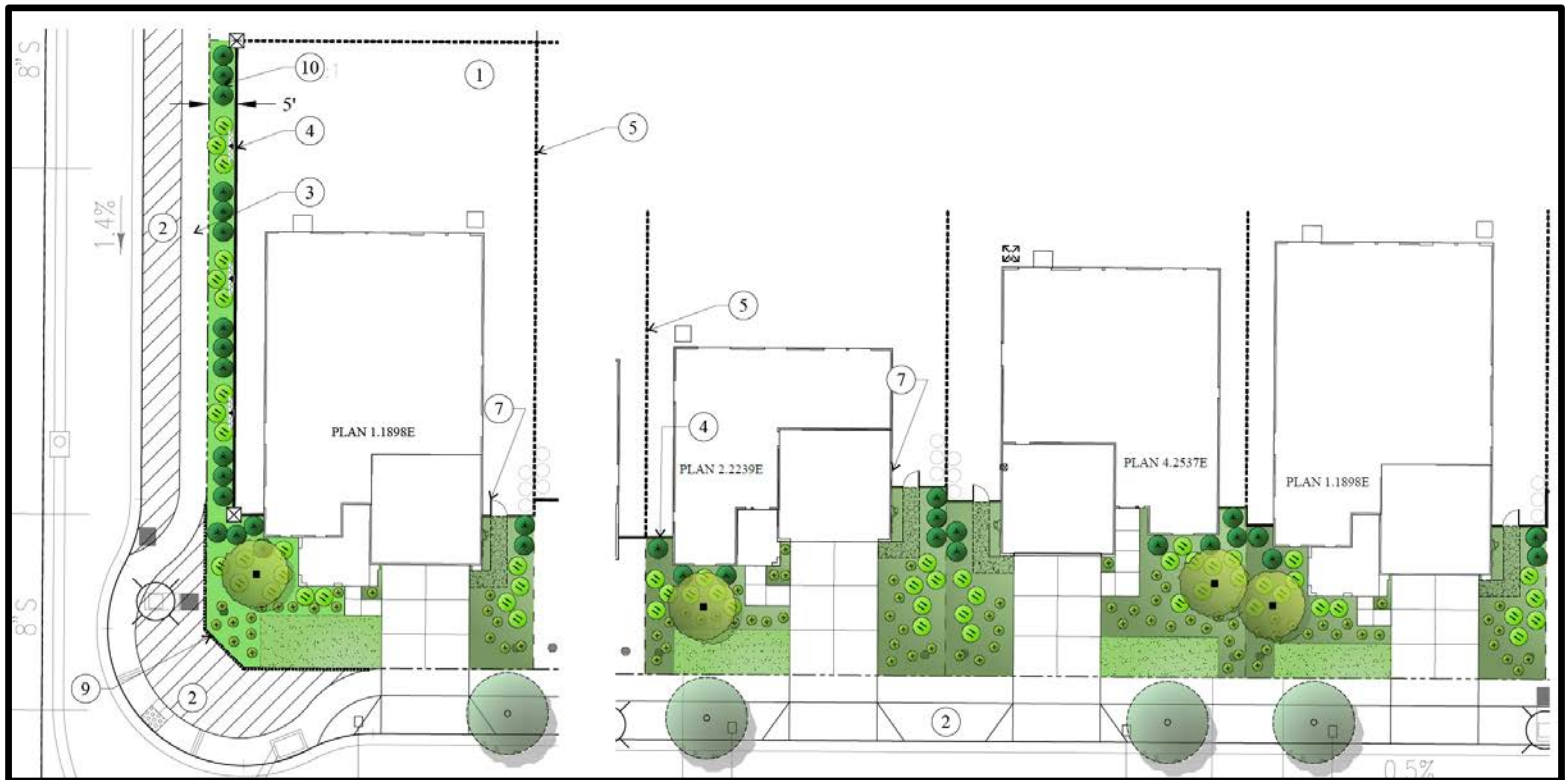


Exhibit C: Conceptual Front Yard Typical Landscape Plan – Horton



RESOLUTION NO.

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PDEV16-029, A DEVELOPMENT PLAN TO CONSTRUCT 226 CONVENTIONAL SINGLE-FAMILY HOMES ON 49.95 ACRES OF LAND LOCATED WITHIN THE RD-5,500 (NEIGHBORHOOD 1) AND RD-5,000 (NEIGHBORHOOD 3) OF THE COUNTRYSIDE SPECIFIC PLAN, LOCATED AT THE SOUTHWEST CORNER OF RIVERSIDE DRIVE AND COLONIAL AVENUE, AND MAKING FINDINGS IN SUPPORT THEREOF — APNS: 0218-111-52 AND 0218-111-57.

WHEREAS, DR Horton ("Applicant") has filed an Application for the approval of a Development Plan, File No. PDEV16-029, as described in the title of this Resolution (hereinafter referred to as "Application" or "Project"); and

WHEREAS, the Application applies to 49.95 acres of land located at the southwest corner of Riverside Drive and Colonial Avenue, within the RD-5,500 (Neighborhood 1) and RD-5,000 (Neighborhood 3) of the Countryside Specific Plan, and is presently mass graded; and

WHEREAS, the property to the north of the project site is an existing park use (Westwind Park) and is zoned Open Space-Recreation (OS-R). The properties to the east are an existing multi-family residential use zoned Medium Density Residential-18 (MDR-18) and existing agricultural uses that are located within Neighborhoods 2 and 4 (RD 6,000 and RD 5,000) of the Countryside Specific Plan. The property to the south is existing an existing flood control basin and is zoned (AG/SP). The property to the west is the existing Cucamonga Creek Channel and is zoned (AG/SP); and

WHEREAS, the Development Plan proposes to construct 226 conventional single-family homes. The lot ranges in size from 5,500 to 12,460 square feet, which meets the minimum lot size of 5,000 square feet consistent with the Neighborhoods 1 and 3 Development Standards of the Countryside Specific Plan; and

WHEREAS, the eight floor plans are proposed with 3 elevations per plan; and

WHEREAS, the architectural styles of the proposed single-family homes include Spanish, Craftsman and American Farmhouse styles; and

WHEREAS, the project is consistent with the Housing Element of the Policy Plan (General Plan) component of The Ontario Plan. The project site is one of the properties listed in the Available Land Inventory contained in Table A-3 (Available Land by Planning Area) of the Housing Element Technical Report Appendix, and the proposed project is

consistent with the number of dwelling units (226) and density (4.52 DU/Acre) specified in the Available Land Inventory; and

WHEREAS, the proposed project is located within the Airport Influence Area of Ontario International Airport (ONT) and was evaluated and found to be consistent with the policies and criteria of the Airport Land Use Compatibility Plan (ALUCP) for ONT; and

WHEREAS, the Application is a project pursuant to the California Environmental Quality Act (Public Resources Code Section 21000 et seq.) ("CEQA"); and

WHEREAS, the environmental impacts of this project were previously reviewed in conjunction with Countryside Specific Plan (PSP04-001), for which an EIR (SCH# 2004071001) was adopted by the City Council on April 18, 2006. This Application introduces no new significant environmental impacts. All previously adopted mitigation measures are be a condition of project approval and are incorporated herein by reference; and

WHEREAS, the City's "Local Guidelines for the Implementation of the California Environmental Quality Act (CEQA)" provide for the use of a single environmental assessment in situations where the impacts of subsequent projects are adequately analyzed; and

WHEREAS, on October 17, 2016, the Development Advisory Board of the City of Ontario conducted a hearing and issued Decision No. DAB16-049 recommending the Planning Commission approve the Application; and

WHEREAS, on October 25, 2016, the Planning Commission of the City of Ontario conducted a hearing to consider the Project, and concluded said hearing on that date; and

WHEREAS, all legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED, AND RESOLVED by the Planning Commission of the City of Ontario, as follows:

SECTION 1. As the decision-making body for the Project, the Planning Commission has reviewed and considered the information contained in the previously adopted the Countryside Specific Plan EIR (SCH# 2004071001) and supporting documentation. Based upon the facts and information contained in the Countryside Specific Plan EIR (SCH# 2004071001) and supporting documentation, the Planning Commission finds as follows:

- a. The previous Countryside Specific Plan EIR (SCH# 2004071001) contains a complete and accurate reporting of the environmental impacts associated with the Project; and
- b. The previous Countryside Specific Plan EIR (SCH# 2004071001) was completed in compliance with CEQA and the Guidelines promulgated thereunder; and
- c. The previous Countryside Specific Plan EIR (SCH# 2004071001) reflects the independent judgment of the Planning Commission; and
- d. All previously adopted mitigation measures, which are applicable to the Project, shall be a condition of Project approval and are incorporated herein by reference.

SECTION 2. Based upon the substantial evidence presented to the Planning Commission during the above-referenced hearing and upon the specific findings set forth in Section 1 above, the Planning Commission hereby concludes as follows:

- a. The proposed development at the proposed location is consistent with the goals, policies, plans and exhibits of the Vision, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan. The Project is compatible with adjoining sites in relation to location of buildings, with particular attention to privacy, views, any physical constraint identified on the site and the characteristics of the area in which the site is located. The existing site is vacant/mass graded and the proposed development will be compatible with future developments within the Countryside Specific Plan. The Development Plan has been required to comply with all provisions of Neighborhood 1 and Neighborhood 3 Residential Development Standards of the Countryside Specific Plan. Future neighborhoods within the Countryside Specific Plan and surrounding area will provide for a diverse housing and highly amenitized neighborhoods that will be compatible in design, scale and massing to the proposed development.
- b. The proposed development is compatible with those on adjoining sites in relation to location of buildings, with particular attention to privacy, views, any physical constraint identified on the site and the characteristics of the area in which the site is located. The Project will complement the quality of existing development in the vicinity of the project and the minimum safeguards necessary to protect the public health, safety and general welfare have been required of the proposed project. The proposed location of the Development Plan and the proposed conditions under which it will operate or be maintained will be consistent with TOP Policy Plan and Specific Plan and therefore not be detrimental to health; safety and welfare. In addition, the environmental impacts of this project were reviewed in conjunction with the previously adopted Countryside Specific Plan EIR.

a. The proposed development will complement and/or improve upon the quality of existing development in the vicinity of the project and the minimum safeguards necessary to protect the public health, safety and general welfare have been required of the proposed project. The Project will not have a significant adverse impact on the environment. The environmental impacts of this project were previously reviewed in conjunction with the Countryside Specific Plan Environmental Impact Report (SCH#2004071001). This application is consistent with the previously adopted EIR and introduces no new significant environmental impacts.

The proposed development is consistent with the development standards and design guidelines set forth in the Development Code. The Project is consistent with applicable development standards set forth in the Countryside Specific Plan. The Development Plan complies with all provisions of Neighborhood 1 and Neighborhood 3 Residential Design Guidelines and Development Standards of the Countryside Specific Plan.

c. The proposed development is consistent with the development standards and design guidelines set forth in the Development Code, or applicable specific plan or planned unit development. The proposed development is consistent with the development standards and design guidelines set forth in the Development Code and the Countryside Specific Plan. The Development Plan complies with all provisions of Neighborhood 1 and Neighborhood 3 Residential Design Guidelines and Development Standards of the Countryside Specific Plan.

SECTION 3. Based upon the findings and conclusions set forth in Sections 1 and 2 above, the Planning Commission hereby APPROVES the herein described Application subject to each and every condition set forth in the Department reports, attached hereto and incorporated herein by this reference.

SECTION 4. The Applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul this approval. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

SECTION 5. The documents and materials that constitute the record of proceedings on which these findings have been based are located at the City of Ontario City Hall, 303 East "B" Street, Ontario, California 91764. The custodian for these records is the City Clerk of the City of Ontario.

SECTION 6. The Secretary shall certify to the adoption of the Resolution.

The Secretary Pro Tempore for the Planning Commission of the City of Ontario shall certify as to the adoption of this Resolution.

I hereby certify that the foregoing Resolution was duly and regularly introduced, passed and adopted by the Planning Commission of the City of Ontario at a regular meeting thereof held on the 25th day of October 2016, and the foregoing is a full, true and correct copy of said Resolution, and has not been amended or repealed.

Jim Willoughby
Planning Commission Chairman

ATTEST:

Scott Murphy
Planning Director/Secretary of Planning
Commission

Planning Commission Resolution
File No. PDEV16-029
October 25, 2016
Page 6

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO)
CITY OF ONTARIO)

I, Marci Callejo, Secretary Pro Tempore of the Planning Commission of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. PC16-[insert #] was duly passed and adopted by the Planning Commission of the City of Ontario at their regular meeting held on October 25, 2016, by the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Marci Callejo
Secretary Pro Tempore



City of Ontario
Planning Department
303 East B Street
Ontario, California 91764
Phone: 909.395.2036
Fax: 909.395.2420

Planning Department Land Development Section Conditions of Approval

Meeting Date: October 17, 2016

File No: PDEV16-029

Related Files:

Project Description: A Development Plan (File No. PDEV16-029) to construct 226 conventional single-family homes on 49.95 acres of land located within the RD-5,500 (Neighborhood 1) and RD-5,000 (Neighborhood 3) of the Countryside Specific Plan, located at the southwest corner of Riverside Drive and Colonial Avenue. (APNs: 0218-111-52 and 0218-111-57); **submitted by DR Horton.**

Prepared By: Henry K. Noh, Senior Planner
Phone: 909.395.2429 (direct)
Email: hnoh@ontarioca.gov

The Planning Department, Land Development Section, conditions of approval applicable to the above-described Project, are listed below. The Project shall comply with each condition of approval listed below:

1.0 Standard Conditions of Approval. The project shall comply with the *Standard Conditions for New Development*, adopted by City Council Resolution No. 2010-021 on March 16, 2010. A copy of the *Standard Conditions for New Development* may be obtained from the Planning Department or City Clerk/Records Management Department.

2.0 Special Conditions of Approval. In addition to the *Standard Conditions for New Development* identified in condition no. 1.0, above, the project shall comply with the following special conditions of approval:

2.1 Time Limits.

(a) Development Plan approval shall become null and void 2 years following the effective date of application approval, unless a building permit is issued and construction is commenced, and diligently pursued toward completion, or a time extension has been approved by the Planning Director. This condition does not supersede any individual time limits specified herein, or any other departmental conditions of approval applicable to the Project, for the performance of specific conditions or improvements.

2.2 General Requirements. The Project shall comply with the following general requirements:

(a) All applicable conditions of approval of Development Agreement (File No. PDA10-001) shall apply to this development plan.

(b) All applicable conditions of approval of the Countryside Specific Plan shall apply to this development plan.

(c) All applicable conditions of approval of the "B" Maps TT 16045 (File No. PMTT10-003) and TT 18855 (File No. PMTT12-003) shall apply to this development plan.

(a) All construction documentation shall be coordinated for consistency, including, but not limited to, architectural, structural, mechanical, electrical, plumbing, landscape and irrigation, grading, utility and street improvement plans. All such plans shall be consistent with the approved entitlement plans on file with the Planning Department.

(b) The project site shall be developed in conformance with the approved plans on file with the City. Any variation from the approved plans must be reviewed and approved by the Planning Department prior to building permit issuance.

(c) The herein-listed conditions of approval from all City departments shall be included in the construction plan set for project, which shall be maintained on site during project construction.

2.3 Landscaping.

(d) The Project shall provide and continuously maintain landscaping and irrigation systems in compliance with the provisions of Ontario Development Code Division 6.05 (Landscaping) and the Countryside Specific Plan.

(e) Comply with the conditions of approval of the Planning Department; Landscape Planning Section.

(f) Landscaping shall not be installed until the Landscape and Irrigation Construction Documentation Plans required by Ontario Development Code Division 6.05 (Landscaping) and the Countryside Specific Plan have been approved by the Landscape Planning Section.

(g) Changes to approved Landscape and Irrigation Construction Documentation Plans, which affect the character or quantity of the plant material or irrigation system design, shall be resubmitted for approval of the revision by the Landscape Planning Section, prior to the commencement of the changes.

2.4 Walls and Fences. All Project walls and fences shall comply with the requirements of Ontario Development Code Division 6.02 (Walls, Fences and Obstructions) and the Countryside Specific Plan.

2.5 Parking, Circulation and Access.

(a) The Project shall comply with the applicable off-street parking, loading and lighting requirements of City of Ontario Development Code Division 6.03 (Off-Street Parking and Loading) and The Avenue Specific Plan.

(b) Areas provided to meet the City's parking requirements, including off-street parking and loading spaces, access drives, and maneuvering areas, shall not be used for the outdoor storage of materials and equipment, nor shall it be used for any other purpose than parking.

(c) The required number of off-street parking spaces shall be provided at the time of site and/or building occupancy. All parking and loading spaces shall be maintained in good condition for the duration of the building or use.

2.6 Site Lighting.

(a) Unless intended as part of a master lighting program, no operation, activity, or lighting fixture shall create illumination on any adjacent property.

2.7 Mechanical Equipment.

(a) All ground-mounted utility equipment and structures, such as tanks, transformers, HVAC equipment, and backflow prevention devices, shall be located out of view from a public street, or adequately screened through the use of landscaping and/or decorative low garden walls.

2.8 Disclosure Statements.

(a) A copy of the Public Report from the Department of Real Estate, prepared for the subdivision pursuant to Business and Professions Code Section 11000 et seq., shall be provided to each prospective buyer of the residential units and shall include a statement to the effect that:

(i) This tract is subject to noise from the Ontario International Airport and may be more severely impacted in the future.

(ii) Some of the property adjacent to this tract is zoned for agricultural uses and there could be fly, odor, or related problems due to the proximity of animals.

(iii) The area south of Riverside Drive lies within the San Bernardino County Agricultural Preserve. Dairies currently existing in that area are likely to remain for the foreseeable future.

(iv) This tract is part of a Landscape Maintenance District. The homeowner(s) will be assessed through their property taxes for the continuing maintenance of the district.

2.9 Environmental Review.

(a) The environmental impacts of this project were previously reviewed in conjunction with the Countryside Specific Plan (PSP04-001), for which an EIR (SCH# 2004071001) was adopted by the City Council on April 18, 2006. This application introduces no new significant environmental impacts. The City's "Guidelines for the Implementation of the California Environmental Quality Act (CEQA)" provide for the use of a single environmental assessment in situations where the impacts of subsequent projects are adequately analyzed. The previously adopted mitigation measures shall be a condition of project approval, and are incorporated herein by this reference.

(b) If human remains are found during project grading/excavation/construction activities, the area shall not be disturbed until any required investigation is completed by the County Coroner and Native American consultation has been completed (if deemed applicable).

(c) If any archeological or paleontological resources are found during project grading/excavation/construction, the area shall not be disturbed until the significance of the resource is determined. If determined to be significant, the resource shall be recovered by a qualified archeologist or paleontologist consistent with current standards and guidelines, or other appropriate measures implemented.

2.10 Indemnification. The applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul any approval of the City of Ontario, whether by its City Council, Planning Commission or other authorized board or officer. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

2.11 Additional Fees.

(a) Within 5 days following final application approval, the Notice of Determination (NOD) filing fee shall be provided to the Planning Department. The fee shall be paid by check, made payable to the "Clerk of the Board of Supervisors", which shall be forwarded to the San Bernardino County Clerk of the Board of Supervisors, along with all applicable environmental forms/notices, pursuant to the

requirements of the California Environmental Quality Act (CEQA). Failure to provide said fee within the time specified may result in a 180-day extension to the statute of limitations for the filing of a CEQA lawsuit.

(b) After the Project's entitlement approval, and prior to issuance of final building permits, the Planning Department's Plan Check and Inspection fees shall be paid at the rate established by resolution of the City Council.

2.12 Additional Requirements.

(a) The Ontario Climate Action Plan (CAP) requires new development to be 25% more efficient. The applicant has elected to utilize the Screening Tables provided in the CAP instead of preparing separate emissions calculations. By electing to utilize the Screening Tables the applicant shall be required to garner a minimum 100 points to be consistent with the reduction quantities outlined in the CAP. The applicant shall identify on the construction plans the items identified in the attached industrial Screening Tables.

(b) Off-Site Subdivision Signs.

The City Council has authorized the Baldy View Chapter of the Building Industry Association to manage a standardized off-site directional sign program on a non-profit basis. The program uses uniform sign structures and individual identification and directional signs for residential development. **No other off-site signing is authorized.** (For additional information, contact the Baldy View Chapter BIA at (909) 945-1884.

(c) The applicant shall contact the Ontario Post Office to determine the size and location of mailboxes for this project. The location of the mailboxes shall be submitted to the Planning Department for review and approval prior to the issuance of building permits.

(d) The applicant (Developer) shall be responsible for providing fiber to each home per City requirements and standards.

(e) Dairy Separation Requirement for Residential Development.

The following separation requirements from existing dairies/feed lots shall apply to new residential development or structures used for public assembly purposes from existing dairies/feed lots.

A minimum 100' separation shall be required between a new residential, commercial or industrial development or structure used for public assembly and an existing animal feed trough, corral/pen or an existing dairy/feed lot including manure stockpiles and related wastewater detention basins. The 100-foot separation requirement may be satisfied by an off-site easement acceptable to the Planning Director with adjacent properties, submitted with the initial final map and recorded prior to or concurrent with the final map.

CEQA THRESHOLDS AND SCREENING TABLES

Table 1: Screening Table for Implementation of GHG Reduction Measures for Residential Development

Feature	Description	Assigned Point Values	Project Points
Reduction Measure PS E1: Residential Energy Efficiency			
Building Envelope			
Insulation	2008 Baseline (walls R-13; roof/attic: R-30)	0 points	12 pts
	Modestly Enhanced Insulation (walls R-13; roof/attic: R-38)	12 points	
	Enhanced Insulation (rigid wall insulation R-13, roof/attic: R-38)	15 points	
	Greatly Enhanced Insulation (spray foam wall insulated walls R-15 or higher, roof/attic R-38 or higher)	18 points	
Windows	2008 Baseline Windows (0.57 U-factor, 0.4 solar heat gain coefficient (SHGC))	0 points	7 pts
	Modestly Enhanced Window Insulation (0.4 U-Factor, 0.32 SHGC)	6 points	
	Enhanced Window Insulation (0.32 U-Factor, 0.25 SHGC)	7 points	
	Greatly Enhanced Window Insulation (0.28 or less U-Factor, 0.22 or less SHGC)	9 points	
Cool Roof	Modest Cool Roof (CRRC Rated 0.15 aged solar reflectance, 0.75 thermal emittance)	10 points	10 pts
	Enhanced Cool Roof (CRRC Rated 0.2 aged solar reflectance, 0.75 thermal emittance)	12 points	
	Greatly Enhanced Cool Roof (CRRC Rated 0.35 aged solar reflectance, 0.75 thermal emittance)	14 points	
Air Infiltration	Minimizing leaks in the building envelope is as important as the insulation properties of the building. Insulation does not work effectively if there is excess air leakage.		10 pts
	Air barrier applied to exterior walls, caulking, and visual inspection such as the HERS Verified Quality Insulation Installation (QII or equivalent)	10 points	
	Blower Door HERS Verified Envelope Leakage or equivalent	8 points	
Thermal Storage of Building	Thermal storage is a design characteristic that helps keep a constant temperature in the building. Common thermal storage devices include strategically placed water filled columns, water storage tanks, and thick masonry walls.		
	Modest Thermal Mass (10% of floor or 10% of walls: 12" or more thick exposed concrete or masonry. No permanently installed floor covering such as carpet, linoleum, wood or other insulating materials)	2 points	
	Enhanced Thermal Mass (20% of floor or 20% of walls: 12" or more thick exposed concrete or masonry. No permanently installed floor covering such as carpet, linoleum, wood or other insulating materials)	4 points	

39 pt total

CEQA THRESHOLDS AND SCREENING TABLES

Feature	Description	Assigned Point Values	Project Points
Indoor Space Efficiencies			
Heating/ Cooling Distribution System	Minimum Duct Insulation (R-4.2 required)	0 points	7 pts 12 pts
	Modest Duct insulation (R-6)	7 points	
	Enhanced Duct Insulation (R-8)	8 points	
	Distribution loss reduction with inspection (HERS Verified Duct Leakage or equivalent)	12 points	
Space Heating/ Cooling Equipment	2008 Minimum HVAC Efficiency (SEER 13/60% AFUE or 7.7 HSPF)	0 points	7 pts
	Improved Efficiency HVAC (SEER 14/65% AFUE or 8 HSPF)	4 points	
	High Efficiency HVAC (SEER 15/72% AFUE or 8.5 HSPF)	7 points	
	Very High Efficiency HVAC (SEER 16/80% AFUE or 9 HSPF)	9 points	
Water Heaters	2008 Minimum Efficiency (0.57 Energy Factor)	0 points	15 pts
	Improved Efficiency Water Heater (0.675 Energy Factor)	12 points	
	High Efficiency Water Heater (0.72 Energy Factor)	15 points	
	Very High Efficiency Water Heater (0.92 Energy Factor)	18 points	
	Solar Pre-heat System (0.2 Net Solar Fraction)	4 points	
	Enhanced Solar Pre-heat System (0.35 Net Solar Fraction)	8 points	
Daylighting	Daylighting is the ability of each room within the building to provide outside light during the day reducing the need for artificial lighting during daylight hours.		
	All peripheral rooms within the living space have at least one window (required)	0 points	
	All rooms within the living space have daylight (through use of windows, solar tubes, skylights, etc.)	1 points	
	All rooms daylighted	2 points	
Artificial Lighting	2008 Minimum (required)	0 points	8 pts
	Efficient Lights (25% of in-unit fixtures considered high efficacy. High efficacy is defined as 40 lumens/watt for 15 watt or less fixtures; 50 lumens/watt for 15-40 watt fixtures, 60 lumens/watt for fixtures >40watt)	8 points	
	High Efficiency Lights (50% of in-unit fixtures are high efficacy)	10 points	
	Very High Efficiency Lights (100% of in-unit fixtures are high efficacy)	12 points	
Appliances	Energy Star Refrigerator (new)	1 points	1 pt
	Energy Star Dish Washer (new)	1 points	
	Energy Star Washing Machine (new)	1 points	

50 pts

CEQA THRESHOLDS AND SCREENING TABLES

Feature	Description	Assigned Point Values	Project Points
Miscellaneous Residential Building Efficiencies			
Building Placement	North/South alignment of building or other building placement such that the orientation of the buildings optimizes natural heating, cooling, and lighting.	5 point	
Shading	At least 90% of south-facing glazing will be shaded by vegetation or overhangs at noon on Jun 21 st .	4 Points	
Energy Star Homes	EPA Energy Star for Homes (version 3 or above)	25 points	
Independent Energy Efficiency Calculations	Provide point values based upon energy efficiency modeling of the Project. Note that engineering data will be required documenting the energy efficiency and point values based upon the proven efficiency beyond Title 24 Energy Efficiency Standards.	TBD	5pts 30-32% above 2008 Title 24 Code
Other	This allows innovation by the applicant to provide design features that increases the energy efficiency of the project not provided in the table. Note that engineering data will be required documenting the energy efficiency of innovative designs and point values given based upon the proven efficiency beyond Title 24 Energy Efficiency Standards.	TBD	1 pt Radiant Barrier
Existing Residential Retrofits	<p>The applicant may wish to provide energy efficiency retrofit projects to existing residential dwelling units to further the point value of their project. Retrofitting existing residential dwelling units within the City is a key reduction measure that is needed to reach the reduction goal. The potential for an applicant to take advantage of this program will be decided on a case by case basis and must have the approval of the Ontario Planning Department. The decision to allow applicants to ability to participate in this program will be evaluated based upon, but not limited to the following;</p> <p>Will the energy efficiency retrofit project benefit low income or disadvantaged residents?</p> <p>Does the energy efficiency retrofit project fit within the overall assumptions in reduction measures associated with existing residential retrofits?</p> <p>Does the energy efficiency retrofit project provide co-benefits important to the City?</p> <p>Point value will be determined based upon engineering and design criteria of the energy efficiency retrofit project.</p>	TBD	
Reduction Measure PS E2: Residential Renewable Energy Generation			
Photovoltaic	<p>Solar Photovoltaic panels installed on individual homes or in collective neighborhood arrangements such that the total power provided augments:</p> <p>Solar Ready Homes (sturdy roof and solar ready service panel)</p> <p>10 percent of the power needs of the project</p> <p>20 percent of the power needs of the project</p> <p>30 percent of the power needs of the project</p> <p>40 percent of the power needs of the project</p> <p>50 percent of the power needs of the project</p> <p>60 percent of the power needs of the project</p> <p>70 percent of the power needs of the project</p> <p>80 percent of the power needs of the project</p>	<p>2 points</p> <p>10 points</p> <p>15 points</p> <p>20 points</p> <p>28 points</p> <p>35 points</p> <p>38 points</p> <p>42 points</p> <p>46 points</p>	2 pts

CEQA THRESHOLDS AND SCREENING TABLES

Feature	Description	Assigned Point Values	Project Points
	90 percent of the power needs of the project	52 points	
	100 percent of the power needs of the project	58 points	
Wind turbines	Some areas of the City lend themselves to wind turbine applications. Analysis of the area's capability to support wind turbines should be evaluated prior to choosing this feature. Individual wind turbines at homes or collective neighborhood arrangements of wind turbines such that the total power provided augments:		
	10 percent of the power needs of the project	10 points	
	20 percent of the power needs of the project	15 points	
	30 percent of the power needs of the project	20 points	
	40 percent of the power needs of the project	28 points	
	50 percent of the power needs of the project	35 points	
	60 percent of the power needs of the project	38 points	
	70 percent of the power needs of the project	42 points	
	80 percent of the power needs of the project	46 points	
	90 percent of the power needs of the project	52 points	
	100 percent of the power needs of the project	58 points	
Off-site renewable energy project	The applicant may submit a proposal to supply an off-site renewable energy project such as renewable energy retrofits of existing homes that will help implement renewable energy within the City. These off-site renewable energy retrofit project proposals will be determined on a case by case basis and must be accompanied by a detailed plan that documents the quantity of renewable energy the proposal will generate. Point values will be determined based upon the energy generated by the proposal.	TBD	
Other Renewable Energy Generation	The applicant may have innovative designs or unique site circumstances (such as geothermal) that allow the project to generate electricity from renewable energy not provided in the table. The ability to supply other renewable energy and the point values allowed will be decided based upon engineering data documenting the ability to generate electricity.	TBD	
Reduction Measure PS W1: Residential Water Conservation			
Irrigation and Landscaping			
Water Efficient Landscaping	Limit conventional turf to < 50% of required landscape area	0 points	
	Limit conventional turf to < 25% of required landscape area	4 points	
	No conventional turf (warm season turf to < 50% of required landscape area and/or low water using plants are allowed)	6 points	
	Only California Native Plants that requires no irrigation or some supplemental irrigation	8 points	

CEQA THRESHOLDS AND SCREENING TABLES

Feature	Description	Assigned Point Values	Project Points
Water Efficient irrigation systems	Low precipitation spray heads < .75"/hr or drip irrigation	2 point	
	Weather based irrigation control systems or moisture sensors (demonstrate 20% reduced water use)	3 points	
Recycled Water	Recycled connections (purple pipe) to irrigation system on site	6 points	
Water Reuse	Gray water Reuse System collects Gray water from clothes washers, showers and faucets for irrigation use,	12 points	
Storm water Reuse Systems	Innovative on-site stormwater collection, filtration and reuse systems are being developed that provide supplemental irrigation water and provide vector control. These systems can greatly reduce the irrigation needs of a project. Point values for these types of systems will be determined based upon design and engineering data documenting the water savings.	TBD	
Potable Water			
Showers	Water Efficient Showerheads (2.0 gpm)	3 points	3 pts
Toilets	Water Efficient Toilets (1.5 gpm)	3 points	3 pts
Faucets	Water Efficient faucets (1.28 gpm)	3 points	3 pts
Dishwasher	Water Efficient Dishwasher (6 gallons per cycle or less)	1	1 pt
Washing Machine	Water Efficient Washing Machine (Water factor <5.5)	1	
WaterSense	EPA WaterSense Certification	12 points	
Reduction Measure PS T1: Land Use Based Trips and VMT Reduction			
Mixed Use	Mixes of land uses that complement one another in a way that reduces the need for vehicle trips can greatly reduce GHG emissions. The point value of mixed use projects will be determined based upon a Transportation Impact Analysis (TIA) demonstrating trip reductions and/or reductions in vehicle miles traveled. Suggested ranges: Diversity of land uses complementing each other (2-28 points) Increased destination accessibility other than transit (1-18 points) Increased transit accessibility (1-25 points) Infill location that reduces vehicle trips or VMT beyond the measures described above (points TBD based on traffic data).	TBD	
Residential Near Local Retail (Residential only Projects)	Having residential developments within walking and biking distance of local retail helps to reduce vehicle trips and/or vehicle miles traveled. The point value of residential projects in close proximity to local retail will be determined based upon traffic studies that demonstrate trip reductions and/or reductions in vehicle miles traveled (VMT)	TBD	

10 pts

CEQA THRESHOLDS AND SCREENING TABLES

Feature	Description	Assigned Point Values	Project Points
Other Trip Reduction Measures	Other trip or VMT reduction measures not listed above with TIA and/or other traffic data supporting the trip and/or VMT for the project.	TBD	
Reduction Measure PS T2: Bicycle Master Plan			
Bicycle Infrastructure	<p>Ontario's Bicycle Master Plan is extensive and describes the construction on 11.5 miles of Class I bike paths and 23 miles of Class II and Class III bikeways to build upon the current 8 miles of bikeways.</p> <p>Provide bicycle paths within project boundaries.</p> <p>Provide bicycle path linkages between residential and other land uses.</p> <p>Provide bicycle path linkages between residential and transit.</p>	<p>TBD</p> <p>2 points</p> <p>5 points</p>	
Reduction Measure PS T3: Neighborhood Electric Vehicle Infrastructure			
Electric Vehicle Recharging	<p>Provide circuit and capacity in garages of residential units for use by an electric vehicle. Charging stations are for on-road electric vehicles legally able to drive on all roadways including Interstate Highways and freeways.</p> <p>Install electric vehicle charging stations in the garages of residential units</p>	<p>1 point</p> <p>8 points</p>	<p>1 pt</p>
Total Points Earned by Residential Project:			108 pts

CITY OF ONTARIO

MEMORANDUM

TO: PLANNING DEPARTMENT, Henry Noh
FROM: BUILDING DEPARTMENT, Kevin Shear
DATE: June 8, 2016
SUBJECT: PDEV16-029

-
- The plan **does** adequately address the departmental concerns at this time.
- No comments
- Report below.

Conditions of Approval

1. Standard Conditions of Approval apply.

KS:lm



CITY OF ONTARIO MEMORANDUM

ENGINEERING DEPARTMENT CONDITIONS OF APPROVAL

(Engineering Services Division [Land Development and Environmental], Traffic/Transportation Division,
Ontario Municipal Utilities Company and Management Services Department)

DATE: September 28, 2016

DAB MEETING DATE: October 17, 2016

PROJECT ENGINEER: Naim Khoury, Associate Engineer

PROJECT PLANNER: Henry Noh, Associate Planner

PROJECT: PDEV 16-029; A Development Plan to construct 226 Single SFR within The Countryside Specific Plan. Related Files Tract Map Nos. TM16045 and TM18855

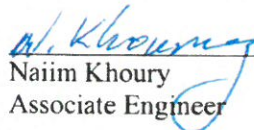
APPLICANT: D.R. Horton

LOCATION: East of Cucamonga Creek Channel, between Riverside Drive and Chino Avenue


This project shall comply with the requirements set forth in the General Standard Conditions of Approval adopted by the City Council (Resolution No. 2010-021) and the Project Specific Conditions of Approval specified herein. The Applicant shall be responsible for the completion of all conditions prior to issuance of permits and/or occupancy clearance.

- 1) Design and construct full public improvements the Countryside Development Agreement and the Conditions of Approval for TM16045 and TM18855.
- 2) Any proposed retaining walls shall be designed to retain up to a maximum of three (3) feet of earth. In no case shall a wall exceed an overall height of nine (9) feet (i.e. maximum 6-foot high wall on top of a maximum 3-foot high retaining wall).




Naiim Khoury
Associate Engineer

9.28.16
Date


Khoi Do, P. E.
Assistant City Engineer

10/4/16
Date

- c: Khoi Do, P.E., Engineering/Land Development
 Stephen Wilson, Engineering/Environmental
 Larry Tay, Engineering/Traffic
 Sheldon Yu, Ontario Municipal Utility Company



CITY OF ONTARIO MEMORANDUM

TO: "Vacant", Development Director
 Scott Murphy, Planning Director (Copy of memo only)
 Cathy Wahlstrom, Principal Planner (Copy of memo only)
 Charity Hernandez, Economic Development
 Kevin Shear, Building Official
 Khoi Do, Assistant City Engineer
 Carolyn Bell, Landscape Planning Division
 Sheldon Yu, Municipal Utility Company
 Doug Sorel, Police Department
 Art Andres, Deputy Fire Chief/Fire Marshal
 Tom Danna, T. E., Traffic/Transportation Manager
 Lorena Mejia, Associate Planner, Airport Planning
 Steve Wilson, Engineering/NPDES
 Bob Gluck, Code Enforcement Director
 Jimmy Chang , IT Department
 David Simpson , Development/IT (Copy of memo only)

FROM: Henry Noh,

DATE: August 25, 2016

SUBJECT: FILE #: PDEV16-029 Finance Acct#:

The following project has been resubmitted for review. Please send one (1) copy and email one (1) copy of your DAB report to the Planning Department by **Thursday, September 8, 2016**.

PROJECT DESCRIPTION: A Development Plan to construct 226 single family homes on 50 acres of vacant land, within neighborhoods 1 and 3 of the Countryside Specific Plan, located south of Riverside Drive and East of Cucamonga Creek. Related approved Tract Maps Nos. 16045 and 18855

Submitted by: DR HORTON Inc.

APNs: 0218-111-52 and 0218-111-57

The plan does adequately address the departmental concerns at this time.

- No comments
- See previous report for Conditions
- Report attached (1 copy and email 1 copy)
- Standard Conditions of Approval apply

The plan does not adequately address the departmental concerns.

- The conditions contained in the attached report must be met prior to scheduling for Development Advisory Board.

9/19/16

Landscape Planning Carol Bell Sr. Landscape Planner
 Department Signature Title Date

CITY OF ONTARIO
LANDSCAPE PLANNING DIVISION
 303 East "B" Street, Ontario, CA 91764

CONDITIONS OF APPROVAL

Sign Off

Carolyn Bell
 Carolyn Bell, Sr. Landscape Planner

9/26/16
 Date

Reviewer's Name:
Carolyn Bell, Sr. Landscape Planner

Phone:
(909) 395-2237

D.A.B. File No.:
 PDEV16-029 Rev 1

Case Planner:
 Henry Noh

Project Name and Location:
 Countryside TM 16045, 18855

Applicant/Representative:
 Dr Horton/ Maile Macabio
 2280 Wardlow Circle ste 100
 Corona, CA 92880

- A Preliminary Landscape Plan (dated 8/23/16) meets the Standard Conditions for New Development and has been approved with the consideration that the following conditions below be met upon submittal of the landscape construction documents.**
- A Preliminary Landscape Plan (dated) has not been approved. Corrections noted below are required prior to Preliminary Landscape Plan approval.**

CORRECTIONS REQUIRED

Hardscape and Civil items

1. Dimension transformers set back 5' from vehicular paving or 3' from pedestrian paving and screened with strappy leaf shrubs grouped in masses and not circled around the utility.
2. Locate light standards, fire hydrants, water lines, drain lines and sewer lines to not conflict with required tree locations. Coordinate utility plans with landscape plans
3. Show corner ramp and sidewalk per city standard drawing 1213. Do not show paving to align with property line at corners. Max 10' or 13' ramp and paving per street width shown on detail 1213.
4. Note on grading plans: for compaction to be no greater than 85% at landscape areas. All finished grades at 1 ½" below finished surfaces. Slopes to be maximum 3:1. Revise note 1 sheet 1.
5. Call out all fences and walls, materials proposed and heights.
6. Call out paving material for side yard path to driveway, such as concrete or compacted DG with aluminum edging.

Landscape Items

7. Correct scale (not 1"=10' when printed 24 x36), size of symbols in legend and all text shall be min 1/8" size capital letters.
8. Show plant material spaced equal to the mature width. Add plants – plan is too sparse. Add on-center spacing to legend. If proposing groundcovers, use in a large area and not mixed between the shrubs.
9. Note for agronomical soil testing and include report on landscape plans. For phased projects, a new report is required for each phase or a minimum of every 6 homes in residential developments.
10. Provide a typical landscape plant palette for shaded site such as north or east facing lots.
11. Replace short lived or difficult to maintain plants such as Festuca, Bougainvillea, Lantana.
12. Show large shrubs or small tree (Heteromeles) in a single location. Where a narrow hedge is shown consider Ligustrum, Nandina, or Prunus caroliniana instead.
13. Show two trees for each front yard lot. Alternate deciduous with evergreen, large with small trees.
14. Provide an overall site plan showing all trees.
15. Show lawns no less than 10' wide. Consider using lawns only in the larger front yards where the garage is set back and groundcover only in the smaller front yards.

16. Show and note concrete mowstrips to identify property lines and separate potable water from recycled water use areas.
17. Note for contractor to include an additional 15% of landscape material to fill in spaces and for replacement of material that dies.
18. Typical lot drainage shall include a catch basin with gravel sump below each before exiting property, if no other water quality infiltration is provided.
19. Provide irrigation schedule and note to provide to each homeowner in controller box.
20. Landscape construction plans shall meet the requirements of the Landscape Development Guidelines. See <http://www.ontarioca.gov/landscape-planning/standards>
21. An electronic re-submittal set may be emailed to: landscapeplancheck@ontarioca.gov



CITY OF ONTARIO

MEMORANDUM

TO: Otto Kroutil, Development Director
Scott Murphy, Planning Director (Copy of memo only)
Cathy Wahlstrom, Principal Planner (Copy of memo only)
Charity Hernandez, Economic Development
Kevin Shear, Building Official
Khoi Do, Assistant City Engineer
Carolyn Bell, Landscape Planning Division
Sheldon Yu, Municipal Utility Company
Doug Sorel, Police Department
Art Andres, Deputy Fire Chief/Fire Marshal
Tom Danna, T. E., Traffic/Transportation Manager
Lorena Mejia, Associate Planner, Airport Planning
Steve Wilson, Engineering/NPDES
Bob Gluck, Code Enforcement Director
Jimmy Chang, IT Department
David Simpson, Development/IT (Copy of memo only)

FROM: Henry Noh,

DATE: June 03, 2016

SUBJECT: FILE #: PDEV16-029

Finance Acct#:

The following project has been submitted for review. Please send one (1) copy and email one (1) copy of your DAB report to the Planning Department by **Friday, June 17, 2016**.

- Note:**
- Only DAB action is required
 - Both DAB and Planning Commission actions are required
 - Only Planning Commission action is required
 - DAB, Planning Commission and City Council actions are required
 - Only Zoning Administrator action is required

PROJECT DESCRIPTION: A Development Plan to construct 226 single family homes on 50 acres of vacant land, within neighborhoods 1 and 3 of the Countryside Specific Plan, located south of Riverside Drive and East of Cucamonga Creek. Related approved Tract Maps Nos. 16045 and 18855
Submitted by: DR HORTON Inc.
APNs: 0218-111-52 and 0218-111-57

- The plan does adequately address the departmental concerns at this time.
 - No comments
 - Report attached (1 copy and email 1 copy)
 - Standard Conditions of Approval apply
- The plan does not adequately address the departmental concerns.
 - The conditions contained in the attached report must be met prior to scheduling for Development Advisory Board.

Airport Planning Department *Lorena Mejia* Associate Planner 8/16/16
Department Signature Title Date

CD: 2016-048

AIRPORT LAND USE COMPATIBILITY PLANNING

CONSISTENCY DETERMINATION REPORT



Project File No.: PDEV16-029
 Address: SEC of Riverside Drive & Cucamonga Creek Channel
 APN: 0218-111-52 & 0218-111-57
 Existing Land Use: Vacant/Mass graded
 Proposed Land Use: Construct 226 single family units
 Site Acreage: 50 Proposed Structure Height: 30 ft
 ONT-IAC Project Review: n/a
 Airport Influence Area: ONT

Reviewed By: Lorena Mejia
 Contact Info: 909-395-2276
 Project Planner: Henry Noh
 Date: 8/16/16
 CD No.: 2016-048
 PALU No.: n/a

The project is impacted by the following ONT ALUCP Compatibility Zones:

Safety	Noise Impact	Airspace Protection	Overflight Notification
<input type="radio"/> Zone 1	<input type="radio"/> 75+ dB CNEL	<input type="radio"/> High Terrain Zone	<input type="radio"/> Avigation Easement Dedication
<input type="radio"/> Zone 1A	<input type="radio"/> 70 - 75 dB CNEL	<input checked="" type="checkbox"/> FAA Notification Surfaces	<input type="radio"/> Recorded Overflight Notification
<input type="radio"/> Zone 2	<input type="radio"/> 65 - 70 dB CNEL	<input checked="" type="checkbox"/> Airspace Obstruction Surfaces	<input checked="" type="checkbox"/> Real Estate Transaction Disclosure
<input type="radio"/> Zone 3	<input type="radio"/> 60 - 65 dB CNEL	<input type="radio"/> Airspace Avigation Easement Area	
<input type="radio"/> Zone 4		Allowable Height: 200 ft +	
<input type="radio"/> Zone 5			

The project is impacted by the following Chino ALUCP Safety Zones:

Zone 1
 Zone 2
 Zone 3
 Zone 4
 Zone 5
 Zone 6
 Allowable Height: _____

CONSISTENCY DETERMINATION

This proposed Project is: Exempt from the ALUCP
 Consistent
 Consistent with Conditions
 Inconsistent

The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT) and was evaluated and found to be consistent with the policies and criteria of the Airport Land Use Compatibility Plan (ALUCP) for ONT.

See attached condition

Airport Planner Signature: _____

AIRPORT LAND USE COMPATIBILITY PLANNING

CONSISTENCY DETERMINATION REPORT

CD No.: 2016-048

PALU No.: n/a

PROJECT CONDITIONS

The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT) and was evaluated and found to be consistent with the Airport Land Use Compatibility Plan (ALUCP) for ONT. The applicant is required to meet the Real Estate Transaction Disclosure in accordance with California Codes (Business and Professions Code Section 11010-11024). New residential subdivisions within an Airport Influence Area are required to file an application for a Public Report consisting of a Notice of Intention (NOI) and a completed questionnaire with the Department of Real Estate and include the following language within the NOI:

NOTICE OF AIRPORT IN VICINITY

This property is presently located in the vicinity of an airport, within what is known as an airport influence area. For that reason, the property may be subject to some of the annoyances or inconveniences associated with proximity to airport operations (for example: noise, vibration, or odors). Individual sensitivities to those annoyances can vary from person to person. You may wish to consider what airport annoyances, if any, are associated with the property before you complete your purchase and determine whether they are acceptable to you.



CITY OF ONTARIO

MEMORANDUM

TO: Henry Noh, Senior Planner
Planning Department

FROM: Adam A. Panos, Fire Protection Analyst
Fire Department

DATE: June 24, 2016

SUBJECT: PDEV16-029 / A Development Plan to construct 226 single family homes on 50 acres of vacant land, within neighborhoods 1 and 3 of the Countryside Specific Plan, located south of Riverside Drive and East of Cucamonga Creek. Related approved Tract Maps Nos. 16045 and 18855 Submitted by: D.R. Horton Inc. APNs: 0218-111-52 and 0218-111-57

-
- The plan **does** adequately address Fire Department requirements at this time.
- No comments.
 - Standard Conditions of Approval apply, as stated below.
- The plan **does NOT** adequately address Fire Department requirements.
- The comments contained in the attached report must be met prior to scheduling for Development Advisory Board.

SITE AND BUILDING FEATURES:

- A. 2013 CBC Type of Construction: Type V-B wood frame
- B. Type of Roof Materials: non-rated
- C. Ground Floor Area(s):

Plan 1898	2,460 sq. ft.
Plan 2255	2,742 sq. ft.
Plan 2401	2,946 sq. ft.
Plan 2537	3,018 sq. ft.
Plan 2467	3,107 sq. ft.
Plan 2611	3,199 sq. ft.
Plan 2844	3,492 sq. ft.
Plan 3042	3,916 sq. ft.

D. Number of Stories: 1 and 2 story

E. Total Square Footage: 615,426 sq. ft.

F. 2013 CBC Occupancy Classification(s): R-3, U

CONDITIONS OF APPROVAL:

1.0 GENERAL

- 1.1 The following are the Ontario Fire Department ("Fire Department") requirements for this development project, based on the current edition of the California Fire Code (CFC), and the current versions of the Fire Prevention Standards ("Standards.") It is recommended that the applicant or developer transmit a copy of these requirements to the on-site contractor(s) and that all questions or concerns be directed to the Bureau of Fire Prevention, at (909) 395-2029. For copies of Ontario Fire Department Standards please access the City of Ontario web site at www.ontarioca.gov, click on "Fire Department" and then on "Standards and Forms."
- 1.2 These Fire Department conditions of approval are to be included on any and all construction drawings.

2.0 FIRE DEPARTMENT ACCESS

- 2.1 Fire Department vehicle access roadways shall be provided to within 150 ft. of all portions of the exterior walls of the first story of any building, unless specifically approved. Roadways shall be paved with an all-weather surface and shall be a minimum of twenty (20) ft. wide. See Standard #B-004.
- 2.2 In order to allow for adequate turning radius for emergency fire apparatus, all turns shall be designed to meet the minimum twenty five feet (25') inside and forty-five feet (45') outside turning radius per Standard #B-005.
- 2.3 Fire Department access roadways that exceed one hundred and fifty feet (150') in length shall have an approved turn-around per Standard #B-002.
- 2.4 Access drive aisles which cross property lines shall be provided with CC&Rs, access easements, or reciprocating agreements, and shall be recorded on the titles of affected properties, and copies of same shall be provided at the time of building plan check.
- 2.5 "No Parking-Fire Lane" signs and /or red painted curbs with lettering are required to be installed in interior access roadways, in locations where vehicle parking would obstruct the minimum clear width requirement. Installation shall be per Standard #B-001.
- 2.6 Security gates or other barriers on fire access roadways shall be provided with a Knox brand key switch or padlock to allow Fire Department access. See Standards #B-003, B-004 and H-001.

3.0 WATER SUPPLY

- 3.1 The required fire flow per Fire Department standards, based on the 2013 California Fire Code, Appendix B, is 1500 gallons per minute (g.p.m.) for 2 hours at a minimum of 20 pounds per square inch (p.s.i.) residual operating pressure.
- 3.2 Off-site (public) fire hydrants are required to be installed on all frontage streets, at a minimum spacing of three hundred foot (300') apart, per Engineering Department specifications.
- 3.3 Buildings that exceed 100,000 square feet in floor area shall provide an onsite looped fire protection water line around the building(s.) The loops shall be required to have two or more points of connection from a public circulating water main.
- 3.4 The public water supply, including water mains and fire hydrants, shall be tested and approved by the Engineering Department and Fire Department prior to combustible construction to assure availability and reliability for firefighting purposes.

4.0 FIRE PROTECTION SYSTEMS

- 4.1 On-site private fire hydrants are required per Standard #D-005, and identified in accordance with Standard #D-002. Installation and locations(s) are subject to the approval of the Fire Department. An application with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.
- 4.2 Underground fire mains which cross property lines shall be provided with CC & R, easements, or reciprocating agreements, and shall be recorded on the titles of affected properties, and copies of same shall be provided at the time of fire department plan check. The shared use of private fire mains or fire pumps is allowable only between immediately adjacent properties and shall not cross any public street.
- 4.3 An automatic fire sprinkler system is required. The system design shall be in accordance with National Fire Protection Association (NFPA) Standard 13 D. All new fire sprinkler systems, except those in single family dwellings, which contain twenty (20) sprinkler heads or more shall be monitored by an approved listed supervising station. An application along with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.
- 4.4 Fire Department Connections (FDC) shall be located on the address side of the building within one hundred fifty feet (150') of a public fire hydrant on the same side of the street. Provide identification for all fire sprinkler control valves and fire department connections per Standard #D-007. Raised curbs adjacent to Fire Department connection(s) shall be painted red, five feet either side, per City standards.
- 4.5 A fire alarm system is required. The system design shall be in accordance with National Fire Protection Association (NFPA) Standard 72. An application along with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.

- 4.6 Portable fire extinguishers are required to be installed prior to occupancy per Standard #C-001. Please contact the Fire Prevention Bureau to determine the exact number, type and placement required.
- 4.7 A fixed fire extinguishing system is required for the protection of hood, duct, plenum and cooking surfaces. This system must comply with National Fire Protection Association (NFPA) Standards 17A and 96. An application with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.
- 4.8 Hose valves with two and one half inch (2 ½") connections will be required on the roof, in locations acceptable to the Fire Department. These hose valves shall take their water supply from the automatic fire sprinkler systems, and shall be included in the design submitted for these systems. Identification shall be provided for all hose valves per Standard #D-004.
- 4.9 Due to inaccessible rail spur areas, two and one half inch 2-1/2" fire hose connections shall be provided in these areas. These hose valves shall take their water supply from the automatic fire sprinkler systems, and shall be included in the design submitted for these systems. Identification shall be provided for all hose valves per Standard #D-004.

5.0 BUILDING CONSTRUCTION FEATURES

- 5.1 The developer/general contractor is to be responsible for reasonable periodic cleanup of the development during construction to avoid hazardous accumulations of combustible trash and debris both on and off the site.
- 5.2 Approved numbers or addresses shall be placed on all new and existing buildings in such a position as to be plainly visible and legible from the street or road fronting the property. Multi-tenant or building projects shall have addresses and/or suite numbers provided on the rear of the building. Address numbers shall contrast with their background. See Section 9-1.3280 of the Ontario Municipal Code and Standards #H-003 and #H-002.
- 5.3 Single station smoke alarms and carbon monoxide alarms are required to be installed per the California Building Code and the California Fire Code.
- 5.4 Multiple unit building complexes shall have building directories provided at the main entrances. The directories shall be designed to the requirements of the Fire Department, see Section 9-1.3280 of the Ontario Municipal Code and Standard #H-003.
- 5.5 All residential chimneys shall be equipped with an approved spark arrester meeting the requirements of the California Building Code.
- 5.6 Knox ® brand key-box(es) shall be installed in location(s) acceptable to the Fire Department. All Knox boxes shall be monitored for tamper by the building fire alarm system. See Standard #H-001 for specific requirements.

- 5.7 Placards shall be installed in acceptable locations on buildings that store, use or handle hazardous materials in excess of the quantities specified in the CFC. Placards shall meet the requirements of National Fire Protection Association (NFPA) Standard 704.
- 5.8 The building shall be provided with a Public Safety 800 MHZ radio amplification system per the Ontario Municipal Code Section 4-11.09 (n) and the CFC. The design and installation shall be approved by the Fire Department.

6.0 OTHER SPECIAL USES

- 6.1 The storage, use, dispensing, or handling of any hazardous materials shall be approved by the Fire Department, and adequate fire protection features shall be required. If hazardous materials are proposed, a Fire Department Hazardous Materials Information Packet, including Disclosure Form and Information Worksheet, shall be completed and submitted with Material Safety Data Sheets to the Fire Department along with building construction plans.
- 6.2 Any High Piled Storage, or storage of combustible materials greater than twelve (12') feet in height for ordinary (Class I-IV) commodities or storage greater than six feet (6') in height of high hazard (Group A plastics, rubber tires, flammable liquids, etc.) shall be approved by the Fire Department, and adequate fire protection features shall be required. If High Piled Storage is proposed, a Fire Department High Piled Storage Worksheet shall be completed and detailed racking plans or floor plans submitted prior to occupancy of the building.
- 6.3 Underground fuel tanks, their associated piping and dispensers shall be reviewed, approved, and permitted by Ontario Building Department, Ontario Fire Department, and San Bernardino County Fire Department Hazardous Materials Division. In fueling facilities, an exterior emergency pump shut-off switch shall be provided.

7.0 PROJECT SPECIFIC CONDITIONS

- 7.1 The development shall have a means of permanent or temporary secondary vehicular access, as approved by the Fire Department, at or before such time as half of the lots, or 113 homes, have begun construction. The means of secondary emergency vehicle access shall be located a remote distance away from the primary means of emergency vehicle access.

<END.>



CITY OF ONTARIO MEMORANDUM

TO: Otto Kroutil, Development Director
 Scott Murphy, Planning Director (Copy of memo only)
 Cathy Wahlstrom, Principal Planner (Copy of memo only)
 Charity Hernandez, Economic Development
 Kevin Shear, Building Official
 Khoi Do, Assistant City Engineer
 Carolyn Bell, Landscape Planning Division
 Sheldon Yu, Municipal Utility Company
 Doug Sorel, Police Department
 Art Andres, Deputy Fire Chief/Fire Marshal
 Tom Danna, T. E., Traffic/Transportation Manager
 Lorena Mejia, Associate Planner, Airport Planning
 Steve Wilson, Engineering/NPDES
 Bob Gluck, Code Enforcement Director
 Jimmy Chang , IT Department
 David Simpson, Development/IT (Copy of memo only)

FROM: Henry Noh,

DATE: June 03, 2016

SUBJECT: FILE #: PDEV16-029

Finance Acct#:

The following project has been submitted for review. Please send one (1) copy and email one (1) copy of your DAB report to the Planning Department by **Friday, June 17, 2016**.

- Note:
- Only DAB action is required
 - Both DAB and Planning Commission actions are required
 - Only Planning Commission action is required
 - DAB, Planning Commission and City Council actions are required
 - Only Zoning Administrator action is required

PROJECT DESCRIPTION: A Development Plan to construct 226 single family homes on 50 acres of vacant land, within neighborhoods 1 and 3 of the Countryside Specific Plan, located south of Riverside Drive and East of Cucamonga Creek. Related approved Tract Maps Nos. 16045 and 18855

Submitted by: DR HORTON Inc.

APNs: 0218-111-52 and 0218-111-57

The plan does adequately address the departmental concerns at this time.

- No comments
- Report attached (1 copy and email 1 copy)
- Standard Conditions of Approval apply

The plan does not adequately address the departmental concerns.

- The conditions contained in the attached report must be met prior to scheduling for Development Advisory Board.

Police
Department
DOUGLAS SOREL
Signature
MANAGEMENT ANALYST
Title
6/22/16
Date



PLANNING COMMISSION STAFF REPORT

October 25, 2016

SUBJECT: A Development Plan (File No. PDEV16-038) to construct 68 conventional single-family homes on 10.11 acres of land located within the Conventional Small Lot Residential district of Planning Area 5 of the Subarea 29 Specific Plan, located at the northeast corner of Archibald Avenue and Merrill Avenue. (APN: 0218-281-02); **submitted by Tri Pointe Homes.**

PROPERTY OWNER: SL Ontario Development Company

RECOMMENDED ACTION: That the Planning Commission approve File No. PDEV16-038, pursuant to the facts and reasons contained in the staff report and attached resolutions, and subject to the conditions of approval contained in the attached departmental reports.

PROJECT SETTING: The project site is comprised of 10.11 acres of land located at the northeast corner of Archibald Avenue and Merrill Avenue, within the Conventional Small Lot Residential district of Planning Area 5 of the Subarea 29 Specific Plan, and is depicted in **Figure 1: Project Location**, below. The project site gently slopes from north to south and is currently mass graded. The property to the north is mass graded and is located within Planning Area 4 of the Subarea 29 Specific Plan. The property to the east is the existing Park Place clubhouse/recreation facility and is located within Planning Area 15 of the Subarea 29 Specific Plan. The property to the south is developed with single-family residential homes and is located within Planning Area 6 of the Subarea 29 Specific Plan. The property to the west is vacant agricultural uses and is located within Planning Area 1 of the Subarea 29 Specific Plan.



Figure 1: Project Location

PROJECT ANALYSIS:

<i>Case Planner:</i>	Henry K. Noh	<i>Hearing Body</i>	<i>Date</i>	<i>Decision</i>	<i>Action</i>
<i>Planning Director Approval:</i>		DAB	10/17/16	Approve	Recommend
<i>Submittal Date:</i>	8/29/16	ZA			
<i>Hearing Deadline:</i>	N/A	PC	10/25/16		Final
		CC			

[1] Background — In October 2006, the City Council approved the Subarea 29 Specific Plan (File No. PSP03-003) and the Environmental Impact Report (EIR). The Specific Plan established the land use designations, development standards, and design guidelines for approximately 540 gross acres of land, which included the potential development of 2,293 single-family units and 87,000 square feet of commercial.

On August 19, 2013, the Planning Commission approved Tentative Tract Map 18913 (referred to as an “A” Map). The approved “A” Map facilitated the backbone infrastructure improvements (major streets, sewer, water and storm drain facilities) and the construction of Celebration Park, a clubhouse/recreational center, and residential neighborhoods within the southern portion of the Specific Plan area (see **Figure 2: Subarea 29 Specific Plan Land Use Map**).

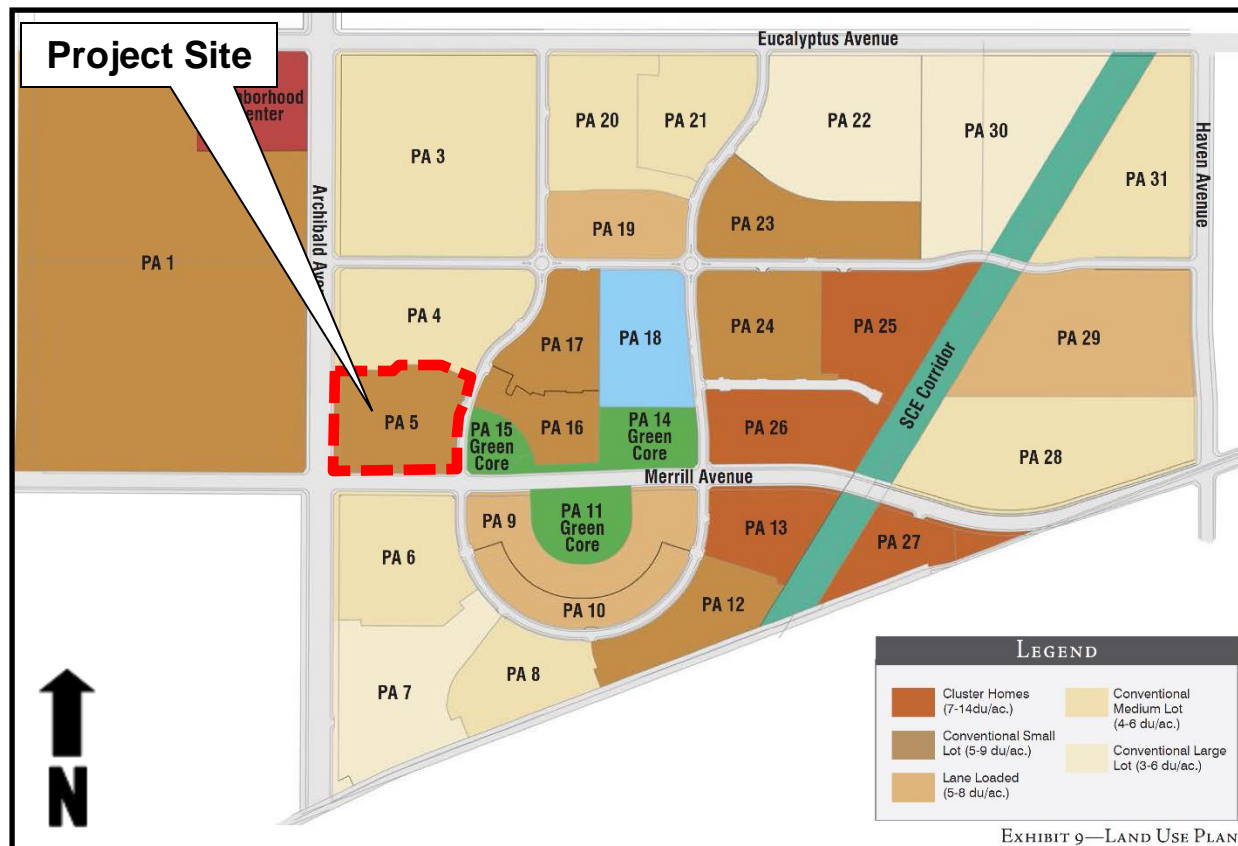


Figure 2: Subarea 29 Specific Plan Land Use Map

On July 28, 2015, the Planning Commission approved Tentative Tract Map 18267 to subdivide 10.12 acres of land into 68 single-family lots and 7 lettered lots, which laid out the residential neighborhoods and internal street circulation. The lots range in size from 3,825 square feet to 7,621 square feet, with an average lot size of 4,663 square feet.

Tri Pointe Homes has submitted a development application to construct the single-family homes. On October 17, 2016, the Development Advisory Board recommended approval of the application to Planning Commission.

[1] Site Design/Building Layout — The 68 conventional single-family homes will be located within Planning Area 5 of the Subarea 29 Specific Plan (see **Exhibit A: Site Plan**). The homes will be oriented toward the streets (architectural forward) with front entries and walks facing the street. Garage access will be taken from the public street. Three, two-story floor plans are proposed, each with three elevations per plan. The three proposed floor plans are described further in the following table:

Plan 1	Plan 2	Plan 3
<ul style="list-style-type: none"> • 2,416 SF • 4 bedrooms (Opt. Office) + loft & 3 baths • 2 story • 23 Units (34%) • 2-car garage 	<ul style="list-style-type: none"> • 2,526 SF • 4 bedrooms (Opt. Office) + loft & 3 bath • 2 story • 25 Units (37%) • 2-car garage 	<ul style="list-style-type: none"> • 2,683 SF • 4 bedrooms + loft & 3 bath • 2 story • 20 Units (29%) • 2-car garage

All plans incorporate various design features, such as single and two-story massing, varied entries, front porches, 2nd story decks, covered patios, 2nd floor laundry facilities, and a great room. In addition, each home will have a two-car garage and two-car driveway. The homes feature shallow and/or mid recessed garages, which locates the garage a minimum of 5 to 9 feet behind the front elevation/living space. To minimize visual impacts of garages, techniques such as the use of single story massing on the front entries, second story balconies above garages, varied first and second story roof massing, and door header trim and details above garages will be incorporated on the various elevations.

[2] Site Access/Circulation — The previously approved Tentative Tract Map 18913 (“A” Map), facilitated the construction of the backbone streets including the primary access points into the central portion of the Subarea 29 (Park Place) community from Archibald Avenue and Merrill Avenue. The Applicant will be responsible to construct all improvements associated with Tentative Tract Map 18267 (“B” Map), which includes the construction of all the interior neighborhood streets within the subdivision. Primary access into the subdivision will be from Archibald Avenue, Merrill Avenue and Parkplace Avenue.

[3] Parking — Each plan provides a 2-car garage in addition to 2-driveway spaces. Parking requirements are consistent with the parking requirements of the Development Code and the Subarea 29 Specific Plan.

[4] Architecture — The proposed architectural design of the homes reflects function and tradition, simplicity in the massing plan and roof forms, and authenticity of homes found within Ontario’s historic neighborhoods. The architectural styles proposed include Spanish, Cottage and Andalusian (see **Figure 3: Conceptual Rendered Street Scene**). The styles complement one another through the overall scale, massing, proportions and details. The proposed home designs are consistent with the design guidelines of the Specific Plan.



Figure 3: Conceptual Rendered Street Scene

The three architectural styles proposed will include the following (see **Exhibit B - Elevations**):

Spanish: Low-pitched “S” tile roof with one intersecting gable at the front (Plan 1 and 2) and low hipped tile roof with one intersecting gable at the front (Plan 3); exterior plaster finish; arched entry opening; wood fascia; decorative detail pattern below gable end; second story balconies with wood post and iron railing; second story Juliet’s with iron railing; French doors; decorative wood shutters; ornate header detail above garage and entries; square windows openings with stucco trim; iron pot shelf detail; and’ first story bay window pot shelf base.

Cottage: Low-pitched tile roof with one intersecting gable at the front (Plan 1) and low-pitched tile roof (Plan 2 & 3) with one intersecting gable at the front and rear; exterior plaster finish; horizontal siding below gables with trim and dentals; covered porch entries; decorative windows with stucco trim; wood shutters; wood window boxes; and, first story bay window with a shelf base.

Andalusian: Low-pitched “S” tile roof (Plan 1 & 3) with one intersecting gable at the front (Plan 2); plaster finish exterior and brick veneer; arched and square entry opening with decorative wood trim; wood fascia; second story Juliet’s with iron railing with French doors; decorative wood shutters; square and arched windows openings with stucco trim; first story arched bay window with accent tiles and brick veneer pot shelf base.

[5] Landscaping — All the single-family homes will be provided with front yard landscaping (lawn, shrubs and trees) and an automatic irrigation system to be installed by the developer (see **Exhibit C – Front Yard Typical Landscape Plan**). The homeowner will be responsible for side and rear yard landscape improvements.

Policy Plan (General Plan) Policy PR1-1 requires new developments to provide a minimum of 2 acres of private park land per 1,000 residents, resulting in a combined park area requirement of 1.19-acres for the proposed Tentative Tract Maps. Tentative Tract 18266 (located to the north of the project site) will provide a 0.60-acre private park for both Tentative Tracts 18266 and 18267. However, to satisfy the private park requirements of the Policy Plan, the property owner (SL Ontario Development Company) was required by the Development Agreement (PDA06-001) to construct a total of 8 acres of private parks within the Park Place community (Phases 1, 2 & 3). Through the various tentative tract map approvals within Phases 1, 2 and 3 of the Park Place community, the applicant will provide 8.16 acres of private parks, which satisfies the Policy Plan private park requirements. In addition, SL Ontario Development Company has constructed a 2.78-acre private recreation facility, consisting of a 16,000 square foot clubhouse. The recreation facility is located at the northeast corner of Parkplace Avenue and Merrill Avenue and features a clubhouse, pool and cabana, tennis courts and playground area. The residents of the subdivision will also have access to the existing Celebration Park that is located to the southeast of the community.

Additionally, the community will provide 12-foot parkways that feature sidewalks separated by landscaped parkways, which provides visual interest and promotes pedestrian mobility. The community will also include a paseo connection to a multi-purpose trail located within the neighborhood edge of Merrill Avenue.

COMPLIANCE WITH THE ONTARIO PLAN: The proposed project is consistent with the principles, goals and policies contained within the Vision, Governance, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan (TOP). More specifically, the goals and policies of TOP that are furthered by the proposed project are as follows:

[1] City Council Priorities

Primary Goal: Regain Local Control of the Ontario International Airport

Supporting Goals:

- Invest in the Growth and Evolution of the City's Economy;
- Maintain the Current High Level of Public Safety;
- Operate in a Businesslike Manner;
- Focus Resources in Ontario's Commercial and Residential Neighborhoods; and

- Ensure the Development of a Well Planned, Balanced, and Self-Sustaining Community in the New Model Colony.

[2] Policy Plan (General Plan)

Land Use Element — Balance

- Goal LU1: A community that has a spectrum of housing types and price ranges that match the jobs in the City and make it possible for people to live and work in Ontario and maintain a quality of life.
 - LU1-1: Strategic Growth. We concentrate growth in strategic locations that help create place and identity, maximize available and planned infrastructure, and foster the development of transit.
 - LU1-3 : Adequate Capacity. We require adequate infrastructure and services for all development.
 - LU1-6: Complete Community. We incorporate a variety of land uses and building types in our land use planning efforts that result in a complete community where residents at all stages of life, employers, workers and visitors have a wide spectrum of choices of where they can live, work, shop and recreate within Ontario.

Land Use Element — Neighborhood & Housing

- Goal H2: Diversity of types of quality housing that are affordable to a range of household income levels, accommodates changing demographics, and support and reinforce the economic sustainability of Ontario.
 - H2-4: New Model Colony. We support a premier lifestyle community in the New Model Colony distinguished by diverse housing, highest design quality, and cohesive and highly amenitized neighborhoods.
- Goal H3: A City regulatory environment that balances the need for creativity and excellence in residential design, flexibility and predictability in the project approval process, and the provision of an adequate supply and prices of housing.
 - H3-1: Community Amenities. We shall provide adequate public services, infrastructure, open space, parking and traffic management, pedestrian, bicycle and equestrian routes and public safety for neighborhoods consistent with City master plans and neighborhood plans.

➤ H3-3: Development Review. We maintain a residential development review process that provides certainty and transparency for project stakeholders and the public yet allows for the appropriate review to facilitate quality housing development.

Parks and Recreation Element – Planning & Design

▪ Goal PR1: A system of safe and accessible parks that meets the needs of the community.

➤ PR1-1: Access to Parks. We strive to provide a park and/or recreational facility within walking distance (¼ mile) of every residence.

➤ PR1-9: Phased Development. We require parks be built in new communities before a significant proportion of residents move in.

Mobility Element – Bicycles and Pedestrians Diversity

▪ Goal M2: A system of trails and corridors that facilitate and encourage bicycling and walking.

➤ M2-3: Pedestrian Walkways. We require walkways that promote safe and convenient travel between residential areas, businesses, schools, parks, recreation areas, and other key destination points.

Community Economics Element — Place Making

▪ Goal CE2: A City of distinctive neighborhoods, districts, and corridors, where people choose to be.

➤ CE2-1 Development Projects. We require new development and redevelopment to create unique, high-quality places that add value to the community.

➤ CE2-2 Development Review. We require those proposing new development and redevelopment to demonstrate how their projects will create appropriately unique, functional and sustainable places that will compete well with their competition within the region.

➤ CE2-4 Protection of Investment. We require that new development and redevelopment protect existing investment by providing architecture and urban design of equal or greater quality.

➤ CE2-5 Private Maintenance. We require adequate maintenance, upkeep, and investment in private property because proper maintenance on private property protects property values.

Safety Element — Seismic & Geologic Hazards

▪ Goal S1: Minimized risk of injury, loss of life, property damage and economic and social disruption caused by earthquake-induced and other geologic hazards.

➤ S1-1 Implementation of Regulations and Standards. We require that all new habitable structures be designed in accordance with the most recent California Building Code adopted by the City, including provisions regarding lateral forces and grading.

Community Design Element — Image & Identity

▪ Goal CD1: A dynamic, progressive city containing distinct neighborhoods and commercial districts that foster a positive sense of identity and belonging among residents, visitors, and businesses.

➤ CD1-1 City Identity. We take actions that are consistent with the City being a leading urban center in Southern California while recognizing the diverse character of our existing viable neighborhoods.

➤ CD1-3 Neighborhood Improvement. We require viable existing residential and non-residential neighborhoods to be preserved, protected, and enhanced in accordance with our land use policies.

Community Design Element — Design Quality

▪ Goal CD2: A high level of design quality resulting in public spaces, streetscapes, and developments that are attractive, safe, functional and distinct.

➤ CD2-1 Quality Architecture. We encourage all development projects to convey visual interest and character through:

- Building volume, massing, and height to provide appropriate scale and proportion;

- A true architectural style which is carried out in plan, section and elevation through all aspects of the building and site design and appropriate for its setting; and

- Exterior building materials that are visually interesting, high quality, durable, and appropriate for the architectural style.

➤ CD2-7 Sustainability. We collaborate with the development community to design and build neighborhoods, streetscapes, sites, outdoor spaces, landscaping and buildings to reduce energy demand through solar orientation, maximum use of natural

daylight, passive solar and natural ventilation, building form, mechanical and structural systems, building materials and construction techniques.

➤ CD2-8 Safe Design. We incorporate defensible space design into new and existing developments to ensure the maximum safe travel and visibility on pathways, corridors, and open space and at building entrances and parking areas by avoiding physically and visually isolated spaces, maintenance of visibility and accessibility, and use of lighting.

➤ CD2-9 Landscape Design. We encourage durable landscaping materials and designs that enhance the aesthetics of structures, create and define public and private spaces, and provide shade and environmental benefits.

➤ CD2-13 Entitlement Process. We work collaboratively with all stakeholders to ensure a high degree of certainty in the efficient review and timely processing of all development plans and permits.

Community Design — Protection of Investment

▪ Goal CD5: A sustained level of maintenance and improvement of properties, buildings and infrastructure that protects the property values and encourages additional public and private investments.

➤ CD5-1 Maintenance of Buildings and Property. We require all public and privately owned buildings and property (including trails and easements) to be properly and consistently maintained.

➤ CD5-2 Maintenance of Infrastructure. We require the continual maintenance of infrastructure.

HOUSING ELEMENT COMPLIANCE: The project is consistent with the Housing Element of the Policy Plan (General Plan) component of The Ontario Plan. The project site is one of the properties listed in the Available Land Inventory contained in Table A-3 (Available Land by Planning Area) of the Housing Element Technical Report Appendix, and the proposed project is consistent with the number of dwelling units (68) and density (6.7 DU/Acre) specified in the Available Land Inventory.

AIRPORT LAND USE COMPATIBILITY PLAN (ALUCP) COMPLIANCE: The project site is located within the Airport Influence Area of Ontario International Airport (ONT), and has been found to be consistent with the policies and criteria set forth within the ALUCP for ONT.

ENVIRONMENTAL REVIEW: The environmental impacts of this project were previously reviewed in conjunction with an amendment to the Subarea 29 Specific Plan

(PSPA14-002), for which an addendum to the Subarea 29 Specific Plan EIR (SCH# 2004011009) was adopted by the City Council on April 21, 2015. This Application introduces no new significant environmental impacts. All previously adopted mitigation measures are be a condition of project approval and are incorporated herein by reference.

CONDITIONS OF APPROVAL: See attached department reports.

TECHNICAL APPENDIX:

Surrounding Zoning and Land Use:

	<i>Existing Land Use</i>	<i>General Plan Designation</i>	<i>Zoning Designation</i>	<i>Specific Plan Land Use</i>
<i>Site</i>	Vacant Mass Graded	Low Density Residential	Subarea 29 Specific Plan	Planning Area 5 (Conventional Medium Lot)
<i>North</i>	Vacant Mass Graded	Low Density Residential	Subarea 29 Specific Plan	Planning Area 4 (Conventional Medium Lot)
<i>South</i>	Single-Family Residential	Low Density Residential	Subarea 29 Specific Plan	Planning Area 6 (Conventional Medium Lot)
<i>East</i>	Club House/ Recreation Center	Open Space - Parkland	Subarea 29 Specific Plan	Planning Area 15 (Recreation Center)
<i>West</i>	Vacant with Previous Agricultural/Dairy Uses	Low Density Residential	Subarea 29 Specific Plan	Planning Area 1 (Conventional Small Lot)

General Site & Building Statistics

<i>Item</i>	<i>Required Min./Max.</i>	<i>Provided (Ranges)</i>	<i>Meets Y/N</i>
<i>Maximum coverage (in %):</i>	50%	24%-46%	Y
<i>Minimum lot size (in SF):</i>	3,600 SF	3,815 SF	Y
<i>Front yard setback (in FT):</i>	10'	10'	Y
<i>Side yard setback (in FT):</i>	5'	5'	Y
<i>Rear yard setback (in FT):</i>	10'	10'	Y
<i>Maximum height (in FT):</i>	35'	27'	Y
<i>Parking:</i>	2-car garage	2-car garage	Y

Exhibit A: Site Plan



Exhibit B: Elevations – Plan 1



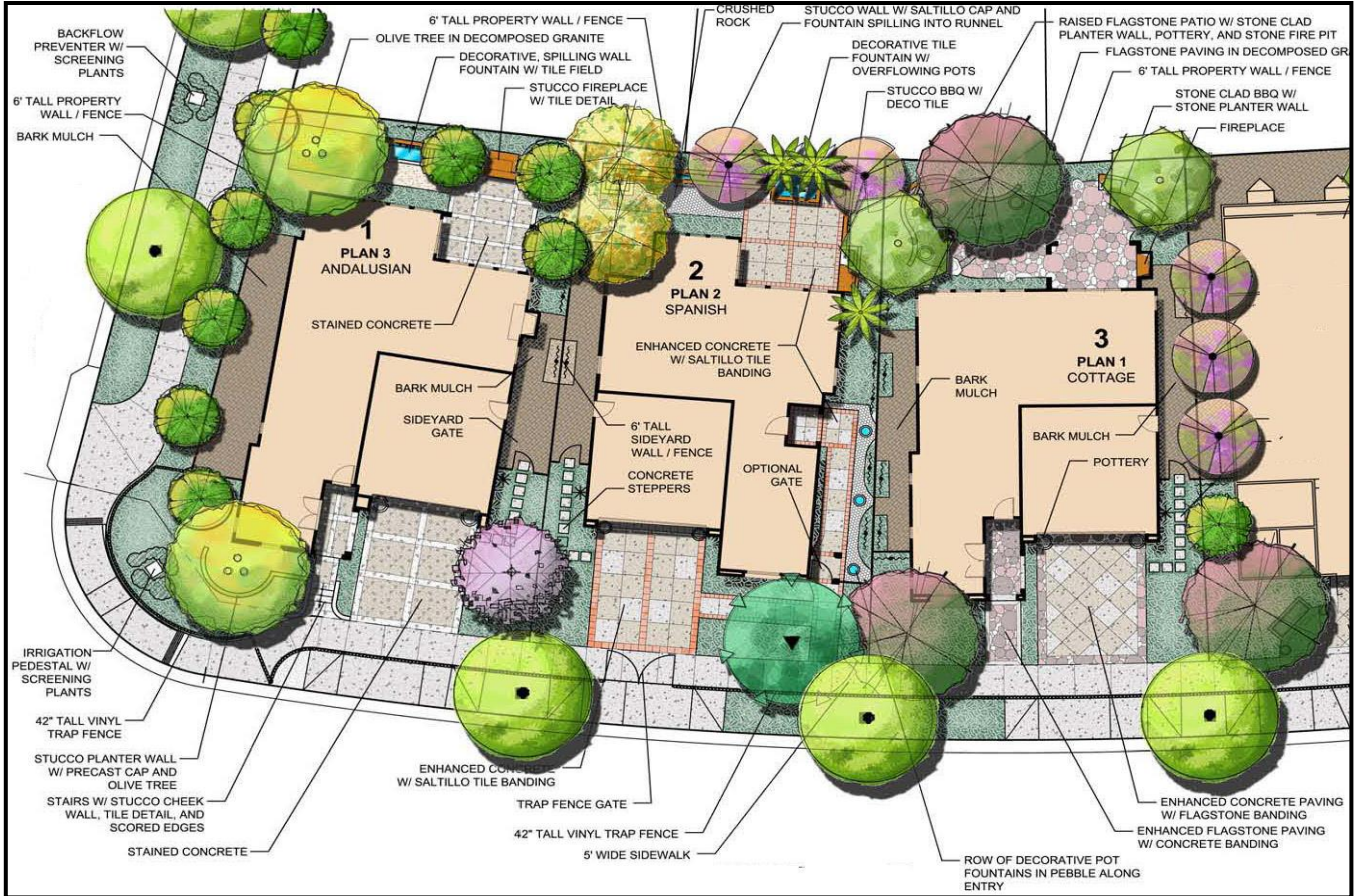
Exhibit B: Elevations – Plan 2



Exhibit B: Elevations – Plan 3



Exhibit C – Front Yard Typical Landscape Plan



RESOLUTION NO.

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PDEV16-038, A DEVELOPMENT PLAN TO CONSTRUCT 68 CONVENTIONAL SINGLE-FAMILY HOMES ON 10.11 ACRES OF LAND LOCATED WITHIN THE CONVENTIONAL SMALL LOT RESIDENTIAL DISTRICT OF PLANNING AREA 5 OF THE SUBAREA 29 SPECIFIC PLAN, LOCATED AT THE NORTHEAST CORNER OF ARCHIBALD AVENUE AND MERRILL AVENUE, AND MAKING FINDINGS IN SUPPORT THEREOF—APN: 0218-281-02.

WHEREAS, Tri Pointe Homes ("Applicant") has filed an Application for the approval of a Development Plan, File No. PDEV16-038, as described in the title of this Resolution (hereinafter referred to as "Application" or "Project"); and

WHEREAS, the Application applies to 10.11 acres of land located at the northeast corner of Archibald Avenue and Merrill Avenue within the Conventional Small Lot Residential district of Planning Area 5 of the Subarea 29 Specific Plan; and

WHEREAS, the property to the north is mass graded and is located within Planning Area 5 of the Subarea 29 Specific Plan. The property to the east is the existing Park Place club house/recreation facility and is located within Planning Area 15 of the Subarea 29 Specific Plan. The property to the south is developed with single-family residential homes and is located within Planning Area 6 of the Subarea 29 Specific Plan. The property to the west is previous agricultural uses and is located within Planning Area 1 of the Subarea 29 Specific Plan; and

WHEREAS, the Development Plan proposes to construct 68 conventional single-family homes. The lots range in size from 3,825 square feet to 7,621 square feet, with an average lot size of 4,663 square feet, which meets the minimum lot size of 3,600 square feet consistent with the Conventional Small Lot (Cottage Homes) Development Standards of the Subarea 29 Specific Plan; and

WHEREAS, the three floor plans are proposed with 3 elevations per plan; and

WHEREAS, the architectural styles of the proposed single-family homes include Spanish, Cottage and Andalusian styles; and

WHEREAS, the project is consistent with the Housing Element of the Policy Plan (General Plan) component of The Ontario Plan. The project site is one of the properties listed in the Available Land Inventory contained in Table A-3 (Available Land by Planning Area) of the Housing Element Technical Report Appendix, and the proposed

project is consistent with the number of dwelling units (68) and density (6.7 DU/Acre) specified in the Available Land Inventory; and

WHEREAS, the proposed project is located within the Airport Influence Area of Ontario International Airport (ONT) and was evaluated and found to be consistent with the policies and criteria of the Airport Land Use Compatibility Plan (ALUCP) for ONT; and

WHEREAS, the Application is a project pursuant to the California Environmental Quality Act (Public Resources Code Section 21000 et seq.) ("CEQA"); and

WHEREAS, the environmental impacts of this project were previously reviewed in conjunction with an amendment to the Subarea 29 Specific Plan (PSPA14-002), for which an addendum to the Subarea 29 Specific Plan EIR (SCH# 2004011009) was adopted by the City Council on April 21, 2015, and this Application introduces no new significant environmental impacts; and

WHEREAS, the City's "Local Guidelines for the Implementation of the California Environmental Quality Act (CEQA)" provide for the use of a single environmental assessment in situations where the impacts of subsequent projects are adequately analyzed; and

WHEREAS, on October 17, 2016, the Development Advisory Board of the City of Ontario conducted a hearing and issued Decision No. DAB16-050 recommending the Planning Commission approve the Application; and

WHEREAS, on October 25, 2016, the Planning Commission of the City of Ontario conducted a hearing to consider the Project, and concluded said hearing on that date; and

WHEREAS, all legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED, AND RESOLVED by the Planning Commission of the City of Ontario, as follows:

SECTION 1. As the decision-making body for the Project, the Planning Commission has reviewed and considered the information contained in the previously adopted addendum to the Subarea 29 Specific Plan EIR (SCH# 2004011009) and supporting documentation. Based upon the facts and information contained in the addendum to the Subarea 29 Specific Plan EIR (SCH# 2004011009) and supporting documentation, the Planning Commission finds as follows:

a. The previous addendum to the Subarea 29 Specific Plan EIR (SCH# 2004011009) contains a complete and accurate reporting of the environmental impacts associated with the Project; and

b. The previous addendum to the Subarea 29 Specific Plan EIR (SCH# 2004011009) was completed in compliance with CEQA and the Guidelines promulgated thereunder; and

c. The previous addendum to the Subarea 29 Specific Plan EIR (SCH# 2004011009) reflects the independent judgment of the Planning Commission; and

d. All previously adopted mitigation measures, which are applicable to the Project, shall be a condition of Project approval and are incorporated herein by reference.

SECTION 2. Based upon the substantial evidence presented to the Planning Commission during the above-referenced hearing and upon the specific findings set forth in Section 1 above, the Planning Commission hereby concludes as follows:

a. The proposed development at the proposed location is consistent with the goals, policies, plans and exhibits of the Vision, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan. The Project is compatible with adjoining sites in relation to location of buildings, with particular attention to privacy, views, any physical constraint identified on the site and the characteristics of the area in which the site is located. The existing site is vacant/mass graded and the proposed development will be compatible with future developments within the Subarea 29 Specific Plan. The Development Plan has been required to comply with all provisions of the Conventional Small Lot (Cottage Homes) Residential Development Standards of the Subarea 29 Specific Plan. Future neighborhoods within the Subarea 29 Specific Plan and surrounding area will provide for a diverse housing and highly amenitized neighborhoods that will be compatible in design, scale and massing to the proposed development.

b. The proposed development is compatible with those on adjoining sites in relation to location of buildings, with particular attention to privacy, views, any physical constraint identified on the site and the characteristics of the area in which the site is located. The Project will complement the quality of existing development in the vicinity of the project and the minimum safeguards necessary to protect the public health, safety and general welfare have been required of the proposed project. The proposed location of the Development Plan and the proposed conditions under which it will operate or be maintained will be consistent with TOP Policy Plan and Specific Plan and therefore not be detrimental to health; safety and welfare. In addition, the

environmental impacts of this project were reviewed in conjunction with the previously adopted addendum to the Subarea 29 Specific Plan EIR.

c. The proposed development will complement and/or improve upon the quality of existing development in the vicinity of the project and the minimum safeguards necessary to protect the public health, safety and general welfare have been required of the proposed project. The Project will not have a significant adverse impact on the environment. The environmental impacts of this project were previously reviewed in conjunction with the addendum to the Subarea 29 Specific Plan Environmental Impact Report (SCH# 2004011009). This application is consistent with the previously adopted addendum and introduces no new significant environmental impacts.

The proposed development is consistent with the development standards and design guidelines set forth in the Development Code. The Project is consistent with applicable development standards set forth in the Subarea 29 Specific Plan. The Development Plan complies with all provisions of the Conventional Small Lot (Cottage Homes) Residential Design Guidelines and Development Standards of the Subarea 29 Specific Plan.

d. The proposed development is consistent with the development standards and design guidelines set forth in the Development Code, or applicable specific plan or planned unit development. The proposed development is consistent with the development standards and design guidelines set forth in the Development Code and the Subarea 29 Specific Plan. The Development Plan complies with all provisions of the Conventional Small Lot (Cottage Homes) Residential Design Guidelines and Development Standards of the Subarea 29 Specific Plan.

SECTION 3. Based upon the findings and conclusions set forth in Sections 1 and 2 above, the Planning Commission hereby APPROVES the herein described Application subject to each and every condition set forth in the Department reports, attached hereto and incorporated herein by this reference.

SECTION 4. The Applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul this approval. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

SECTION 5. The documents and materials that constitute the record of proceedings on which these findings have been based are located at the City of Ontario City Hall, 303 East "B" Street, Ontario, California 91764. The custodian for these records is the City Clerk of the City of Ontario.

SECTION 6. The Secretary shall certify to the adoption of the Resolution.

The Secretary Pro Tempore for the Planning Commission of the City of Ontario shall certify as to the adoption of this Resolution.

I hereby certify that the foregoing Resolution was duly and regularly introduced, passed and adopted by the Planning Commission of the City of Ontario at a regular meeting thereof held on the 25th day of October 2016, and the foregoing is a full, true and correct copy of said Resolution, and has not been amended or repealed.

Jim Willoughby
Planning Commission Chairman

ATTEST:

Scott Murphy
Planning Director/Secretary of Planning
Commission

Planning Commission Resolution
File No. PDEV16-038
October 25, 2016
Page 6

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO)
CITY OF ONTARIO)

I, Marci Callejo, Secretary Pro Tempore of the Planning Commission of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. PC16-[insert #] was duly passed and adopted by the Planning Commission of the City of Ontario at their regular meeting held on October 25, 2016, by the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Marci Callejo
Secretary Pro Tempore



City of Ontario
Planning Department
303 East B Street
Ontario, California 91764
Phone: 909.395.2036
Fax: 909.395.2420

Planning Department Land Development Section Conditions of Approval

Meeting Date: October 17, 2016

File No: PDEV16-038

Related Files:

Project Description: A Development Plan (File No. PDEV16-038) to construct 68 conventional single-family homes on 10.11 acres of land located within the Conventional Small Lot Residential district of Planning Area 5 of the Subarea 29 Specific Plan, located at the northeast corner of Archibald Avenue and Merrill Avenue. (APN: 0218-281-02); **submitted by Tri Pointe Homes.**

Prepared By: Henry K. Noh, Senior Planner 
Phone: 909.395.2429 (direct)
Email: hnoh@ontarioca.gov

The Planning Department, Land Development Section, conditions of approval applicable to the above-described Project, are listed below. The Project shall comply with each condition of approval listed below:

1.0 Standard Conditions of Approval. The project shall comply with the *Standard Conditions for New Development*, adopted by City Council Resolution No. 2010-021 on March 16, 2010. A copy of the *Standard Conditions for New Development* may be obtained from the Planning Department or City Clerk/Records Management Department.

2.0 Special Conditions of Approval. In addition to the *Standard Conditions for New Development* identified in condition no. 1.0, above, the project shall comply with the following special conditions of approval:

2.1 Time Limits.

(a) Development Plan approval shall become null and void 2 years following the effective date of application approval, unless a building permit is issued and construction is commenced, and diligently pursued toward completion, or a time extension has been approved by the Planning Director. This condition does not supersede any individual time limits specified herein, or any other departmental conditions of approval applicable to the Project, for the performance of specific conditions or improvements.

2.2 General Requirements. The Project shall comply with the following general requirements:

(a) All applicable conditions of approval of Development Agreement (File No. PDA13-003) shall apply to this development plan.

(b) All applicable conditions of approval of the Subarea 29 Specific Plan shall apply to this development plan.

(c) All applicable conditions of approval of the "A" Map TT 18913 (File No. PMTT13-007) shall apply to this development plan.

(a) All construction documentation shall be coordinated for consistency, including, but not limited to, architectural, structural, mechanical, electrical, plumbing, landscape and irrigation, grading, utility and street improvement plans. All such plans shall be consistent with the approved entitlement plans on file with the Planning Department.

(b) The project site shall be developed in conformance with the approved plans on file with the City. Any variation from the approved plans must be reviewed and approved by the Planning Department prior to building permit issuance.

(c) The herein-listed conditions of approval from all City departments shall be included in the construction plan set for project, which shall be maintained on site during project construction.

2.3 Landscaping.

(d) The Project shall provide and continuously maintain landscaping and irrigation systems in compliance with the provisions of Ontario Development Code Division 6.05 (Landscaping) and the Subarea 29 Specific Plan.

(e) Comply with the conditions of approval of the Planning Department; Landscape Planning Section.

(f) Landscaping shall not be installed until the Landscape and Irrigation Construction Documentation Plans required by Ontario Development Code Division 6.05 (Landscaping) and the Subarea 29 Specific Plan have been approved by the Landscape Planning Section.

(g) Changes to approved Landscape and Irrigation Construction Documentation Plans, which affect the character or quantity of the plant material or irrigation system design, shall be resubmitted for approval of the revision by the Landscape Planning Section, prior to the commencement of the changes.

2.4 Walls and Fences. All Project walls and fences shall comply with the requirements of Ontario Development Code Division 6.02 (Walls, Fences and Obstructions) and the Subarea 29 Specific Plan.

2.5 Parking, Circulation and Access.

(a) The Project shall comply with the applicable off-street parking, loading and lighting requirements of City of Ontario Development Code Division 6.03 (Off-Street Parking and Loading) and The Avenue Specific Plan.

(b) Areas provided to meet the City's parking requirements, including off-street parking and loading spaces, access drives, and maneuvering areas, shall not be used for the outdoor storage of materials and equipment, nor shall it be used for any other purpose than parking.

(c) The required number of off-street parking spaces shall be provided at the time of site and/or building occupancy. All parking and loading spaces shall be maintained in good condition for the duration of the building or use.

2.6 Site Lighting.

(a) Unless intended as part of a master lighting program, no operation, activity, or lighting fixture shall create illumination on any adjacent property.

2.7 Mechanical Equipment.

(a) All ground-mounted utility equipment and structures, such as tanks, transformers, HVAC equipment, and backflow prevention devices, shall be located out of view from a public street, or adequately screened through the use of landscaping and/or decorative low garden walls.

2.8 Disclosure Statements.

(a) A copy of the Public Report from the Department of Real Estate, prepared for the subdivision pursuant to Business and Professions Code Section 11000 et seq., shall be provided to each prospective buyer of the residential units and shall include a statement to the effect that:

(i) This tract is subject to noise from the Ontario International Airport and may be more severely impacted in the future.

(ii) Some of the property adjacent to this tract is zoned for agricultural uses and there could be fly, odor, or related problems due to the proximity of animals.

(iii) The area south of Riverside Drive lies within the San Bernardino County Agricultural Preserve. Dairies currently existing in that area are likely to remain for the foreseeable future.

(iv) This tract is part of a Landscape Maintenance District. The homeowner(s) will be assessed through their property taxes for the continuing maintenance of the district.

2.9 Environmental Review.

(a) The environmental impacts of this project were previously reviewed in conjunction with an amendment to the Subarea 29 Specific Plan (PSPA14-002), for which an addendum to the Subarea 29 Specific Plan EIR (SCH# 2004011009) was adopted by the City Council on April 21, 2015. This application introduces no new significant environmental impacts. The City's "Guidelines for the Implementation of the California Environmental Quality Act (CEQA)" provide for the use of a single environmental assessment in situations where the impacts of subsequent projects are adequately analyzed. The previously adopted mitigation measures shall be a condition of project approval, and are incorporated herein by this reference.

(b) If human remains are found during project grading/excavation/construction activities, the area shall not be disturbed until any required investigation is completed by the County Coroner and Native American consultation has been completed (if deemed applicable).

(c) If any archeological or paleontological resources are found during project grading/excavation/construction, the area shall not be disturbed until the significance of the resource is determined. If determined to be significant, the resource shall be recovered by a qualified archeologist or paleontologist consistent with current standards and guidelines, or other appropriate measures implemented.

2.10 Indemnification. The applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul any approval of the City of Ontario, whether by its City Council, Planning Commission or other authorized board or officer. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

2.11 Additional Fees.

(a) Within 5 days following final application approval, the Notice of Determination (NOD) filing fee shall be provided to the Planning Department. The fee shall be paid by check, made payable to the "Clerk of the Board of Supervisors", which shall be forwarded to the San Bernardino County Clerk of the Board of Supervisors, along with all applicable environmental forms/notices, pursuant to the

requirements of the California Environmental Quality Act (CEQA). Failure to provide said fee within the time specified may result in a 180-day extension to the statute of limitations for the filing of a CEQA lawsuit.

(b) After the Project's entitlement approval, and prior to issuance of final building permits, the Planning Department's Plan Check and Inspection fees shall be paid at the rate established by resolution of the City Council.

2.12 Additional Requirements.

(a) The Ontario Climate Action Plan (CAP) requires new development to be 25% more efficient. The applicant has elected to utilize the Screening Tables provided in the CAP instead of preparing separate emissions calculations. By electing to utilize the Screening Tables the applicant shall be required to garner a minimum 100 points to be consistent with the reduction quantities outlined in the CAP. The applicant shall identify on the construction plans the items identified in the attached industrial Screening Tables.

(b) Off-Site Subdivision Signs.

The City Council has authorized the Baldy View Chapter of the Building Industry Association to manage a standardized off-site directional sign program on a non-profit basis. The program uses uniform sign structures and individual identification and directional signs for residential development. **No other off-site signing is authorized.** (For additional information, contact the Baldy View Chapter BIA at (909) 945-1884.

(c) The applicant shall contact the Ontario Post Office to determine the size and location of mailboxes for this project. The location of the mailboxes shall be submitted to the Planning Department for review and approval prior to the issuance of building permits.

(d) The applicant (Developer) shall be responsible for providing fiber to each home per City requirements and standards.

(e) Dairy Separation Requirement for Residential Development.

The following separation requirements from existing dairies/feed lots shall apply to new residential development or structures used for public assembly purposes from existing dairies/feed lots.

A minimum 100' separation shall be required between a new residential, commercial or industrial development or structure used for public assembly and an existing animal feed trough, corral/pen or an existing dairy/feed lot including manure stockpiles and related wastewater detention basins. The 100-foot separation requirement may be satisfied by an off-site easement acceptable to the Planning Director with adjacent properties, submitted with the initial final map and recorded prior to or concurrent with the final map.

TRI POINTE
 FEV/16-038

CEQA THRESHOLDS AND SCREENING TABLES

Table 1: Screening Table for Implementation of GHG Reduction Measures for Residential Development

Feature	Description	Assigned Point Values	Project Points
Reduction Measure PS E1: Residential Energy Efficiency			
Building Envelope			
Insulation	2008 Baseline (walls R-13; roof/attic: R-30)	0 points	
	Modestly Enhanced Insulation (walls R-13; roof/attic: R-38)	12 points	
	Enhanced Insulation (rigid wall insulation R-13, roof/attic: R-38)	15 points	
	Greatly Enhanced Insulation (spray foam wall insulated walls R-15 or higher, roof/attic R-38 or higher)	18 points	
Windows	2008 Baseline Windows (0.57 U-factor, 0.4 solar heat gain coefficient (SHGC))	0 points	
	Modestly Enhanced Window Insulation (0.4 U-Factor, 0.32 SHGC)	6 points	
	Enhanced Window Insulation (0.32 U-Factor, 0.25 SHGC)	7 points	
	Greatly Enhanced Window Insulation (0.28 or less U-Factor, 0.22 or less SHGC)	9 points	
Cool Roof	Modest Cool Roof (CRRC Rated 0.15 aged solar reflectance, 0.75 thermal emittance)	10 points	
	Enhanced Cool Roof (CRRC Rated 0.2 aged solar reflectance, 0.75 thermal emittance)	12 points	
	Greatly Enhanced Cool Roof (CRRC Rated 0.35 aged solar reflectance, 0.75 thermal emittance)	14 points	
Air Infiltration	Minimizing leaks in the building envelope is as important as the insulation properties of the building. Insulation does not work effectively if there is excess air leakage.		
	Air barrier applied to exterior walls, caulking, and visual inspection such as the HERS Verified Quality Insulation Installation (QII or equivalent)	10 points	
	Blower Door HERS Verified Envelope Leakage or equivalent	8 points	
Thermal Storage of Building	Thermal storage is a design characteristic that helps keep a constant temperature in the building. Common thermal storage devices include strategically placed water filled columns, water storage tanks, and thick masonry walls.		
	Modest Thermal Mass (10% of floor or 10% of walls: 12" or more thick exposed concrete or masonry. No permanently installed floor covering such as carpet, linoleum, wood or other insulating materials)	2 points	
	Enhanced Thermal Mass (20% of floor or 20% of walls: 12" or more thick exposed concrete or masonry. No permanently installed floor covering such as carpet, linoleum, wood or other insulating materials)	4 points	

Rad Barrier!


CEQA THRESHOLDS AND SCREENING TABLES

Feature	Description	Assigned Point Values	Project Points
Indoor Space Efficiencies			
Heating/ Cooling Distribution System	Minimum Duct Insulation (R-4.2 required)	0 points	
	Modest Duct insulation (R-6)	7 points	
	Enhanced Duct Insulation (R-8)	8 points	
	Distribution loss reduction with inspection (HERS Verified Duct Leakage or equivalent)	12 points	
Space Heating/ Cooling Equipment 124	2008 Minimum HVAC Efficiency (SEER 13/60% AFUE or 7.7 HSPF)	0 points	
	Improved Efficiency HVAC (SEER 14/65% AFUE or 8 HSPF)	4 points	
	High Efficiency HVAC (SEER 15/72% AFUE or 8.5 HSPF)	7 points	
	Very High Efficiency HVAC (SEER 16/80% AFUE or 9 HSPF)	9 points	
Water Heaters	2008 Minimum Efficiency (0.57 Energy Factor)	0 points	
	Improved Efficiency Water Heater (0.675 Energy Factor)	12 points	
	High Efficiency Water Heater (0.72 Energy Factor)	15 points	
	Very High Efficiency Water Heater (0.92 Energy Factor)	18 points	
	Solar Pre-heat System (0.2 Net Solar Fraction)	4 points	
	Enhanced Solar Pre-heat System (0.35 Net Solar Fraction)	8 points	
Daylighting	Daylighting is the ability of each room within the building to provide outside light during the day reducing the need for artificial lighting during daylight hours.		
	All peripheral rooms within the living space have at least one window (required)	0 points	
	All rooms within the living space have daylight (through use of windows, solar tubes, skylights, etc.)	1 points	
	All rooms daylighted	2 points	
Artificial Lighting	2008 Minimum (required)	0 points	
	Efficient Lights (25% of in-unit fixtures considered high efficacy. High efficacy is defined as 40 lumens/watt for 15 watt or less fixtures; 50 lumens/watt for 15-40 watt fixtures, 60 lumens/watt for fixtures >40watt)	8 points	
	High Efficiency Lights (50% of in-unit fixtures are high efficacy)	10 points	
	Very High Efficiency Lights (100% of in-unit fixtures are high efficacy)	12 points	
Appliances	Energy Star Refrigerator (new)	1 points	opt.
	Energy Star Dish Washer (new)	1 points	
	Energy Star Washing Machine (new)	1 points	opt.

CEQA THRESHOLDS AND SCREENING TABLES

Feature	Description	Assigned Point Values	Project Points
Miscellaneous Residential Building Efficiencies			
Building Placement	North/South alignment of building or other building placement such that the orientation of the buildings optimizes natural heating, cooling, and lighting.	5 point	some units
Shading	At least 90% of south-facing glazing will be shaded by vegetation or overhangs at noon on Jun 21 st .	4 Points	
Energy Star Homes	EPA Energy Star for Homes (version 3 or above)	25 points	
Independent Energy Efficiency Calculations	Provide point values based upon energy efficiency modeling of the Project. Note that engineering data will be required documenting the energy efficiency and point values based upon the proven efficiency beyond Title 24 Energy Efficiency Standards.	TBD	
Other	This allows innovation by the applicant to provide design features that increases the energy efficiency of the project not provided in the table. Note that engineering data will be required documenting the energy efficiency of innovative designs and point values given based upon the proven efficiency beyond Title 24 Energy Efficiency Standards.	TBD	
Existing Residential Retrofits	<p>The applicant may wish to provide energy efficiency retrofit projects to existing residential dwelling units to further the point value of their project. Retrofitting existing residential dwelling units within the City is a key reduction measure that is needed to reach the reduction goal. The potential for an applicant to take advantage of this program will be decided on a case by case basis and must have the approval of the Ontario Planning Department. The decision to allow applicants to ability to participate in this program will be evaluated based upon, but not limited to the following;</p> <p>Will the energy efficiency retrofit project benefit low income or disadvantaged residents?</p> <p>Does the energy efficiency retrofit project fit within the overall assumptions in reduction measures associated with existing residential retrofits?</p> <p>Does the energy efficiency retrofit project provide co-benefits important to the City?</p> <p>Point value will be determined based upon engineering and design criteria of the energy efficiency retrofit project.</p>	TBD	
Reduction Measure PS E2: Residential Renewable Energy Generation			
Photovoltaic	<p>Solar Photovoltaic panels installed on individual homes or in collective neighborhood arrangements such that the total power provided augments:</p> <p>Solar Ready Homes (sturdy roof and solar ready service panel)</p> <p>10 percent of the power needs of the project</p> <p>20 percent of the power needs of the project</p> <p>30 percent of the power needs of the project</p> <p>40 percent of the power needs of the project</p> <p>50 percent of the power needs of the project</p> <p>60 percent of the power needs of the project</p> <p>70 percent of the power needs of the project</p> <p>80 percent of the power needs of the project</p>	<p>2 points</p> <p>10 points</p> <p>15 points</p> <p>20 points</p> <p>28 points</p> <p>35 points</p> <p>38 points</p> <p>42 points</p> <p>46 points</p>	

CEQA THRESHOLDS AND SCREENING TABLES

Feature	Description	Assigned Point Values	Project Points
	90 percent of the power needs of the project	52 points	
	100 percent of the power needs of the project	58 points	
Wind turbines	<p>Some areas of the City lend themselves to wind turbine applications. Analysis of the area's capability to support wind turbines should be evaluated prior to choosing this feature.</p> <p>Individual wind turbines at homes or collective neighborhood arrangements of wind turbines such that the total power provided augments:</p> <p>10 percent of the power needs of the project</p> <p>20 percent of the power needs of the project</p> <p>30 percent of the power needs of the project</p> <p>40 percent of the power needs of the project</p> <p>50 percent of the power needs of the project</p> <p>60 percent of the power needs of the project</p> <p>70 percent of the power needs of the project</p> <p>80 percent of the power needs of the project</p> <p>90 percent of the power needs of the project</p> <p>100 percent of the power needs of the project</p>	<p>10 points</p> <p>15 points</p> <p>20 points</p> <p>28 points</p> <p>35 points</p> <p>38 points</p> <p>42 points</p> <p>46 points</p> <p>52 points</p> <p>58 points</p>	
Off-site renewable energy project	The applicant may submit a proposal to supply an off-site renewable energy project such as renewable energy retrofits of existing homes that will help implement renewable energy within the City. These off-site renewable energy retrofit project proposals will be determined on a case by case basis and must be accompanied by a detailed plan that documents the quantity of renewable energy the proposal will generate. Point values will be determined based upon the energy generated by the proposal.	TBD	
Other Renewable Energy Generation	The applicant may have innovative designs or unique site circumstances (such as geothermal) that allow the project to generate electricity from renewable energy not provided in the table. The ability to supply other renewable energy and the point values allowed will be decided based upon engineering data documenting the ability to generate electricity.	TBD	
Reduction Measure PS W1: Residential Water Conservation			
Irrigation and Landscaping			
Water Efficient Landscaping	<p>Limit conventional turf to < 50% of required landscape area</p> <p>Limit conventional turf to < 25% of required landscape area</p> <p>No conventional turf (warm season turf to < 50% of required landscape area and/or low water using plants are allowed)</p> <p>Only California Native Plants that requires no irrigation or some supplemental irrigation</p>	<p>0 points</p> <p>4 points</p> <p>6 points</p> <p>8 points</p>	

CEQA THRESHOLDS AND SCREENING TABLES

Feature	Description	Assigned Point Values	Project Points
Water Efficient irrigation systems	Low precipitation spray heads < .75"/hr or drip irrigation	2 point	
	Weather based irrigation control systems or moisture sensors (demonstrate 20% reduced water use)	3 points	
Recycled Water	Recycled connections (purple pipe) to irrigation system on site	6 points	
Water Reuse	Gray water Reuse System collects Gray water from clothes washers, showers and faucets for irrigation use,	12 points	NO
Storm water Reuse Systems	Innovative on-site stormwater collection, filtration and reuse systems are being developed that provide supplemental irrigation water and provide vector control. These systems can greatly reduce the irrigation needs of a project. Point values for these types of systems will be determined based upon design and engineering data documenting the water savings.	TBD	NO
Potable Water			
Showers	Water Efficient Showerheads (2.0 gpm)	3 points	
Toilets	Water Efficient Toilets (1.5 gpm)	3 points	
Faucets	Water Efficient faucets (1.28 gpm)	3 points	
Dishwasher	Water Efficient Dishwasher (6 gallons per cycle or less)	1	
Washing Machine	Water Efficient Washing Machine (Water factor <5.5)	1	
WaterSense	EPA WaterSense Certification ?	12 points	
Reduction Measure PS T1: Land Use Based Trips and VMT Reduction			
Mixed Use	Mixes of land uses that complement one another in a way that reduces the need for vehicle trips can greatly reduce GHG emissions. The point value of mixed use projects will be determined based upon a Transportation Impact Analysis (TIA) demonstrating trip reductions and/or reductions in vehicle miles traveled. Suggested ranges: Diversity of land uses complementing each other (2-28 points) Increased destination accessibility other than transit (1-18 points) Increased transit accessibility (1-25 points) Infill location that reduces vehicle trips or VMT beyond the measures described above (points TBD based on traffic data).	TBD	
Residential Near Local Retail (Residential only Projects)	Having residential developments within walking and biking distance of local retail helps to reduce vehicle trips and/or vehicle miles traveled. The point value of residential projects in close proximity to local retail will be determined based upon traffic studies that demonstrate trip reductions and/or reductions in vehicle miles traveled (VMT)	TBD	

CEQA THRESHOLDS AND SCREENING TABLES

Feature	Description	Assigned Point Values	Project Points
Other Trip Reduction Measures	Other trip or VMT reduction measures not listed above with TIA and/or other traffic data supporting the trip and/or VMT for the project.	TBD	
Reduction Measure PS T2: Bicycle Master Plan			
Bicycle Infrastructure	<p>Ontario's Bicycle Master Plan is extensive and describes the construction on 11.5 miles of Class I bike paths and 23 miles of Class II and Class III bikeways to build upon the current 8 miles of bikeways.</p> <p>Provide bicycle paths within project boundaries.</p> <p>Provide bicycle path linkages between residential and other land uses.</p> <p>Provide bicycle path linkages between residential and transit.</p>	<p>TBD</p> <p>2 points</p> <p>5 points</p>	<p>NO</p>
Reduction Measure PS T3: Neighborhood Electric Vehicle Infrastructure			
Electric Vehicle Recharging	<p>Provide circuit and capacity in garages of residential units for use by an electric vehicle. Charging stations are for on-road electric vehicles legally able to drive on all roadways including Interstate Highways and freeways.</p> <p>Install electric vehicle charging stations in the garages of residential units</p>	<p>1 point</p> <p>8 points</p>	<p>optional</p>
Total Points Earned by Residential Project:			<p>114</p>



CITY OF ONTARIO

MEMORANDUM

TO: "Vacant", Development Director
Scott Murphy, Planning Director (Copy of memo only)
Cathy Wahlstrom, Principal Planner (Copy of memo only)
Charity Hernandez, Economic Development
Kevin Shear, Building Official
Khoi Do, Assistant City Engineer
Carolyn Bell, Landscape Planning Division
Sheldon Yu, Municipal Utility Company
Doug Sorel, Police Department
Art Andres, Deputy Fire Chief/Fire Marshal
Tom Danna, T. E., Traffic/Transportation Manager
Lorena Mejia, Associate Planner, Airport Planning
Steve Wilson, Engineering/NPDES
Bob Gluck, Code Enforcement Director
Jimmy Chang , IT Department
David Simpson, Development/IT (Copy of memo only)

FROM: Henry Noh,

DATE: August 30, 2016

SUBJECT: FILE #: PDEV16-038

Finance Acct#:

The following project has been submitted for review. Please send one (1) copy and email one (1) copy of your DAB report to the Planning Department by **Tuesday, September 13, 2016**.

- Note:**
- Only DAB action is required
 - Both DAB and Planning Commission actions are required
 - Only Planning Commission action is required
 - DAB, Planning Commission and City Council actions are required
 - Only Zoning Administrator action is required

PROJECT DESCRIPTION: A Development Plan to construct 68 single-family homes on 10.11 acres of land located within the Conventional Small Lot Residential district of Planning Area 5 of the Subarea 29 Specific Plan, located at the northeast corner of Archibald Avenue and Merrill Avenue.

- The plan does adequately address the departmental concerns at this time.
 - No comments
 - Report attached (1 copy and email 1 copy)
 - Standard Conditions of Approval apply
- The plan does not adequately address the departmental concerns.
 - The conditions contained in the attached report must be met prior to scheduling for Development Advisory Board.

Building

Department

Signature

Title

Date

CITY OF ONTARIO MEMORANDUM

TO: PLANNING DEPARTMENT, Henry Noh
FROM: BUILDING DEPARTMENT, Kevin Shear
DATE: September 6, 2016
SUBJECT: PDEV16-038

1. The plan **does** adequately address the departmental concerns at this time.
No comments.

KS:lm





CITY OF ONTARIO MEMORANDUM

ENGINEERING DEPARTMENT CONDITIONS OF APPROVAL

(Traffic/Transportation Division and Municipal Utilities Agency, and Environmental Section Conditions incorporated)

DATE: September 9, 2016

PROJECT PLANNER: Henry Noh, Senior Planner

PROJECT: TM 18267 (PMTT14-011/PDEV16-038) – A Development Plan to construct 68 single family homes on 10.11 acres within Planning Area 5 of the Subarea 29 Specific Plan

APN: 0218-281-02 (Portion)


LOCATION: NEC of Archibald Avenue and Merrill Avenue

PROJECT ENGINEER: Manoj Hariya, P.E, Sr. Associate Civil Engineer

The following items are the Conditions of Approval for the subject project:

1. The applicant/developer shall be responsible to complete all applicable conditions as specified in the Conditions of Approval for TM18267, TM18913-2 and Development Agreement between SL Ontario Development Company LLC and City of Ontario for Subarea 29 (Park Place) Specific Plan.
2. The applicant/developer shall provide fiber optic connection to each home per City Standards and guidelines.
3. Prior to Building Permits: Any changes to the already approved Engineering Report (ER), including landscaping plans, due to the proposed re-lotting, shall be amended with City and State. Please coordinate with Cynthia Heredia-Torres 909-395-2647, ctorres@ontarioca.gov) to confirm immediately.

M. B. Hariya 09/12/16
Manoj Hariya, P.E. Date
Senior Associate Civil Engineer


Khoi Do, P.E. 9/12/16
Assistant City Engineer Date



CITY OF ONTARIO MEMORANDUM

TO: "Vacant", Development Director
 Scott Murphy, Planning Director (Copy of memo only)
 Cathy Wahlstrom, Principal Planner (Copy of memo only)
 Charity Hernandez, Economic Development
 Kevin Shear, Building Official
 Khoi Do, Assistant City Engineer *(Manoj)*
 Carolyn Bell, Landscape Planning Division
 Sheldon Yu, Municipal Utility Company
 Doug Sorel, Police Department
 Art Andres, Deputy Fire Chief/Fire Marshal
 Tom Danna, T. E., Traffic/Transportation Manager
 Lorena Mejia, Associate Planner, Airport Planning
Steve Wilson, Engineering/NPDES
 Bob Gluck, Code Enforcement Director
 Jimmy Chang, IT Department
 David Simpson, Development/IT (Copy of memo only)

FROM: Henry Noh,

DATE: August 30, 2016

SUBJECT: FILE #: PDEV16-038

Finance Acct#:

The following project has been submitted for review. Please send one (1) copy and email one (1) copy of your DAB report to the Planning Department by **Tuesday, September 13, 2016**.

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 - Both DAB and Planning Commission actions are required
 - Only Planning Commission action is required
 - DAB, Planning Commission and City Council actions are required
 - Only Zoning Administrator action is required

PROJECT DESCRIPTION: A Development Plan to construct 68 single-family homes on 10.11 acres of land located within the Conventional Small Lot Residential district of Planning Area 5 of the Subarea 29 Specific Plan, located at the northeast corner of Archibald Avenue and Merrill Avenue.

The plan does adequately address the departmental concerns at this time.

- No comments
- Report attached (1 copy and email 1 copy)
- Standard Conditions of Approval apply

The plan does not adequately address the departmental concerns.

- The conditions contained in the attached report must be met prior to scheduling for Development Advisory Board.

Engineering (Env.) *Stephen Wilson* *Env. Eng.* *10/5/16*
 Department Signature Title Date



CITY OF ONTARIO

MEMORANDUM

TO: Manoj Hariya, ENGINEERING DEPARTMENT
FROM: Stephen Wilson
DATE: October 5, 2016
SUBJECT: File No. PDEV16-038 (TM-18267 'B' Map) ("Subarea 29" SP)

The Development Plan for this Tract Map project is approved for DAB. Prior to the first Building Permit issuance, the following issues must be addressed to the satisfaction of the Engineering Department:

1. This project is approved for rough grading and storm drainage installation, per "Option 1", as described in the approved WQMP for this project, at SLODC's risk.
2. Pursuant to the commitments in SLODC's August 2, 2016 letter to the City of Ontario Engineering Department, regarding installation of the WQMP "Option 2", on-site stormwater retention facilities, SLODC will be required to install the on-site system prior to the first building permit issuance if the MCW has not been accepted as a regional LID BMP for meeting the San Bernardino County MS4 Permit Program WQMP requirements for new residential tract projects in the NMC East tributary area by both the City of Ontario and the Regional Water Quality Control Board staff. Otherwise, if the City of Ontario and the Regional Water Board staff approve of the MCW, as an alternative to on-site retention/ infiltration of stormwater runoff, prior to the issuance of the first building permit in this project, "Option 1" will be allowed and the development will not be required to use Lots 59 & 60 for on-site retention of stormwater.
3. Installation of "Option 2" in Lots 59 & 60 of TM-18267 will require amendment of any Precise Grading Plan and Storm Drain Plan showing only Option 1, for this project.



CITY OF ONTARIO MEMORANDUM

TO: "Vacant", Development Director
 Scott Murphy, Planning Director (Copy of memo only)
 Cathy Wahlstrom, Principal Planner (Copy of memo only)
 Charity Hernandez, Economic Development
 Kevin Shear, Building Official
 Khoi Do, Assistant City Engineer
 Carolyn Bell, Landscape Planning Division
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 Lorena Mejia, Associate Planner, Airport Planning
 Steve Wilson, Engineering/NPDES
 Bob Gluck, Code Enforcement Director
 Jimmy Chang , IT Department
 David Simpson, Development/IT (Copy of memo only)

FROM: Henry Noh,

DATE: August 30, 2016

SUBJECT: FILE #: PDEV16-038 Finance Acct#:

The following project has been submitted for review. Please send one (1) copy and email one (1) copy of your DAB report to the Planning Department by **Tuesday, September 13, 2016**.

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 - Only Planning Commission action is required
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PROJECT DESCRIPTION: A Development Plan to construct 68 single-family homes on 10.11 acres of land located within the Conventional Small Lot Residential district of Planning Area 5 of the Subarea 29 Specific Plan, located at the northeast corner of Archibald Avenue and Merrill Avenue.

- The plan does adequately address the departmental concerns at this time.
 - No comments
 - Report attached (1 copy and email 1 copy)
 - Standard Conditions of Approval apply
- The plan does not adequately address the departmental concerns.
 - The conditions contained in the attached report must be met prior to scheduling for Development Advisory Board.

Landscape Planning Carolyn Bell Sr Landscape Architect
 Department Signature Title Date

CITY OF ONTARIO
LANDSCAPE PLANNING DIVISION
 303 East "B" Street, Ontario, CA 91764

CONDITIONS OF APPROVAL

Sign Off

Carolyn Bell
 Carolyn Bell, Sr. Landscape Planner

10/3/16
 Date

Reviewer's Name:
Carolyn Bell, Sr. Landscape Architect

Phone:
(909) 395-2237

D.A.B. File No.:
 PDEV16-038

Case Planner:
 Henry Noh

Project Name and Location:
 Park Place Ph 2 TM18267
 NEC Archibald and Merrill Ave

Applicant/Representative:
 Tri-Point Homes, Stephanie Fabbri Carter
 19520 Jamboree Rd ste 200
 Irvine, CA 92612

- A Preliminary Landscape Plan (dated 8/29/16) meets the Standard Conditions for New Development and has been approved with the consideration that the following conditions below be met upon submittal of the landscape construction documents.**
- A Preliminary Landscape Plan (dated) has not been approved. Corrections noted below are required prior to Preliminary Landscape Plan approval.**

CORRECTIONS REQUIRED

Grading Plans

1. Correct Merrill Ave section to show the 13' sidewalk and multipurpose trail existing on Merrill.
2. Locate backflows and transformers, and show a 5' dimension set back from paving.
3. Locate light standards, fire hydrants, water and sewer lines to not conflict with required tree locations that are 30' on center. Coordinate utilities with landscape plans
4. Note on grading plans: for compaction to be no greater than 85% at landscape areas. All finished grades at 1 1/2" below finished surfaces. Slopes to be maximum 3:1.
5. Show typical lot drainage to include catch basins with a gravel sump below each before exiting property.

Landscape Plans

6. Plant schedules shall show a plant palette for sun and shade areas. Separate north and east exposures from south and west. Landscape hydrozones to separate low from moderate water landscape.
7. Change deciduous trees to evergreen trees to screen private sideyards.
8. Show min 2 front yard trees (for shade, and for accent) on each property. Consider Magnolia 'Little Gem' for front yards; Magnolia 'Russet' for Parkways
9. Note that irrigation plans shall provide separate systems for tree stream bubblers with pc screens.
10. Replace invasive, high water using, short lived, high maintenance or poor performing plants: Prunus, Pyrus, Agave, Anigozanthos, Bougainvillea, Lantana, Lavandula, Leonitis, Pennisetum, Gaura. Substitute with long lived durable trees and shrubs such as: Arbutus, Eucalyptus microteca, Callistemon Cercis, Aloe, Sesleria, Hesperaloe, Dianella, Bulbine, Teucrium, Convolvulus, etc. Replace short lived perennials with long lived shrubs.
11. Note for agronomical soil testing and include report on landscape plans. For phased projects, a new report is required for each phase or a minimum of every 6 homes in residential developments. Sewage sludge or biosolids are not allowed. An additional soil test and report shall be taken by the installation contractor to verify amendments installed are satisfactory prior to planting.
12. Show concrete mowstrips to identify property lines to separate ownership and maintenance areas.
13. Residential projects shall include a stub-out for future back yard irrigation systems with anti-siphon valves. All single family and multi-family residential front yards shall have landscape and irrigation.

14. Show 25% of trees as California native (Platanus racemosa, Quercus agrifolia, Quercus wislizenii, Quercus douglasii, Cercis occidentalis, Sambucus Mexicana, etc.) in appropriate locations.
15. Landscape construction plans shall meet the requirements of the Landscape Development Guidelines. See <http://www.ontarioca.gov/landscape-planning/standards>
16. After a project's entitlement approval, the applicant shall pay all applicable fees for landscape plan check and inspections at a rate established by resolution of the City Council. Typical fees are:

Plan Check—5 or more acres	\$2,326.00
Plan Check—less than 5 acres	\$1,301.00
Inspection—Construction (up to 3 inspections)	\$278.00
Inspection—Field - additional.....	\$83.00



CITY OF ONTARIO

MEMORANDUM

TO: Henry Noh, Senior Planner
Planning Department

FROM: Lora L. Gearhart, Plan Checker
Fire Department

DATE: September 29, 2016

SUBJECT: PDEV16-038 / A Development Plan to construct 68 single-family homes on 10.11 acres of land, generally located at the northeast corner of Archibald Avenue and Merrill Avenue, within Planning Area 5 Conventional Small Lot Residential land use district, of the Subarea 29 Specific Plan.

-
- The plan **does** adequately address Fire Department requirements at this time.
- No comments.
 - Standard Conditions of Approval apply, as stated below.
- The plan **does NOT** adequately address Fire Department requirements.
- The comments contained in the attached report must be met prior to scheduling for Development Advisory Board.

SITE AND BUILDING FEATURES:

- A. 2013 CBC Type of Construction: Type V-B wood frame
- B. Type of Roof Materials: non-rated
- C. Ground Floor Area(s):

Plan 1	2,416 sq. ft.
Plan 2	2,526 sq. ft.
Plan 3	2,683 sq. ft.
- D. Number of Stories: 2 story
- E. Total Square Footage: 108,134 sq. ft.
- F. 2013 CBC Occupancy Classification(s): R-3, U

CONDITIONS OF APPROVAL:

1.0 GENERAL

- 1.1 The following are the Ontario Fire Department (“Fire Department”) requirements for this development project, based on the current edition of the California Fire Code (CFC), and the current versions of the Fire Prevention Standards (“Standards.”) It is recommended that the applicant or developer transmit a copy of these requirements to the on-site contractor(s) and that all questions or concerns be directed to the Bureau of Fire Prevention, at (909) 395-2029. For copies of Ontario Fire Department Standards please access the City of Ontario web site at www.ontarioca.gov, click on “Fire Department” and then on “Standards and Forms.”
- 1.2 These Fire Department conditions of approval are to be included on any and all construction drawings.

2.0 FIRE DEPARTMENT ACCESS

- 2.1 Fire Department vehicle access roadways shall be provided to within 150 ft. of all portions of the exterior walls of the first story of any building, unless specifically approved. Roadways shall be paved with an all-weather surface and shall be a minimum of twenty (20) ft. wide. See Standard #B-004.
- 2.2 In order to allow for adequate turning radius for emergency fire apparatus, all turns shall be designed to meet the minimum twenty five feet (25’) inside and forty-five feet (45’) outside turning radius per Standard #B-005.
- 2.3 Fire Department access roadways that exceed one hundred and fifty feet (150’) in length shall have an approved turn-around per Standard #B-002.

3.0 WATER SUPPLY

- 3.1 The required fire flow per Fire Department standards, based on the 2013 California Fire Code, Appendix B, is 1500 gallons per minute (g.p.m.) for 2 hours at a minimum of 20 pounds per square inch (p.s.i.) residual operating pressure.
- 3.2 Off-site (public) fire hydrants are required to be installed on all frontage streets, at a minimum spacing of three hundred foot (300’) apart, per Engineering Department specifications.
- 3.4 The public water supply, including water mains and fire hydrants, shall be tested and approved by the Engineering Department and Fire Department prior to combustible construction to assure availability and reliability for firefighting purposes.

4.0 FIRE PROTECTION SYSTEMS

- 4.3 An automatic fire sprinkler system is required. The system design shall be in accordance with National Fire Protection Association (NFPA) Standard 13 D. An application along with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.

5.0 BUILDING CONSTRUCTION FEATURES

- ☒ 5.1 The developer/general contractor is to be responsible for reasonable periodic cleanup of the development during construction to avoid hazardous accumulations of combustible trash and debris both on and off the site.
- ☒ 5.2 Approved numbers or addresses shall be placed on all new and existing buildings in such a position as to be plainly visible and legible from the street or road fronting the property. Multi-tenant or building projects shall have addresses and/or suite numbers provided on the rear of the building. Address numbers shall contrast with their background. See Section 9-1.3280 of the Ontario Municipal Code and Standards #H-003 and #H-002.
- ☒ 5.3 Single station smoke alarms and carbon monoxide alarms are required to be installed per the California Building Code and the California Fire Code.
- ☒ 5.5 All residential chimneys shall be equipped with an approved spark arrester meeting the requirements of the California Building Code.



CITY OF ONTARIO

MEMORANDUM

TO: "Vacant", Development Director
Scott Murphy, Planning Director (Copy of memo only)
Cathy Wahlstrom, Principal Planner (Copy of memo only)
Charity Hernandez, Economic Development
Kevin Shear, Building Official
Khoi Do, Assistant City Engineer
Carolyn Bell, Landscape Planning Division
Sheldon Yu, Municipal Utility Company
Doug Sorel, Police Department
Art Andres, Deputy Fire Chief/Fire Marshal
Tom Danna, T. E., Traffic/Transportation Manager
Lorena Mejia, Associate Planner, Airport Planning
Steve Wilson, Engineering/NPDES
Bob Gluck, Code Enforcement Director
Jimmy Chang, IT Department
David Simpson, Development/IT (Copy of memo only)

FROM: Henry Noh,

DATE: August 30, 2016

SUBJECT: FILE #: PDEV16-038

Finance Acct#:

The following project has been submitted for review. Please send one (1) copy and email one (1) copy of your DAB report to the Planning Department by **Tuesday, September 13, 2016**.

- Note:**
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 - Only Planning Commission action is required
 - DAB, Planning Commission and City Council actions are required
 - Only Zoning Administrator action is required

PROJECT DESCRIPTION: A Development Plan to construct 68 single-family homes on 10.11 acres of land located within the Conventional Small Lot Residential district of Planning Area 5 of the Subarea 29 Specific Plan, located at the northeast corner of Archibald Avenue and Merrill Avenue.

- The plan does adequately address the departmental concerns at this time.
 - No comments
 - Report attached (1 copy and email 1 copy)
 - Standard Conditions of Approval apply
- The plan does not adequately address the departmental concerns.
 - The conditions contained in the attached report must be met prior to scheduling for Development Advisory Board.

Airport Planning Department Lorena Mejia Associate Planner 9/29/16
Signature Title Date

AIRPORT LAND USE COMPATIBILITY PLANNING CONSISTENCY DETERMINATION REPORT



Project File No.: PDEV16-038
 Address: NEC of Archibald Ave & Merrill Ave
 APN: Tract 18267 - Subarea 29
 Existing Land Use: Vacant
 Proposed Land Use: 68 Single Family Residential Homes
 Site Acreage: 10.11 Proposed Structure Height: 27 feet
 ONT-IAC Project Review: n/a
 Airport Influence Area: ONT

Reviewed By: Lorena Mejia
 Contact Info: 909-395-2276
 Project Planner: Henry Noh
 Date: 9/29/16
 CD No.: 2016-058
 PALU No.: n/a

The project is impacted by the following ONT ALUCP Compatibility Zones:

Safety	Noise Impact	Airspace Protection	Overflight Notification
<input type="radio"/> Zone 1	<input type="radio"/> 75+ dB CNEL	<input type="radio"/> High Terrain Zone	<input type="radio"/> Avigation Easement Dedication
<input type="radio"/> Zone 1A	<input type="radio"/> 70 - 75 dB CNEL	<input type="radio"/> FAA Notification Surfaces	<input type="radio"/> Recorded Overflight Notification
<input type="radio"/> Zone 2	<input type="radio"/> 65 - 70 dB CNEL	<input type="radio"/> Airspace Obstruction Surfaces	<input checked="" type="checkbox"/> Real Estate Transaction Disclosure
<input type="radio"/> Zone 3	<input type="radio"/> 60 - 65 dB CNEL	<input type="radio"/> Airspace Avigation Easement Area	
<input type="radio"/> Zone 4		Allowable Height: n/a	
<input type="radio"/> Zone 5			

The project is impacted by the following Chino ALUCP Safety Zones:

Zone 1 Zone 2 Zone 3 Zone 4 Zone 5 Zone 6

Allowable Height: _____

CONSISTENCY DETERMINATION

This proposed Project is: Exempt from the ALUCP Consistent Consistent with Conditions Inconsistent

The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT) and was evaluated and found to be consistent with the policies and criteria of the Airport Land Use Compatibility Plan (ALUCP) for ONT.

See Attached Condition

Airport Planner Signature: _____

AIRPORT LAND USE COMPATIBILITY PLANNING

CONSISTENCY DETERMINATION REPORT

CD No.: 2016-058

PALU No.: _____

PROJECT CONDITIONS

The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT) and was evaluated and found to be consistent with the Airport Land Use Compatibility Plan (ALUCP) for ONT. The applicant is required to meet the Real Estate Transaction Disclosure in accordance with California Codes (Business and Professions Code Section 11010-11024). New residential subdivisions within an Airport Influence Area are required to file an application for a Public Report consisting of a Notice of Intention (NOI) and a completed questionnaire with the Department of Real Estate and include the following language within the NOI:

NOTICE OF AIRPORT IN VICINITY

This property is presently located in the vicinity of an airport, within what is known as an airport influence area. For that reason, the property may be subject to some of the annoyances or inconveniences associated with proximity to airport operations (for example: noise, vibration, or odors). Individual sensitivities to those annoyances can vary from person to person. You may wish to consider what airport annoyances, if any, are associated with the property before you complete your purchase and determine whether they are acceptable to you.



CITY OF ONTARIO MEMORANDUM

TO: "Vacant", Development Director
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 Lorena Mejia, Associate Planner, Airport Planning
 Steve Wilson, Engineering/NPDES
 Bob Gluck, Code Enforcement Director
 Jimmy Chang , IT Department
 David Simpson, Development/IT (Copy of memo only)

FROM: Henry Noh,

DATE: August 30, 2016

SUBJECT: FILE #: PDEV16-038 Finance Acct#:

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- The plan does adequately address the departmental concerns at this time.
 - No comments
 - Report attached (1 copy and email 1 copy)
 - Standard Conditions of Approval apply
- The plan does not adequately address the departmental concerns.
 - The conditions contained in the attached report must be met prior to scheduling for Development Advisory Board.

Police
Department

DOUGLAS SOREL
Signature

MANAGEMENT ANALYST
Title

9/2/16
Date



PLANNING COMMISSION STAFF REPORT

October 25, 2016

SUBJECT: A Tentative Tract Map (File No. PMTT16-013 / TTM 20050) to subdivide 3.47 acres of land into 10 numbered lots and 2 lettered (common) lots, for condominium purposes, in conjunction with a Development Plan (File No. PDEV16-019) to construct 57 townhome units, located on the west side of Euclid Avenue, between Francis Avenue and Cedar Street, at 1910 South Euclid Avenue, within the MDR-18 (Medium Density Residential) zoning district (APNs: 1050-381-04, 1050-381-05, 1050-381-06, 1050-381-07, 1050-381-08 and 1050-381-09); **submitted by Miken Construction.**

PROPERTY OWNERS: ANS Family Trust; LP; DDCFRJ Investments, LP; DDCFRJ Family Trust-Limited Partner; Euclid Ave Investments, LLC.

RECOMMENDED ACTION: That the Planning Commission approve File Nos. PMTT16-013 (TTM 20500) and PDEV16-019, pursuant to the facts and reasons contained in the staff report and attached resolutions, and subject to the conditions of approval contained in the attached departmental reports.

PROJECT SETTING: The project site is comprised of 3.47 acres of land located on the west side of Euclid Avenue, between Francis Avenue and Cedar Street, at 1910 South Euclid Avenue, within the within the MDR-18 (Medium Density Residential—11.1 to 18.0 DUs/acre) and EA (Euclid Avenue) Overlay zoning districts, and is depicted in **Figure 1: Project Location**, to the right. The property surrounding the Project site is characterized primarily by a commercial shopping center to the north, residential land uses to the west, Ontario Christian School to the east, and Mountain View Baptist Church and residential land uses to the south. The existing surrounding land uses, zoning and general plan land use designations

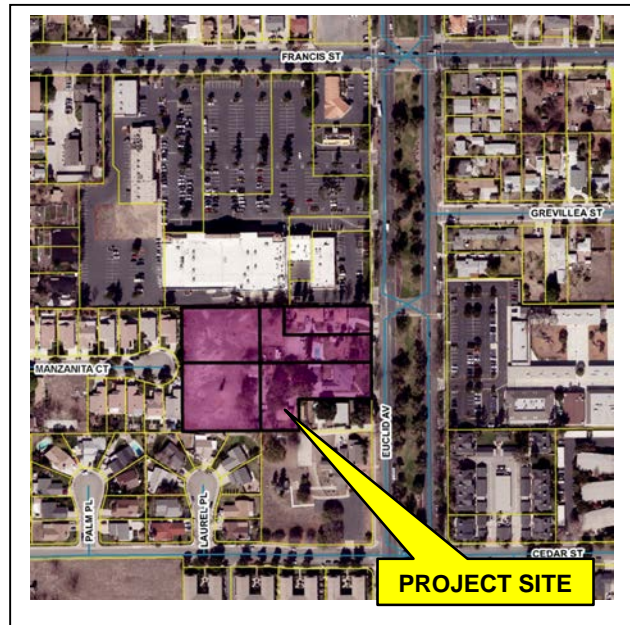


Figure 1: Project Location

Case Planner:	Jeanie Irene Aguilo	Hearing Body	Date	Decision	Action
Planning Director Approval:		DAB	10/17/16	Approve	Recommend
Submittal Date:	4/27/16	ZA			
Hearing Deadline:	11/27/16	PC	10/25/16		Final
		CC			

are listed in the “**Surrounding Zoning & Land Uses**” table located in the Technical Appendix of this report.

PROJECT ANALYSIS:

[1] Background — On April 27, 2016, Miken Construction (“Applicant”), submitted a Tentative Tract Map (File No. PMTT16-013/TTM 20050) to subdivide 3.47 acres of land into 10 numbered lots and 2 lettered (common) lots, for condominium purposes, in conjunction with a Development Plan (File No. PDEV16-019) to construct 57 townhome units, as depicted in **Exhibit A: Aerial Map**, attached. The project site was previously approved with a similar townhome layout (File Nos. PDEV07-013 and PMTT07-009 (TTM 18473)) in 2007. However, the Development Plan and Tentative Tract Map have since expired, requiring the submittal of new Development Plan and Tentative Tract Map applications.

On October 17, 2016, the Development Advisory Board reviewed the subject application and recommended that the Planning Commission approve the proposed project subject to the departmental conditions of approval included with this report.

[2] Site Design/Building Layout — The project site consists of a 10-building townhome community with a total of 57 dwellings. Three of the buildings will have five units, while the remaining seven buildings will have six units (see **Figure 2: Site Plan**, below, and **Exhibit B: Site Plan**, attached.) The buildings will be three stories with an overall height of 46 feet.

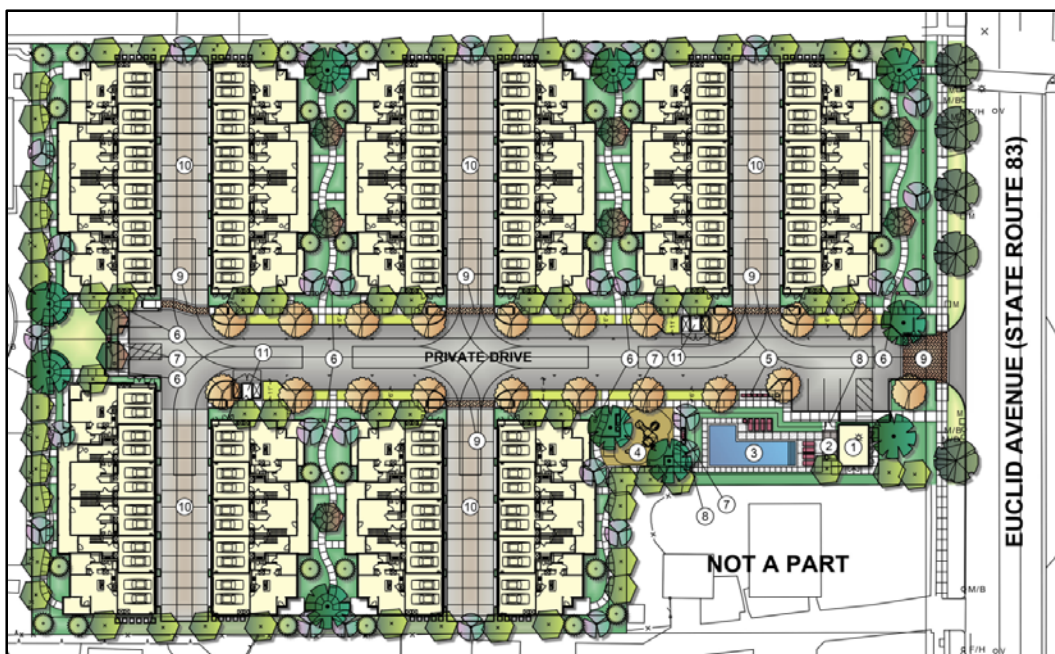


Figure 2: Site Plan

The project proposes three different floor plans, including 20 one-bedroom/one-bath units; 20 two-bedroom/two-bath units, with optional den or 3-bedrooms; and 17 two-bedroom/two-bath units, with loft, optional den or 3-bedrooms. The units will range from 808 to 2,267 square feet in size, and all plan types will have porches on the ground floor. Plans 2 and 3 will have additional deck space on the second or third floors. The middle units will have porches and entrances along the front elevation, while the outer units will have porches and entrances along the left and right elevations. The dwelling characteristics are as follows:

Dwelling Characteristics Summary				
Unit No.	Unit Type	Area	No. of Units	Percent
Plan 1	1 Bedroom, 1 Bath	808 SF	20	35%
Plan 2	2 Bedroom + Den/Optional 3 Bedroom, 2 Bath	2,166 SF	20	35%
Plan 3	2 Bedroom + Loft + Den/Optional 3 Bedroom, 2 Bath	2,267 SF	17	30%
TOTAL			57	100%

The open space requirements of the MDR-18 zoning district contains a recommendation that a project provide a minimum of 200 square feet (40-percent) of private open space and 300 square feet (60-percent) of common open space, per dwelling unit. The Development Codes allows for deviations in private and common open space so long as the total amount of open space provided equals 500 square feet per unit.

Open Space Summary					
Unit No.	Unit Type	Area/Unit	No. of Units	Total Area Required	Total Area Provided
Plan 1-A (property line adjacent unit)	1 Bedroom, 1 Bath	500 SF	10	5,000 SF	
Plan 1-B (street adjacent unit)	1 Bedroom, 1 Bath	500 SF	10	5,000 SF	
Plan 2	2 Bedroom + Den/ Optional 3 Bedroom, 2 Bath	500 SF	20	10,000 SF	
Plan 3	2 Bedroom + Loft + Den/ Optional 3 Bedroom, 2 Bath	500 SF	17	8,500 SF	
TOTAL			57	28,500 SF	61,065 SF

The project includes common open space and recreation amenities in support of the 57 townhomes, such as a pool area, tot lot with play structure, picnic and BBQ area, and sitting areas (see **Exhibit H** and **Exhibit I: Pool Building and Recreation Areas**). The large common open areas with recreational amenities have been strategically located for

the convenience of the residents, and to enhance the project. In addition, large courtyards with meandering walkways between the units have been provided throughout the project.

[3] Subdivision — The project includes a Tentative Tract Map (File No. PMTT16-013/TTM 20050) to subdivide the 3.47 acres into 10 numbered lots and 2 lettered (common) lots (see **Exhibit C: Conceptual Grading Plan – TTM 20050**). The applicant has indicated that the units may initially be rented, but that they would like the flexibility to be able to sell the units after construction, pending market conditions. This project has been developed to condominium standards, and includes all open space and recreation amenities required by the Development Code, which would enable the units to become a for-sale product.

[4] Site Access/Circulation — Project access is provided by a main center drive aisle, with access taken from Euclid Avenue. The 36-foot wide private drive will feature a wide setback area, which accommodates a sidewalk and landscaped parkway area. Additionally, vehicular access to garages is provided by 30-foot wide auto court lanes, which incorporate decorative paving. The project will also provide adequate turn around areas to facilitate fire access and trash service. Euclid Avenue is fully improved with a curb, gutter, parkway and a sidewalk.

[5] Parking — The project proposes 20 one-bedroom/one-bath units; 20 two-bedroom/two-bath units, with optional den or 3-bedrooms. In order ensure adequate parking for those two bedroom with an option for a third bedroom, the parking requirements have been analyzed assuming only one-bedroom and three-bedroom units, along with required visitor parking spaces. The Development Code requires the project provide 140 parking spaces, at the following rates:

Type of Use	No.	Parking Ratio	Spaces Required	Spaces Provided
1-bedroom units	20 units	1.75 spaces per dwelling unit	35	40
3-bedroom units	37 units	2.5 spaces per dwelling unit	93	74
Visitor	57	1 Space Per 5 (51-100 Units)	12	26
TOTAL			140	140

[6] Architecture — The project incorporates the California Craftsman and Colonial Revival architectural styles, which are indicative of homes built in Ontario between the late 1800s and early 1900s.

- California Craftsman: The California Craftsman townhomes incorporate stucco exterior, lap siding, heavy timber and enhanced columns, recessed vinyl windows, large porches, covered balconies, variations of gable roofs, exposed rafter tails, and decorative light fixtures. The proposed colors feature earth tones with a dark brown and

olive green base, and white trim for the windows, beams, balconies, and exposed rafters, as depicted in Exhibit D and F: Elevations – California Craftsman (Five and Six Units).

- Colonial Revival: The Colonial Revival townhomes feature simple and symmetrical architecture, to contrast with the craftsman style. The townhomes include lap siding, stucco wainscoting, gable roofs, simple columns, centered porches, shutters, and decorative light fixtures. Along with the simple style, the color scheme for the Colonial Revival townhomes have a base color of white tones, with dark shutters, light brown roofing material, and a red accent color for the doors, as depicted in **Exhibit E** and **G: Elevations – Colonial Revival (Five and Six Units)**, attached.

The mechanical equipment will be roof-mounted and obscured from public view by the parapet walls and, if necessary, equipment screens, which will incorporate design features consistent with the building architecture. Staff has conditioned the project so that each building does not have the same architecture style throughout. Staff believes that a variety of designs will enhance the project and will add interest to the street appeal of the project.

Staff believes that the proposed project illustrates the type of high-quality residential architecture promoted by the City's Development Code. This is exemplified through the use of:

- Articulation in building footprints, incorporating horizontal changes in the exterior building walls (combinations of recessed and popped-out wall areas);
- Articulation in the building parapet and roof lines, which serves to accentuate the building's entries and openings, and breaks up large expanses of building wall;
- Variations in building massing;
- A mix of exterior materials, finishes and fixtures; and
- Incorporation of base and top treatments defined by the layering of design elements, including horizontal changes in the exterior wall plane, and changes in exterior color (use of color blocking) and materials.

[7] Landscaping — In general, the project provides substantial landscaping throughout off-street parking areas and within the stormwater retention areas, for an overall landscape coverage of approximately 37 percent. A landscaped setback has been provided along the full length of the Euclid Avenue street frontage, approximately 25 feet in depth, measured from the street property line to the nearest building. A variety of accent and shade trees in 24-inch, 36-inch and 48-inch box sizes have been provided to enhance the project. Moreover, decorative paving and lighting will be provided at vehicular entries,

pedestrian walkways, and other key locations throughout the project. A variety of shrubs and groundcovers are also being provided, and are low water usage or drought tolerant (see **Exhibit D: Landscape Plan**).

[8] Utilities (drainage, sewer) — All necessary public utilities (water and sewer) were previously installed in Euclid Avenue. Furthermore, the Applicant has submitted a Preliminary Water Quality Management Plan (PWQMP), which establishes the project's compliance with storm water discharge/water quality requirements. The PWQMP includes site design measures that capture runoff and pollutant transport by minimizing impervious surfaces and maximizes low impact development (LID) best management practices (BMPs), such as retention and infiltration, biotreatment, and evapotranspiration. The PWQMP proposes the use of vegetated swales, which lead to underground stormwater infiltration systems installed for the project. Any overflow drainage will be conveyed to the public street by way of parkway culverts.

COMPLIANCE WITH THE ONTARIO PLAN: The proposed project is consistent with the principles, goals and policies contained within the Vision, Governance, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan (TOP). More specifically, the goals and policies of TOP that are furthered by the proposed project are as follows:

[1] City Council Priorities

Primary Goal: Regain Local Control of the Ontario International Airport

Supporting Goals:

- Invest in the Growth and Evolution of the City's Economy
- Operate in a Businesslike Manner
- Focus Resources in Ontario's Commercial and Residential Neighborhoods

[2] Vision.

Distinctive Development:

- Commercial and Residential Development
 - Development quality that is broadly recognized as distinctive and not exclusively tied to the general suburban character typical of much of Southern California.

[3] Governance.

Decision Making:

- Goal G1: Sustained decision-making that consistently moves Ontario towards its Vision by using The Ontario Plan as a framework for assessing choices.

- G1-2 Long-term Benefit. We require decisions to demonstrate and document how they add value to the community and support the Ontario Vision

[4] Policy Plan (General Plan)

Land Use Element:

- Goal LU1: A community that has a spectrum of housing types and price ranges that match the jobs in the City and that make it possible for people to live and work in Ontario and maintain a quality of life.

- LU1-1 Strategic Growth. We concentrate growth in strategic locations that help create place and identity, maximize available and planned infrastructure, and foster the development of transit.

- LU1-6 Complete Community: We incorporate a variety of land uses and building types in our land use planning efforts that result in a complete community where residents at all stages of life, employers, workers and visitors have a wide spectrum of choices of where they can live, work, shop and recreate within Ontario. (Refer to Complete Community Section of Community Economics Element).

- Goal LU2: Compatibility between a wide range of uses.

- LU2-6: Infrastructure Compatibility: We require infrastructure to be aesthetically pleasing and in context with the community character.

Housing Element:

- Goal H2: Diversity of types of quality housing that are affordable to a range of household income levels, accommodate changing demographics, and support and reinforce the economic sustainability of Ontario.

- H2-4 New Model Colony. We support a premier lifestyle community in the New Model Colony distinguished by diverse housing, highest design quality, and cohesive and highly amenitized neighborhoods.

➤ H2-5 Housing Design. We require architectural excellence through adherence to City design guidelines, thoughtful site planning, environmentally sustainable practices and other best practices.

Goal H5: A full range of housing types and community services that meet the special housing needs for all individuals and families in Ontario, regardless of income level, age or other status.

➤ H5-2 Family Housing. We support the development of larger rental apartments that are appropriate for families with children, including, as feasible, the provision of services, recreation and other amenities.

Community Economics Element:

▪ Goal CE1: A complete community that provides for all incomes and stages of life.

➤ CE1-6 Diversity of Housing. We collaborate with residents, housing providers and the development community to provide housing opportunities for every stage of life; we plan for a variety of housing types and price points to support our workforce, attract business and foster a balanced community.

▪ Goal CE2: A City of distinctive neighborhoods, districts, and corridors, where people choose to be.

➤ CE2-1 Development Projects. We require new development and redevelopment to create unique, high-quality places that add value to the community.

➤ CE2-2 Development Review. We require those proposing new development and redevelopment to demonstrate how their projects will create appropriately unique, functional and sustainable places that will compete well with their competition within the region.

➤ CE2-4 Protection of Investment. We require that new development and redevelopment protect existing investment by providing architecture and urban design of equal or greater quality.

➤ CE2-5 Private Maintenance. We require adequate maintenance, upkeep, and investment in private property because proper maintenance on private property protects property values.

Safety Element:

- Goal S1: Minimized risk of injury, loss of life, property damage and economic and social disruption caused by earthquake-induced and other geologic hazards.
 - S1-1 Implementation of Regulations and Standards. We require that all new habitable structures be designed in accordance with the most recent California Building Code adopted by the City, including provisions regarding lateral forces and grading.

Community Design Element:

- Goal CD1: A dynamic, progressive city containing distinct neighborhoods and commercial districts that foster a positive sense of identity and belonging among residents, visitors, and businesses.
 - CD1-1 City Identity. We take actions that are consistent with the City being a leading urban center in Southern California while recognizing the diverse character of our existing viable neighborhoods.
 - CD1-2 Growth Areas. We require development in growth areas to be distinctive and unique places within which there are cohesive design themes.
 - CD1-3 Neighborhood Improvement. We require viable existing residential and non-residential neighborhoods to be preserved, protected, and enhanced in accordance with our land use policies.
- Goal CD2: A high level of design quality resulting in public spaces, streetscapes, and developments that are attractive, safe, functional and distinct.
 - CD2-1 Quality Architecture. We encourage all development projects to convey visual interest and character through:
 - Building volume, massing, and height to provide appropriate scale and proportion;
 - A true architectural style which is carried out in plan, section and elevation through all aspects of the building and site design and appropriate for its setting; and
 - Exterior building materials that are visually interesting, high quality, durable, and appropriate for the architectural style.
 - CD2-2 Neighborhood Design. We create distinct residential neighborhoods that are functional, have a sense of community, emphasize livability and social interaction, and are uniquely identifiable places through such elements as:

- A pattern of smaller, walkable blocks that promote access, activity and safety;
 - Variable setbacks and parcel sizes to accommodate a diversity of housing types;
 - Traffic calming measures to slow traffic and promote walkability while maintaining acceptable fire protection and traffic flows;
 - Floor plans that encourage views onto the street and de-emphasize the visual and physical dominance of garages (introducing the front porch as the “outdoor living room”), as appropriate; and
 - Landscaped parkways, with sidewalks separated from the curb.
- CD2-7 Sustainability. We collaborate with the development community to design and build neighborhoods, streetscapes, sites, outdoor spaces, landscaping and buildings to reduce energy demand through solar orientation, maximum use of natural daylight, passive solar and natural ventilation, building form, mechanical and structural systems, building materials and construction techniques.
- CD2-8 Safe Design. We incorporate defensible space design into new and existing developments to ensure the maximum safe travel and visibility on pathways, corridors, and open space and at building entrances and parking areas by avoiding physically and visually isolated spaces, maintenance of visibility and accessibility, and use of lighting.
- CD2-9 Landscape Design. We encourage durable landscaping materials and designs that enhance the aesthetics of structures, create and define public and private spaces, and provide shade and environmental benefits.
- CD2-10 Surface Parking Areas. We require parking areas visible to or used by the public to be landscaped in an aesthetically pleasing, safe and environmentally sensitive manner. Examples include shade trees, pervious surfaces, urban run-off capture and infiltration, and pedestrian paths to guide users through the parking field.
- CD2-11 Entry Statements. We encourage the inclusion of amenities, signage and landscaping at the entry to neighborhoods, commercial centers, mixed use areas, industrial developments, and public places that reinforce them as uniquely identifiable places.
- CD2-12 Site and Building Signage. We encourage the use of sign programs that utilize complementary materials, colors, and themes. Project signage should be designed to effectively communicate and direct users to various aspects of the development and complement the character of the structures.

➤ CD2-13 Entitlement Process. We work collaboratively with all stakeholders to ensure a high degree of certainty in the efficient review and timely processing of all development plans and permits.

▪ Goal CD3: Vibrant urban environments that are organized around intense buildings, pedestrian and transit areas, public plazas, and linkages between and within developments that are conveniently located, visually appealing and safe during all hours.

➤ CD3-1 Design. We require that pedestrian, vehicular, bicycle and equestrian circulation on both public and private property be coordinated and designed to maximize safety, comfort and aesthetics.

➤ CD3-2 Connectivity between Streets, Sidewalks, Walkways and Plazas. We require landscaping and paving be used to optimize visual connectivity between streets, sidewalks, walkways and plazas for pedestrians.

➤ CD3-3 Building Entrances. We require all building entrances to be accessible and visible from adjacent streets, sidewalks or public open spaces.

➤ CD3-5 Paving. We require sidewalks and road surfaces to be of a type and quality that contributes to the appearance and utility of streets and public spaces.

➤ CD3-6 Landscaping. We utilize landscaping to enhance the aesthetics, functionality and sustainability of streetscapes, outdoor spaces and buildings.

▪ Goal CD5: A sustained level of maintenance and improvement of properties, buildings and infrastructure that protects the property values and encourages additional public and private investments.

➤ CD5-1 Maintenance of Buildings and Property. We require all public and privately owned buildings and property (including trails and easements) to be properly and consistently maintained.

➤ CD5-2 Maintenance of Infrastructure. We require the continual maintenance of infrastructure.

HOUSING ELEMENT COMPLIANCE: The project is consistent with the Housing Element of the Policy Plan (General Plan) component of The Ontario Plan. The project site is one of the properties listed in the Available Land Inventory contained in Table A-3 (Available Land by Planning Area) of the Housing Element Technical Report Appendix, and the proposed project is consistent with the number of dwelling units (57 units) and density (16.4 units/acre) specified in the Available Land Inventory.

<i>Assessor Parcel Numbers (APN)</i>	<i>Lot Area</i>
APN: 1050-381-04, 1050-381-05, 1050-381-06, 1050-381-07, 1050-381-08 and 1050-381-09	3.47 acres

	<i>Available Land Inventory</i>	
	<i>Existing</i>	<i>Proposed</i>
Number of Units:	39 to 62	57
Assumed Density:	11.1 to 18.0 DUs/Acre	16.4 DUs/acre

AIRPORT LAND USE COMPATIBILITY PLAN (ALUCP) COMPLIANCE: The project site is located within the Airport Influence Area of Ontario International Airport (ONT), and has been found to be consistent with the policies and criteria set forth within the ALUCP for ONT.

ENVIRONMENTAL REVIEW: The project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15332 (Class 32, In-Fill Development Projects) of the CEQA Guidelines, meeting each of the following conditions: [1] the Project is consistent with the applicable general plan designation and all applicable general plan policies, as well as the applicable zoning designation and regulations; [2] the proposed development occurs within city limits, on a project site of no more than five acres, and is substantially surrounded by urban uses; [3] the project site has no value as habitat for endangered, rare, or threatened species; [4] approval of the Project will not result in any significant effects relating to traffic, noise, air quality, or water quality; and [5] the Project site can be adequately served by all required utilities and public services.

CONDITIONS OF APPROVAL: See attached department reports.

TECHNICAL APPENDIX:

Surrounding Zoning and Land Use:

	<i>Existing Land Use</i>	<i>General Plan Designation</i>	<i>Zoning Designation</i>	<i>Specific Plan Land Use</i>
<i>Site</i>	Vacant/Medium Density Residential	MDR (Medium Density Residential)	MDR18 (Medium Density Residential) and EA (Euclid Avenue Overlay)	N/A
<i>North</i>	Commercial Shopping Center	MU (Mixed-Use)	MU-11 (Euclid/Francis Mixed-Use) and EA (Euclid Avenue Overlay)	N/A
<i>South</i>	Single Family Residential and Mountain View Baptist Church	LDR (Low Density Residential) and MDR (Medium Density Residential)	LDR5 (Low Density Residential) and MDR18 (Medium Density Residential)	N/A
<i>East</i>	Ontario Christian School	MDR (Medium Density Residential)	MDR18 (Medium Density Residential) and EA (Euclid Avenue Overlay)	N/A
<i>West</i>	Single Family Residential	LDR (Low Density Residential)	LDR5 (Low Density Residential)	N/A

Off-Street Parking:

<i>Type of Use</i>	<i>No.</i>	<i>Parking Ratio</i>	<i>Spaces Required</i>	<i>Spaces Provided</i>
1-bedroom units	20 units	1.75 spaces per dwelling unit	35	40
3-bedroom units	37 units	2.5 spaces per dwelling unit	93	74
Visitor	57	1 Space Per 5 (51-100 Units)	12	26
TOTAL			140	140

General Site & Building Statistics

<i>Item</i>	<i>Required Min./Max.</i>	<i>Provided (Ranges)</i>	<i>Meets Y/N</i>
<i>Project area (in acres):</i>	10,000 SF (Min)	3.47 acres	Y
<i>Maximum project density (dwelling units/ac):</i>	11.1 to 18.0 DU/acre	16.4 DU/acre	Y
<i>Maximum coverage (in %):</i>	60%	42%	Y
<i>Minimum lot size (in SF):</i>	N/A		
<i>Minimum lot depth (in FT):</i>	100 FT (Min)	495 FT	Y
<i>Minimum lot width (in FT):</i>	100 FT (Min)	330 FT	Y
<i>Front yard setback (in FT):</i>	30 FT (Min)	25 FT to porch, 30 FT to living	Y ¹
<i>Side yard setback (in FT):</i>	10 FT (Min)	10 FT	Y
<i>Rear yard setback (in FT):</i>	10 FT (Min)	14 FT	Y

<i>Item</i>	<i>Required Min./Max.</i>	<i>Provided (Ranges)</i>	<i>Meets Y/N</i>
<i>Drive aisle setback (in FT):</i>	20 FT	20 FT	Y
<i>Parking setback (in FT):</i>	5 FT	5 FT	Y
<i>Structure setbacks (in FT):</i>	30 FT (Min)	30 FT	Y
<i>Maximum dwelling units/building:</i>	N/A	6	Y
<i>Maximum height (in FT):</i>	45 FT	43 FT	Y
<i>Parking – resident:</i>	128 space	128 spaces	Y
<i>Parking – guest:</i>	12 spaces	12 spaces	Y
<i>Open space – private:</i>	200 SF/unit = 11,400 SF	13,763 SF	Y
<i>Open space – common:</i>	300 SF/unit = 17,100 SF	47,302 SF	Y

Notes:

1. A porch, patio, or deck, may extend up to 30 percent into a required street setback area.

Dwelling Unit Count:

<i>Item</i>	<i>Required Min./Max.</i>	<i>Provided (Ranges)</i>	<i>Meets Y/N</i>
<i>Total no. of units</i>	39 (Min)/62 (Max)	57	Y
<i>Total no. of buildings</i>	N/A	10	Y
<i>No. units per building</i>	N/A	5 to 6	Y

Dwelling Unit Statistics:

<i>Unit Type</i>	<i>Size (in SF)</i>	<i>No. Bedrooms</i>	<i>No. Bathrooms</i>	<i>No. Stories</i>	<i>Private Open Space (in SF)</i>
Plan 1-A	808 SF	1	1	1	119
Plan 1-B	808 SF	1	1	1	180
Plan 2	2,166 SF	2 (optional 3)	2	3	276
Plan 3	2,267 SF	2 (optional 3)	2	3	309

Exhibit A: Project Location Map

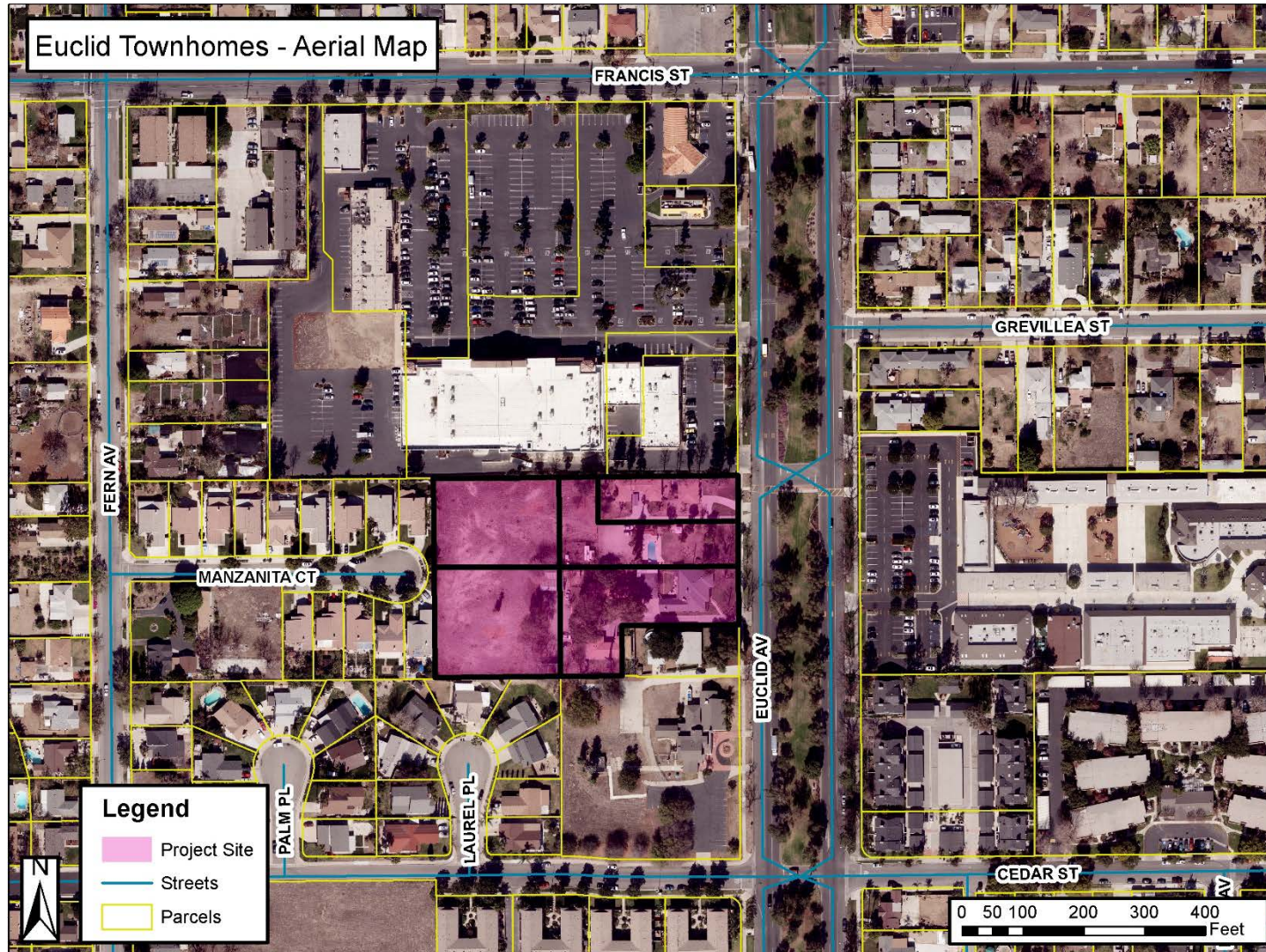


Exhibit B: Site Plan

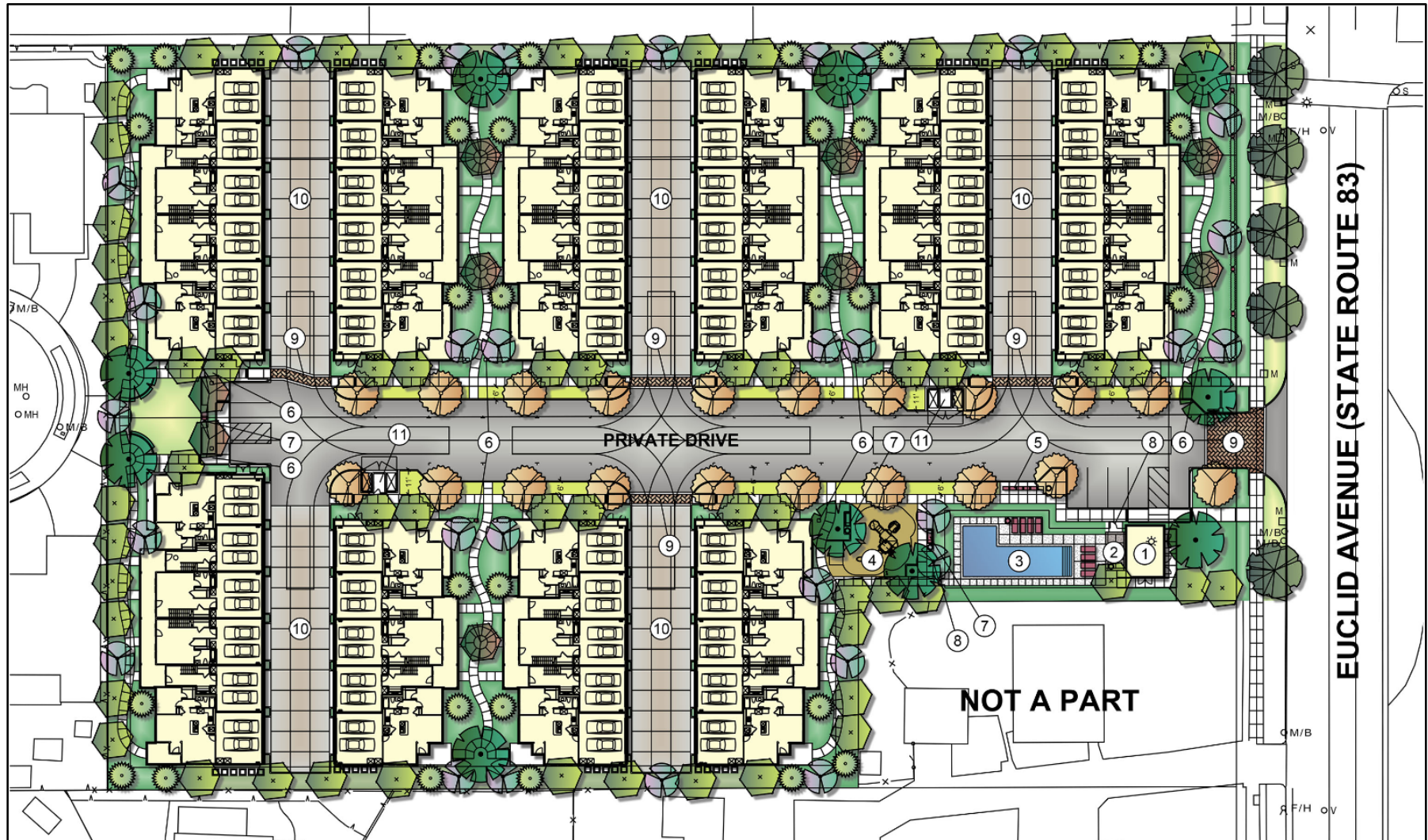


Exhibit C: Conceptual Grading Plan (TTM 20050)

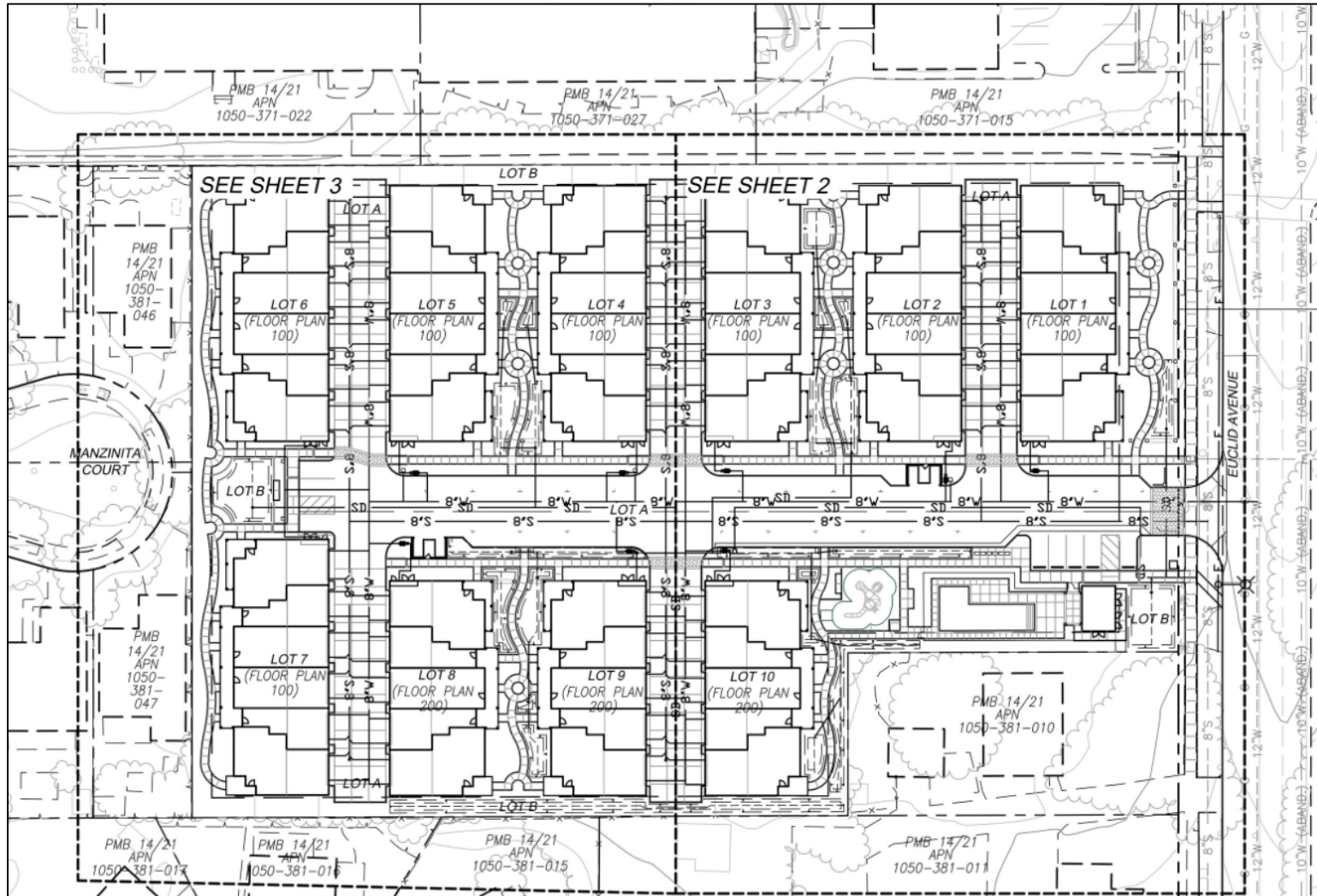


Exhibit D: Elevations – California Craftsman (Five-Unit Building)



Front Elevation



Rear Elevation

Exhibit D: Elevations – California Craftsman (Five-Unit Building)



Left Elevation



Right Elevation

Exhibit E: Elevations – Colonial Revival (Five-Unit Building)



Front Elevation



Rear Elevation

Exhibit E: Elevations – Colonial Revival (Five-Unit Building)



Left Elevation



Right Elevation

Exhibit F: Elevations – California Craftsman (Six-Unit Building)



Front Elevation



Rear Elevation

Exhibit F: Elevations – California Craftsman (Six-Unit Building)



Left Elevation



Right Elevation

Note: Stone base occurs on Bldg. 200 facing Euclid Ave. only.

Exhibit G: Elevations – Colonial Revival (Six-Unit Building)



Front Elevation



Rear Elevation

Exhibit G: Elevations – Colonial Revival (Six-Unit Building)

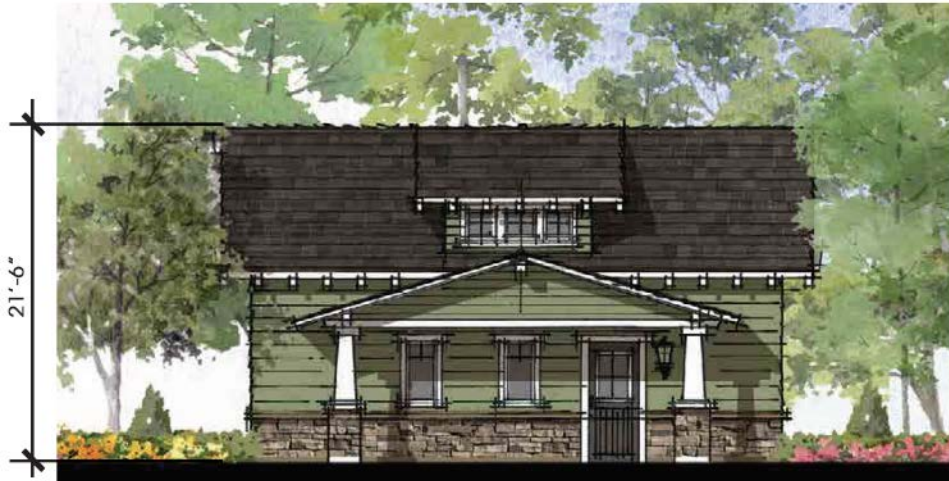


Left Elevation



Right Elevation

Exhibit H: Pool Building



Front Elevation



Left Elevation

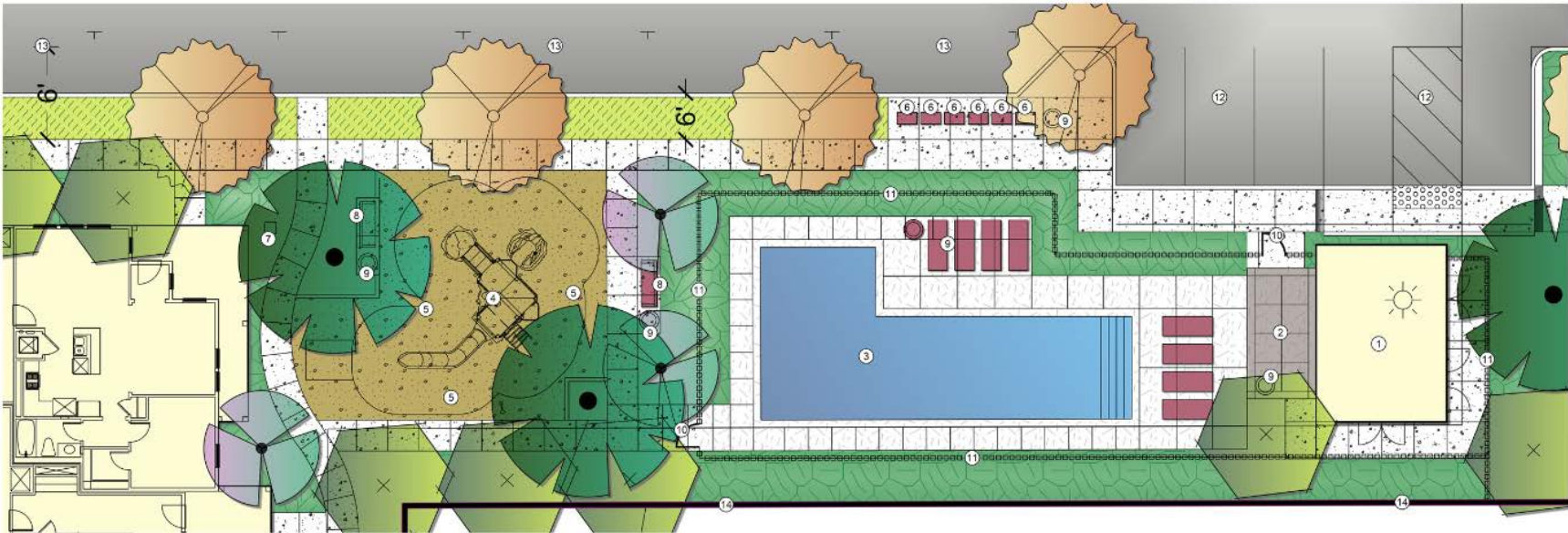


Rear Elevation



Right Elevation

Exhibit I: Recreational Area



CLUSTER MAILBOX:
 SALSBURY REGENCY
 DECORATIVE CSU
 (12 DODR - #5312R AND
 8 DODR - #3508R)
 COLOR: BLACK



BENCH:
 D-138 BY VICTOR STANLEY
 POWDERCOAT COLOR - BLACK
 SLATS - RECYCLED PLASTIC



TRASH RECEPTACLE:
 RTH 24 BY VICTOR STANLEY
 POWDERCOAT COLOR - BLACK
 SLATS - RECYCLED PLASTIC

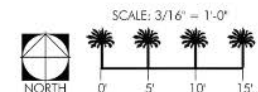


BENCH:
 PLAYBOOSTER PLAY STRUCTURE BY LANDSCAPE STRUCTURES
 THEME: NATURE / TREEHOUSE
 BASED ON DESIGN #93067-2-2

LEGEND

1. POOL BUILDING
2. OVERHEAD STRUCTURE
3. POOL
4. TOT LOT
5. RUBBERIZED PLAY SURFACING
6. CLUSTER MAILBOX
7. PASEO ENTRY
(DECORATIVE PILASTER W/
3' TALL CLIPPED HEDGE)
8. BENCH
9. TRASH RECEPTACLE
10. POOL GATE
11. POOL FENCE
12. PARKING LOT
13. ON-STREET PARKING
14. PERIMETER MASONRY WALL

EUCLID TOWNHOMES



RESOLUTION NO.

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PMTT16-013 (TTM 20050), A TENTATIVE TRACT MAP TO SUBDIVIDE 3.47 ACRES OF LAND INTO 10 NUMBERED LOTS AND 2 LETTERED (COMMON) LOTS, FOR CONDOMINIUM PURPOSES, LOCATED ON THE WEST SIDE OF EUCLID AVENUE, BETWEEN FRANCIS AVENUE AND CEDAR STREET, AT 1910 SOUTH EUCLID AVENUE, WITHIN THE MDR-18 (MEDIUM DENSITY RESIDENTIAL—11.1 TO 18.0 DUS/ACRE) AND EA (EUCLID AVENUE) OVERLAY ZONING DISTRICTS, AND MAKING FINDINGS IN SUPPORT THEREOF—APNS: 1050-381-04, 1050-381-05, 1050-381-06, 1050-381-07, 1050-381-08 AND 1050-381-09.

WHEREAS, Miken Construction ("Applicant") has filed an Application for the approval of a Development Plan, File No. PMTT16-013 (TTM 20050), as described in the title of this Resolution (hereinafter referred to as "Application" or "Project"); and

WHEREAS, the Application applies to 3.47 acres of land generally located on the west side of Euclid Avenue, between Francis Avenue and Cedar Street, at 1910 South Euclid Avenue, within the MDR-18 (Medium Density Residential—11.1 to 18.0 DUs/Acre) and EA (Euclid Avenue) Overlay zoning districts, and is presently improved with two single family dwelling units and vacant land; and

WHEREAS, the property to the north of the Project site is within the MU-11 (Euclid/Francis Mixed-Use) and EA (Euclid Avenue Overlay) zoning district, and is developed with a commercial shopping center. The property to the east is within the MDR-18 (Medium Density Residential) and EA (Euclid Avenue Overlay) zoning district, and is developed with Ontario Christian School. The property to the south is within the LDR-5 (Low Density Residential) and MDR-18 (Medium Density Residential) zoning district, and is developed with single family residences and Mountain View Baptist Church. The property to the west is within the LDR-5 (Low Density Residential) zoning district, and is developed with single family residences; and

WHEREAS, the Applicant is requesting Tentative Tract Map (File No. PMTT16-013 / TT 20050) approval to subdivide the 3.47-acre project site into 10 numbered lots and 2 lettered (common) lots for condominium purposes, to facilitate the development of 57 dwellings, including 20 one-bedroom units, 20 two-bedroom units, and 17 three-bedroom units. Three of the buildings will have five units while the remaining seven buildings will have six units. The overall height of the buildings will be three stories; and

WHEREAS, on April 27, 2016, Miken Construction ("Applicant"), submitted a Tentative Tract Map (File No. PMTT16-013/TTM 20050) to subdivide 3.47 acres of land into 10 numbered lots and 2 lettered (common) lots, for condominium purposes, in

conjunction with a Development Plan (File No. PDEV16-019) to construct 57 townhome units. The project site was previously approved with a similar townhome layout (File Nos. PDEV07-013 and PMTT07-009 (TTM 18473)) in 2007. However, the Development Plan and Tentative Tract Map have since expired, requiring the submittal of new Development Plan and Tentative Tract Map applications; and

WHEREAS, the project includes a Tentative Tract Map (File No. PMTT16-013/TTM 20050) to subdivide the project site into 10 numbered lots and 2 lettered (common) lots, for condominium purposes. The applicant has indicated that the units may initially be rented, but that they would like the flexibility to be able to sell the units after construction, pending market conditions. This project has been developed to condominium standards, and includes all open space and recreation amenities required by the Development Code, which would enable the units to become a for-sale product; and

WHEREAS, the proposed project is located within the Airport Influence Area of Ontario International Airport, and was evaluated and found to be consistent with the policies and criteria of the Ontario International Airport Land Use Compatibility Plan (ALUCP); and

WHEREAS, the Application is a project pursuant to the California Environmental Quality Act (Public Resources Code Section 21000 et seq.) ("CEQA"); and

WHEREAS, the Project is exempt from CEQA pursuant to a categorical exemption (listed in CEQA Guidelines Article 19, commencing with Section 15300) and the application of that categorical exemption is not barred by one of the exceptions set forth in CEQA Guidelines Section 15300.2; and

WHEREAS, on October 17, 2016, the Development Advisory Board of the City of Ontario conducted a hearing and issued Decision No. DAB16-052 recommending the Planning Commission approve the Application; and

WHEREAS, on October 25, 2016, the Planning Commission of the City of Ontario conducted a hearing to consider the Project, and concluded said hearing on that date; and

WHEREAS, all legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED, AND RESOLVED by the Planning Commission of the City of Ontario, as follows:

SECTION 1. As the decision-making body for the Project, the Planning Commission has reviewed and considered the information contained in the administrative record for the Project. Based upon the facts and information contained in the

administrative record, including all written and oral evidence presented to the Planning Commission, the Planning Commission finds as follows:

a. The administrative record have been completed in compliance with CEQA, the State CEQA Guidelines, and the City of Ontario Local CEQA Guidelines; and

b. The Project is categorically exempt from environmental review pursuant to 15332 (Class 32, In-Fill Development Projects) of the CEQA Guidelines, meeting each of the following conditions: [1] the Project is consistent with the applicable general plan designation and all applicable general plan policies, as well as the applicable zoning designation and regulations; [2] the proposed development occurs within city limits, on a project site of no more than five acres, and is substantially surrounded by urban uses; [3] the project site has no value as habitat for endangered, rare, or threatened species; [4] approval of the Project will not result in any significant effects relating to traffic, noise, air quality, or water quality; and [5] the Project site can be adequately served by all required utilities and public services; and

c. The application of the categorical exemption is not barred by one of the exceptions set forth in CEQA Guidelines Section 15300.2; and

d. The determination of CEQA exemption reflects the independent judgment of the Planning Commission.

SECTION 2. Based upon the substantial evidence presented to the Planning Commission during the above-referenced hearing and upon the specific findings set forth in Section 1 above, the Planning Commission hereby concludes as follows:

a. The proposed map is consistent with the goals, policies, plans and exhibits of the Vision, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan, and applicable area and specific plans, and planned unit developments. The proposed subdivision is consistent with the goals and policies of The Ontario Plan (Policy CD2-2) by creating distinct residential neighborhoods that are functional, have a sense of community, emphasize livability and social interaction, and are uniquely identifiable places; and

b. The design or improvement of the proposed subdivision is consistent with the goals, policies, plans and exhibits of the Vision, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan, and applicable specific plans and planned unit developments.

c. The site is physically suitable for the type of development proposed. The proposed Tentative Tract Map to subdivide the 3.47-acre project site into 10 numbered lots and 2 lettered (common) lots for condominium purposes, to facilitate the development of 57 dwellings, including 20 one-bedroom units, 20 two-bedroom units, and

17 three-bedroom units, exceeds the Development Code's minimum lot requirement of 10,000 SF and is an allowable land use for the zoning district; and

d. The site is physically suitable for the proposed density of development. The proposed Tentative Tract Map will subdivide the 3.47-acre project site into 10 numbered lots and 2 lettered (common) lots for condominium purposes, to facilitate the development of 57 dwellings, including 20 one-bedroom units, 20 two-bedroom units, and 17 three-bedroom units. The project proposes a density of 16.4 DU/acres, meeting the Development Code's density limitation of 11.1 to 18.0 DU/acres with; and

e. The design of the subdivision or the proposed improvements are not likely to cause substantial environmental damage or substantially and avoidably injure fish or wildlife or their habitat. The project site has no value as habitat for endangered, rare, or threatened species and therefore will not cause damage to the environment; and

f. The design of the subdivision or type of improvements are not likely to cause serious public health problems.

g. The design of the subdivision or the type of improvements will not conflict with easements, acquired by the public at large, for access through or use of, property within the proposed subdivision. The proposed tentative tract map to subdivide the 3.47-acre project site into 10 numbered lots and 2 lettered (common) lots for condominium purposes, to facilitate the development of 57 dwellings, including 20 one-bedroom units, 20 two-bedroom units, and 17 three-bedroom units, has been designed so all structures will not be established within any existing utility easements.

SECTION 3. Based upon the findings and conclusions set forth in Sections 1 and 2 above, the Planning Commission hereby APPROVES the herein described Application, subject to each and every condition set forth in the Department reports, attached hereto and incorporated herein by this reference.

SECTION 4. The Applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul this approval. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

SECTION 5. The documents and materials that constitute the record of proceedings on which these findings have been based are located at the City of Ontario City Hall, 303 East "B" Street, Ontario, California 91764. The custodian for these records is the City Clerk of the City of Ontario.

SECTION 6. The Secretary shall certify to the adoption of the Resolution.

The Secretary Pro Tempore for the Planning Commission of the City of Ontario shall certify as to the adoption of this Resolution.

I hereby certify that the foregoing Resolution was duly and regularly introduced, passed and adopted by the Planning Commission of the City of Ontario at a regular meeting thereof held on the 25th day of October 2016, and the foregoing is a full, true and correct copy of said Resolution, and has not been amended or repealed.

Jim Willoughby
Planning Commission Chairman

ATTEST:

Scott Murphy
Planning Director/Secretary of Planning
Commission

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO)
CITY OF ONTARIO)

I, Marci Callejo, Secretary Pro Tempore of the Planning Commission of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. PC16-[insert #] was duly passed and adopted by the Planning Commission of the City of Ontario at their regular meeting held on October 25, 2016, by the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Marci Callejo
Secretary Pro Tempore



City of Ontario
Planning Department
303 East B Street
Ontario, California 91764
Phone: 909.395.2036
Fax: 909.395.2420

Planning Department Land Development Section Conditions of Approval

Meeting Date: October 17, 2016
File No: PMTT16-013 (TTM 20050)
Related Files: PDEV16-019

Project Description: A Tentative Tract Map (File No. PMTT16-013 / TTM 20050) to subdivide 3.47 acres of land into 10 numbered lots and 2 lettered (common) lots for condominium purposes, located on the west side of Euclid Avenue, between Francis Avenue and Cedar Street, at 1910 South Euclid Avenue, within the MDR18 (Medium Density Residential) and EA (Euclid Avenue) Overlay zoning districts (APNs: 1050-381-04, 1050-381-05, 1050-381-06, 1050-381-07, 1050-381-08 and 1050-381-09); **submitted by Miken Construction.**

Prepared by: Jeanie Irene Aguilo, Assistant Planner
Phone: (909) 395-2418; **Email:** jaguilo@ontarioca.gov; **Fax:** (909) 395-2420

The Planning Department, Land Development Section, conditions of approval applicable to the above-described Project, are listed below. The Project shall comply with each condition of approval listed below:

1.0 Standard Conditions of Approval. The project shall comply with the *Standard Conditions for New Development*, adopted by City Council Resolution No. 2010-021 on March 16, 2010. A copy of the *Standard Conditions for New Development* may be obtained from the Planning Department or City Clerk/Records Management Department.

2.0 Special Conditions of Approval. In addition to the *Standard Conditions for New Development* identified in condition no. 1.0, above, the project shall comply with the following special conditions of approval:

2.1 Time Limits. Tentative Tract Map approval shall become null and void 2 years following the effective date of application approval, unless the final tract map has been recorded, or a time extension has been approved by the Planning Commission pursuant to Development Code Section 2.02.025 (Time Limits and Extensions). This Permit does not supersede any individual time limits specified herein for performance of specific conditions or improvements.

2.2 Subdivision Map.

(a) The Final Tract Map shall be in conformance with the approved Tentative Tract Map on file with the City. Variations from the approved Tentative Tract Map may be reviewed and approved by the Planning Department. A substantial variation from the approved Tentative Tract Map may require review and approval by the Planning Commission, as determined by the Planning Director.

(b) Tentative Tract Map approval shall be subject to all conditions, requirements and recommendations from all other departments/agencies provided on the attached reports/memorandums.

(c) The subject Tentative Tract Map shall require the recordation of a condominium plan concurrent with the recordation of the Final Tract Map and Covenants, Conditions and Restrictions (CC&Rs).

(d) Pursuant to California Government Section 66474.9, the subdivider agrees that it will defend, indemnify, and hold harmless the City of Ontario or its agents, officers and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul any approval of the City of Ontario, whether by its City Council, Planning Commission or other authorized board or officer of this subdivision, which action is brought within the time period provided for in Government Code Section 66499.37. The City of Ontario shall promptly notify the subdivider of any such claim, action or proceeding and the City of Ontario shall cooperate fully in the defense.

2.3 General Requirements. The Project shall comply with the following general requirements:

(a) All construction documentation shall be coordinated for consistency, including, but not limited to, architectural, structural, mechanical, electrical, plumbing, landscape and irrigation, grading, utility and street improvement plans. All such plans shall be consistent with the approved entitlement plans on file with the Planning Department.

(b) The project site shall be developed in conformance with the approved plans on file with the City. Any variation from the approved plans must be reviewed and approved by the Planning Department prior to building permit issuance.

(c) The herein-listed conditions of approval from all City departments shall be included in the construction plan set for project, which shall be maintained on site during project construction.

2.4 Covenants, Conditions and Restrictions (CC&Rs)/Mutual Access and Maintenance Agreements.

(a) CC&Rs shall be prepared for the Project and shall be recorded prior to the issuance of a building permit.

(b) The CC&Rs shall be in a form and contain provisions satisfactory to the City. The articles of incorporation for the property owners association and the CC&Rs shall be reviewed and approved by the City.

(c) CC&Rs shall ensure reciprocal parking and access between parcels.

(d) CC&Rs shall ensure reciprocal parking and access between parcels, and common maintenance of:

(i) Landscaping and irrigation systems within common areas;

(ii) Landscaping and irrigation systems within parkways adjacent to the project site, including that portion of any public highway right-of-way between the property line or right-of-way boundary line and the curb line and also the area enclosed within the curb lines of a median divider (Ontario Municipal Code Section 7-3.03), pursuant to Ontario Municipal Code Section 5-22-02;

(iii) Shared parking facilities and access drives; and

(iv) Utility and drainage easements.

(e) CC&Rs shall include authorization for the City's local law enforcement officers to enforce City and State traffic and penal codes within the project area.

(f) The CC&Rs shall grant the City of Ontario the right of enforcement of the CC&R provisions.

(g) A specific methodology/procedure shall be established within the CC&Rs for enforcement of its provisions by the City of Ontario, if adequate maintenance of the development does not occur, such as, but not limited to, provisions that would grant the City the right of access to correct maintenance issues and assess the property owners association for all costs incurred.

2.5 Disclosure Statements.

(a) A copy of the Public Report from the Department of Real Estate, prepared for the subdivision pursuant to Business and Professions Code Section 11000 et seq., shall be provided to each prospective buyer of the residential units and shall include a statement to the effect that:

(i) This tract is subject to noise from the Ontario International Airport and may be more severely impacted in the future.

2.6 Environmental Review.

(a) The proposed project is categorically exempt from the requirements of the California Environmental Quality Act of 1970 (CEQA), as amended, and the Guidelines promulgated thereunder, pursuant to Section 15332 (Class 32, In-Fill Development Projects) of the CEQA Guidelines, meeting the following conditions:

(i) The Project is consistent with the applicable general plan designation and all applicable general plan policies, as well as the applicable zoning designation and regulations;

(ii) The proposed development occurs within city limits, on a project site of no more than five acres, and is substantially surrounded by urban uses;

(iii) The project site has no value as habitat for endangered, rare, or threatened species;

(iv) Approval of the Project will not result in any significant effects relating to traffic, noise, air quality, or water quality; and

(v) The Project site can be adequately served by all required utilities and public services.

(b) If human remains are found during project grading/excavation/construction activities, the area shall not be disturbed until any required investigation is completed by the County Coroner and Native American consultation has been completed (if deemed applicable).

(c) If any archeological or paleontological resources are found during project grading/excavation/construction, the area shall not be disturbed until the significance of the resource is determined. If determined to be significant, the resource shall be recovered by a qualified archeologist or paleontologist consistent with current standards and guidelines, or other appropriate measures implemented.

2.7 Indemnification. The applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul any approval of the City of Ontario, whether by its City Council, Planning Commission or other authorized board or officer. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.



ENGINEERING DEPARTMENT CONDITIONS OF APPROVAL

(Engineering Services Division [Land Development and Environmental], Traffic/Transportation Division, Ontario Municipal Utilities Company and Management Services Department conditions incorporated herein)

<input checked="" type="checkbox"/> DEVELOPMENT PLAN <input type="checkbox"/> OTHER	<input type="checkbox"/> PARCEL MAP	<input checked="" type="checkbox"/> TRACT MAP <input type="checkbox"/> FOR CONDOMINIUM PURPOSES
PROJECT FILE NO. TM 20050 RELATED FILE NO(S). PMTT16-013, PDEV16-013		
<input checked="" type="checkbox"/> ORIGINAL <input type="checkbox"/> REVISED: __/__/__		

<p>CITY PROJECT ENGINEER & PHONE NO:</p> <p>CITY PROJECT PLANNER & PHONE NO:</p> <p>DAB MEETING DATE:</p> <p>PROJECT NAME / DESCRIPTION:</p> <p>LOCATION:</p> <p>APPLICANT:</p> <p>REVIEWED BY:</p> <p>APPROVED BY:</p>	<p>Manoj Hariya, P.E., Sr. Associate Civil Engineer, (909) 395-2155</p> <p><i>M. B. Hariya</i> <i>09/26/2016</i></p> <p>10/17/2016</p> <p>A Tentative Tract Map to subdivide 3.47 acres of land for condominium purposes for 57 units town home project and a development plan to construct 57 town home units.</p> <p>1910 South Euclid Avenue</p> <p>Simon Hibbert 949-250-0607</p> <p><i>[Signature]</i> Omar Gonzalez, P.E. Sr. Associate Civil Engineer</p> <p><i>[Signature]</i> Khoi Do, P.E. Assistant City Engineer</p> <p style="text-align: right;"><u>9/26/16</u> Date</p> <p style="text-align: right;"><u>9/27/16</u> Date</p>
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THIS PROJECT SHALL COMPLY WITH THE REQUIREMENTS SET FORTH IN THE GENERAL STANDARD CONDITIONS OF APPROVAL ADOPTED BY THE CITY COUNCIL (RESOLUTION NO. 2010-021) AND THE PROJECT SPECIFIC CONDITIONS OF APPROVAL SPECIFIED IN HEREIN. ONLY APPLICABLE CONDITIONS OF APPROVAL ARE CHECKED. THE APPLICANT SHALL BE RESPONSIBLE FOR THE COMPLETION OF ALL APPLICABLE CONDITIONS OF APPROVAL PRIOR TO FINAL MAP OR PARCEL MAP APPROVAL, ISSUANCE OF PERMITS AND/OR OCCUPANCY CLEARANCE, AS SPECIFIED IN THIS REPORT.

1. PRIOR TO FINAL MAP OR PARCEL MAP APPROVAL, APPLICANT SHALL: **Check When Complete**

- 1.01 Dedicate to the City of Ontario, the right-of-way, described below:
 _____ feet on _____
 Property line corner 'cut-back' required at the intersection of _____
 and _____.
- 1.02 Dedicate to the City of Ontario, the following easement(s): _____

- 1.03 Restrict vehicular access to the site as follows: _____
- 1.04 Vacate the following street(s) and/or easement(s): _____
- 1.05 Submit a copy of a recorded private reciprocal use agreement or easement. The agreement or easement shall ensure, at a minimum, common ingress and egress and joint maintenance of all common access areas and drive aisles.
- 1.06 **Provide (original document) Covenants, Conditions and Restrictions (CC&Rs) as applicable to the project and as approved by the City Attorney and the Engineering and Planning Departments, ready for recordation with the County of San Bernardino. The CC&Rs shall provide for, but not be limited to, common ingress and egress, joint maintenance responsibility for all common access improvements, common facilities, parking areas, utilities, median and landscaping improvements and drive approaches, in addition to maintenance requirements established in the Water Quality Management Plan (WQMP), as applicable to the project. The CC&Rs shall also address the maintenance and repair responsibility for public improvements/utilities (sewer, water, storm drain, recycled water, etc.) located within open space/easements. In the event of any maintenance or repair of these facilities, the City shall only restore disturbed areas to current City Standards.**
- 1.07 File an application for Reapportionment of Assessment, together with payment of a reapportionment processing fee, for each existing assessment district listed below. Contact the Management Services Department at (909) 395-2124 regarding this requirement.
 (1) _____
 (2) _____
- 1.08 File a Consent and Waiver to Annexation agreement, together with an annexation processing fee, to annex the subject property to a Street Lighting Maintenance Assessment District (SLMD). The agreement and fee shall be submitted a minimum of three (3) months prior to, and the annexation shall be completed, prior to final subdivision map approval or issuance of building permits, whichever occurs first. An annual special assessment shall be levied in the SLMD and will be collected along with annual property taxes. The special assessment will provide funding for costs associated with the annual operation and maintenance of the street lighting facilities and appurtenances that serve the property. Contact Management Services at (909) 395-2124 regarding this requirement.
- 1.09 **File an application, together with an initial deposit (if required), to establish a Community Facilities District (CFD) pursuant to the Mello-Roos Community Facilities District Act of 1982. The application and fee shall be submitted a minimum of four (4) months prior to final**



subdivision map approval, and the CFD shall be established prior to final subdivision map approval or issuance of building permits, whichever occurs first. The CFD shall be established upon the subject property to provide funding for various City services. An annual special tax shall be levied upon each parcel or lot in an amount to be determined. The special tax will be collected along with annual property taxes. The City shall be the sole lead agency in the formation of any CFD. Contact Management Services at (909) 395-2353 to initiate the CFD application process.

- 1.10 New Model Colony (NMC) Developments:
 - 1) Provide evidence of final cancellation of Williamson Act contracts associated with this tract, prior to approval of any final subdivision map. Cancellation of contracts shall have been approved by the City Council.
 - 2) Provide evidence of sufficient storm water capacity availability equivalents (Certificate of Storm Water Treatment Equivalents).
 - 3) Provide evidence of sufficient water availability equivalents (Certificate of Net MDD Availability).
- 1.11 Other conditions: _____

2. PRIOR TO ISSUANCE OF ANY PERMITS, APPLICANT SHALL:

**A. GENERAL
 (Permits includes Grading, Building, Demolition and Encroachment)**

- 2.01 Record Tract Map No. 20050 pursuant to the Subdivision Map Act and in accordance with the City of Ontario Municipal Code.
- 2.02 Submit a duplicate photo mylar of the recorded map to the City Engineer's office. Submit electronic copies on .pdf format of all the recorded map.
- 2.03 Note that the subject parcel is a recognized parcel in the City of Ontario per _____
- 2.04 Note that the subject parcel is an 'unrecognized' parcel in the City of Ontario and shall require a Certificate of Compliance to be processed unless a deed is provided confirming the existence of the parcel prior to the date of _____
- 2.05 Apply for a: Certificate of Compliance with a Record of Survey; Lot Line Adjustment
 Make a Dedication of Easement.
- 2.06 Provide (original document) Covenants, Conditions and Restrictions (CC&R's), as applicable to the project, and as approved by the City Attorney and the Engineering and Planning Departments, ready for recordation with the County of San Bernardino. The CC&R's shall provide for, but not be limited to, common ingress and egress, joint maintenance of all common access improvements, common facilities, parking areas, utilities and drive approaches in addition to maintenance requirements established in the Water Quality Management Plan (WQMP), as applicable to the project.
- 2.07 Submit a soils/geology report.
- 2.08 Other Agency Permit/Approval: Submit a copy of the approved permit and/or other form of approval of the project from the following agency or agencies:
 - State of California Department of Transportation (Caltrans)
 The applicant/developer shall need approved encroachment permit from Caltrans for any work within Caltrans Right-of-Way along Euclid Avenue.



- San Bernardino County Road Department (SBCRD)
- San Bernardino County Flood Control District (SBCFCD)
- Federal Emergency Management Agency (FEMA)
- Cucamonga Valley Water District (CVWD) for sewer/water service
- United States Army Corps of Engineers (USACE)
- California Department of Fish & Game
- Inland Empire Utilities Agency (IEUA)
- Other: _____

- 2.09 Dedicate to the City of Ontario the right-of-way described below:
_____ feet on _____
Property line corner 'cut-back' required at the intersection of _____
and _____.
- 2.10 Dedicate to the City of Ontario the following easement(s): _____

- 2.11 New Model Colony (NMC) Developments:
 - 1) Submit a copy of the permit from the San Bernardino County Health Department to the Engineering Department and the Ontario Municipal Utilities Company (OMUC) for the destruction/abandonment of the on-site water well. The well shall be destroyed/abandoned in accordance with the San Bernardino County Health Department guidelines.
 - 2) Make a formal request to the City of Ontario Engineering Department for the proposed temporary use of an existing agricultural water well for purposes other than agriculture, such as grading, dust control, etc. Upon approval, the Applicant shall enter into an agreement with the City of Ontario and pay any applicable fees as set forth by said agreement.
 - 3) Design proposed retaining walls to retain up to a maximum of three (3) feet of earth. In no case shall a wall exceed an overall height of nine (9) feet (i.e. maximum 6-foot high wall on top of a maximum 3-foot high retaining wall).
- 2.12 Submit a security deposit to the Engineering Department to guarantee construction of the public improvements required herein. Security deposit shall be in accordance with the City of Ontario Municipal Code. Security deposit will be eligible for release, in accordance with City procedure, upon completion and acceptance of said public improvements.
- 2.13 **The applicant/developer shall submit all necessary survey documents prepared by a Licensed Surveyor registered in the State of California detailing all existing survey monuments in and around the project site. These documents are to be reviewed and approved by the City Survey Office.**
- 2.14 Other conditions: _____



B. PUBLIC IMPROVEMENTS

(See attached Exhibit 'A' for plan check submittal requirements.)

- 2.15 Design and construct full public improvements in accordance with the City of Ontario Municipal Code, current City standards and specifications, master plans and the adopted specific plan for the area, if any. These public improvements shall include, but not be limited to, the following (checked boxes):

Improvement	Euclid Avenue			
Curb (See 2.36.2)	<input checked="" type="checkbox"/> New; 77.5 ft. from C/L where existing driveway will be removed. <input type="checkbox"/> Replace damaged <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New; ___ ft. from C/L <input type="checkbox"/> Replace damaged <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New; ___ ft. from C/L <input type="checkbox"/> Replace damaged <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New; ___ ft. from C/L <input type="checkbox"/> Replace damaged <input type="checkbox"/> Remove and replace
AC Pavement	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions
PCC Pavement (Truck Route Only)	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Drive Approach (See 2.36.2)	<input checked="" type="checkbox"/> New <input checked="" type="checkbox"/> Remove Existing driveways	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace
Sidewalk (See 2.36.2)	<input checked="" type="checkbox"/> New where existing driveway removed <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace
ADA Access Ramp	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace
Parkway	<input checked="" type="checkbox"/> Trees <input checked="" type="checkbox"/> Landscaping (w/irrigation)	<input type="checkbox"/> Trees <input type="checkbox"/> Landscaping (w/irrigation)	<input type="checkbox"/> Trees <input type="checkbox"/> Landscaping (w/irrigation)	<input type="checkbox"/> Trees <input type="checkbox"/> Landscaping (w/irrigation)
Raised Landscaped Median	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace



Fire Hydrant	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation
Sewer (see Sec. 2.C)	<input type="checkbox"/> Main <input checked="" type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral
Water (see Sec. 2.D)	<input type="checkbox"/> Main <input checked="" type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service
Recycled Water (see Sec. 2.E)	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service
Traffic Signal System (see Sec. 2.F)	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Traffic Signing and Striping (see Sec. 2.F)	<input checked="" type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Street Light (see Sec. 2.F)	<input checked="" type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation
Bus Stop Pad or Turn-out (see Sec. 2.F)	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Storm Drain (see Sec. 2.G)	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral
Overhead Utilities	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate
Fiber Optic Conduits (see Sec. 2.K)	<input checked="" type="checkbox"/> New	_____	_____	_____
Other Improvements	_____	_____	_____	_____

Specific notes for improvements listed in item no. 2.15, above: _____

- 2.16 Construct a 0.15' asphalt concrete (AC) grind and overlay on the following street(s): _____
- 2.17 Reconstruct the full pavement structural section based on existing pavement condition and approved street section design. Minimum limits of reconstruction shall be along property frontage, from street



centerline to curb/gutter. 'Pothole' verification of existing pavement section required prior to acceptance/approval of street improvement plan.

- 2.18 Make arrangements with the Cucamonga Valley Water District (CVWD) to provide water service sewer service to the site. This property is within the area served by the CVWD and Applicant shall provide documentation to the City verifying that all required CVWD fees have been paid.
- 2.19 Other conditions:

C. SEWER

- 2.20 **An 8 inch sewer main is available for connection by this project in Euclid Avenue. (Ref: Sewer plan bar code: S11381 and S11382)**
- 2.21 Design and construct a sewer main extension. A sewer main is not available for direct connection. The closest main is approximately _____ feet away.
- 2.22 Submit documentation that shows expected peak loading values for modeling the impact of the subject project to the existing sewer system. The project site is within a deficient public sewer system area. Applicant shall be responsible for all costs associated with the preparation of the model. Based on the results of the analysis, Applicant may be required to mitigate the project impact to the deficient public sewer system, including, but not limited to, upgrading of existing sewer main(s), construction of new sewer main(s) or diversion of sewer discharge to another sewer.
- 2.23 **Other conditions: On-site sewer is private and will be maintained by the HOA.**

D. WATER

- 2.24 **An 12 inch water main is available for connection by this project in Euclid Avenue (Ref: Water plan bar code: W12437 and W12438)**
- 2.25 Design and construct a water main extension. A water main is not available for direct connection. The closest main is approximately _____ feet away.
- 2.26 Submit documentation that shows expected peak demand water flows for modeling the impact of the subject project to the existing water system. The project site is within a deficient public water system area. Applicant shall be responsible for all costs associated with the preparation of the model. Based on the results of the analysis, Applicant may be required to mitigate the project impacts to the deficient public water system, including, but not limited to upgrading of the existing water main(s) and/or construction of a new main(s).
- 2.27 Design and construct appropriate cross-connection protection for new potable water and fire service connections. Appropriate protection shall be based upon the degree of hazard per Title 17 of the California Code of Regulations. The minimum requirement is the installation of a backflow prevention device per current City standards. All existing potable water and fire services that do not meet the current minimum level of protection shall be upgraded (retrofitted) with the appropriate backflow protection assembly per current City standards.
- 2.28 Request a water flow test to be conducted, to determine if a water main upgrade is necessary to achieve required fire flow for the project. The application is available on the City website (www.OntarioCA.gov) or Applicant can contact the City of Ontario Fire Department at (909) 395-2029 to coordinate scheduling of this test. Applicant shall design and construct a water main upgrade if the water flow test concludes that an upgrade is warranted.
- 2.29 Other conditions:
 - 1. **Proposed irrigation service connection shall be a separate connection and will be**



utilizing potable water in the interim before recycled water is available in the area. Therefore, a backflow is required behind the meter connection until recycled water conversion takes place.

2. Master meter the project site.
3. On-site domestic water and fire system are both private and will be maintained by the HOA.
4. Existing Fire Hydrants that front the property shall be upgraded to current city standards.
5. Developer shall provide separate fire, domestic and irrigation services.

E. RECYCLED WATER

- 2.30 A _____ inch recycled water main is available for connection by this project in _____. (Ref: Recycled Water plan bar code: _____)
- 2.31 Design and construct an on-site recycled water system for this project. A recycled water main does exist in the vicinity of this project.
- 2.32 **Design and construct an on-site recycled water ready system for this project. A recycled water main does not currently exist in the vicinity of this project, but is planned for the near future. Applicant shall be responsible for construction of a connection to the recycled water main for approved uses, when the main becomes available. The cost for connection to the main shall be borne solely by Applicant.**
- 2.33 **Submit two (2) hard copies and one (1) electronic copy, in PDF format, of the Engineering Report (ER), for the use of recycled water, to the OMUC for review and subsequent submittal to the California Department of Public Health (CDPH) for final approval.**
- Note: The OMUC and the CDPH review and approval process will be approximately three (3) months. Contact the Ontario Municipal Utilities Company at (909) 395-2687 regarding this requirement.**
- 2.34 Other conditions: _____

F. TRAFFIC / TRANSPORTATION

- 2.35 Submit a focused traffic impact study, prepared and signed by a Traffic/Civil Engineer registered in the State of California. The study shall address, but not be limited to, the following issues as required by the City Engineer:
1. On-site and off-site circulation
 2. Traffic level of service (LOS) at 'build-out' and future years
 3. Impact at specific intersections as selected by the City Engineer
- 2.36 **Other conditions:**
1. **Entry gates shall not be permitted.**
 2. **Proposed driveways (or existing driveways to remain) on Euclid Avenue shall be limited to right-turn-only access, and be designed/constructed in accordance with Standard Drawing No. 1204. Any existing driveways to be removed shall be backfilled with full-height curb and gutter, sidewalk, and parkway landscaping, in accordance with all applicable standards.**
 3. **Parking shall not be permitted on Euclid Avenue, within 40 feet to the north of any Project driveway. Applicant/Developer shall be responsible to install no parking signs in accordance with all applicable standards to the satisfaction of the City Engineer.**
 4. **Applicant/Developer shall be responsible to design and construct in-fill public street lights along the project frontage. Applicant/Developer shall also replace the existing**



street light fixture near the north project limits with the current City-approved LED equivalent fixture. Street lighting shall be in accordance with the City's Traffic and Transportation Design Guidelines, and to the satisfaction of the City Engineer.

5. The proposed project directory shall be relocated further west and to the satisfaction of the City Engineer, so as not to interfere with traffic operations at the driveway, i.e. stopped vehicle blocking the only inbound lane.
6. The Applicant/Developer's engineer-of-record shall meet with City Engineering staff prior to starting traffic signal, signing and striping and/or street lighting design to discuss items such as signal phasing, striping layout and tie-ins to existing or future street light circuits.

G. DRAINAGE / HYDROLOGY

- | | | | |
|-------------------------------------|------|--|--------------------------|
| <input type="checkbox"/> | 2.37 | Submit a hydrology study and drainage analysis, prepared and signed by a Civil Engineer registered in the State of California. The study shall be prepared in accordance with the San Bernardino County Hydrology Manual and City of Ontario standards and guidelines. Additional drainage facilities, including, but not limited to, improvements beyond the project frontage, may be required to be designed and constructed, by Applicant, as a result of the findings of this study. | <input type="checkbox"/> |
| <input checked="" type="checkbox"/> | 2.38 | An adequate drainage facility to accept additional runoff from the site does not currently exist downstream of the project. Design and construct a storm water detention facility on the project site. Post-development peak flows from the site shall not exceed 80% of pre-development peak flows, in accordance with the approved hydrology study and improvement plans. | <input type="checkbox"/> |
| <input type="checkbox"/> | 2.39 | Submit a copy of a recorded private drainage easement or drainage acceptance agreement to the Engineering Department for the acceptance of any increase to volume and/or concentration of historical drainage flows onto adjacent property, prior to approval of the grading plan for the project. | <input type="checkbox"/> |
| <input type="checkbox"/> | 2.40 | Comply with the City of Ontario Flood Damage Prevention Ordinance (Ordinance No. 2409). The project site or a portion of the project site is within the Special Flood Hazard Area (SFHA) as indicated on the Flood Insurance Rate Map (FIRM) and is subject to flooding during a 100 year frequency storm. The site plan shall be subject to the provisions of the National Flood Insurance Program. | <input type="checkbox"/> |
| <input checked="" type="checkbox"/> | 2.41 | Pay Storm Drain Development Impact Fee. Fee shall be paid to the Building Department. | <input type="checkbox"/> |
| <input type="checkbox"/> | 2.42 | Other conditions: _____ | <input type="checkbox"/> |

H. STORM WATER QUALITY / NATIONAL POLLUTANT DISCHARGE AND ELIMINATION SYSTEM (NPDES)

- | | | | |
|-------------------------------------|------|--|--------------------------|
| <input type="checkbox"/> | 2.43 | 401 Water Quality Certification/404 Permit – Submit a copy of any applicable 401 Certification or 404 Permit for the subject project to the City project engineer. Development that will affect any body of surface water (i.e. lake, creek, open drainage channel, etc.) may require a 401 Water Quality Certification from the California Regional Water Quality Control Board, Santa Ana Region (RWQCB) and a 404 Permit from the United States Army Corps of Engineers (USACE). The groups of water bodies classified in these requirements are perennial (flow year round) and ephemeral (flow during rain conditions, only) and include, but are not limited to, direct connections into San Bernardino County Flood Control District (SBCFCD) channels.
If a 401 Certification and/or a 404 Permit are not required, a letter confirming this from Applicant's engineer shall be submitted.
Contact information: USACE (Los Angeles District) (213) 452-3414; RWQCB (951) 782-4130. | <input type="checkbox"/> |
| <input checked="" type="checkbox"/> | 2.44 | Submit a Water Quality Management Plan (WQMP). This plan shall be approved by the Engineering Department prior to approval of any grading plan. The WQMP shall be submitted, utilizing the current San Bernardino County Stormwater Program template, available at: http://www.sbcounty.gov/dpw/land/npdes.asp. | <input type="checkbox"/> |



2.45 Other conditions: _____

J. SPECIAL DISTRICTS

2.46 File an application, together with an initial payment deposit (if required), to establish a Community Facilities District (CFD) pursuant to the Mello-Roos Community facilities District Act of 1982. The application and fee shall be submitted a minimum three (3) months prior to final subdivision map approval, and the CFD shall be established prior to final subdivision map approval or issuance of building permits, whichever occurs first. The CFD shall be established upon the subject property to provide funding for various City services. An annual special tax shall be levied upon each parcel or lot in an amount to be determined. The special tax will be collected along with annual property taxes. The City shall be the sole lead agency in the formation of any CFD. Contact the Management Services Department at (909) 395-2353 to initiate the CFD application process.

2.47 File a Consent and Waiver to Annexation agreement, together with an annexation processing fee, to annex the subject property to a Street Lighting Maintenance Assessment District (SLMD). The agreement and fee shall be submitted three (3) months prior to, and the annexation shall be completed prior to, final subdivision map approval or issuance of building permits, whichever occurs first. An annual special assessment shall be levied in the SLMD and will be collected along with annual property taxes. The special assessment will provide funding for costs associated with the annual operation and maintenance of the street lighting facilities and appurtenances that serve the property. Contact the Management Services Department at (909) 395-2124, regarding this requirement.

2.48 Other conditions: _____

K. FIBER OPTIC

2.49 Design and construct fiber optic system to provide access to the City's conduit and fiber optic system per the City's Fiber Optic Master Plan. Building entrance conduits shall start from the closest OntarioNet hand hole in the ROW and shall terminate in the main telecommunications room for each building. Conduit infrastructure shall interconnect with the primary and/or secondary backbone fiber optic conduit system at the nearest OntarioNet hand hole. Design and install fiber optic conduits along the project frontages per attached Fiber optic conduit exhibit

2.50 Refer to the City's Fiber Optic Master Plan for design and layout guidelines. Contact the Information Technology Department at (909) 395-2000, regarding this requirement.

L. Solid Waste

2.51 The site shall have 2- 2 Bin trash enclosures (Each bin shall be 4 cubic yards)
Please also reference the City's Solid Waste Manual location at:
<http://www.ontarioca.gov/municipal-utilities-company/solid-waste>

3. PRIOR TO ISSUANCE OF A CERTIFICATE OF OCCUPANCY, APPLICANT SHALL

3.01 Set new monuments in place of any monuments that have been damaged or destroyed as a result of construction of the subject project. Monuments shall be set in accordance with City of Ontario standards and to the satisfaction of the City Engineer.



- 3.02 Complete all requirements for recycled water usage.
- 1) Procure from the OMUC a copy of the letter of confirmation from the California Department of Public Health (CDPH) that the Engineering Report (ER) has been reviewed and the subject site is approved for the use of recycled water.
- 2) Obtain clearance from the OMUC confirming completion of recycled water improvements and passing of shutdown tests and cross connection inspection, upon availability/usage of recycled water.
- 3) Complete education training of on-site personnel in the use of recycled water, in accordance with the ER, upon availability/usage of recycled water.
- 3.03 The applicant/developer shall submit all final survey documents prepared by a Licensed Surveyor registered in the State of California detailing all survey monuments that have been preserved, revised, adjusted or set along with any maps, corner records or Records of Survey needed to comply with these Conditions of Approvals and the latest edition of the California Professional Land Survey Act. These documents are to be reviewed and approved by the City Survey Office.
- 3.04 NMC Projects: For developments located at an intersection of any two collector or arterial streets, the applicant/developer shall set a benchmark if one does not already exist at that intersection. Contact the City Survey office for information on reference benchmarks, acceptable methodology and required submittals.
- 3.05 Confirm payment of all Development Impact Fees (DIF) to the Building Department.
- 3.06 Submit electronic copies of all approved studies/reports (i.e. hydrology, traffic, WQMP, etc.). Submit DWG format files for all approved improvements plans.



EXHIBIT 'A'

ENGINEERING DEPARTMENT First Plan Check Submittal Checklist

Project Number: PDEV 16-019, and Tract Map No. 20050

The following items are required to be included with the first plan check submittal:

1. **A copy of this check list**
2. **Payment of fee for Plan Checking**
3. **One (1) copy of Engineering Cost Estimate (on City form) with engineer's wet signature and stamp.**
4. **One (1) copy of project Conditions of Approval**
5. Two (2) sets of Potable and Recycled Water demand calculations (include water demand calculations showing low, average and peak water demand in GPM for the proposed development and proposed water meter size).
6. **Three (3) sets of Public Street improvement plan with street cross-sections**
7. Three (3) sets of Private Street improvement plan with street cross-sections
8. Four (4) sets of Public Water improvement plan (include water demand calculations showing low, average and peak water demand in GPM for the proposed development and proposed water meter size)
9. Four (4) sets of Recycled Water improvement plan (include recycled water demand calculations showing low, average and peak water demand in GPM for the proposed development and proposed water meter size and an exhibit showing the limits of areas being irrigated by each recycled water meter)
10. Four (4) sets of Public Sewer improvement plan
11. Five (5) sets of Public Storm Drain improvement plan
12. **Three (3) sets of Public Street Light improvement plan**
13. Three (3) sets of Signing and Striping improvement plan
14. Three (3) sets of Traffic Signal improvement plan and One (1) copy of Traffic Signal Specifications with modified Special Provisions. Please contact the Traffic Division at (909) 395-2154 to obtain Traffic Signal Specifications.
15. **Two (2) copies of Water Quality Management Plan (WQMP)**
16. **One (1) copy of Hydrology/Drainage study**
17. **One (1) copy of Soils/Geology report**
18. **Payment for Final Map processing fee**
19. **Three (3) copies of Final Map**
20. **One (1) copy of approved Tentative Map**
21. **One (1) copy of Preliminary Title Report (current within 30 days)**
22. **One (1) copy of Traverse Closure Calculations**

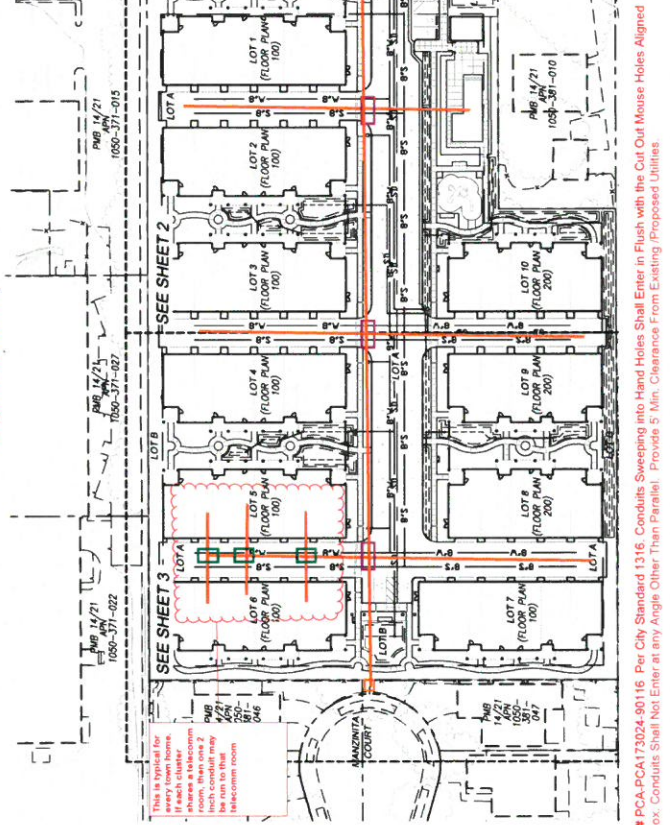


- 23. **One (1) set of supporting documents and maps (legible copies): referenced improvement plans (full size), referenced record final maps/parcel maps (full size, 18"x26"), Assessor's Parcel map (full size, 11"x17"), recorded documents such as deeds, lot line adjustments, easements, etc.**
- 24. **Two (2) copies of Engineering Report and an electronic file (PDF format) for recycled water use**
- 25. **Three (3) copies of fiber optic plans and an electronic file (DWG format).**
- 26. **Other: _____**

PMTT16-013 PDev16-019 v.1

5-17-16

Engineers: Manoj



- GENERAL NOTES:**
- ALL WORK SHALL BE DONE IN STRICT COMPLIANCE WITH THE CURRENT CITY OF ONTARIO STANDARD SPECIFICATIONS AND STANDARD DRAWINGS UNLESS OTHERWISE APPROVED BY THE CITY ENGINEER.
 - ANY CONTRACTOR PERFORMING WORK ON THIS PROJECT SHALL MAINTAIN OPERATIONS, WHETHER OF NOT THE FACILITY IS SHOWN ON THESE PLANS.
 - ALL DISTURBED AREAS TO BE RESTORED TO ORIGINAL OR BETTER CONDITION AND SHALL BE RESTORED WITHIN THE SPECIFIED TIME FRAME.
 - CONTRACTOR IS REFERRED TO SECTION 5 OF THE STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION FOR DETAILS REGARDING THE RESTORATION OF ANY PUBLIC WORKS CONSTRUCTION.
 - IF EACH LOT HAS MORE THAN ONE HAND HOLE, THE CONTRACTOR SHALL MAINTAIN ACCESS TO ALL HAND HOLES TO THE PUBLIC.
 - IN CASE OF ANY ACCIDENTS INVOLVING SAFETY MATTERS COVERED BY SECTION 5.02, THE CONTRACTOR SHALL IMMEDIATELY NOTIFY THE CITY ENGINEER OF ANY DAMAGE TO ANY PUBLIC WORKS CONSTRUCTION.
 - THE CONTRACTOR SHALL OBTAIN A PRIVATE CONTRACTOR AS REQUIRED PRIOR TO THE COMMENCEMENT OF WORK AND OBTAIN AN INTERVENTION NUMBER PRIOR TO THE COMMENCEMENT OF WORK. A SERVICE ALERT AT 1-800-222-7860 A MINIMUM OF 48 HOURS IN ADVANCE OF ANY CONSTRUCTION ACTIVITIES.
 - WORK TO BE DONE BY THE CONTRACTOR SHALL OBTAIN A BUSINESS OPERATIONS PERMIT FROM THE CITY ENGINEER AND THE CONTRACTOR SHALL OBTAIN A BUSINESS OPERATIONS PERMIT FROM THE ENGINEERING DEPARTMENT AT LEAST 24 HOURS PRIOR TO START OF ANY CONSTRUCTION WITHIN THE PUBLIC RIGHT-OF-WAY.
 - THE CONTRACTOR SHALL OBTAIN A PRIVATE CONTRACTOR AS REQUIRED PRIOR TO THE COMMENCEMENT OF WORK AND OBTAIN AN INTERVENTION NUMBER PRIOR TO THE COMMENCEMENT OF WORK. A SERVICE ALERT AT 1-800-222-7860 A MINIMUM OF 48 HOURS IN ADVANCE OF ANY CONSTRUCTION ACTIVITIES.
 - THE CONTRACTOR SHALL OBTAIN A PRIVATE CONTRACTOR AS REQUIRED PRIOR TO THE COMMENCEMENT OF WORK AND OBTAIN AN INTERVENTION NUMBER PRIOR TO THE COMMENCEMENT OF WORK. A SERVICE ALERT AT 1-800-222-7860 A MINIMUM OF 48 HOURS IN ADVANCE OF ANY CONSTRUCTION ACTIVITIES.
 - THE CONTRACTOR SHALL OBTAIN A PRIVATE CONTRACTOR AS REQUIRED PRIOR TO THE COMMENCEMENT OF WORK AND OBTAIN AN INTERVENTION NUMBER PRIOR TO THE COMMENCEMENT OF WORK. A SERVICE ALERT AT 1-800-222-7860 A MINIMUM OF 48 HOURS IN ADVANCE OF ANY CONSTRUCTION ACTIVITIES.

Install Ontario Fiber Optic Hand Hole HH-2 (17" x 30" x 24"), Newbasis Part # PCA-PCA173024-90116. Per City Standard 1316. Conduits Sweeping into Hand Holes Shall Enter in Flush with the Cut Out Mouse Holes Aligned Parallel to the Bottom of the Box and Come in Perpendicular to the Wall of the Box. Conduits Shall Not Enter at any Angle Other Than Parallel. Provide 5' Min. Clearance From Existing Proposed Utilities

Construct and Install all Fiber Optic Conduit at a Minimum Depth of 36". Trenching Shall be Per City Standard 1306. (1) 7-way Microduct (Duraline - Orange) 1317/16mm tubes and (1) 2" HDPE SDR-11 (Smoothwall) roll pipe (Orange) duct. Install located/tracer wires min. 10AWG within conduit bank and fiber warming tape 12-inch above the uppermost duct.

Construct and Install Fiber Optic Conduit at a Minimum Depth of 36". Trenching Shall be Per City Standard for Commercial Buildings. (1) 2" HDPE SDR-11 (Smoothwall) roll pipe (Orange) duct. Install located/tracer wires min. 10AWG within conduit bank and fiber warming tape 12-inch above the uppermost duct.

All hand holes, conduits, conduit banks, materials and installations are per the City's Fiber Optic Master Plan and City Fiber Optic Cable and Duct Standards. All Hand holes, conduits and ducts shall be placed in the public right of way.

All unused conduits/ducts/microducts shall be protected with ducts plugs that provide a positive seal. Ducts that are occupied shall be protected with industry accepted duct seal compound.

Conduit bank requires (1) 10AWG high strength (min. break load 600#) copper-clad steel w/ 30mil HDPE orange insulation for located/tracer wire.

Comments / Reviewed By David Simpson 5-8-16

ENGINEER'S NOTICE TO CONTRACTORS

THE EXISTENCE AND LOCATION OF ANY UNDERGROUND UTILITIES HAS NOT BEEN DETERMINED BY THE ENGINEER. CONTRACTORS SHALL BE RESPONSIBLE FOR LOCATING ALL UTILITIES AND AVOIDING THEM. CONTRACTORS SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FOR THIS PROJECT. CONTRACTORS SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FOR THIS PROJECT.

One (1) 7-way Micro Duct (Duraline) - 16mm Tubes or Equivalent

One (1) 30x48x46 Composite Polyconcrete Hand Hole (HH3)

One (1) 2-inch HDPE SDR-11 Smoothwall Orange Conduit

One (1) 13x24x18 Composite Polymer Concrete Hand Hole (HH1)

One (1) 17" x 30" x 24" Composite Polymer Concrete Hand Hole (HH2)



NO.	DATE	BY	DESCRIPTION

BENCHMARK NO.: _____ ELEVATION: _____
 LOCATION: _____
 REMARKS: _____ DATE: _____
 APPROVED: _____ DATE: _____

CITY OF ONTARIO

BENCHMARK NO.: _____ ELEVATION: _____
 LOCATION: _____
 REMARKS: _____ DATE: _____
 APPROVED: _____ DATE: _____

PREPARED BY: **Ashwath & Robson Consulting Engineers**
 PLANNING, ENGINEERING, DESIGN, AND CONSTRUCTION
 1000 MIDLAND AVE. SUITE 201
 ONTARIO, CANADA M5V 2Z3

ONTARIO MFR

CONCEPTUAL GRADING PLAN

TITLE SHEET

SHEET 1 OF 4

CONTRACT _____
 ACCOUNT _____
 DATE: _____

DATE PREPARED: JANUARY, 2018

SHEET INDEX

TITLE SHEET	SECTION SHEET
1	2-3

ASSESSOR'S PARCEL NO.

1000-371-04

1000-371-027
 1000-371-022
 1000-371-015
 1000-371-010

ASSESSOR'S PARCEL NO.

THOMAS INC. MAP 2007
 PAGE 642, 6-4

ASSESSOR'S PARCEL NO.

1000-371-04

1000-371-027
 1000-371-022
 1000-371-015
 1000-371-010

ASSESSOR'S PARCEL NO.

THOMAS INC. MAP 2007
 PAGE 642, 6-4

ASSESSOR'S PARCEL NO.

1000-371-04

1000-371-027
 1000-371-022
 1000-371-015
 1000-371-010

CITY OF ONTARIO
LANDSCAPE PLANNING DIVISION
 303 East "B" Street, Ontario, CA 91764

CONDITIONS OF APPROVAL

Sign Off

Carolyn Bell
 Carolyn Bell, Sr. Landscape Planner

9/29/16
 Date

Reviewer's Name: Carolyn Bell, Sr. Landscape Planner	Phone: (909) 395-2237
--	---------------------------------

D.A.B. File No.: PDEV16-019 Rev 1	Case Planner: Jeanie Aguilo
--------------------------------------	--------------------------------

Project Name and Location:
 Euclid Townhomes
 Euclid N of Cedar St

Applicant/Representative:
 Miken Construction – Simon Hibbert
 2850 Redhill Ave suite 200
 Santa Ana, CA 92705

<input checked="" type="checkbox"/>	A Preliminary Landscape Plan (dated 9/01/16) meets the Standard Conditions for New Development and has been approved with the consideration that the following conditions below be met upon submittal of the landscape construction documents.
<input type="checkbox"/>	A Preliminary Landscape Plan (dated) has not been approved. Corrections noted below are required prior to Preliminary Landscape Plan approval.

CORRECTIONS REQUIRED

Civil Plans

- Sht 1 Remove detention basins shown in parkways and front yard areas and locate under paving or in common areas along property lines away from pedestrian walkways.
- Sht 3, 4 Dimension basins and swales to be no greater than 40% of the on-site landscape area to allow for ornamental landscape.
- Sht 3, 4 Provide a level grade adjacent to basins and swales min. 3' from pedestrian paving.
- Sht 4 Section CC and Bioretention details. Change topsoil to engineered soil with 35% porosity and move overflow structure to side slope.
- Show utilities such as backflows and transformers dimensioned to be 5' clear from hardscape.
- Show accessible path from west parking spaces to south side accessible walkway.
- Note on grading plans: for compaction to be no greater than 85% at landscape areas. All finished grades at 1 1/2" below finished surfaces. Slopes to be maximum 3:1.

Landscape Plans

- Provide a tree inventory for existing trees include genus, species, trunk diameter, canopy width and condition. Show and note existing trees in good condition to remain and note trees proposed to be removed. Include existing trees within 10' of adjacent property that would be affected by new walls, footing or on-site tree planting. Add tree protection notes on construction and demo plans.
- Coordinate the Landscape plan with the civil plans to show utilities and storm water infiltration basins with appropriate landscape and irrigation. See correction items for basin and swale locations and size above. Show outline of basins and swales on plans
- Correct callout numbers not legible – printing or line weight error.
- Show utilities such as backflows and transformers screened with 5' of landscape.
- Show light standards, fire hydrants, water and sewer lines that do not conflict with required tree locations. Show all utilities on landscape plans.
- Show parkway landscape and street trees spaced 30' apart (Grevillea robusta on Euclid Ave)
- Show tree symbols minimum 3/4 of mature canopy to fit the spaces shown. Platanus us still shown at 20' diameter canopy.
- Remove small (circular) tree wells in courtyards and relocate trees in the larger spaces by the curving walkway. Avoid paving design that requires a person to walk around a tree.
- Revise half circle Oak tree wells, for a larger radius arc to provide min 6' clear space from large

tree trunks to paving.

17. Provide hydroseed mix for swales or basins or consider underground stormwater chambers
18. Note for agronomical soil testing and include report on landscape plans.
19. Show concrete mowstrips to identify property lines along open areas or to separate ownership or between maintenance areas.
20. Show 25% of trees as California native (Quercus, Platanus, etc.).
21. Change Platanus in the parkway to a tree appropriate to fit into a 6' parkway such as Pistacia, Ginkgo, or Koelreuteria paniculata. Change Platanus to the larger planters behind the sidewalk on Euclid.
22. Note potable water is required for irrigation within pool enclosures.
23. Keep trees 5' clear from the outside of pool fences. Use tall narrow trees or palm trees at pools for shade and less litter.
24. Change turfgrass in parkways to low water using groundcovers such as honeysuckle, Kurapia (Lippia nodiflora), Delosperma, Arctosis etc.
25. Change high maintenance or frost damaged plants such as: Agave attenuate; Juncus; Salvia leucantha.
26. Verify Caltrans review and acceptance of the parkway landscape plans.
27. After a project's entitlement approval, the applicant shall pay all applicable fees at a rate established by resolution of the City Council. Typical fees are:

Plan Check—5 or more acres	\$2,326.00
Plan Check—less than 5 acres	\$1,301.00
Inspection—Construction (up to 3 inspections)	\$278.00
Inspection—Field - additional.....	\$83.00

AIRPORT LAND USE COMPATIBILITY PLANNING

CONSISTENCY DETERMINATION REPORT



Project File No.: PDEV16-019 & PMTT16-013
 Address: 1910 S Euclid Ave
 APN: 1050-381-04 thru 09
 Existing Land Use: Residential/Vacant Land
 Proposed Land Use: 57 unit townhome residential development
 Site Acreage: 1.20 Proposed Structure Height: 43 ft
 ONT-IAC Project Review: N/A
 Airport Influence Area: ONT

Reviewed By: Lorena Mejia
 Contact Info: 909-395-2276
 Project Planner: Jeanie Aguilo
 Date: 6/9/16
 CD No.: 2016-035
 PALU No.: n/a

The project is impacted by the following ONT ALUCP Compatibility Zones:

Safety	Noise Impact	Airspace Protection	Overflight Notification
<input type="radio"/> Zone 1	<input type="radio"/> 75+ dB CNEL	<input type="radio"/> High Terrain Zone	<input type="radio"/> Avigation Easement Dedication
<input type="radio"/> Zone 1A	<input type="radio"/> 70 - 75 dB CNEL	<input checked="" type="checkbox"/> FAA Notification Surfaces	<input checked="" type="checkbox"/> Recorded Overflight Notification
<input type="radio"/> Zone 2	<input type="radio"/> 65 - 70 dB CNEL	<input checked="" type="checkbox"/> Airspace Obstruction Surfaces	<input type="radio"/> Real Estate Transaction Disclosure
<input type="radio"/> Zone 3	<input checked="" type="checkbox"/> 60 - 65 dB CNEL	<input type="radio"/> Airspace Avigation Easement Area	
<input type="radio"/> Zone 4		Allowable Height: 200 + ft	
<input type="radio"/> Zone 5			

The project is impacted by the following Chino ALUCP Safety Zones:

Zone 1
 Zone 2
 Zone 3
 Zone 4
 Zone 5
 Zone 6
 Allowable Height: _____

CONSISTENCY DETERMINATION

This proposed Project is: Exempt from the ALUCP
 Consistent
 Consistent with Conditions
 Inconsistent

The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT) and was evaluated and found to be consistent with the policies and criteria of the Airport Land Use Compatibility Plan (ALUCP) for ONT provided the following conditions are met:

Airport Planner Signature:

AIRPORT LAND USE COMPATIBILITY PLANNING

CONSISTENCY DETERMINATION REPORT

CD No.: 2016-035

PALU No.: _____

PROJECT CONDITIONS

1. New Residential land uses within the 60-65 dB CNEL noise impact zone must incorporate exterior-to-interior noise level reduction (NLR) design features and be capable of attenuating exterior noise to 45 dB interior noise level, acoustical data documenting that the structure will be designed to comply with the criteria must be provided.
2. New Residential land uses are required to have a Recorded Overflight Notification appearing on the Property Deed and Title incorporating the following language:

(NOTICE OF AIRPORT IN VICINITY: This property is presently located in the vicinity of an airport, within what is known as an airport influence area. For that reason, the property may be subject to some of the annoyances or inconveniences associated with proximity to airport operations (for example: noise, vibration, or odors). Individual sensitivities to those annoyances can vary from person to person. You may wish to consider what airport annoyances, if any, are associated with the property before you complete your purchase and determine whether they are acceptable to you.)



CITY OF ONTARIO

MEMORANDUM

TO: JEANIE AGUILO, PLANNING DEPARTMENT

FROM: DOUGLAS SOREL, POLICE DEPARTMENT

DATE: MAY 16, 2016

**SUBJECT: PDEV16-019 – A DEVELOPMENT PLAN TO CONSTRUCT 57
TOWNHOME UNITS ON EUCLID AVENUE BETWEEN FRANCIS AND
CEDAR**

The “Standard Conditions of Approval” contained in Resolution No. 2010-021 apply. The applicant shall read and be thoroughly familiar with these conditions, including, but not limited to, the requirements below.

- Required lighting for walkways, driveways, doorways, parking areas, and all other areas used by the public shall be provided and operate via photosensor. Photometrics shall be provided to the Police Department for approval. Photometrics shall include the types of fixtures proposed and demonstrate that such fixtures meet the vandal-resistant requirement. Planned landscaping shall not obstruct lighting fixtures.
- Residential dwellings shall display numbers in a prominent location on the street side of the residence and located in a manner as to be easily visible to approaching emergency vehicles. Multi-family complexes shall provide at the entrance an illuminated map of the complex showing the position of viewer and each individual unit designation. Addresses shall comply with all Ontario Fire Department standards.
- The Applicant shall comply with construction site security requirements as stated in the Standard Conditions.

The Applicant is invited to call Douglas Sorel at (909) 395-2873 regarding any questions or concerns.



CITY OF ONTARIO

MEMORANDUM

TO: Jeanie Aguilo, Assistant Planner
Planning Department

FROM: Lora L. Gearhart, Plan Checker
Fire Department

DATE: September 29, 2016

SUBJECT: PDEV16-019 / A Development Plan to construct 57 townhome units on 3.47 acres of land within the Medium Density Residential zone (MDR-25) located on the west side of Euclid Avenue between Francis Avenue and Cedar Street. (APN: 1050-381-04, 1050-381-05, 1050-381-06, 1050-381-07, 1050-381-08 and 1050-381-09.)

-
- The plan **does** adequately address Fire Department requirements at this time.
- No comments.
- Standard Conditions of Approval apply, as stated below.
-

SITE AND BUILDING FEATURES:

- A. 2013 CBC Type of Construction: Type V-A wood frame 1 hr.
- B. Type of Roof Materials: N/C Tile
- C. Ground Floor Area(s): Building type 100 – 8,215 sq. ft.
Building type 200 – 10,482 sq. ft.
- D. Number of Stories: 2 Stories
- E. Total Square Footage: 98,019 sq. ft.
- F. 2013 CBC Occupancy Classification(s): R-2, U

CONDITIONS OF APPROVAL:

1.0 GENERAL

- ☒ 1.1 The following are the Ontario Fire Department (“Fire Department”) requirements for this development project, based on the current edition of the California Fire Code (CFC), and the current versions of the Fire Prevention Standards (“Standards.”) It is recommended that the applicant or developer transmit a copy of these requirements to the on-site contractor(s) and that all questions or concerns be directed to the Bureau of Fire Prevention, at (909) 395-2029. For copies of Ontario Fire Department Standards please access the City of Ontario web site at www.ontarioca.gov, click on “Fire Department” and then on “Standards and Forms.”
- ☒ 1.2 These Fire Department conditions of approval are to be included on any and all construction drawings.
- ☒ 1.3 Before building final a .pdf site map of the project. Site map shall include: building address(es), unit numbers, location(s) of sprinkler riser, sprinkler control valves, hydrants, FDC, fire alarm panel and Knox Box.

2.0 FIRE DEPARTMENT ACCESS

- ☒ 2.1 Fire Department vehicle access roadways shall be provided to within 150 ft. of all portions of the exterior walls of the first story of any building, unless specifically approved. Roadways shall be paved with an all-weather surface and shall be a minimum of twenty-six (26) ft. wide. See Standard #B-004.
- ☒ 2.2 In order to allow for adequate turning radius for emergency fire apparatus, all turns shall be designed to meet the minimum twenty five feet (25’) inside and forty-five feet (45’) outside turning radius per Standard #B-005.
- ☒ 2.3 Fire Department access roadways that exceed one hundred and fifty feet (150’) in length shall have an approved turn-around per Standard #B-002.
- ☒ 2.5 "No Parking-Fire Lane" signs and /or red painted curbs with lettering are required to be installed in interior access roadways, in locations where vehicle parking would obstruct the minimum clear width requirement. Installation shall be per Standard #B-001.
- ☒ 2.6 Security gates or other barriers on fire access roadways shall be provided with a Knox brand key switch or padlock to allow Fire Department access. See Standards #B-003, B-004 and H-001.

3.0 WATER SUPPLY

- ☒ 3.1 The required fire flow per Fire Department standards, based on the 2013 California Fire Code, Appendix B, is 1500 gallons per minute (g.p.m.) for 2 hours at a minimum of 20 pounds per square inch (p.s.i.) residual operating pressure.

- ☒ 3.2 Off-site (public) fire hydrants are required to be installed on all frontage streets, at a minimum spacing of three hundred foot (300') apart, per Engineering Department specifications.
- ☒ 3.4 The public water supply, including water mains and fire hydrants, shall be tested and approved by the Engineering Department and Fire Department prior to combustible construction to assure availability and reliability for firefighting purposes.

4.0 FIRE PROTECTION SYSTEMS

- ☒ 4.1 On-site private fire hydrants are required per Standard #D-005, and identified in accordance with Standard #D-002. Installation and location(s) are subject to the approval of the Fire Department. An application with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.
- ☒ 4.2 Underground fire mains which cross property lines shall be provided with CC & R, easements, or reciprocating agreements, and shall be recorded on the titles of affected properties, and copies of same shall be provided at the time of fire department plan check. The shared use of private fire mains or fire pumps is allowable only between immediately adjacent properties and shall not cross any public street.
- ☒ 4.3 An automatic fire sprinkler system is required. The minimum system design shall be in accordance with National Fire Protection Association (NFPA) Standard 13 R. All new fire sprinkler systems, except those in single family dwellings, which contain twenty (20) sprinkler heads or more shall be monitored by an approved listed supervising station. An application along with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.
- ☒ 4.4 Fire Department Connections (FDC) shall be located on the address side of the building within one hundred fifty feet (150') of a public fire hydrant on the same side of the street. Provide identification for all fire sprinkler control valves and fire department connections per Standard #D-007. Raised curbs adjacent to Fire Department connection(s) shall be painted red, five feet either side, per City standards.
- ☒ 4.5 A fire alarm system is required. The system design shall be in accordance with National Fire Protection Association (NFPA) Standard 72. An application along with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.
- ☒ 4.6 Portable fire extinguishers are required to be installed prior to occupancy per Standard #C-001. Please contact the Fire Prevention Bureau to determine the exact number, type and placement required.

5.0 BUILDING CONSTRUCTION FEATURES

- ☒ 5.1 The developer/general contractor is to be responsible for reasonable periodic cleanup of the development during construction to avoid hazardous accumulations of combustible trash and debris both on and off the site.

- ☒ 5.2 Approved numbers or addresses shall be placed on all new and existing buildings in such a position as to be plainly visible and legible from the street or road fronting the property. Multi-tenant or building projects shall have addresses and/or suite numbers provided on the rear of the building. Address numbers shall contrast with their background. See Section 9-1.3280 of the Ontario Municipal Code and Standards #H-003 and #H-002.
- ☒ 5.3 Single station smoke alarms and carbon monoxide alarms are required to be installed per the California Building Code and the California Fire Code.
- ☒ 5.4 Multiple unit building complexes shall have building directories provided at the main entrances. The directories shall be designed to the requirements of the Fire Department, see Section 9-1.3280 of the Ontario Municipal Code and Standard #H-003.
- ☒ 5.5 All residential chimneys shall be equipped with an approved spark arrester meeting the requirements of the California Building Code.
- ☒ 5.6 Knox ® brand key-box(es) shall be installed in location(s) acceptable to the Fire Department. All Knox boxes shall be monitored for tamper by the building fire alarm system. See Standard #H-001 for specific requirements.
- ☒ 5.7 Placards shall be installed in acceptable locations on buildings that store, use or handle hazardous materials in excess of the quantities specified in the CFC. Placards shall meet the requirements of National Fire Protection Association (NFPA) Standard 704.

CITY OF ONTARIO

MEMORANDUM

TO: PLANNING DEPARTMENT, Jeanie Aguilo
FROM: BUILDING DEPARTMENT, Kevin Shear
DATE: May 4, 2016
SUBJECT: PDEV16-019

-
- The plan **does** adequately address the departmental concerns at this time.
- No comments
- Report below.

Conditions of Approval

1. Standard Conditions of Approval apply.

KS:lm

RESOLUTION NO.

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PDEV16-019, A DEVELOPMENT PLAN TO CONSTRUCT 57 TOWNHOMES ON 3.47 ACRES OF LAND LOCATED ON THE WEST SIDE OF EUCLID AVENUE, BETWEEN FRANCIS AVENUE AND CEDAR STREET, AT 1910 SOUTH EUCLID AVENUE, WITHIN THE MDR-18 (MEDIUM DENSITY RESIDENTIAL—11.1 TO 18.0 DUS/ACRE) AND EA (EUCLID AVENUE) OVERLAY ZONING DISTRICTS, AND MAKING FINDINGS IN SUPPORT THEREOF—APNS: 1050-381-04, 1050-381-05, 1050-381-06, 1050-381-07, 1050-381-08 AND 1050-381-09.

WHEREAS, Miken Construction ("Applicant") has filed an Application for the approval of a Development Plan, File No. PDEV16-019, as described in the title of this Resolution (hereinafter referred to as "Application" or "Project"); and

WHEREAS, the Application applies to 3.47 acres of land generally located on the west side of Euclid Avenue, between Francis Avenue and Cedar Street, at 1910 South Euclid Avenue, within the MDR-18 (Medium Density Residential—11.1 to 18.0 DUs/Acre) and EA (Euclid Avenue) Overlay zoning districts, and is presently improved with a two single family dwelling units and vacant land; and

WHEREAS, the property to the north of the Project site is within the MU-11 (Euclid/Francis Mixed-Use) and EA (Euclid Avenue Overlay) zoning district, and is developed with a commercial shopping center. The property to the east is within the MDR-18 (Medium Density Residential) and EA (Euclid Avenue Overlay) zoning district, and is developed with Ontario Christian School. The property to the south is within the LDR-5 (Low Density Residential) and MDR-18 (Medium Density Residential) zoning district, and is developed with single family residences and Mountain View Baptist Church. The property to the west is within the LDR-5 (Low Density Residential) zoning district, and is developed with single family residences; and

WHEREAS, the Applicant is requesting Development Plan (File No. PDEV16-019) approval to construct a 10-building townhome community, with a total of 57 dwellings, including 20 one-bedroom units, 20 two-bedroom units, and 17 three-bedroom units. Three of the buildings will have five units, while the remaining seven buildings will have six units. The overall height of the buildings will be three stories; and

WHEREAS, on April 27, 2016, Miken Construction ("Applicant"), submitted a Tentative Tract Map (File No. PMTT16-013/TTM 20050) to subdivide 3.47 acres of land into 10 numbered lots and 2 lettered (common) lots, for condominium purposes, in conjunction with a Development Plan (File No. PDEV16-019) to construct 57 townhome units. The project site was previously approved with a similar townhome layout (File Nos.

PDEV07-013 and PMTT07-009 (TTM 18473)) in 2007. However, the Development Plan and Tentative Tract Map have since expired, requiring the submittal of new Development Plan and Tentative Tract Map applications; and

WHEREAS, the project proposes three different floor plans, including 20 one-bedroom/one-bath units; 20 two-bedroom/two-bath units, with optional den or 3-bedrooms; and 17 two-bedroom/two-bath units, with loft, optional den or 3-bedrooms. The units will range from 808 to 2,267 square feet in size, and all plan types will have porches on the ground floor; however, Plans 2 and 3 will have additional deck space on the second or third floors. The middle units will have porches and entrances along the front elevation, while the outer units will have porches and entrances along the left and right elevations; and

WHEREAS, the open space requirements of the MDR-18 zoning district contains a recommendation that a project provide a minimum of 200 square feet (40-percent) of private open space and 300 square feet (60-percent) of common open space, per dwelling unit. The Development Codes allows for deviations in private and common open space so long as the total amount of open space provided equals 500 square feet per unit. The application, as proposed, includes over 61,000 square feet of total open space where only 28,500 square feet is required; and

WHEREAS, the project includes common open space and recreation amenities in support of the 57 townhomes, such as a pool area, tot lot with play structure, picnic and BBQ area, and sitting areas. The large common open areas with recreational amenities have been strategically located for the convenience of the residents, and to enhance the project. In addition, large courtyards with meandering walkways between the units have been provided throughout the project; and

WHEREAS, the project includes a Tentative Tract Map (File No. PMTT16-013/TTM 20050) to subdivide the 3.47 acres into 10 numbered lots and 2 lettered (common) lots, for condominium purposes. The applicant has indicated that the units may initially be rented, but that they would like the flexibility to be able to sell the units after construction, pending market conditions. This project has been developed to condominium standards, and includes all open space and recreation amenities required by the Development Code, which would enable the units to become a for-sale product; and

WHEREAS, Project access is provided by a main center drive aisle, with access taken from Euclid Avenue. The 36-foot wide private drive will feature a wide setback area, which accommodates a sidewalk and landscaped parkway area. Additionally, vehicular access to garages is provided by 30-foot wide auto courts, which incorporate decorative paving. The project will also provide adequate turn around areas to facilitate fire access and trash service. Euclid Avenue is fully improved with a curb, gutter, parkway and a sidewalk; and

WHEREAS, the project proposes 20 one-bedroom/one-bath units; 20 two-bedroom/two-bath units, with optional den or 3-bedrooms. In order ensure adequate parking for those two bedroom with an option for a third bedroom, the parking requirements have been analyzed assuming only one-bedroom and three-bedroom units, along with required visitor parking spaces; and

WHEREAS, the project incorporates the California Craftsman and Colonial Revival architectural styles, which are indicative of homes built in Ontario between the late 1800s and early 1900s; and

WHEREAS, the California Craftsman townhomes incorporate stucco exterior, lap siding, heavy timber and enhanced columns, recessed vinyl windows, large porches, covered balconies, variations of gable roofs, exposed rafter tails, and decorative light fixtures. The proposed colors feature earth tones with a dark brown and olive green base, and white trim for the windows, beams, balconies, and exposed rafters; and

WHEREAS, the Colonial Revival townhomes feature simple and symmetrical architecture, to contrast with the craftsman style. The townhomes include lap siding, stucco wainscoting, gable roofs, simple columns, centered porches, shutters, and decorative light fixtures. Along with the simple style, the color scheme for the Colonial Revival townhomes have a base color of white tones, with dark shutters, light brown roofing material, and a red accent color for the doors; and

WHEREAS, the proposed project illustrates the type of high-quality residential architecture promoted by the City's Development Code, which is exemplified through the use of: [1] articulation in building footprints, incorporating horizontal changes in the in the exterior building walls (combinations of recessed and popped-out wall areas); [2] articulation in the building parapet and roof lines, which serves to accentuate the building's entries and openings, and breaks up large expanses of building wall; [3] variations in building massing; [4] a mix of exterior materials, finishes and fixtures; and [5] incorporation of base and top treatments defined by the layering of design elements, including horizontal changes in the exterior wall plane, and changes in exterior color (use of color blocking) and materials; and

WHEREAS, in general, the project provides substantial landscaping throughout off-street parking areas and within the stormwater retention areas, for an overall landscape coverage of approximately 37 percent. A landscaped setback has been provided along the full length of the Euclid Avenue street frontage, approximately 25 feet in depth, measured from the street property line to the nearest building. A variety of accent and shade trees in 24-inch, 36-inch and 48-inch box sizes have been provided to enhance the project. Moreover, decorative paving and lighting will be provided at vehicular entries, pedestrian walkways, and other key locations throughout the project. A variety of shrubs and groundcovers are also being provided, and are low water usage or drought tolerant; and

WHEREAS, all necessary public utilities (water and sewer) were previously installed in Euclid Avenue. Furthermore, the Applicant has submitted a Preliminary Water Quality Management Plan (PWQMP), which establishes the project's compliance with storm water discharge/water quality requirements. The PWQMP includes site design measures that capture runoff and pollutant transport by minimizing impervious surfaces and maximizes low impact development (LID) best management practices (BMPs), such as retention and infiltration, biotreatment, and evapotranspiration. The PWQMP proposes the use of vegetated swales which lead to underground stormwater infiltration systems installed for the project. Any overflow drainage will be conveyed to the public street by way of parkway culverts; and

WHEREAS, the Project is consistent with the Housing Element of the Policy Plan (General Plan) component of The Ontario Plan. The project site is one of the properties listed in the Available Land Inventory contained in Table A-3 (Available Land by Planning Area) of the Housing Element Technical Report Appendix, and the proposed project is consistent with the number of dwelling units (57 units) and density (16.4 units/acre) specified in the Available Land Inventory.

WHEREAS, the proposed project is located within the Airport Influence Area of Ontario International Airport, and was evaluated and found to be consistent with the policies and criteria of the Ontario International Airport Land Use Compatibility Plan (ALUCP); and

WHEREAS, the Application is a project pursuant to the California Environmental Quality Act (Public Resources Code Section 21000 et seq.) ("CEQA"); and

WHEREAS, the Project is exempt from CEQA pursuant to a categorical exemption (listed in CEQA Guidelines Article 19, commencing with Section 15300) and the application of that categorical exemption is not barred by one of the exceptions set forth in CEQA Guidelines Section 15300.2; and

WHEREAS, on October 17, 2016, the Development Advisory Board of the City of Ontario conducted a hearing and issued Decision No. DAB16-053 recommending the Planning Commission approve the Application; and

WHEREAS, on October 25, 2016, the Planning Commission of the City of Ontario conducted a hearing to consider the Project, and concluded said hearing on that date; and

WHEREAS, all legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED, AND RESOLVED by the Planning Commission of the City of Ontario, as follows:

SECTION 1. As the decision-making body for the Project, the Planning Commission has reviewed and considered the information contained in the administrative record for the Project. Based upon the facts and information contained in the administrative record, including all written and oral evidence presented to the Planning Commission, the Planning Commission finds as follows:

a. The administrative record have been completed in compliance with CEQA, the State CEQA Guidelines, and the City of Ontario Local CEQA Guidelines; and

b. The Project is categorically exempt from environmental review pursuant to 15332 (Class 32, In-Fill Development Projects) of the CEQA Guidelines, meeting each of the following conditions: [1] the Project is consistent with the applicable general plan designation and all applicable general plan policies, as well as the applicable zoning designation and regulations; [2] the proposed development occurs within city limits, on a project site of no more than five acres, and is substantially surrounded by urban uses; [3] the project site has no value as habitat for endangered, rare, or threatened species; [4] approval of the Project will not result in any significant effects relating to traffic, noise, air quality, or water quality; and [5] the Project site can be adequately served by all required utilities and public services; and

c. The application of the categorical exemption is not barred by one of the exceptions set forth in CEQA Guidelines Section 15300.2; and

d. The determination of CEQA exemption reflects the independent judgment of the Planning Commission.

SECTION 2. Based upon the substantial evidence presented to the Planning Commission during the above-referenced hearing and upon the specific findings set forth in Section 1 above, the Planning Commission hereby concludes as follows:

a. The proposed development at the proposed location is consistent with the goals, policies, plans and exhibits of the Vision, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan.

b. The proposed development is compatible with those on adjoining sites in relation to location of buildings, with particular attention to privacy, views, any physical constraint identified on the site and the characteristics of the area in which the site is located. The Project has been designed consistent with the requirements of the City of Ontario Development Code and the MDR-18 (Medium Density Residential) zoning district, including standards relative to the particular land use proposed (Multiple-Family Residential), as well as building intensity, building and parking setbacks, building height, number of off-street parking and loading spaces, on-site and off-site landscaping, and fences, walls and obstructions; and

c. The proposed development will complement and/or improve upon the quality of existing development in the vicinity of the project and the minimum safeguards necessary to protect the public health, safety and general welfare have been required of the proposed project. The proposed location of the Project, and the proposed conditions under which it will be constructed and maintained, is consistent with the Policy Plan component of The Ontario Plan and the City's Development Plan, and, therefore, will not be detrimental to the public health, safety, and general welfare; and

d. The proposed development is consistent with the development standards and design guidelines set forth in the Development Code, or applicable specific plan or planned unit development. The proposed project has been reviewed for consistency with the design guidelines contained in the City of Ontario Development Code, which are applicable to the Project, including those related to the particular land use being proposed, as well as building intensity, building and parking setbacks, building height, amount of off-street parking and loading spaces, parking lot dimensions, design and landscaping, bicycle parking, on-site landscaping, and fences and walls. As a result of such review, staff has found the project, when implemented in conjunction with the conditions of approval, to be consistent with the applicable City of Ontario Development Code design guidelines.

SECTION 3. Based upon the findings and conclusions set forth in Sections 1 and 2 above, the Planning Commission hereby APPROVES the herein described Application, subject to each and every condition set forth in the Department reports, attached hereto and incorporated herein by this reference.

SECTION 4. The Applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul this approval. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

SECTION 5. The documents and materials that constitute the record of proceedings on which these findings have been based are located at the City of Ontario City Hall, 303 East "B" Street, Ontario, California 91764. The custodian for these records is the City Clerk of the City of Ontario.

SECTION 6. The Secretary shall certify to the adoption of the Resolution.

The Secretary Pro Tempore for the Planning Commission of the City of Ontario shall certify as to the adoption of this Resolution.

I hereby certify that the foregoing Resolution was duly and regularly introduced, passed and adopted by the Planning Commission of the City of Ontario at a regular meeting thereof held on the 25th day of October 2016, and the foregoing is a full, true and correct copy of said Resolution, and has not been amended or repealed.

Jim Willoughby
Planning Commission Chairman

ATTEST:

Scott Murphy
Planning Director/Secretary of Planning
Commission

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO)
CITY OF ONTARIO)

I, Marci Callejo, Secretary Pro Tempore of the Planning Commission of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. PC16-[insert #] was duly passed and adopted by the Planning Commission of the City of Ontario at their regular meeting held on October 25, 2016, by the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Marci Callejo
Secretary Pro Tempore



City of Ontario
Planning Department
303 East B Street
Ontario, California 91764
Phone: 909.395.2036
Fax: 909.395.2420

Planning Department Land Development Section Conditions of Approval

Meeting Date: October 17, 2016
File No: PDEV16-019
Related Files: PMTT16-013 (TTM 20050)

Project Description: A Development Plan (File No. PDEV16-019) to construct 57 townhome units on 3.47 acres of land, located on the west side of Euclid Avenue, between Francis Avenue and Cedar Street, at 1910 South Euclid Avenue, within the MDR18 (Medium Density Residential—11.1 to 18.0 DUs/Acre) and EA (Euclid Avenue) Overlay zoning districts (APNs: 1050-381-04, 1050-381-05, 1050-381-06, 1050-381-07, 1050-381-08 and 1050-381-09); **submitted by Miken Construction.**

Prepared by: Jeanie Irene Aguilo, Assistant Planner

Phone: (909) 395-2418; **Email:** jaguilo@ontarioca.gov; **Fax:** (909) 395-2420

The Planning Department, Land Development Section, conditions of approval applicable to the above-described Project, are listed below. The Project shall comply with each condition of approval listed below:

1.0 Standard Conditions of Approval. The project shall comply with the *Standard Conditions for New Development*, adopted by City Council Resolution No. 2010-021 on March 16, 2010. A copy of the *Standard Conditions for New Development* may be obtained from the Planning Department or City Clerk/Records Management Department.

2.0 Special Conditions of Approval. In addition to the *Standard Conditions for New Development* identified in condition no. 1.0, above, the project shall comply with the following special conditions of approval:

2.1 Time Limits. Development Plan approval shall become null and void 2 years following the effective date of application approval, unless a building permit is issued and construction is commenced, and diligently pursued toward completion, or a time extension has been approved by the Planning Director. This condition does not supersede any individual time limits specified herein, or any other departmental conditions of approval applicable to the Project, for the performance of specific conditions or improvements.

2.2 General Requirements. The Project shall comply with the following general requirements:

(a) All construction documentation shall be coordinated for consistency, including, but not limited to, architectural, structural, mechanical, electrical, plumbing, landscape and irrigation, grading, utility and street improvement plans. All such plans shall be consistent with the approved entitlement plans on file with the Planning Department.

(b) The project site shall be developed in conformance with the approved plans on file with the City. Any variation from the approved plans must be reviewed and approved by the Planning Department prior to building permit issuance.

(c) The herein-listed conditions of approval from all City departments shall be included in the construction plan set for project, which shall be maintained on site during project construction.

2.3 Landscaping.

(a) The Project shall provide and continuously maintain landscaping and irrigation systems in compliance with the provisions of Ontario Development Code Division 6.05 (Landscaping).

(b) Comply with the conditions of approval of the Planning Department; Landscape Planning Section.

(c) Landscaping shall not be installed until the Landscape and Irrigation Construction Documentation Plans required by Ontario Development Code Division 6.05 (Landscaping) have been approved by the Landscape Planning Section.

(d) Changes to approved Landscape and Irrigation Construction Documentation Plans, which affect the character or quantity of the plant material or irrigation system design, shall be resubmitted for approval of the revision by the Landscape Planning Section, prior to the commencement of the changes.

2.4 Walls and Fences.

(a) All Project walls and fences shall comply with the requirements of Ontario Development Code Division 6.02 (Walls, Fences and Obstructions).

(b) Each private open space area shall be enclosed by a decorative masonry block wall with appropriate decorative metal access gate, which are designed consistent with the corresponding building architecture. The use of wood or vinyl fences and gates shall not be permitted.

2.5 Parking, Circulation and Access.

(a) The Project shall comply with the applicable off-street parking, loading and lighting requirements of City of Ontario Development Code Division 6.03 (Off-Street Parking and Loading).

(b) All drive approaches shall be provided with an enhanced pavement treatment. The enhanced paving shall extend from the back of the approach apron, into the site, to the first intersecting drive aisle or parking space.

(c) Areas provided to meet the City's parking requirements, including off-street parking and loading spaces, access drives, and maneuvering areas, shall not be used for the outdoor storage of materials and equipment, nor shall it be used for any other purpose than parking.

(d) The required number of off-street parking spaces and/or loading spaces shall be provided at the time of site and/or building occupancy. All parking and loading spaces shall be maintained in good condition for the duration of the building or use.

(e) Parking spaces specifically designated and conveniently located for use by the physically disabled shall be provided pursuant to current accessibility regulations contained in State law (CCR Title 24, Part 2, Chapters 2B71, and CVC Section 22507.8).

(f) Bicycle parking facilities, including bicycle racks, lockers, and other secure facilities, shall be provided in conjunction with development projects pursuant to current regulations contained in CALGreen (CAC Title 24, Part 11).

(g) Each auto court shall be paved with decorative interlocking pavers, or a combination of decorative interlocking pavers and concrete banding. The auto court paving design and materials shall be reviewed and approved by the Planning Director prior to building permit issuance.

(h) Each guest parking spaces shall be clearly marked with the word "Guest" on either the wheel stop (if any) or curb at the head of the parking space, or on the parking surface at the opening of the parking space.

(i) No parking space shall be rented or leased separately from the dwelling unit for which a parking space has been provided pursuant to Table 6.03-1 (Off-Street Parking Requirements) of the City of Ontario Development Code.

2.6 Site Lighting.

(a) All off-street parking facilities shall be provided with nighttime security lighting pursuant to Ontario Municipal Code Section 4-11.08 (Special Residential Building Provisions) and Section 4-11.09 (Special Commercial/Industrial Building Provisions), designed to confine emitted light to the parking areas. Parking facilities shall be lighted from sunset until sunrise, daily, and shall be operated by a photocell switch.

(b) Unless intended as part of a master lighting program, no operation, activity, or lighting fixture shall create illumination on any adjacent property.

2.7 Mechanical and Rooftop Equipment.

(a) All exterior roof-mounted mechanical, heating and air conditioning equipment, and all appurtenances thereto, shall be completely screened from public view by parapet walls or roof screens that are architecturally treated so as to be consistent with the building architecture.

(b) All ground-mounted utility equipment and structures, such as tanks, transformers, HVAC equipment, and backflow prevention devices, shall be located out of view from a public street, or adequately screened through the use of landscaping and/or decorative low garden walls.

2.8 Security Standards. The Project shall comply with all applicable requirements of Ontario Municipal Code Title 4 (Public Safety), Chapter 11 (Security Standards for Buildings).

2.9 Signs. All Project signage shall comply with the requirements of Ontario Development Code Division 8.1 (Sign Regulations).

2.10 Sound Attenuation. The Project shall be constructed and operated in a manner so as not to exceed the maximum interior and exterior noised levels set forth in Ontario Municipal Code Title 5 (Public Welfare, Morals, and Conduct), Chapter 29 (Noise).

2.11 Covenants, Conditions and Restrictions (CC&Rs)/Mutual Access and Maintenance Agreements.

(a) CC&Rs shall be prepared for the Project and shall be recorded prior to the issuance of a building permit.

(b) The CC&Rs shall be in a form and contain provisions satisfactory to the City. The articles of incorporation for the property owners association and the CC&Rs shall be reviewed and approved by the City.

(c) CC&Rs shall ensure reciprocal parking and access between parcels.

(d) CC&Rs shall ensure reciprocal parking and access between parcels, and common maintenance of:

- (i) Landscaping and irrigation systems within common areas;
- (ii) Landscaping and irrigation systems within parkways adjacent to the project site, including that portion of any public highway right-of-way between the property line or right-of-way boundary line and the curb line and also the area enclosed within the curb lines of a median divider (Ontario Municipal Code Section 7-3.03), pursuant to Ontario Municipal Code Section 5-22-02;
- (iii) Shared parking facilities and access drives; and
- (iv) Utility and drainage easements.

(e) CC&Rs shall include authorization for the City's local law enforcement officers to enforce City and State traffic and penal codes within the project area.

(f) The CC&Rs shall grant the City of Ontario the right of enforcement of the CC&R provisions.

(g) A specific methodology/procedure shall be established within the CC&Rs for enforcement of its provisions by the City of Ontario, if adequate maintenance of the development does not occur, such as, but not limited to, provisions that would grant the City the right of access to correct maintenance issues and assess the property owners association for all costs incurred.

2.12 Disclosure Statements.

(a) A copy of the Public Report from the Department of Real Estate, prepared for the subdivision pursuant to Business and Professions Code Section 11000 et seq., shall be provided to each prospective buyer of the residential units and shall include a statement to the effect that:

(i) This tract is subject to noise from the Ontario International Airport and may be more severely impacted in the future.

2.13 Environmental Review.

(a) The proposed project is categorically exempt from the requirements of the California Environmental Quality Act of 1970 (CEQA), as amended, and the Guidelines promulgated thereunder, pursuant to Section 15332 (Class 32, In-Fill Development Projects) of the CEQA Guidelines, meeting the following conditions:

(i) The Project is consistent with the applicable general plan designation and all applicable general plan policies, as well as the applicable zoning designation and regulations;

(ii) The proposed development occurs within city limits, on a project site of no more than five acres, and is substantially surrounded by urban uses;

(iii) The project site has no value as habitat for endangered, rare, or threatened species;

(iv) Approval of the Project will not result in any significant effects relating to traffic, noise, air quality, or water quality; and

(v) The Project site can be adequately served by all required utilities and public services.

(b) If human remains are found during project grading/excavation/construction activities, the area shall not be disturbed until any required investigation is completed by the County Coroner and Native American consultation has been completed (if deemed applicable).

(c) If any archeological or paleontological resources are found during project grading/excavation/construction, the area shall not be disturbed until the significance of the resource is determined. If determined to be significant, the resource shall be recovered by a qualified archeologist or paleontologist consistent with current standards and guidelines, or other appropriate measures implemented.

2.14 Indemnification. The applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul any approval of the City of Ontario, whether by its City Council, Planning Commission or other authorized board or officer. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

2.15 Additional Fees.

(a) Within 5 days following final application approval, the Notice of Determination (NOD), Notice of Exemption (NOE), filing fee shall be provided to the Planning Department. The fee shall be paid by check, made payable to the "Clerk of the Board of Supervisors", which will be forwarded to the San Bernardino County Clerk of the Board of Supervisors, along with all applicable environmental forms/notices, pursuant to the requirements of the California Environmental Quality Act (CEQA). Failure to provide said fee within the time specified may result in the 30-day statute of limitations for the filing of a CEQA lawsuit being extended to 180 days.

(b) After the Project's entitlement approval, and prior to issuance of final building permits, the Planning Department's Plan Check and Inspection fees shall be paid at the rate established by resolution of the City Council.



ENGINEERING DEPARTMENT CONDITIONS OF APPROVAL

(Engineering Services Division [Land Development and Environmental], Traffic/Transportation Division, Ontario Municipal Utilities Company and Management Services Department conditions incorporated herein)

<input checked="" type="checkbox"/> DEVELOPMENT PLAN <input type="checkbox"/> OTHER	<input type="checkbox"/> PARCEL MAP	<input checked="" type="checkbox"/> TRACT MAP <input type="checkbox"/> FOR CONDOMINIUM PURPOSES
PROJECT FILE NO. TM 20050 RELATED FILE NO(S). PMTT16-013, PDEV16-013		
<input checked="" type="checkbox"/> ORIGINAL <input type="checkbox"/> REVISED: ___/___/___		

CITY PROJECT ENGINEER & PHONE NO: CITY PROJECT PLANNER & PHONE NO: DAB MEETING DATE: PROJECT NAME / DESCRIPTION: LOCATION: APPLICANT: REVIEWED BY: APPROVED BY:	Manoj Hariya, P.E., Sr. Associate Civil Engineer, (909) 395-2155 <i>M. B. Hariya</i> Jeanie Irene Aguilo, Assistant Planner, (909) 395-2418 <i>09/26/2016</i> 10/17/2016 A Tentative Tract Map to subdivide 3.47 acres of land for condominium purposes for 57 units town home project and a development plan to construct 57 town home units. 1910 South Euclid Avenue Simon Hibbert 949-250-0607 Omar Gonzalez, P.E. Sr. Associate Civil Engineer Date <u>9/26/16</u> Khoi Do, P.E. Assistant City Engineer Date <u>9/27/16</u>
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THIS PROJECT SHALL COMPLY WITH THE REQUIREMENTS SET FORTH IN THE GENERAL STANDARD CONDITIONS OF APPROVAL ADOPTED BY THE CITY COUNCIL (RESOLUTION NO. 2010-021) AND THE PROJECT SPECIFIC CONDITIONS OF APPROVAL SPECIFIED IN HEREIN. ONLY APPLICABLE CONDITIONS OF APPROVAL ARE CHECKED. THE APPLICANT SHALL BE RESPONSIBLE FOR THE COMPLETION OF ALL APPLICABLE CONDITIONS OF APPROVAL PRIOR TO FINAL MAP OR PARCEL MAP APPROVAL, ISSUANCE OF PERMITS AND/OR OCCUPANCY CLEARANCE, AS SPECIFIED IN THIS REPORT.

1. PRIOR TO FINAL MAP OR PARCEL MAP APPROVAL, APPLICANT SHALL: **Check When Complete**

- 1.01 Dedicate to the City of Ontario, the right-of-way, described below:
 _____ feet on _____
 Property line corner 'cut-back' required at the intersection of _____
 and _____.
- 1.02 Dedicate to the City of Ontario, the following easement(s): _____

- 1.03 Restrict vehicular access to the site as follows: _____
- 1.04 Vacate the following street(s) and/or easement(s): _____
- 1.05 Submit a copy of a recorded private reciprocal use agreement or easement. The agreement or easement shall ensure, at a minimum, common ingress and egress and joint maintenance of all common access areas and drive aisles.
- 1.06 **Provide (original document) Covenants, Conditions and Restrictions (CC&Rs) as applicable to the project and as approved by the City Attorney and the Engineering and Planning Departments, ready for recordation with the County of San Bernardino. The CC&Rs shall provide for, but not be limited to, common ingress and egress, joint maintenance responsibility for all common access improvements, common facilities, parking areas, utilities, median and landscaping improvements and drive approaches, in addition to maintenance requirements established in the Water Quality Management Plan (WQMP), as applicable to the project. The CC&Rs shall also address the maintenance and repair responsibility for public improvements/utilities (sewer, water, storm drain, recycled water, etc.) located within open space/easements. In the event of any maintenance or repair of these facilities, the City shall only restore disturbed areas to current City Standards.**
- 1.07 File an application for Reapportionment of Assessment, together with payment of a reapportionment processing fee, for each existing assessment district listed below. Contact the Management Services Department at (909) 395-2124 regarding this requirement.
 (1) _____
 (2) _____
- 1.08 File a Consent and Waiver to Annexation agreement, together with an annexation processing fee, to annex the subject property to a Street Lighting Maintenance Assessment District (SLMD). The agreement and fee shall be submitted a minimum of three (3) months prior to, and the annexation shall be completed, prior to final subdivision map approval or issuance of building permits, whichever occurs first. An annual special assessment shall be levied in the SLMD and will be collected along with annual property taxes. The special assessment will provide funding for costs associated with the annual operation and maintenance of the street lighting facilities and appurtenances that serve the property. Contact Management Services at (909) 395-2124 regarding this requirement.
- 1.09 **File an application, together with an initial deposit (if required), to establish a Community Facilities District (CFD) pursuant to the Mello-Roos Community Facilities District Act of 1982. The application and fee shall be submitted a minimum of four (4) months prior to final**



subdivision map approval, and the CFD shall be established prior to final subdivision map approval or issuance of building permits, whichever occurs first. The CFD shall be established upon the subject property to provide funding for various City services. An annual special tax shall be levied upon each parcel or lot in an amount to be determined. The special tax will be collected along with annual property taxes. The City shall be the sole lead agency in the formation of any CFD. Contact Management Services at (909) 395-2353 to initiate the CFD application process.

- 1.10 New Model Colony (NMC) Developments:
 - 1) Provide evidence of final cancellation of Williamson Act contracts associated with this tract, prior to approval of any final subdivision map. Cancellation of contracts shall have been approved by the City Council.
 - 2) Provide evidence of sufficient storm water capacity availability equivalents (Certificate of Storm Water Treatment Equivalents).
 - 3) Provide evidence of sufficient water availability equivalents (Certificate of Net MDD Availability).
- 1.11 Other conditions: _____

2. PRIOR TO ISSUANCE OF ANY PERMITS, APPLICANT SHALL:

**A. GENERAL
 (Permits includes Grading, Building, Demolition and Encroachment)**

- 2.01 Record Tract Map No. 20050 pursuant to the Subdivision Map Act and in accordance with the City of Ontario Municipal Code.
- 2.02 Submit a duplicate photo mylar of the recorded map to the City Engineer's office. Submit electronic copies on .pdf format of all the recorded map.
- 2.03 Note that the subject parcel is a recognized parcel in the City of Ontario per _____
- 2.04 Note that the subject parcel is an 'unrecognized' parcel in the City of Ontario and shall require a Certificate of Compliance to be processed unless a deed is provided confirming the existence of the parcel prior to the date of _____
- 2.05 Apply for a: Certificate of Compliance with a Record of Survey; Lot Line Adjustment
 Make a Dedication of Easement.
- 2.06 Provide (original document) Covenants, Conditions and Restrictions (CC&R's), as applicable to the project, and as approved by the City Attorney and the Engineering and Planning Departments, ready for recordation with the County of San Bernardino. The CC&R's shall provide for, but not be limited to, common ingress and egress, joint maintenance of all common access improvements, common facilities, parking areas, utilities and drive approaches in addition to maintenance requirements established in the Water Quality Management Plan (WQMP), as applicable to the project.
- 2.07 Submit a soils/geology report.
- 2.08 Other Agency Permit/Approval: Submit a copy of the approved permit and/or other form of approval of the project from the following agency or agencies:
 - State of California Department of Transportation (Caltrans)
 The applicant/developer shall need approved encroachment permit from Caltrans for any work within Caltrans Right-of-Way along Euclid Avenue.



- San Bernardino County Road Department (SBCRD)
- San Bernardino County Flood Control District (SBCFCD)
- Federal Emergency Management Agency (FEMA)
- Cucamonga Valley Water District (CVWD) for sewer/water service
- United States Army Corps of Engineers (USACE)
- California Department of Fish & Game
- Inland Empire Utilities Agency (IEUA)
- Other: _____

2.09 Dedicate to the City of Ontario the right-of-way described below:
 _____ feet on _____

Property line corner 'cut-back' required at the intersection of _____
 and _____.

2.10 Dedicate to the City of Ontario the following easement(s): _____

2.11 New Model Colony (NMC) Developments:

1) Submit a copy of the permit from the San Bernardino County Health Department to the Engineering Department and the Ontario Municipal Utilities Company (OMUC) for the destruction/abandonment of the on-site water well. The well shall be destroyed/abandoned in accordance with the San Bernardino County Health Department guidelines.

2) Make a formal request to the City of Ontario Engineering Department for the proposed temporary use of an existing agricultural water well for purposes other than agriculture, such as grading, dust control, etc. Upon approval, the Applicant shall enter into an agreement with the City of Ontario and pay any applicable fees as set forth by said agreement.

3) Design proposed retaining walls to retain up to a maximum of three (3) feet of earth. In no case shall a wall exceed an overall height of nine (9) feet (i.e. maximum 6-foot high wall on top of a maximum 3-foot high retaining wall).

2.12 Submit a security deposit to the Engineering Department to guarantee construction of the public improvements required herein. Security deposit shall be in accordance with the City of Ontario Municipal Code. Security deposit will be eligible for release, in accordance with City procedure, upon completion and acceptance of said public improvements.

2.13 **The applicant/developer shall submit all necessary survey documents prepared by a Licensed Surveyor registered in the State of California detailing all existing survey monuments in and around the project site. These documents are to be reviewed and approved by the City Survey Office.**

2.14 Other conditions: _____



B. PUBLIC IMPROVEMENTS

(See attached Exhibit 'A' for plan check submittal requirements.)

- 2.15 Design and construct full public improvements in accordance with the City of Ontario Municipal Code, current City standards and specifications, master plans and the adopted specific plan for the area, if any. These public improvements shall include, but not be limited to, the following (checked boxes):

Improvement	Euclid Avenue			
Curb (See 2.36.2)	<input checked="" type="checkbox"/> New; 77.5 ft. from C/L where existing driveway will be removed. <input type="checkbox"/> Replace damaged <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New; ___ ft. from C/L <input type="checkbox"/> Replace damaged <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New; ___ ft. from C/L <input type="checkbox"/> Replace damaged <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New; ___ ft. from C/L <input type="checkbox"/> Replace damaged <input type="checkbox"/> Remove and replace
AC Pavement	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions
PCC Pavement (Truck Route Only)	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Drive Approach (See 2.36.2)	<input checked="" type="checkbox"/> New <input checked="" type="checkbox"/> Remove Existing driveways	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace
Sidewalk (See 2.36.2)	<input checked="" type="checkbox"/> New where existing driveway removed <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace
ADA Access Ramp	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace
Parkway	<input checked="" type="checkbox"/> Trees <input checked="" type="checkbox"/> Landscaping (w/irrigation)	<input type="checkbox"/> Trees <input type="checkbox"/> Landscaping (w/irrigation)	<input type="checkbox"/> Trees <input type="checkbox"/> Landscaping (w/irrigation)	<input type="checkbox"/> Trees <input type="checkbox"/> Landscaping (w/irrigation)
Raised Landscaped Median	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace



Fire Hydrant	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation
Sewer (see Sec. 2.C)	<input type="checkbox"/> Main <input checked="" type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral
Water (see Sec. 2.D)	<input type="checkbox"/> Main <input checked="" type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service
Recycled Water (see Sec. 2.E)	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service
Traffic Signal System (see Sec. 2.F)	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Traffic Signing and Striping (see Sec. 2.F)	<input checked="" type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Street Light (see Sec. 2.F)	<input checked="" type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation
Bus Stop Pad or Turn-out (see Sec. 2.F)	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Storm Drain (see Sec. 2.G)	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral
Overhead Utilities	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate
Fiber Optic Conduits (see Sec. 2.K)	<input checked="" type="checkbox"/> New	_____	_____	_____
Other Improvements	_____	_____	_____	_____

Specific notes for improvements listed in item no. 2.15, above: _____

- 2.16 Construct a 0.15' asphalt concrete (AC) grind and overlay on the following street(s): _____
- 2.17 Reconstruct the full pavement structural section based on existing pavement condition and approved street section design. Minimum limits of reconstruction shall be along property frontage, from street



centerline to curb/gutter. 'Pothole' verification of existing pavement section required prior to acceptance/approval of street improvement plan.

- 2.18 Make arrangements with the Cucamonga Valley Water District (CVWD) to provide water service
 sewer service to the site. This property is within the area served by the CVWD and Applicant shall provide documentation to the City verifying that all required CVWD fees have been paid.
- 2.19 Other conditions:

C. SEWER

- 2.20 **An 8 inch sewer main is available for connection by this project in Euclid Avenue.**
(Ref: Sewer plan bar code: S11381 and S11382)
- 2.21 Design and construct a sewer main extension. A sewer main is not available for direct connection. The closest main is approximately _____ feet away.
- 2.22 Submit documentation that shows expected peak loading values for modeling the impact of the subject project to the existing sewer system. The project site is within a deficient public sewer system area. Applicant shall be responsible for all costs associated with the preparation of the model. Based on the results of the analysis, Applicant may be required to mitigate the project impact to the deficient public sewer system, including, but not limited to, upgrading of existing sewer main(s), construction of new sewer main(s) or diversion of sewer discharge to another sewer.
- 2.23 **Other conditions: On-site sewer is private and will be maintained by the HOA.**

D. WATER

- 2.24 **An 12 inch water main is available for connection by this project in Euclid Avenue**
(Ref: Water plan bar code: W12437 and W12438)
- 2.25 Design and construct a water main extension. A water main is not available for direct connection. The closest main is approximately _____ feet away.
- 2.26 Submit documentation that shows expected peak demand water flows for modeling the impact of the subject project to the existing water system. The project site is within a deficient public water system area. Applicant shall be responsible for all costs associated with the preparation of the model. Based on the results of the analysis, Applicant may be required to mitigate the project impacts to the deficient public water system, including, but not limited to upgrading of the existing water main(s) and/or construction of a new main(s).
- 2.27 Design and construct appropriate cross-connection protection for new potable water and fire service connections. Appropriate protection shall be based upon the degree of hazard per Title 17 of the California Code of Regulations. The minimum requirement is the installation of a backflow prevention device per current City standards. All existing potable water and fire services that do not meet the current minimum level of protection shall be upgraded (retrofitted) with the appropriate backflow protection assembly per current City standards.
- 2.28 Request a water flow test to be conducted, to determine if a water main upgrade is necessary to achieve required fire flow for the project. The application is available on the City website (www.OntarioCA.gov) or Applicant can contact the City of Ontario Fire Department at (909) 395-2029 to coordinate scheduling of this test. Applicant shall design and construct a water main upgrade if the water flow test concludes that an upgrade is warranted.
- 2.29 Other conditions:
 1. **Proposed irrigation service connection shall be a separate connection and will be**



utilizing potable water in the interim before recycled water is available in the area. Therefore, a backflow is required behind the meter connection until recycled water conversion takes place.

2. Master meter the project site.
3. On-site domestic water and fire system are both private and will be maintained by the HOA.
4. Existing Fire Hydrants that front the property shall be upgraded to current city standards.
5. Developer shall provide separate fire, domestic and irrigation services.

E. RECYCLED WATER

- 2.30 A _____ inch recycled water main is available for connection by this project in _____. (Ref: Recycled Water plan bar code: _____)
- 2.31 Design and construct an on-site recycled water system for this project. A recycled water main does exist in the vicinity of this project.
- 2.32 **Design and construct an on-site recycled water ready system for this project. A recycled water main does not currently exist in the vicinity of this project, but is planned for the near future. Applicant shall be responsible for construction of a connection to the recycled water main for approved uses, when the main becomes available. The cost for connection to the main shall be borne solely by Applicant.**
- 2.33 **Submit two (2) hard copies and one (1) electronic copy, in PDF format, of the Engineering Report (ER), for the use of recycled water, to the OMUC for review and subsequent submittal to the California Department of Public Health (CDPH) for final approval.**
- Note: The OMUC and the CDPH review and approval process will be approximately three (3) months. Contact the Ontario Municipal Utilities Company at (909) 395-2687 regarding this requirement.**
- 2.34 Other conditions: _____

F. TRAFFIC / TRANSPORTATION

- 2.35 Submit a focused traffic impact study, prepared and signed by a Traffic/Civil Engineer registered in the State of California. The study shall address, but not be limited to, the following issues as required by the City Engineer:
1. On-site and off-site circulation
 2. Traffic level of service (LOS) at 'build-out' and future years
 3. Impact at specific intersections as selected by the City Engineer
- 2.36 **Other conditions:**
1. **Entry gates shall not be permitted.**
 2. **Proposed driveways (or existing driveways to remain) on Euclid Avenue shall be limited to right-turn-only access, and be designed/constructed in accordance with Standard Drawing No. 1204. Any existing driveways to be removed shall be backfilled with full-height curb and gutter, sidewalk, and parkway landscaping, in accordance with all applicable standards.**
 3. **Parking shall not be permitted on Euclid Avenue, within 40 feet to the north of any Project driveway. Applicant/Developer shall be responsible to install no parking signs in accordance with all applicable standards to the satisfaction of the City Engineer.**
 4. **Applicant/Developer shall be responsible to design and construct in-fill public street lights along the project frontage. Applicant/Developer shall also replace the existing**



street light fixture near the north project limits with the current City-approved LED equivalent fixture. Street lighting shall be in accordance with the City's Traffic and Transportation Design Guidelines, and to the satisfaction of the City Engineer.

5. The proposed project directory shall be relocated further west and to the satisfaction of the City Engineer, so as not to interfere with traffic operations at the driveway, i.e. stopped vehicle blocking the only inbound lane.
6. The Applicant/Developer's engineer-of-record shall meet with City Engineering staff prior to starting traffic signal, signing and striping and/or street lighting design to discuss items such as signal phasing, striping layout and tie-ins to existing or future street light circuits.

G. DRAINAGE / HYDROLOGY

- 2.37 Submit a hydrology study and drainage analysis, prepared and signed by a Civil Engineer registered in the State of California. The study shall be prepared in accordance with the San Bernardino County Hydrology Manual and City of Ontario standards and guidelines. Additional drainage facilities, including, but not limited to, improvements beyond the project frontage, may be required to be designed and constructed, by Applicant, as a result of the findings of this study.
- 2.38 **An adequate drainage facility to accept additional runoff from the site does not currently exist downstream of the project. Design and construct a storm water detention facility on the project site. Post-development peak flows from the site shall not exceed 80% of pre-development peak flows, in accordance with the approved hydrology study and improvement plans.**
- 2.39 Submit a copy of a recorded private drainage easement or drainage acceptance agreement to the Engineering Department for the acceptance of any increase to volume and/or concentration of historical drainage flows onto adjacent property, prior to approval of the grading plan for the project.
- 2.40 Comply with the City of Ontario Flood Damage Prevention Ordinance (Ordinance No. 2409). The project site or a portion of the project site is within the Special Flood Hazard Area (SFHA) as indicated on the Flood Insurance Rate Map (FIRM) and is subject to flooding during a 100 year frequency storm. The site plan shall be subject to the provisions of the National Flood Insurance Program.
- 2.41 **Pay Storm Drain Development Impact Fee. Fee shall be paid to the Building Department.**
- 2.42 Other conditions: _____

H. STORM WATER QUALITY / NATIONAL POLLUTANT DISCHARGE AND ELIMINATION SYSTEM (NPDES)

- 2.43 401 Water Quality Certification/404 Permit – Submit a copy of any applicable 401 Certification or 404 Permit for the subject project to the City project engineer. Development that will affect any body of surface water (i.e. lake, creek, open drainage channel, etc.) may require a 401 Water Quality Certification from the California Regional Water Quality Control Board, Santa Ana Region (RWQCB) and a 404 Permit from the United States Army Corps of Engineers (USACE). The groups of water bodies classified in these requirements are perennial (flow year round) and ephemeral (flow during rain conditions, only) and include, but are not limited to, direct connections into San Bernardino County Flood Control District (SBCFCD) channels.
 If a 401 Certification and/or a 404 Permit are not required, a letter confirming this from Applicant's engineer shall be submitted.
 Contact information: USACE (Los Angeles District) (213) 452-3414; RWQCB (951) 782-4130.
- 2.44 **Submit a Water Quality Management Plan (WQMP). This plan shall be approved by the Engineering Department prior to approval of any grading plan. The WQMP shall be submitted, utilizing the current San Bernardino County Stormwater Program template, available at: <http://www.sbcounty.gov/dpw/land/npdes.asp>.**



- 2.45 Other conditions: _____

J. SPECIAL DISTRICTS

- 2.46 File an application, together with an initial payment deposit (if required), to establish a Community Facilities District (CFD) pursuant to the Mello-Roos Community facilities District Act of 1982. The application and fee shall be submitted a minimum three (3) months prior to final subdivision map approval, and the CFD shall be established prior to final subdivision map approval or issuance of building permits, whichever occurs first. The CFD shall be established upon the subject property to provide funding for various City services. An annual special tax shall be levied upon each parcel or lot in an amount to be determined. The special tax will be collected along with annual property taxes. The City shall be the sole lead agency in the formation of any CFD. Contact the Management Services Department at (909) 395-2353 to initiate the CFD application process.
- 2.47 File a Consent and Waiver to Annexation agreement, together with an annexation processing fee, to annex the subject property to a Street Lighting Maintenance Assessment District (SLMD). The agreement and fee shall be submitted three (3) months prior to, and the annexation shall be completed prior to, final subdivision map approval or issuance of building permits, whichever occurs first. An annual special assessment shall be levied in the SLMD and will be collected along with annual property taxes. The special assessment will provide funding for costs associated with the annual operation and maintenance of the street lighting facilities and appurtenances that serve the property. Contact the Management Services Department at (909) 395-2124, regarding this requirement.
- 2.48 Other conditions: _____

K. FIBER OPTIC

- 2.49 Design and construct fiber optic system to provide access to the City's conduit and fiber optic system per the City's Fiber Optic Master Plan. Building entrance conduits shall start from the closest OntarioNet hand hole in the ROW and shall terminate in the main telecommunications room for each building. Conduit infrastructure shall interconnect with the primary and/or secondary backbone fiber optic conduit system at the nearest OntarioNet hand hole. Design and install fiber optic conduits along the project frontages per attached Fiber optic conduit exhibit
- 2.50 Refer to the City's Fiber Optic Master Plan for design and layout guidelines. Contact the Information Technology Department at (909) 395-2000, regarding this requirement.

L. Solid Waste

- 2.51 The site shall have 2- 2 Bin trash enclosures (Each bin shall be 4 cubic yards)
Please also reference the City's Solid Waste Manual location at:
<http://www.ontarioca.gov/municipal-utilities-company/solid-waste>

3. PRIOR TO ISSUANCE OF A CERTIFICATE OF OCCUPANCY, APPLICANT SHALL

- 3.01 Set new monuments in place of any monuments that have been damaged or destroyed as a result of construction of the subject project. Monuments shall be set in accordance with City of Ontario standards and to the satisfaction of the City Engineer.



- 3.02 Complete all requirements for recycled water usage.
- 1) Procure from the OMUC a copy of the letter of confirmation from the California Department of Public Health (CDPH) that the Engineering Report (ER) has been reviewed and the subject site is approved for the use of recycled water.
- 2) Obtain clearance from the OMUC confirming completion of recycled water improvements and passing of shutdown tests and cross connection inspection, upon availability/usage of recycled water.
- 3) Complete education training of on-site personnel in the use of recycled water, in accordance with the ER, upon availability/usage of recycled water.
- 3.03 The applicant/developer shall submit all final survey documents prepared by a Licensed Surveyor registered in the State of California detailing all survey monuments that have been preserved, revised, adjusted or set along with any maps, corner records or Records of Survey needed to comply with these Conditions of Approvals and the latest edition of the California Professional Land Survey Act. These documents are to be reviewed and approved by the City Survey Office.
- 3.04 NMC Projects: For developments located at an intersection of any two collector or arterial streets, the applicant/developer shall set a benchmark if one does not already exist at that intersection. Contact the City Survey office for information on reference benchmarks, acceptable methodology and required submittals.
- 3.05 Confirm payment of all Development Impact Fees (DIF) to the Building Department.
- 3.06 Submit electronic copies of all approved studies/reports (i.e. hydrology, traffic, WQMP, etc.). Submit DWG format files for all approved improvements plans.



EXHIBIT 'A'

**ENGINEERING DEPARTMENT
First Plan Check Submittal Checklist**

Project Number: PDEV 16-019, and Tract Map No. 20050

The following items are required to be included with the first plan check submittal:

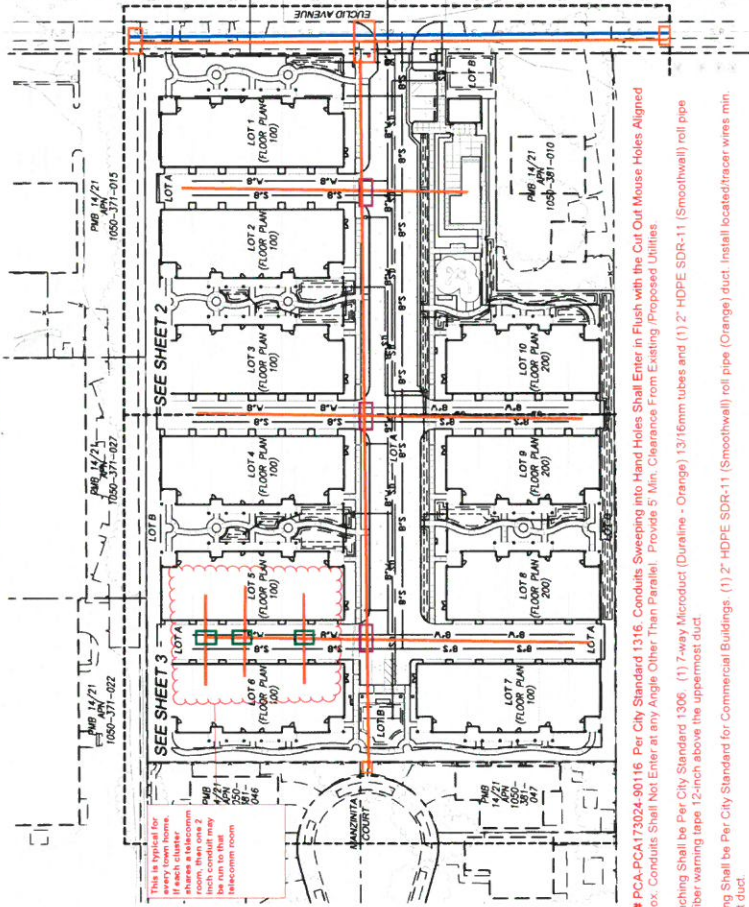
1. **A copy of this check list**
2. **Payment of fee for Plan Checking**
3. **One (1) copy of Engineering Cost Estimate (on City form) with engineer's wet signature and stamp.**
4. **One (1) copy of project Conditions of Approval**
5. Two (2) sets of Potable and Recycled Water demand calculations (include water demand calculations showing low, average and peak water demand in GPM for the proposed development and proposed water meter size).
6. **Three (3) sets of Public Street improvement plan with street cross-sections**
7. Three (3) sets of Private Street improvement plan with street cross-sections
8. Four (4) sets of Public Water improvement plan (include water demand calculations showing low, average and peak water demand in GPM for the proposed development and proposed water meter size)
9. Four (4) sets of Recycled Water improvement plan (include recycled water demand calculations showing low, average and peak water demand in GPM for the proposed development and proposed water meter size and an exhibit showing the limits of areas being irrigated by each recycled water meter)
10. Four (4) sets of Public Sewer improvement plan
11. Five (5) sets of Public Storm Drain improvement plan
12. **Three (3) sets of Public Street Light improvement plan**
13. Three (3) sets of Signing and Striping improvement plan
14. Three (3) sets of Traffic Signal improvement plan and One (1) copy of Traffic Signal Specifications with modified Special Provisions. Please contact the Traffic Division at (909) 395-2154 to obtain Traffic Signal Specifications.
15. **Two (2) copies of Water Quality Management Plan (WQMP)**
16. **One (1) copy of Hydrology/Drainage study**
17. **One (1) copy of Soils/Geology report**
18. **Payment for Final Map processing fee**
19. **Three (3) copies of Final Map**
20. **One (1) copy of approved Tentative Map**
21. **One (1) copy of Preliminary Title Report (current within 30 days)**
22. **One (1) copy of Traverse Closure Calculations**



- 23. **One (1) set of supporting documents and maps (legible copies): referenced improvement plans (full size), referenced record final maps/parcel maps (full size, 18"x26"), Assessor's Parcel map (full size, 11"x17"), recorded documents such as deeds, lot line adjustments, easements, etc.**
- 24. **Two (2) copies of Engineering Report and an electronic file (PDF format) for recycled water use**
- 25. **Three (3) copies of fiber optic plans and an electronic file (DWG format).**
- 26. **Other: _____**

PMTT16-013 PDev16-019 v.1
5-17-16
Engineers: Manoj

- GENERAL NOTES:**
- ALL WORK SHALL BE DONE IN STRICT COMPLIANCE WITH THE CURRENT CITY OF ONTARIO STANDARD SPECIFICATIONS AND STANDARD DRAWINGS UNLESS OTHERWISE APPROVED BY THE CITY ENGINEER.
 - ANY CONTRACTOR PERFORMING WORK ON THIS PROJECT SHALL MAINTAIN OPERATIONS, WHETHER OR NOT THE FACILITY IS SHOWN ON THESE PLANS.
 - ALL OBSTRUCTIONS WITHIN THE AREA TO BE WORKED SHALL BE REMOVED AND/OR RECONSTRUCTED TO ORIGINAL CONDITION UNLESS OTHERWISE NOTED OTHERWISE. THE CONTRACTOR IS REFERRED TO SECTION 5 OF THE STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION.
 - THE CONTRACTOR SHALL OBTAIN ALL NECESSARY PERMITS AND SHALL BE RESPONSIBLE FOR OBTAINING THEM FROM THE CITY ENGINEER. THE CONTRACTOR SHALL MAINTAIN ALL NECESSARY PERMITS THROUGHOUT THE CONSTRUCTION PERIOD.
 - IN CASE OF ANY ACCIDENTS INVOLVING SAFETY MATTERS COVERED BY SECTION 10 OF THE STANDARD SPECIFICATIONS, THE CONTRACTOR SHALL IMMEDIATELY NOTIFY THE CITY ENGINEER OF ANY SUCH MATTER.
 - THE CONTRACTOR SHALL OBTAIN ALL NECESSARY PERMITS AND SHALL BE RESPONSIBLE FOR OBTAINING THEM FROM THE CITY ENGINEER. THE CONTRACTOR SHALL MAINTAIN ALL NECESSARY PERMITS THROUGHOUT THE CONSTRUCTION PERIOD.
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Install Ontario Fiber Optic Hand Hole HH-2 (17' x 30' x 24"), Newbasis Part # PCA-PCA173024-90116. Per City Standard 1316. Conduits Sweeping into Hand Holes Shall Enter in Flush with the Cut Out Mouse Holes Aligned Parallel to the Bottom of the Box and Come in Perpendicular to the Wall of the Box. Conduits Shall Not Enter at any Angle Other Than Parallel. Provide 5 Min. Clearance From Existing Proposed Utilities

Construct and Install all Fiber Optic Conduit at a Minimum Depth of 36". Trenching Shall be Per City Standard 1306. (1) 7-way Microduct (Duraline - Orange) 1317/6mm tubes and (1) 2" HDPE SDR-11 (Smoothwall) roll pipe (Orange) duct. Install located/tracer wires min. 10AWG within conduit bank and fiber warning tape 12-inch above the uppermost duct.

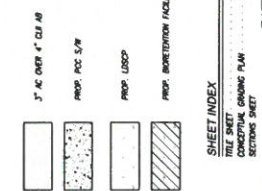
Construct and Install Fiber Optic Conduit at a Minimum Depth of 36". Trenching Shall be Per City Standard for Commercial Buildings. (1) 2" HDPE SDR-11 (Smoothwall) roll pipe (Orange) duct. Install located/tracer wires min. 10AWG within conduit bank and fiber warning tape 12-inch above the uppermost duct.

All hand holes, conduits, conduit banks, materials and installations are per the City's Fiber Optic Master Plan and City Fiber Optic Cable and Duct Standards. All Hand holes, conduits and ducts shall be placed in the public right of way.

All unused conduits/ducts/microducts shall be protected with ducts plugs that provide a positive seal. Ducts that are occupied shall be protected with industry accepted duct seal compound.

Conduit bank requires (1) 10AWG high strength (min. break load 600#) copper-clad steel w/ 30mil HDPE orange insulation for located/tracer wire.

- ENGINEER'S NOTICE TO CONTRACTORS**
- THE EXISTENCE AND LOCATION OF ANY UNDERGROUND UTILITIES HAS BEEN OBTAINED BY A SONAR SURVEY ON THESE PLANS. THE CONTRACTOR SHALL BE RESPONSIBLE FOR VERIFYING THE LOCATION AND DEPTH OF ALL UTILITIES PRIOR TO ANY CONSTRUCTION. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND SHALL BE RESPONSIBLE FOR OBTAINING THEM FROM THE CITY ENGINEER. THE CONTRACTOR SHALL MAINTAIN ALL NECESSARY PERMITS THROUGHOUT THE CONSTRUCTION PERIOD.
- One (1) 7-way Micro Duct (Duraline) - 16mm Tubes or Equivalent
 - One (1) 30x48x46 Composite Polyconcrete Hand Hole (HH3)
 - One (1) 2-inch HDPE SDR-11 Smoothwall Orange Conduit
 - One (1) 13x24x18 Composite Polymer Concrete Hand Hole (HH1)
 - One (1) 17" x 30" x 24" Composite Polymer Concrete Hand Hole (HH2)



SHEET INDEX

FILE SHEET	SECTION SHEET
1	1-3

DATE PREPARED: JANUARY, 2008

SHEET 1 OF 4

CONTRACT

ACCOUNT

DRAWN

DATE

ONTARIO MFR
CONCEPTUAL GRADING PLAN
TITLE SHEET

DESIGNED BY: **Amnorsing & Bhowmik Consulting Engineers**
 14/21
 1050-371-022

BENCHMARK NO. ELEVATION:

LOCATION:

CITY OF ONTARIO

RECOMMENDED: DATE:

APPROVED: DATE:

NO.	DATE	BY	DESCRIPTION

Comments / Reviewed By David Simpson 5-8-16

CITY OF ONTARIO
LANDSCAPE PLANNING DIVISION
 303 East "B" Street, Ontario, CA 91764

CONDITIONS OF APPROVAL

Sign Off

Carolyn Bell
 Carolyn Bell, Sr. Landscape Planner

9/29/16
 Date

Reviewer's Name: Carolyn Bell, Sr. Landscape Planner	Phone: (909) 395-2237
--	---------------------------------

D.A.B. File No.: PDEV16-019 Rev 1	Case Planner: Jeanie Aguilo
--------------------------------------	--------------------------------

Project Name and Location:
 Euclid Townhomes
 Euclid N of Cedar St

Applicant/Representative:
 Miken Construction – Simon Hibbert
 2850 Redhill Ave suite 200
 Santa Ana, CA 92705

<input checked="" type="checkbox"/>	A Preliminary Landscape Plan (dated 9/01/16) meets the Standard Conditions for New Development and has been approved with the consideration that the following conditions below be met upon submittal of the landscape construction documents.
<input type="checkbox"/>	A Preliminary Landscape Plan (dated) has not been approved. Corrections noted below are required prior to Preliminary Landscape Plan approval.

CORRECTIONS REQUIRED

Civil Plans

- Sht 1 Remove detention basins shown in parkways and front yard areas and locate under paving or in common areas along property lines away from pedestrian walkways.
- Sht 3, 4 Dimension basins and swales to be no greater than 40% of the on-site landscape area to allow for ornamental landscape.
- Sht 3, 4 Provide a level grade adjacent to basins and swales min. 3' from pedestrian paving.
- Sht 4 Section CC and Bioretention details. Change topsoil to engineered soil with 35% porosity and move overflow structure to side slope.
- Show utilities such as backflows and transformers dimensioned to be 5' clear from hardscape.
- Show accessible path from west parking spaces to south side accessible walkway.
- Note on grading plans: for compaction to be no greater than 85% at landscape areas. All finished grades at 1 1/2" below finished surfaces. Slopes to be maximum 3:1.

Landscape Plans

- Provide a tree inventory for existing trees include genus, species, trunk diameter, canopy width and condition. Show and note existing trees in good condition to remain and note trees proposed to be removed. Include existing trees within 10' of adjacent property that would be affected by new walls, footing or on-site tree planting. Add tree protection notes on construction and demo plans.
- Coordinate the Landscape plan with the civil plans to show utilities and storm water infiltration basins with appropriate landscape and irrigation. See correction items for basin and swale locations and size above. Show outline of basins and swales on plans
- Correct callout numbers not legible – printing or line weight error.
- Show utilities such as backflows and transformers screened with 5' of landscape.
- Show light standards, fire hydrants, water and sewer lines that do not conflict with required tree locations. Show all utilities on landscape plans.
- Show parkway landscape and street trees spaced 30' apart (Grevillea robusta on Euclid Ave)
- Show tree symbols minimum 3/4 of mature canopy to fit the spaces shown. Platanus us still shown at 20' diameter canopy.
- Remove small (circular) tree wells in courtyards and relocate trees in the larger spaces by the curving walkway. Avoid paving design that requires a person to walk around a tree.
- Revise half circle Oak tree wells, for a larger radius arc to provide min 6' clear space from large

tree trunks to paving.

17. Provide hydroseed mix for swales or basins or consider underground stormwater chambers
18. Note for agronomical soil testing and include report on landscape plans.
19. Show concrete mowstrips to identify property lines along open areas or to separate ownership or between maintenance areas.
20. Show 25% of trees as California native (Quercus, Platanus, etc.).
21. Change Platanus in the parkway to a tree appropriate to fit into a 6' parkway such as Pistacia, Ginkgo, or Koelreuteria paniculata. Change Platanus to the larger planters behind the sidewalk on Euclid.
22. Note potable water is required for irrigation within pool enclosures.
23. Keep trees 5' clear from the outside of pool fences. Use tall narrow trees or palm trees at pools for shade and less litter.
24. Change turfgrass in parkways to low water using groundcovers such as honeysuckle, Kurapia (Lippia nodiflora), Delosperma, Arctosis etc.
25. Change high maintenance or frost damaged plants such as: Agave attenuate; Juncus; Salvia leucantha.
26. Verify Caltrans review and acceptance of the parkway landscape plans.
27. After a project's entitlement approval, the applicant shall pay all applicable fees at a rate established by resolution of the City Council. Typical fees are:

Plan Check—5 or more acres	\$2,326.00
Plan Check—less than 5 acres	\$1,301.00
Inspection—Construction (up to 3 inspections)	\$278.00
Inspection—Field - additional.....	\$83.00

AIRPORT LAND USE COMPATIBILITY PLANNING

CONSISTENCY DETERMINATION REPORT



Project File No.: PDEV16-019 & PMTT16-013
 Address: 1910 S Euclid Ave
 APN: 1050-381-04 thru 09
 Existing Land Use: Residential/Vacant Land
 Proposed Land Use: 57 unit townhome residential development
 Site Acreage: 1.20 Proposed Structure Height: 43 ft
 ONT-IAC Project Review: N/A
 Airport Influence Area: ONT

Reviewed By: Lorena Mejia
 Contact Info: 909-395-2276
 Project Planner: Jeanie Aguilo
 Date: 6/9/16
 CD No.: 2016-035
 PALU No.: n/a

The project is impacted by the following ONT ALUCP Compatibility Zones:

Safety	Noise Impact	Airspace Protection	Overflight Notification
<input type="radio"/> Zone 1	<input type="radio"/> 75+ dB CNEL	<input type="radio"/> High Terrain Zone	<input type="radio"/> Avigation Easement Dedication
<input type="radio"/> Zone 1A	<input type="radio"/> 70 - 75 dB CNEL	<input checked="" type="checkbox"/> FAA Notification Surfaces	<input checked="" type="checkbox"/> Recorded Overflight Notification
<input type="radio"/> Zone 2	<input type="radio"/> 65 - 70 dB CNEL	<input checked="" type="checkbox"/> Airspace Obstruction Surfaces	<input type="radio"/> Real Estate Transaction Disclosure
<input type="radio"/> Zone 3	<input checked="" type="checkbox"/> 60 - 65 dB CNEL	<input type="radio"/> Airspace Avigation Easement Area	
<input type="radio"/> Zone 4		Allowable Height: 200 + ft	
<input type="radio"/> Zone 5			

The project is impacted by the following Chino ALUCP Safety Zones:

Zone 1
 Zone 2
 Zone 3
 Zone 4
 Zone 5
 Zone 6
 Allowable Height: _____

CONSISTENCY DETERMINATION

This proposed Project is: Exempt from the ALUCP
 Consistent
 Consistent with Conditions
 Inconsistent

The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT) and was evaluated and found to be consistent with the policies and criteria of the Airport Land Use Compatibility Plan (ALUCP) for ONT provided the following conditions are met:

Airport Planner Signature: 

AIRPORT LAND USE COMPATIBILITY PLANNING

CONSISTENCY DETERMINATION REPORT

CD No.: 2016-035

PALU No.: _____

PROJECT CONDITIONS

1. New Residential land uses within the 60-65 dB CNEL noise impact zone must incorporate exterior-to-interior noise level reduction (NLR) design features and be capable of attenuating exterior noise to 45 dB interior noise level, acoustical data documenting that the structure will be designed to comply with the criteria must be provided.
2. New Residential land uses are required to have a Recorded Overflight Notification appearing on the Property Deed and Title incorporating the following language:

(NOTICE OF AIRPORT IN VICINITY: This property is presently located in the vicinity of an airport, within what is known as an airport influence area. For that reason, the property may be subject to some of the annoyances or inconveniences associated with proximity to airport operations (for example: noise, vibration, or odors). Individual sensitivities to those annoyances can vary from person to person. You may wish to consider what airport annoyances, if any, are associated with the property before you complete your purchase and determine whether they are acceptable to you.)



CITY OF ONTARIO

MEMORANDUM

TO: JEANIE AGUILO, PLANNING DEPARTMENT

FROM: DOUGLAS SOREL, POLICE DEPARTMENT

DATE: MAY 16, 2016

**SUBJECT: PDEV16-019 – A DEVELOPMENT PLAN TO CONSTRUCT 57
TOWNHOME UNITS ON EUCLID AVENUE BETWEEN FRANCIS AND
CEDAR**

The “Standard Conditions of Approval” contained in Resolution No. 2010-021 apply. The applicant shall read and be thoroughly familiar with these conditions, including, but not limited to, the requirements below.

- Required lighting for walkways, driveways, doorways, parking areas, and all other areas used by the public shall be provided and operate via photosensor. Photometrics shall be provided to the Police Department for approval. Photometrics shall include the types of fixtures proposed and demonstrate that such fixtures meet the vandal-resistant requirement. Planned landscaping shall not obstruct lighting fixtures.
- Residential dwellings shall display numbers in a prominent location on the street side of the residence and located in a manner as to be easily visible to approaching emergency vehicles. Multi-family complexes shall provide at the entrance an illuminated map of the complex showing the position of viewer and each individual unit designation. Addresses shall comply with all Ontario Fire Department standards.
- The Applicant shall comply with construction site security requirements as stated in the Standard Conditions.

The Applicant is invited to call Douglas Sorel at (909) 395-2873 regarding any questions or concerns.



CITY OF ONTARIO

MEMORANDUM

TO: Jeanie Aguilo, Assistant Planner
Planning Department

FROM: Lora L. Gearhart, Plan Checker
Fire Department

DATE: September 29, 2016

SUBJECT: PDEV16-019 / A Development Plan to construct 57 townhome units on 3.47 acres of land within the Medium Density Residential zone (MDR-25) located on the west side of Euclid Avenue between Francis Avenue and Cedar Street. (APN: 1050-381-04, 1050-381-05, 1050-381-06, 1050-381-07, 1050-381-08 and 1050-381-09.)

-
- The plan **does** adequately address Fire Department requirements at this time.
- No comments.
- Standard Conditions of Approval apply, as stated below.
-

SITE AND BUILDING FEATURES:

- A. 2013 CBC Type of Construction: Type V-A wood frame 1 hr.
- B. Type of Roof Materials: N/C Tile
- C. Ground Floor Area(s): Building type 100 – 8,215 sq. ft.
Building type 200 – 10,482 sq. ft.
- D. Number of Stories: 2 Stories
- E. Total Square Footage: 98,019 sq. ft.
- F. 2013 CBC Occupancy Classification(s): R-2, U

CONDITIONS OF APPROVAL:

1.0 GENERAL

- ☒ 1.1 The following are the Ontario Fire Department (“Fire Department”) requirements for this development project, based on the current edition of the California Fire Code (CFC), and the current versions of the Fire Prevention Standards (“Standards.”) It is recommended that the applicant or developer transmit a copy of these requirements to the on-site contractor(s) and that all questions or concerns be directed to the Bureau of Fire Prevention, at (909) 395-2029. For copies of Ontario Fire Department Standards please access the City of Ontario web site at www.ontarioca.gov, click on “Fire Department” and then on “Standards and Forms.”
- ☒ 1.2 These Fire Department conditions of approval are to be included on any and all construction drawings.
- ☒ 1.3 Before building final a .pdf site map of the project. Site map shall include: building address(es), unit numbers, location(s) of sprinkler riser, sprinkler control valves, hydrants, FDC, fire alarm panel and Knox Box.

2.0 FIRE DEPARTMENT ACCESS

- ☒ 2.1 Fire Department vehicle access roadways shall be provided to within 150 ft. of all portions of the exterior walls of the first story of any building, unless specifically approved. Roadways shall be paved with an all-weather surface and shall be a minimum of twenty-six (26) ft. wide. See Standard #B-004.
- ☒ 2.2 In order to allow for adequate turning radius for emergency fire apparatus, all turns shall be designed to meet the minimum twenty five feet (25’) inside and forty-five feet (45’) outside turning radius per Standard #B-005.
- ☒ 2.3 Fire Department access roadways that exceed one hundred and fifty feet (150’) in length shall have an approved turn-around per Standard #B-002.
- ☒ 2.5 "No Parking-Fire Lane" signs and /or red painted curbs with lettering are required to be installed in interior access roadways, in locations where vehicle parking would obstruct the minimum clear width requirement. Installation shall be per Standard #B-001.
- ☒ 2.6 Security gates or other barriers on fire access roadways shall be provided with a Knox brand key switch or padlock to allow Fire Department access. See Standards #B-003, B-004 and H-001.

3.0 WATER SUPPLY

- ☒ 3.1 The required fire flow per Fire Department standards, based on the 2013 California Fire Code, Appendix B, is 1500 gallons per minute (g.p.m.) for 2 hours at a minimum of 20 pounds per square inch (p.s.i.) residual operating pressure.

- ☒ 3.2 Off-site (public) fire hydrants are required to be installed on all frontage streets, at a minimum spacing of three hundred foot (300') apart, per Engineering Department specifications.
- ☒ 3.4 The public water supply, including water mains and fire hydrants, shall be tested and approved by the Engineering Department and Fire Department prior to combustible construction to assure availability and reliability for firefighting purposes.

4.0 FIRE PROTECTION SYSTEMS

- ☒ 4.1 On-site private fire hydrants are required per Standard #D-005, and identified in accordance with Standard #D-002. Installation and location(s) are subject to the approval of the Fire Department. An application with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.
- ☒ 4.2 Underground fire mains which cross property lines shall be provided with CC & R, easements, or reciprocating agreements, and shall be recorded on the titles of affected properties, and copies of same shall be provided at the time of fire department plan check. The shared use of private fire mains or fire pumps is allowable only between immediately adjacent properties and shall not cross any public street.
- ☒ 4.3 An automatic fire sprinkler system is required. The minimum system design shall be in accordance with National Fire Protection Association (NFPA) Standard 13 R. All new fire sprinkler systems, except those in single family dwellings, which contain twenty (20) sprinkler heads or more shall be monitored by an approved listed supervising station. An application along with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.
- ☒ 4.4 Fire Department Connections (FDC) shall be located on the address side of the building within one hundred fifty feet (150') of a public fire hydrant on the same side of the street. Provide identification for all fire sprinkler control valves and fire department connections per Standard #D-007. Raised curbs adjacent to Fire Department connection(s) shall be painted red, five feet either side, per City standards.
- ☒ 4.5 A fire alarm system is required. The system design shall be in accordance with National Fire Protection Association (NFPA) Standard 72. An application along with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.
- ☒ 4.6 Portable fire extinguishers are required to be installed prior to occupancy per Standard #C-001. Please contact the Fire Prevention Bureau to determine the exact number, type and placement required.

5.0 BUILDING CONSTRUCTION FEATURES

- ☒ 5.1 The developer/general contractor is to be responsible for reasonable periodic cleanup of the development during construction to avoid hazardous accumulations of combustible trash and debris both on and off the site.

- ☒ 5.2 Approved numbers or addresses shall be placed on all new and existing buildings in such a position as to be plainly visible and legible from the street or road fronting the property. Multi-tenant or building projects shall have addresses and/or suite numbers provided on the rear of the building. Address numbers shall contrast with their background. See Section 9-1.3280 of the Ontario Municipal Code and Standards #H-003 and #H-002.
- ☒ 5.3 Single station smoke alarms and carbon monoxide alarms are required to be installed per the California Building Code and the California Fire Code.
- ☒ 5.4 Multiple unit building complexes shall have building directories provided at the main entrances. The directories shall be designed to the requirements of the Fire Department, see Section 9-1.3280 of the Ontario Municipal Code and Standard #H-003.
- ☒ 5.5 All residential chimneys shall be equipped with an approved spark arrester meeting the requirements of the California Building Code.
- ☒ 5.6 Knox ® brand key-box(es) shall be installed in location(s) acceptable to the Fire Department. All Knox boxes shall be monitored for tamper by the building fire alarm system. See Standard #H-001 for specific requirements.
- ☒ 5.7 Placards shall be installed in acceptable locations on buildings that store, use or handle hazardous materials in excess of the quantities specified in the CFC. Placards shall meet the requirements of National Fire Protection Association (NFPA) Standard 704.

CITY OF ONTARIO

MEMORANDUM

TO: PLANNING DEPARTMENT, Jeanie Aguilo
FROM: BUILDING DEPARTMENT, Kevin Shear
DATE: May 4, 2016
SUBJECT: PDEV16-019

-
- The plan **does** adequately address the departmental concerns at this time.
- No comments
- Report below.

Conditions of Approval

1. Standard Conditions of Approval apply.

KS:lm



PLANNING COMMISSION STAFF REPORT

October 25, 2016

SUBJECT: A Tentative Parcel Map (PMTT16-017; TPM 19732) to subdivide 4.29 acres of land into two parcels, located at 3350 and 3380 East Shelby Street, within the Urban Commercial land use district of The Ontario Center Specific Plan. APN: 210-193-16; **submitted by CEMDT Park Haven, LLC.**

PROPERTY OWNER: CEMDT Park Haven, LLC.

RECOMMENDED ACTION: That the Planning Commission approve File No. PMTT16-017, pursuant to the facts and reasons contained in the staff report and attached resolutions, and subject to the conditions of approval contained in the attached departmental reports.

PROJECT SETTING: The project site is comprised of 4.29 acres of land located at 3350 and 3380 East Shelby Street, within the Urban Commercial land use district of The Ontario Center Specific Plan, and is depicted in **Figure 1: Project Location**, below. The project site was developed in the late 1980's with a two-story and three-story office building totaling 88,610 square feet with 312 parking spaces to be utilized by both buildings (see **Exhibit C: Site Photos**).

The three-story office building is located on the northern portion of the site fronting Shelby Street and is 56,664 square feet in size. The two-story office building is located on the southern portion of the site, adjacent to the 1-10 Freeway west-bound on-ramp, and totals 31,946 square feet. Both office buildings have been occupied by a variety of administrative, law, management, sales, brokerage and personnel staffing types of businesses.

The property north of the project site is located within the Garden Commercial land use district of the Wagner Specific Plan and is developed with a hotel. The property east of the project site is within the Urban Commercial District of The



Figure 1: Project Location

Case Planner:	Lorena Mejia	Hearing Body	Date	Decision	Action
Planning Director Approval:		DAB	10/17/16	Approve	Recommend
Submittal Date:	May 26, 2016	ZA			
Hearing Deadline:	N/A	PC	10/25/16		Final
		CC			

Ontario Center Specific Plan and is developed with a hotel. The property west of the project site is within the Urban Commercial land use district of the Wagner Specific Plan and the 1-10 Freeway is located south of the project site.

PROJECT ANALYSIS:

[1] Background — The Applicant is requesting approval of a Tentative Parcel Map to enable the sale of one or both buildings. Approval of the subdivision could potentially expand the market base for the office center by also attracting users interested in purchasing the office building instead of a leasing agreement. On October 17, 2016, the Development Advisory Board recommended approval of the application to Planning Commission.

[2] Tentative Parcel Map — The proposed Tentative Parcel Map is for the subdivision of a 4.29-acre site into two parcels (see **Exhibit B: Tentative Parcel Map**). Parcel 1, the northern parcel is 2.4 acres in size and encompasses the existing three-story 56,664 square feet office building with 193 parking spaces. Parcel 2, the southern parcel is 1.89 acres in size and encompasses the two-story 31,946 square foot office building with 119 parking spaces. The proposed parcel sizes, as described above, are consistent with The Ontario Center Specific Plan, since the Specific Plan does not impose a minimum lot size.

[3] Covenants, Conditions & Restrictions —The applicant will be required to create Covenants, Conditions and Restrictions (CC&R's) for the project site that will establish the rules and regulations for both property owners. The CC&R's will be recorded with the final map and address common maintenance, reciprocal parking and access between parcels, and common maintenance of landscaped areas, irrigation systems, parking facilities and utility/drainage easements.

COMPLIANCE WITH THE ONTARIO PLAN: The proposed project is consistent with the principles, goals and policies contained within the Vision, Governance, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan (TOP). More specifically, the goals and policies of TOP that are furthered by the proposed project are as follows:

[1] City Council Priorities

Primary Goal: Regain Local Control of the Ontario International Airport

Supporting Goals:

- Invest in the Growth and Evolution of the City's Economy
- Operate in a Businesslike Manner
- Focus Resources in Ontario's Commercial and Residential Neighborhoods

[2] Vision.

Distinctive Development:

- Commercial and Residential Development
 - Development quality that is broadly recognized as distinctive and not exclusively tied to the general suburban character typical of much of Southern California.

[3] Governance.

Decision Making:

- Goal G1: Sustained decision-making that consistently moves Ontario towards its Vision by using The Ontario Plan as a framework for assessing choices.
 - G1-2 Long-term Benefit. We require decisions to demonstrate and document how they add value to the community and support the Ontario Vision

[4] Policy Plan (General Plan)

Land Use Element:

- Goal LU1: A community that has a spectrum of housing types and price ranges that match the jobs in the City and that make it possible for people to live and work in Ontario and maintain a quality of life.
 - LU1-1 Strategic Growth. We concentrate growth in strategic locations that help create place and identity, maximize available and planned infrastructure, and foster the development of transit.
 - LU1-6 Complete Community: We incorporate a variety of land uses and building types in our land use planning efforts that result in a complete community where residents at all stages of life, employers, workers and visitors have a wide spectrum of choices of where they can live, work, shop and recreate within Ontario.

Community Economics Element:

- Goal CE1: A complete community that provides for all incomes and stages of life.
 - CE1-4 Business Retention and Expansion. We continuously improve two-way communication with the Ontario business community and emphasize customer service to existing businesses as part of our competitive advantage.

- Goal CE2: A City of distinctive neighborhoods, districts, and corridors, where people choose to be.

- CE2-5 Private Maintenance. We require adequate maintenance, upkeep, and investment in private property because proper maintenance on private property protects property values.

Safety Element:

- Goal S1: Minimized risk of injury, loss of life, property damage and economic and social disruption caused by earthquake-induced and other geologic hazards.

- S1-1 Implementation of Regulations and Standards. We require that all new habitable structures be designed in accordance with the most recent California Building Code adopted by the City, including provisions regarding lateral forces and grading.

Community Design Element:

- Goal CD2: A high level of design quality resulting in public spaces, streetscapes, and developments that are attractive, safe, functional and distinct.

- CD2-13 Entitlement Process. We work collaboratively with all stakeholders to ensure a high degree of certainty in the efficient review and timely processing of all development plans and permits.

- Goal CD5: A sustained level of maintenance and improvement of properties, buildings and infrastructure that protects the property values and encourages additional public and private investments.

- CD5-1 Maintenance of Buildings and Property. We require all public and privately owned buildings and property (including trails and easements) to be properly and consistently maintained.

- CD5-2 Maintenance of Infrastructure. We require the continual maintenance of infrastructure.

HOUSING ELEMENT COMPLIANCE: The project is consistent with the Housing Element of the Policy Plan (General Plan) component of The Ontario Plan, as the project site is not one of the properties in the Available Land Inventory contained in Table A-3 (Available Land by Planning Area) of the Housing Element Technical Report Appendix.

AIRPORT LAND USE COMPATIBILITY PLAN (ALUCP) COMPLIANCE: The project site is located within the Airport Influence Area of Ontario International Airport (ONT), and

has been found to be consistent with the policies and criteria set forth within the ALUCP for ONT.

ENVIRONMENTAL REVIEW: The project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15315 (Class 15 - Minor Land Divisions) of the CEQA Guidelines. Class 15 allows for the division of property in urbanized areas for commercial use into four or fewer parcels when the division is in conformance with the General Plan and zoning, no variances or exceptions are required, all services and access to the proposed parcels to local standards are available, the parcel was not involved in a division of a larger parcel within the previous two years, and the parcel does not have an average slope greater than 20 percent.

CONDITIONS OF APPROVAL: See attached department reports.

TECHNICAL APPENDIX:

Surrounding Zoning and Land Use:

	<i>Existing Land Use</i>	<i>General Plan Designation</i>	<i>Zoning Designation</i>	<i>Specific Plan Land Use</i>
<i>Site</i>	Office	Office Commercial	Ontario Center Specific Plan	Urban Commercial
<i>North</i>	Hotel	Office Commercial	Wagner Specific Plan	Garden Commercial
<i>South</i>	1-10 Freeway	N/A	N/A	N/A
<i>East</i>	Hotel	Office Commercial	Ontario Center Specific Plan	Urban Commercial
<i>West</i>	Educational Training Facility (Carpenter's Union)	Office Commercial	Wagner Specific Plan	Urban Commercial

Exhibit A: Project Location Map



Exhibit B: Tentative Parcel Map

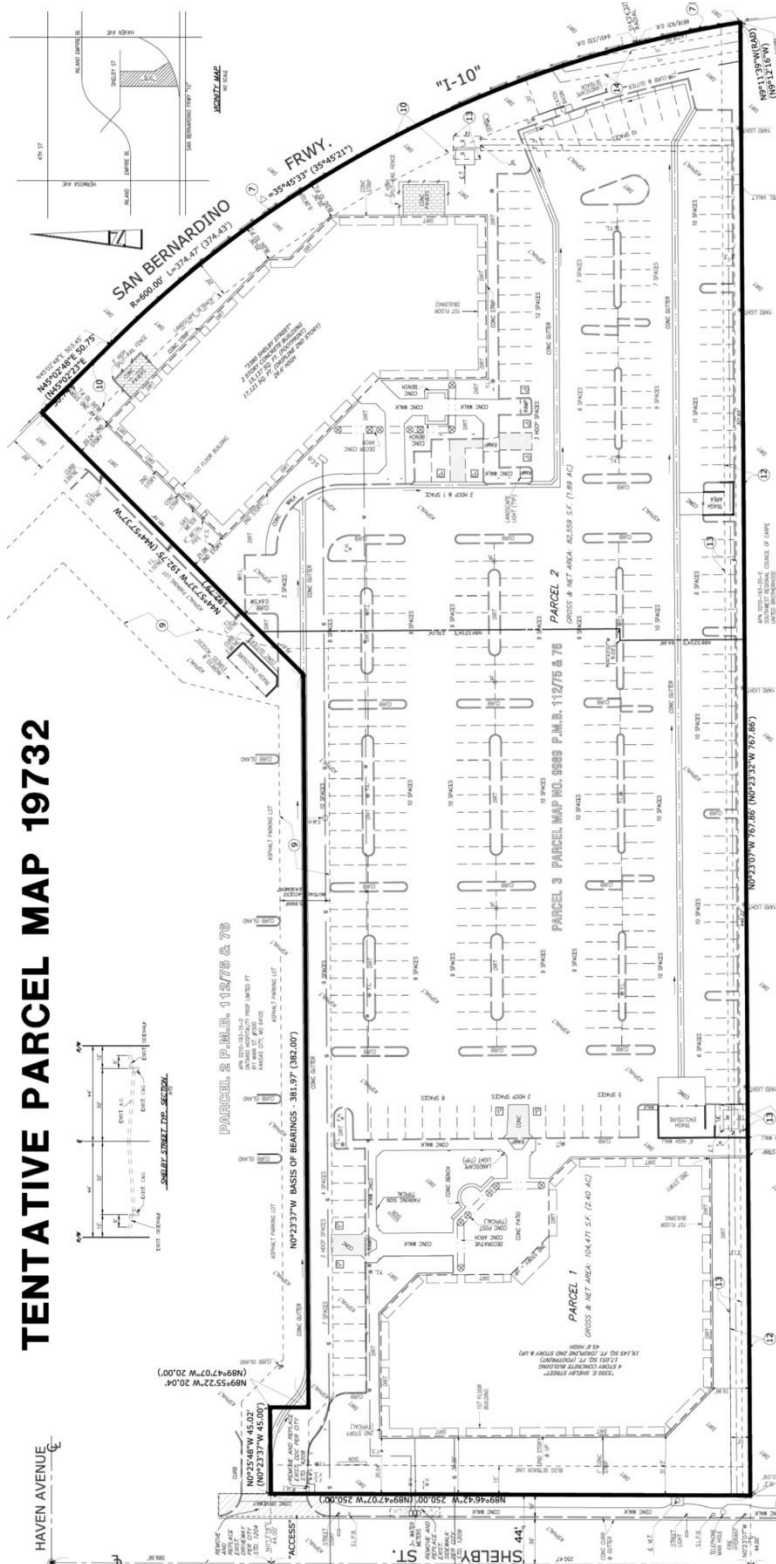
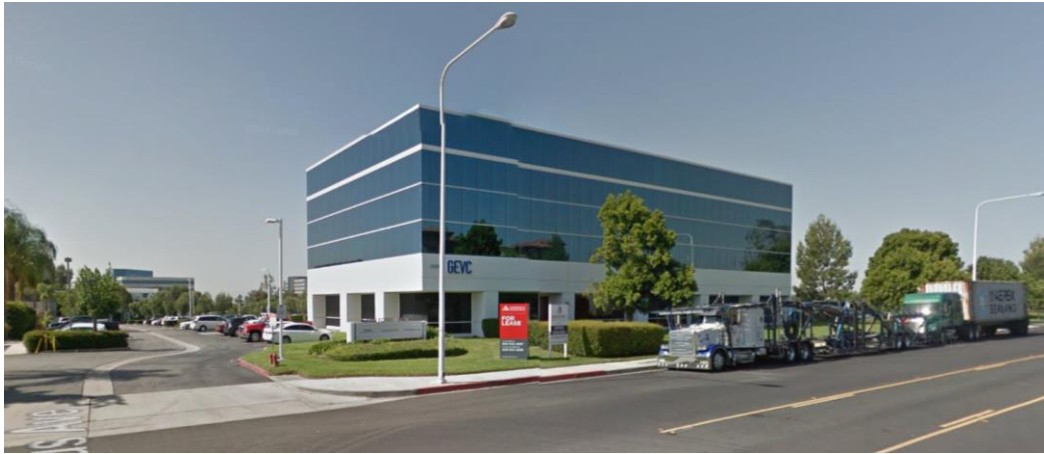


Exhibit C: Site Photos



3-Story Office building fronting Shelby Street



2-Story Office building within the southern portion of the Project Site

RESOLUTION NO.

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PMTT16-017, A TENTATIVE PARCEL MAP TO SUBDIVIDE A 4.29 ACRE PARCEL OF LAND INTO TWO PARCELS LOCATED AT 3350 AND 3380 EAST SHELBY STREET, WITHIN THE URBAN COMMERCIAL LAND USE DISTRICT OF THE ONTARIO CENTER SPECIFIC PLAN, AND MAKING FINDINGS IN SUPPORT THEREOF—APN: 210-193-16.

WHEREAS, CEMDT Park Haven, LLC. ("Applicant") has filed an Application for the approval of a Tentative Parcel Map, File No. PMTT16-017, as described in the title of this Resolution (hereinafter referred to as "Application" or "Project"); and

WHEREAS, the Application applies to 4.29 acres of land located at 3350 and 3380 East Shelby Street within the Urban Commercial land use district of The Ontario Center Specific Plan, and is presently improved with two office buildings totaling 88,610 square feet; and

WHEREAS, the property to the north of the Project site is within the Garden Commercial land use district of the Wagner Specific Plan, and is developed with a hotel. The property to the east is within the Urban Commercial land use district of The Ontario Center Specific Plan, and is developed with a hotel. The property to the west is within the Urban Commercial land use district of the Wagner Specific Plan, and is developed with an Educational Training Facility. To the south the project site adjoins the I-10 Freeway; and

WHEREAS, the Applicant is requesting approval of a Tentative Parcel Map to enable the sale of one or both buildings; and

WHEREAS, the proposed Tentative Parcel Map is for the subdivision of a 4.29-acre site into two parcels. Parcel 1, the northern parcel is 2.4 acres in size and encompasses the existing three-story 56,664 square feet office building. Parcel 2, the southern parcel is 1.89 acres in size and encompasses the two-story 31,946 square foot office building; and

WHEREAS, the proposed parcel sizes are consistent with The Ontario Center Specific Plan, since the Specific Plan does not impose a minimum lot size; and

WHEREAS, the applicant will be required to create Covenants, Conditions and Restrictions (CC&R's) for the project site that will establish the rules and regulations for both property owners; and

WHEREAS, the project is consistent with the Housing Element of the Policy Plan (General Plan) component of The Ontario Plan, as the project site is not one of the properties in the Available Land Inventory contained in Table A-3 (Available Land by Planning Area) of the Housing Element Technical Report Appendix.

WHEREAS, the proposed project is located within the Airport Influence Area of Ontario International Airport, and was evaluated and found to be consistent with the policies and criteria of the Ontario International Airport Land Use Compatibility Plan (ALUCP); and

WHEREAS, the Application is a project pursuant to the California Environmental Quality Act (Public Resources Code Section 21000 et seq.) ("CEQA"); and

WHEREAS, the Project is exempt from CEQA pursuant to a categorical exemption (listed in CEQA Guidelines Article 19, commencing with Section 15300) and the application of that categorical exemption is not barred by one of the exceptions set forth in CEQA Guidelines Section 15300.2; and

WHEREAS, on October 17, 2016, the Development Advisory Board of the City of Ontario conducted a hearing and issued Decision No. DAB16-051 recommending the Planning Commission approve the Application; and

WHEREAS, on October 25, 2016, the Planning Commission of the City of Ontario conducted a hearing to consider the Project, and concluded said hearing on that date; and

WHEREAS, all legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED, AND RESOLVED by the Planning Commission of the City of Ontario, as follows:

SECTION 1. As the decision-making body for the Project, the Planning Commission has reviewed and considered the information contained in the administrative record for the Project. Based upon the facts and information contained in the administrative record, including all written and oral evidence presented to the Planning Commission, the Planning Commission finds as follows:

a. The administrative record have been completed in compliance with CEQA, the State CEQA Guidelines, and the City of Ontario Local CEQA Guidelines; and

b. The Project is categorically exempt from environmental review pursuant to Section 15315 (Class 15, Minor Land Divisions) of the CEQA Guidelines. The proposed project for subdividing one parcel into two is located within an urbanized commercial area. The subdivision is in conformance with Policy Plan (General Plan) and

the Ontario Center Specific Plan, no variances or exceptions are required, all services and access to the proposed parcel are available and meet local standards, the parcel was not involved in a division of a larger parcel within the previous 2 years, and the parcel does not have an average slope greater than 20 percent; and

c. The application of the categorical exemption is not barred by one of the exceptions set forth in CEQA Guidelines Section 15300.2; and

d. The determination of CEQA exemption reflects the independent judgment of the Planning Commission.

SECTION 2. Based upon the substantial evidence presented to the Planning Commission during the above-referenced hearing and upon the specific findings set forth in Section 1 above, the Planning Commission hereby concludes as follows:

a. The proposed map is consistent with the goals, policies, plans and exhibits of the Vision, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan, and applicable area and specific plans, and planned unit developments. The Project is consistent with the goals, policies, plans and exhibits of The Ontario Plan and the Ontario Center Specific Plan. The Ontario Center Specific Plan does not impose a minimum lot size for proposed subdivisions. Therefore, the proposed lots sizes of 2.4 acres for Parcel 1 and 1.89 acres for Parcel 2 are consistent with the Urban Commercial land use designation of the Ontario Center Specific Plan.

b. The design or improvement of the proposed subdivision is consistent with the goals, policies, plans and exhibits of the Vision, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan, and applicable specific plans and planned unit developments. The Project has been designed consistent with the requirements of Policy Plan (General Plan) and the Ontario Center Specific Plan. The Ontario Center Specific Plan does not impose a minimum lot size for proposed subdivisions. Therefore, the proposed lots sizes of 2.4 acres for Parcel 1 and 1.89 acres for Parcel 2 are consistent with the Urban Commercial land use designation of the Ontario Center Specific Plan.

c. The site is physically suitable for the type of development proposed. The site is fully developed and the proposed subdivision is suitable for the continued office commercial uses.

d. The site is physically suitable for the proposed density of development. The site is fully developed and is part of a larger office commercial center, the proposed subdivision is suitable for the existing density of development.

e. The design of the subdivision or the proposed improvements are not likely to cause substantial environmental damage or substantially and avoidably injure fish or wildlife or their habitat. The site is fully developed and the proposed subdivision will not cause substantial environmental damage or substantially injure fish or wildlife or their habitat.

f. The design of the subdivision or type of improvements are not likely to cause serious public health problems. The site is fully developed and the design of the proposed subdivision is not likely to cause serious public health problems.

g. The design of the subdivision or the type of improvements will not conflict with easements, acquired by the public at large, for access through or use of, property within the proposed subdivision. The site is fully developed and the design of the subdivision will not conflict with any easement acquired by the public at large, then of record, for access through or use of the property within the proposed subdivision.

SECTION 3. Based upon the findings and conclusions set forth in Sections 1 and 2 above, the Planning Commission hereby APPROVES the herein described Application, subject to each and every condition set forth in the Department reports, attached hereto and incorporated herein by this reference.

SECTION 4. The Applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul this approval. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

SECTION 5. The documents and materials that constitute the record of proceedings on which these findings have been based are located at the City of Ontario City Hall, 303 East "B" Street, Ontario, California 91764. The custodian for these records is the City Clerk of the City of Ontario.

SECTION 6. The Secretary shall certify to the adoption of the Resolution.

The Secretary Pro Tempore for the Planning Commission of the City of Ontario shall certify as to the adoption of this Resolution.

I hereby certify that the foregoing Resolution was duly and regularly introduced, passed and adopted by the Planning Commission of the City of Ontario at a regular meeting thereof held on the 25th day of October 2016, and the foregoing is a full, true and correct copy of said Resolution, and has not been amended or repealed.

Jim Willoughby
Planning Commission Chairman

ATTEST:

Scott Murphy
Planning Director/Secretary of Planning
Commission

Planning Commission Resolution
File No. PMTT16-017
October 25, 2016
Page 6

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO)
CITY OF ONTARIO)

I, Marci Callejo, Secretary Pro Tempore of the Planning Commission of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. PC16-[insert #] was duly passed and adopted by the Planning Commission of the City of Ontario at their regular meeting held on October 25, 2016, by the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Marci Callejo
Secretary Pro Tempore



City of Ontario
Planning Department
303 East B Street
Ontario, California 91764
Phone: 909.395.2036
Fax: 909.395.2420

*Planning Department
Land Development Section
Conditions of Approval*

Meeting Date: October 17, 2016

File No: PMTT16-017

Related Files: N/A

Project Description: A Tentative Parcel Map (PM 19732) to subdivide 4.29 acres of land into two parcels, located at 3350 and 3380 East Shelby Street, within the Urban Commercial land use district of the Ontario Center Specific Plan (APN: 210-193-16); **submitted by CEMDT Park Haven, LLC**

Prepared By: Lorena Mejia, Associate Planner
Phone: 909.395.2276 (direct)
Email: lmejia@ontarioca.gov

The Planning Department, Land Development Section, conditions of approval applicable to the above-described Project, are listed below. The Project shall comply with each condition of approval listed below:

1.0 Standard Conditions of Approval. The project shall comply with the *Standard Conditions for New Development*, adopted by City Council Resolution No. 2010-021 on March 16, 2010. A copy of the *Standard Conditions for New Development* may be obtained from the Planning Department or City Clerk/Records Management Department.

2.0 Special Conditions of Approval. In addition to the *Standard Conditions for New Development* identified in condition no. 1.0, above, the project shall comply with the following special conditions of approval:

2.1 Time Limits.

(a) Tentative Parcel Map approval shall become null and void 2 years following the effective date of application approval, unless the final parcel map has been recorded, or a time extension has been approved by the Planning Commission pursuant to Development Code Section 2.02.025 (Time Limits and Extensions). This Permit does not supersede any individual time limits specified herein for performance of specific conditions or improvements.

2.2 Subdivision Map.

(a) The Final Parcel Map shall be in conformance with the approved Tentative Parcel Map on file with the City. Variations from the approved Tentative Parcel Map may be reviewed and approved by the Planning Department. A substantial variation from the approved Tentative Parcel Map may require review and approval by the Planning Commission, as determined by the Planning Director.

(b) Tentative Parcel Map approval shall be subject to all conditions, requirements and recommendations from all other departments/agencies provided on the attached reports/memorandums.

(c) Pursuant to California Government Section 66474.9, the subdivider agrees that it will defend, indemnify, and hold harmless the City of Ontario or its agents, officers and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set

aside, void or annul any approval of the City of Ontario, whether by its City Council, Planning Commission or other authorized board or officer of this subdivision, which action is brought within the time period provided for in Government Code Section 66499.37. The City of Ontario shall promptly notify the subdivider of any such claim, action or proceeding and the City of Ontario shall cooperate fully in the defense.

2.3 Covenants, Conditions and Restrictions (CC&Rs)/Mutual Access and Maintenance Agreements.

(a) CC&Rs shall be prepared for the Project and shall be recorded prior to recording the final map.

(b) The CC&Rs shall be in a form and contain provisions satisfactory to the City. The articles of incorporation for the property owners association and the CC&Rs shall be reviewed and approved by the City.

(c) CC&Rs shall ensure reciprocal ~~parking and~~ access between parcels.

(d) CC&Rs shall ensure reciprocal ~~parking and~~ access between parcels, and common maintenance of:

(i) Landscaping and irrigation systems within common areas;

(ii) Landscaping and irrigation systems within parkways adjacent to the project site, including that portion of any public highway right-of-way between the property line or right-of-way boundary line and the curb line and also the area enclosed within the curb lines of a median divider (Ontario Municipal Code Section 7-3.03), pursuant to Ontario Municipal Code Section 5-22-02;

(iii) Shared parking facilities and access drives; and

(iv) Utility and drainage easements.

(e) CC&Rs shall include authorization for the City's local law enforcement officers to enforce City and State traffic and penal codes within the project area.

(f) The CC&Rs shall grant the City of Ontario the right of enforcement of the CC&R provisions.

(g) A specific methodology/procedure shall be established within the CC&Rs for enforcement of its provisions by the City of Ontario, if adequate maintenance of the development does not occur, such as, but not limited to, provisions that would grant the City the right of access to correct maintenance issues and assess the property owners association for all costs incurred.

2.4 Environmental Review.

(a) The proposed project is categorically exempt from the requirements of the California Environmental Quality Act of 1970 (CEQA), as amended, and the Guidelines promulgated thereunder, pursuant to Section 15315 (Class 15, Minor Land Divisions) of the CEQA Guidelines.

2.5 Indemnification. The applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul any approval of the City of Ontario, whether by its City Council, Planning Commission or other authorized board or officer. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

2.6 Additional Fees.

(a) Within 5 days following final application approval, the Notice of Determination (NOD) filing fee shall be provided to the Planning Department. The fee shall be paid by check, made payable to the "Clerk of the Board of Supervisors", which shall be forwarded to the San Bernardino County Clerk of the Board of Supervisors, along with all applicable environmental forms/notices, pursuant to the requirements of the California Environmental Quality Act (CEQA). Failure to provide said fee within the time specified may result in a 180-day extension to the statute of limitations for the filing of a CEQA lawsuit.



**ENGINEERING DEPARTMENT
CONDITIONS OF APPROVAL**

(Engineering Services Division [Land Development and Environmental], Traffic/Transportation Division, Ontario Municipal Utilities Company and Management Services Department conditions incorporated herein)

<input type="checkbox"/> DEVELOPMENT PLAN <input type="checkbox"/> OTHER	<input checked="" type="checkbox"/> PARCEL MAP	<input type="checkbox"/> TRACT MAP <input type="checkbox"/> FOR CONDOMINIUM PURPOSES
PROJECT FILE NO. PM19732/PMTT16-017 RELATED FILE NO(S). _____		
<input checked="" type="checkbox"/> ORIGINAL <input type="checkbox"/> REVISED: __/__/__		

CITY PROJECT ENGINEER & PHONE NO:	Naiim Khoury, Associate Engineer <i>NK</i> (909) 395-2152
CITY PROJECT PLANNER & PHONE NO:	Lorena Mejia, Associate Planner (909) 395-2276
DAB MEETING DATE:	October 17, 2016
PROJECT NAME / DESCRIPTION:	PM-19732, a Tentative Parcel Map to subdivide one parcel (4.29 AC) with two existing buildings into two (2) parcels within Ontario Center Specific Plan
LOCATION:	3350-3380 E. Shelby Street
APPLICANT:	CEMDT Park Haven, LLC
REVIEWED BY:	<i>[Signature]</i> Bryan Lirley, P.E. Senior Associate Civil Engineer Date: 10/3/16
APPROVED BY:	<i>[Signature]</i> Khoi Do, P.E. Assistant City Engineer Date: 10/3/16



THIS PROJECT SHALL COMPLY WITH THE REQUIREMENTS SET FORTH IN THE GENERAL STANDARD CONDITIONS OF APPROVAL ADOPTED BY THE CITY COUNCIL (RESOLUTION NO. 2010-021) AND THE PROJECT SPECIFIC CONDITIONS OF APPROVAL SPECIFIED IN HEREIN. ONLY APPLICABLE CONDITIONS OF APPROVAL ARE CHECKED. THE APPLICANT SHALL BE RESPONSIBLE FOR THE COMPLETION OF ALL APPLICABLE CONDITIONS OF APPROVAL PRIOR TO FINAL MAP OR PARCEL MAP APPROVAL, ISSUANCE OF PERMITS AND/OR OCCUPANCY CLEARANCE, AS SPECIFIED IN THIS REPORT.

1. PRIOR TO FINAL MAP OR PARCEL MAP APPROVAL, APPLICANT SHALL: **Check When Complete**

- 1.01 Dedicate to the City of Ontario, the right-of-way, described below:
 _____ feet on _____
 Property line corner 'cut-back' required at the intersection of _____
 and _____.
- 1.02 Dedicate to the City of Ontario, the following easement(s):
 - a) Variable width public easement for sidewalk purposes behind the right-of-way line to accommodate for pedestrian path of travel across the driveway and wheelchair ramps on both sides of the driveway per ADA requirements and City Standards. (See item 2.15 for additional details).
- 1.03 Restrict vehicular access to the site as follows: _____
- 1.04 Vacate the following street(s) and/or easement(s): _____
- 1.05 Submit a copy of a recorded private reciprocal use agreement or easement. The agreement or easement shall ensure, at a minimum, common ingress and egress and joint maintenance of all common access areas and drive aisles.
- 1.06 Provide (modified original document) Covenants, Conditions and Restrictions (CC&Rs) as applicable to the project and as approved by the City Attorney and the Engineering and Planning Departments, ready for recordation with the County of San Bernardino. The CC&Rs shall provide for, but not be limited to, common ingress and egress, joint maintenance responsibility for all common access improvements, common facilities, parking areas, shared utilities (fire services, domestic water, irrigation, sewer, storm drain, etc.), landscaping improvements and drive approaches, in addition to maintenance requirements established in the Water Quality Management Plan (WQMP), as applicable to the project. The CC&Rs shall also address the maintenance and repair responsibility for public improvements/utilities (sewer, water, storm drain, recycled water, etc.) located within open space/easements. In the event of any maintenance or repair of these facilities, the City shall only restore disturbed areas to current City Standards.
- 1.07 File an application for Reapportionment of Assessment, together with payment of a reapportionment processing fee, for each existing assessment district listed below. Contact the Management Services Department at (909) 395-2124 regarding this requirement.
 (1) _____
 (2) _____
- 1.08 File a Consent and Waiver to Annexation agreement, together with an annexation processing fee, to annex the subject property to a Street Lighting Maintenance Assessment District (SLMD). The agreement and fee shall be submitted a minimum of three (3) months prior to, and the annexation shall be completed, prior to final subdivision map approval or issuance of building permits, whichever occurs first. An annual special assessment shall be levied in the SLMD and will be collected along with annual property taxes. The special assessment will provide funding for costs associated with the annual operation and maintenance of the street lighting facilities and appurtenances that serve the property. Contact Management Services at (909) 395-2124 regarding this requirement.



- 1.09 File an application, together with an initial deposit (if required), to establish a Community Facilities District (CFD) pursuant to the Mello-Roos Community Facilities District Act of 1982. The application and fee shall be submitted a minimum of three (3) months prior to final subdivision map approval, and the CFD shall be established prior to final subdivision map approval or issuance of building permits, whichever occurs first. The CFD shall be established upon the subject property to provide funding for various City services. An annual special tax shall be levied upon each parcel or lot in an amount to be determined. The special tax will be collected along with annual property taxes. The City shall be the sole lead agency in the formation of any CFD. Contact Management Services at (909) 395-2353 to initiate the CFD application process.

- 1.10 New Model Colony (NMC) Developments:
 - 1) Provide evidence of final cancellation of Williamson Act contracts associated with this tract, prior to approval of any final subdivision map. Cancellation of contracts shall have been approved by the City Council.
 - 2) Provide evidence of sufficient storm water capacity availability equivalents (Certificate of Storm Water Treatment Equivalents).
 - 3) Provide evidence of sufficient water availability equivalents (Certificate of Net MDD Availability).

- 1.11 **Other conditions:**
 - a) **Reserve private access easement from Shelby Street on Parcel 2 of Parcel Map 9989 and Parcel 1 of this parcel map for the benefit of Parcel 2 of this map.**
 - b) **Reserve private reciprocal access easement between Parcels 1 and 2 of this map.**
 - c) **Reserve private water and sewer easements (minimum 10-foot wide each) on Parcel 1 for the benefit of Parcel 2 of this map for the existing water and sewer lines serving Parcel 2 from Shelby Street.**
 - d) **Reserve a private cross lot drainage easement between parcels 1 and 2.**

2. PRIOR TO ISSUANCE OF ANY PERMITS, APPLICANT SHALL:

**A. GENERAL
 (Permits includes Grading, Building, Demolition and Encroachment)**

- 2.01 **Record Parcel Map No. 19732 pursuant to the Subdivision Map Act and in accordance with the City of Ontario Municipal Code.**
- 2.02 **Submit a duplicate photo mylar of the recorded map to the City Engineer's office.**
- 2.03 Note that the subject parcel is a recognized parcel in the City of Ontario per _____
- 2.04 Note that the subject parcel is an 'unrecognized' parcel in the City of Ontario and shall require a Certificate of Compliance to be processed unless a deed is provided confirming the existence of the parcel prior to the date of _____
- 2.05 Apply for a: Certificate of Compliance with a Record of Survey; Lot Line Adjustment
 Make a Dedication of Easement.
- 2.06 Provide (original document) Covenants, Conditions and Restrictions (CC&R's), as applicable to the project, and as approved by the City Attorney and the Engineering and Planning Departments, ready for recordation with the County of San Bernardino. The CC&R's shall provide for, but not be limited to, common ingress and egress, joint maintenance of all common access improvements, common



facilities, parking areas, utilities and drive approaches in addition to maintenance requirements established in the Water Quality Management Plan (WQMP), as applicable to the project.

- 2.07 Submit a soils/geology report.
- 2.08 Other Agency Permit/Approval: Submit a copy of the approved permit and/or other form of approval of the project from the following agency or agencies:
 - State of California Department of Transportation (Caltrans)
 - San Bernardino County Road Department (SBCRD)
 - San Bernardino County Flood Control District (SBCFCD)
 - Federal Emergency Management Agency (FEMA)
 - Cucamonga Valley Water District (CVWD) for sewer/water service
 - United States Army Corps of Engineers (USACE)
 - California Department of Fish & Game
 - Inland Empire Utilities Agency (IEUA)
 - Other: _____
- 2.09 Dedicate to the City of Ontario the right-of-way described below:

_____ feet on _____

Property line corner 'cut-back' required at the intersection of _____
and _____.
- 2.10 Dedicate to the City of Ontario the following easement(s): _____

- 2.11 New Model Colony (NMC) Developments:
 - 1) Submit a copy of the permit from the San Bernardino County Health Department to the Engineering Department and the Ontario Municipal Utilities Company (OMUC) for the destruction/abandonment of the on-site water well. The well shall be destroyed/abandoned in accordance with the San Bernardino County Health Department guidelines.
 - 2) Make a formal request to the City of Ontario Engineering Department for the proposed temporary use of an existing agricultural water well for purposes other than agriculture, such as grading, dust control, etc. Upon approval, the Applicant shall enter into an agreement with the City of Ontario and pay any applicable fees as set forth by said agreement.
 - 3) Design proposed retaining walls to retain up to a maximum of three (3) feet of earth. In no case shall a wall exceed an overall height of nine (9) feet (i.e. maximum 6-foot high wall on top of a maximum 3-foot high retaining wall.
- 2.12 Submit a security deposit to the Engineering Department to guarantee construction of the public improvements required herein. Security deposit shall be in accordance with the City of Ontario Municipal Code. Security deposit will be eligible for release, in accordance with City procedure, upon completion and acceptance of said public improvements.
- 2.13 The applicant/developer shall submit all necessary survey documents prepared by a Licensed Surveyor registered in the State of California detailing all existing survey monuments in and around the project site. These documents are to be reviewed and approved by the City Survey Office.
- 2.14 Other conditions: _____



B. PUBLIC IMPROVEMENTS
 (See attached Exhibit 'A' for plan check submittal requirements.)

- 2.15** Design and construct full public improvements in accordance with the City of Ontario Municipal Code, current City standards and specifications, master plans and the adopted specific plan for the area, if any. These public improvements shall include, but not be limited to, the following (checked boxes):

Improvement	Shelby Street			
Curb and Gutter	<input type="checkbox"/> New; ___ ft. from C/L <input type="checkbox"/> Replace damaged <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New; ___ ft. from C/L <input type="checkbox"/> Replace damaged <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New; ___ ft. from C/L <input type="checkbox"/> Replace damaged <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New; ___ ft. from C/L <input type="checkbox"/> Replace damaged <input type="checkbox"/> Remove and replace
AC Pavement	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions
PCC Pavement (Truck Route Only)	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Drive Approach	<input type="checkbox"/> New <input checked="" type="checkbox"/> Modify existing to provide ADA pedestrian path across the driveway area	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace
Sidewalk	<input type="checkbox"/> New <input checked="" type="checkbox"/> Remove and replace damaged areas at several locations	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace
ADA Access Ramp	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace
Parkway	<input checked="" type="checkbox"/> Trees <input checked="" type="checkbox"/> Landscaping (w/irrigation)	<input type="checkbox"/> Trees <input type="checkbox"/> Landscaping (w/irrigation)	<input type="checkbox"/> Trees <input type="checkbox"/> Landscaping (w/irrigation)	<input type="checkbox"/> Trees <input type="checkbox"/> Landscaping (w/irrigation)



Raised Landscaped Median	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace
Fire Hydrant (see Sec. 2.D)	<input type="checkbox"/> New <input checked="" type="checkbox"/> Upgrade existing F.H. per current City Standards, as applicable	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation
Sewer (see Sec. 2.C)	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral
Water (see Sec. 2.D)	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service
Recycled Water (see Sec. 2.E)	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service
Traffic Signal System (see Sec. 2.F)	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Traffic Signing and Striping (see Sec. 2.F)	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Street Light (see Sec. 2.F)	<input type="checkbox"/> New <input checked="" type="checkbox"/> Replace existing street light fixtures with current LED fixtures	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation
Bus Stop Pad or Turn-out (see Sec. 2.F)	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Storm Drain (see Sec. 2.G)	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral
Overhead Utilities	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate
Removal of Improvements	_____ _____ _____	_____ _____ _____	_____ _____ _____	_____ _____ _____



Other Improvements	_____	_____	_____	_____
	_____	_____	_____	_____
	_____	_____	_____	_____

Specific notes for improvements listed in item no. 2.15, above: _____

- 2.16 **Construct a 0.15' asphalt concrete (AC) grind and overlay on the following street(s): Shelby Street has been repaved with rubberized asphalt pavement in September 2015 and currently under moratorium for any trenching for a period of three years (until September, 2018). Any street trenching in Shelby Street will require pavement grind and overlay in kind, a minimum of 100 feet on both sides of the street trench(s), from curb to curb plus street striping.**
- 2.17 Reconstruct the full pavement structural section based on existing pavement condition and approved street section design. Minimum limits of reconstruction shall be along property frontage, from street centerline to curb/gutter. 'Pothole' verification of existing pavement section required prior to acceptance/approval of street improvement plan.
- 2.18 Make arrangements with the Cucamonga Valley Water District (CVWD) to provide water service sewer service to the site. This property is within the area served by the CVWD and Applicant shall provide documentation to the City verifying that all required CVWD fees have been paid.
- 2.19 Other conditions: _____

C. SEWER

- 2.20 **An 8-inch sewer main is available for connection by this project in in Shelby Street (Ref: sewer atlas sheet I-20)**
- 2.21 Design and construct a sewer main extension. A sewer main is not available for direct connection. The closest main is approximately _____ feet away.
- 2.22 Submit documentation that shows expected peak loading values for modeling the impact of the subject project to the existing sewer system. The project site is within a deficient public sewer system area. Applicant shall be responsible for all costs associated with the preparation of the model. Based on the results of the analysis, Applicant may be required to mitigate the project impact to the deficient public sewer system, including, but not limited to, upgrading of existing sewer main(s), construction of new sewer main(s) or diversion of sewer discharge to another sewer.
- 2.23 Other conditions: _____

D. WATER

- 2.24 **A 12-inch water main is available for connection by this project in Shelby Street (Ref: water atlas sheet I-20)**
- 2.25 Design and construct a water main extension. A water main is not available for direct connection. The closest main is approximately _____ feet away.
- 2.26 Submit documentation that shows expected peak demand water flows for modeling the impact of the subject project to the existing water system. The project site is within a deficient public water system area. Applicant shall be responsible for all costs associated with the preparation of the model. Based on the results of the analysis, Applicant may be required to mitigate the project impacts to the deficient public water system, including, but not limited to upgrading of the existing water main(s) and/or construction of a new main(s).



- 2.27 Design and construct appropriate cross-connection protection for new potable water and fire service connections. Appropriate protection shall be based upon the degree of hazard per Title 17 of the California Code of Regulations. The minimum requirement is the installation of a backflow prevention device per current City standards. All existing potable water and fire services that do not meet the current minimum level of protection shall be upgraded (retrofitted) with the appropriate backflow protection assembly per current City standards.
- 2.28 Request a water flow test to be conducted, to determine if a water main upgrade is necessary to achieve required fire flow for the project. The application is available on the City website (www.OntarioCA.gov) or Applicant can contact the City of Ontario Fire Department at (909) 395-2029 to coordinate scheduling of this test. Applicant shall design and construct a water main upgrade if the water flow test concludes that an upgrade is warranted.
- 2.29 **Other conditions:**
 - a) **Retrofit existing fire connections with current backflow/DCDA requirements and City Standards.**
 - b) **Upgrade existing public fire hydrant along the project frontage of Shelby Street per current City Standards.**

E. RECYCLED WATER

- 2.30 A _____ inch recycled water main is available for connection by this project in _____. (Ref: Recycled Water plan bar code: _____)
- 2.31 Design and construct an on-site recycled water system for this project. A recycled water main does exist in the vicinity of this project.
- 2.32 Design and construct an on-site recycled water ready system for this project. A recycled water main does not currently exist in the vicinity of this project, but is planned for the near future. Applicant shall be responsible for construction of a connection to the recycled water main for approved uses, when the main becomes available. The cost for connection to the main shall be borne solely by Applicant.
- 2.33 Submit two (2) hard copies and one (1) electronic copy, in PDF format, of the Engineering Report (ER), for the use of recycled water, to the OMUC for review and subsequent submittal to the California Department of Public Health (CDPH) for final approval.

Note: The OMUC and the CDPH review and approval process will be approximately three (3) months. Contact the Ontario Municipal Utilities Company at (909) 395-2687 regarding this requirement.
- 2.34 Other conditions: _____

F. TRAFFIC / TRANSPORTATION

- 2.35 Submit a focused traffic impact study, prepared and signed by a Traffic/Civil Engineer registered in the State of California. The study shall address, but not be limited to, the following issues as required by the City Engineer:
 1. On-site and off-site circulation
 2. Traffic level of service (LOS) at 'build-out' and future years
 3. Impact at specific intersections as selected by the City Engineer
- 2.36 **Other conditions:**
 - a) **The Applicant/Developer shall be responsible to replace the existing street light fixtures with the current City approved LED equivalent fixtures along the project frontage. Please refer to the Traffic and Transportation Design Guidelines Section 1.4 Street Light**



Plans.

- b) The Applicant/Developer's engineer-of-record shall meet with City Engineering staff prior to starting signing and striping and/or street lighting design to discuss items such as striping layout and tie-ins to existing or future street light circuits.**

G. DRAINAGE / HYDROLOGY

- 2.37 Submit a hydrology study and drainage analysis, prepared and signed by a Civil Engineer registered in the State of California. The study shall be prepared in accordance with the San Bernardino County Hydrology Manual and City of Ontario standards and guidelines. Additional drainage facilities, including, but not limited to, improvements beyond the project frontage, may be required to be designed and constructed, by Applicant, as a result of the findings of this study.
- 2.38 An adequate drainage facility to accept additional runoff from the site does not currently exist downstream of the project. Design and construct a storm water detention facility on the project site. 100 year storm event post-development peak flows from the site shall not exceed 80% of pre-development peak flows, in accordance with the approved hydrology study and improvement plans.
- 2.39 Submit a copy of a recorded private drainage easement or drainage acceptance agreement to the Engineering Department for the acceptance of any increase to volume and/or concentration of historical drainage flows onto adjacent property, prior to approval of the grading plan for the project.
- 2.40 Comply with the City of Ontario Flood Damage Prevention Ordinance (Ordinance No. 2409). The project site or a portion of the project site is within the Special Flood Hazard Area (SFHA) as indicated on the Flood Insurance Rate Map (FIRM) and is subject to flooding during a 100 year frequency storm. The site plan shall be subject to the provisions of the National Flood Insurance Program.
- 2.41 Pay Storm Drain Development Impact Fee, approximately _____, Fee shall be paid to the Building Department. Final fee shall be determined based on the approved site plan.
- 2.42 Other conditions: _____

H. STORM WATER QUALITY / NATIONAL POLLUTANT DISCHARGE AND ELIMINATION SYSTEM (NPDES)

- 2.43 401 Water Quality Certification/404 Permit – Submit a copy of any applicable 401 Certification or 404 Permit for the subject project to the City project engineer. Development that will affect any body of surface water (i.e. lake, creek, open drainage channel, etc.) may require a 401 Water Quality Certification from the California Regional Water Quality Control Board, Santa Ana Region (RWQCB) and a 404 Permit from the United States Army Corps of Engineers (USACE). The groups of water bodies classified in these requirements are perennial (flow year round) and ephemeral (flow during rain conditions, only) and include, but are not limited to, direct connections into San Bernardino County Flood Control District (SBCFCD) channels. If a 401 Certification and/or a 404 Permit are not required, a letter confirming this from Applicant's engineer shall be submitted. Contact information: USACE (Los Angeles District) (213) 452-3414; RWQCB (951) 782-4130.
- 2.44 Submit a Water Quality Management Plan (WQMP). This plan shall be approved by the Engineering Department prior to approval of any grading plan. The WQMP shall be submitted, utilizing the current San Bernardino County Stormwater Program template, available at: <http://www.sbcounty.gov/dpw/land/npdes.asp>.
- 2.45 Other conditions: _____



J. SPECIAL DISTRICTS

- 2.46 File an application, together with an initial payment deposit (if required), to establish a Community Facilities District (CFD) pursuant to the Mello-Roos Community facilities District Act of 1982. The application and fee shall be submitted a minimum three (3) months prior to final subdivision map approval, and the CFD shall be established prior to final subdivision map approval or issuance of building permits, whichever occurs first. The CFD shall be established upon the subject property to provide funding for various City services. An annual special tax shall be levied upon each parcel or lot in an amount to be determined. The special tax will be collected along with annual property taxes. The City shall be the sole lead agency in the formation of any CFD. Contact the Management Services Department at (909) 395-2353 to initiate the CFD application process.
- 2.47 File a Consent and Waiver to Annexation agreement, together with an annexation processing fee, to annex the subject property to a Street Lighting Maintenance Assessment District (SLMD). The agreement and fee shall be submitted three (3) months prior to, and the annexation shall be completed prior to, final subdivision map approval or issuance of building permits, whichever occurs first. An annual special assessment shall be levied in the SLMD and will be collected along with annual property taxes. The special assessment will provide funding for costs associated with the annual operation and maintenance of the street lighting facilities and appurtenances that serve the property. Contact the Management Services Department at (909) 395-2124, regarding this requirement.
- 2.48 Other conditions: _____

K. FIBER OPTIC

- 2.49 **Design and construct fiber optic system to provide access to the City's conduit and fiber optic system per the City's Fiber Optic Master Plan. Building entrance conduits shall start from the closest OntarioNet hand hole constructed along the project frontage in the ROW and shall terminate in the main telecommunications room for each building. Conduit infrastructure shall interconnect with the primary and/or secondary backbone fiber optic conduit system at the nearest OntarioNet hand hole. See Fiber Optic Exhibit attached herein.**
- 2.50 **Refer to the City's Fiber Optic Master Plan for design and layout guidelines. Contact the Information Technology Department at (909) 395-2000, regarding this requirement.**

L. Solid Waste

- 2.51 **Please also reference the City's Solid Waste Manual location at:**
<http://www.ontarioca.gov/municipal-utilities-company/solid-waste>, Including the installation of solid roof for the existing trash enclosures.

3. PRIOR TO ISSUANCE OF A CERTIFICATE OF OCCUPANCY, APPLICANT SHALL

- 3.01 **Set new monuments in place of any monuments that have been damaged or destroyed as a result of construction of the subject project. Monuments shall be set in accordance with City of Ontario standards and to the satisfaction of the City Engineer.**
- 3.02 Complete all requirements for recycled water usage.
 - 1) Procure from the OMUC a copy of the letter of confirmation from the California Department of Public Health (CDPH) that the Engineering Report (ER) has been reviewed and the subject site is approved for the use of recycled water.
 - 2) Obtain clearance from the OMUC confirming completion of recycled water improvements and passing of shutdown tests and cross connection inspection, upon availability/usage of recycled water.



- 3) Complete education training of on-site personnel in the use of recycled water, in accordance with the ER, upon availability/usage of recycled water.

- 3.03 **The applicant/developer shall submit all final survey documents prepared by a Licensed Surveyor registered in the State of California detailing all survey monuments that have been preserved, revised, adjusted or set along with any maps, corner records or Records of Survey needed to comply with these Conditions of Approvals and the latest edition of the California Professional Land Survey Act. These documents are to be reviewed and approved by the City Survey Office. All set monuments shall be flagged when ready for verification by the City crew.**

- 3.04 NMC Projects: For developments located at an intersection of any two collector or arterial streets, the applicant/developer shall set a benchmark if one does not already exist at that intersection. Contact the City Survey office for information on reference benchmarks, acceptable methodology and required submittals.

- 3.05 Confirm payment of all Development Impact Fees (DIF) to the Building Department.

- 3.06 **Submit electronic copies (PDF and Auto CAD format) of all approved studies, reports and improvement plans (i.e. hydrology, traffic, WQMP, fiber Optic, etc.).**



EXHIBIT 'A'

**ENGINEERING DEPARTMENT
First Plan Check Submittal Checklist**

Project Number: Parcel Map No. 19732/PMTT16-017

The following items are required to be included with the first plan check submittal:

1. **A copy of this check list**
2. **Payment of fee for Plan Checking**
3. **One (1) copy of Engineering Cost Estimate (on City form) with engineer's wet signature and stamp.**
4. **One (1) copy of project Conditions of Approval**
5. Two (2) sets of Potable and Recycled Water demand calculations (include water demand calculations showing low, average and peak water demand in GPM for the proposed development and proposed water meter size).
6. **Three (3) sets of Public Street improvement plan with street cross-sections**
7. Three (3) sets of Private Street improvement plan with street cross-sections
8. Four (4) sets of Public Water improvement plan (include water demand calculations showing low, average and peak water demand in GPM for the proposed development and proposed water meter size)
9. Four (4) sets of Recycled Water improvement plan (include recycled water demand calculations showing low, average and peak water demand in GPM for the proposed development and proposed water meter size and an exhibit showing the limits of areas being irrigated by each recycled water meter)
10. Four (4) sets of Public Sewer improvement plan
11. Five (5) sets of Public Storm Drain improvement plan
12. **Three (3) sets of Public Street Light improvement plan**
13. Three (3) sets of Signing and Striping improvement plan
14. **Three (3) sets of Fiber Optic plan (include Auto CAD electronic submittal)**
15. Three (3) sets of Traffic Signal improvement plan and One (1) copy of Traffic Signal Specifications with modified Special Provisions. Please contact the Traffic Division at (909) 395-2154 to obtain Traffic Signal Specifications.
16. Two (2) copies of Water Quality Management Plan (WQMP)
17. One (1) copy of Hydrology/Drainage study
18. One (1) copy of Soils/Geology report
19. **Payment for Final Map/Parcel Map processing fee**
20. **Three (3) copies of Final Map/Parcel Map**
21. **One (1) copy of approved Tentative Map**
22. **One (1) copy of Preliminary Title Report (current within 30 days)**
23. **One (1) copy of Traverse Closure Calculations**



- 24. **One (1) set of supporting documents and maps (legible copies): referenced improvement plans (full size), referenced record final maps/parcel maps (full size, 18"x26"), Assessor's Parcel map (full size, 11"x17"), recorded documents such as deeds, lot line adjustments, easements, etc.**
- 25. Two (2) copies of Engineering Report and an electronic file (include PDF format electronic submittal) for recycled water use
- 26. Other: _____

TENTATIVE PARCEL MAP 19732

PMTT16-017 - V.1

Engineer: Naim Koury



Please refer to the Fiber Optic Master Plan for additional detail and information.

All conduit shall begin and terminate in a hand hole

Commercial properties shall terminate conduit in a electrical room adjacent to the wall no less than five inches above the finished floor. A 20" width X length 36" space shall be reserved on the plywood wall for OntarioNet equipment. This space shall be labeled "OntarioNet Only". Ontario Conduit shall be labeled "OntarioNet". OntarioNet conduit shall terminate directly below the space reserved for OntarioNet

Multifamily dwellings are considered commercial property.

Contractor is responsible for locating and connecting conduit to existing OntarioNet hand holes on adjacent properties. There should be no "Gaps" in conduit between the contractor's development and the adjacent property. OntarioNet hand holes are typically located in the right-of-way at the extreme edge of a property.

Install Ontario Fiber Optic Hand Holes. Per City Standard 1316. Conduits Sweeping into Hand Holes Shall Enter in Flush with the Cut Out Mouse Holes Aligned Parallel to the Bottom of the Box and Come In Perpendicular to the Wall of the Box. Conduits Shall Not Enter at any Angle Other Than Parallel. Provide 5' Min. Clearance From Existing/Proposed Utilities.

Construct and Install all Fiber Optic Conduit at a Minimum Depth of 36". Trenching Shall be Per City Standard 1306. (1) 7-way Microduct (Duraline - Orange) 13/16mm tubes and (1) 2" HDPE SDR-11 (Smoothwall) roll pipe (Orange) duct. Install located/tracer wires min. 10AWG within conduit bank and fiber warning tape 12-inch above the uppermost duct.

All hand holes, conduits, conduit banks, materials and installations are per the City's Fiber Optic Master Plan and City Fiber Optic Cable and Duct Standards. All Hand holes, conduits and ducts shall be placed in the public right of way. All Hand holes will have 1/4 inch galvanized wire between the hand holes and the gravel its placed on.

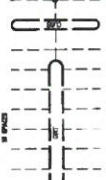
All unused conduits/ducts/microducts shall be protected with ducts plugs that provide a positive seal. Ducts that are occupied shall be protected with industry accepted duct seal compound.

Conduit bank requires (1) 10AWG high strength (min. break load 600#) copper-clad steel w/ 30mil HDPE orange insulation for locate/tracer wire.

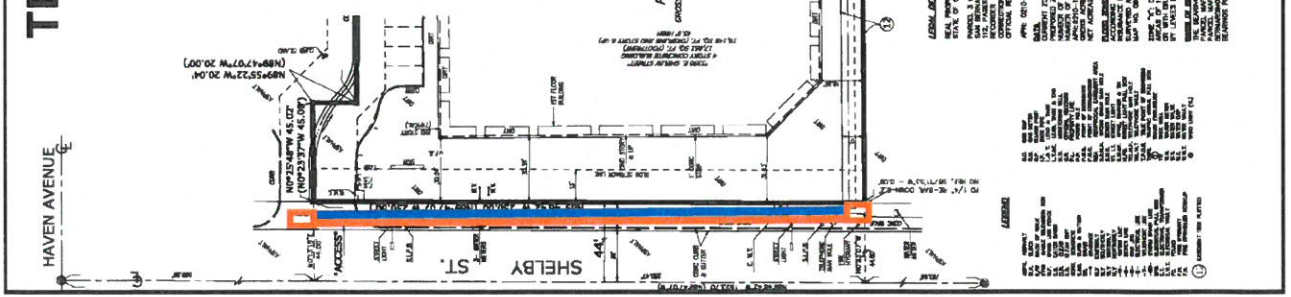
Comments/Reviewed By: Anna Vaca - 06-28-2016

- PARCEL 2 P.M.B. 11275 & 76
- One (1) 7-way Micro Duct (Duraline) - 16mm Tubes or Equivalent
 - One (1) 2-inch HDPE SDR-11 Smoothwall Orange Conduit
 - One (1) 13x24x18 Composite Polymer Concrete Hand Hole (HH1)
 - One (1) 17x30x24 Composite Polymer Concrete Hand Hole (HH2)
 - One (1) 30x48x46 Composite Polymer Concrete Hand Hole (HH3)
 - One (1) 36x60x36 Composite Polymer Concrete Hand Hole (HH4)

- HH-1/15 - FCA132418T-90062 - Size 13" x 24" x 18"
- HH-1/22 - PCA132418-90087 - Size 13" x 24" x 18"
- HH-2/15 - FCA173024T-90077 - Size 17" x 30" x 24"
- HH-2/22 - PCA173024-90116 - Size 17" x 30" x 24"
- HH-2A/15 - FCA243630T-90014 - Size 24" x 36" x 30"
- HH-2A/22 - PCA243630-90064 - Size 24" x 36" x 30"
- HH-3/22 - PCA304836-90244 - Size 30" x 48" x 36"
- HH-4/22 - PCA366036-90146 - Size 36" x 60" x 36"



CEL MAP NO. 9939 P.M.B. 11275



LEGAL DESCRIPTION
REAL PROPERTY IN THE CITY OF OAKLAND, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:
...
APR 02-183-18-000

LEGEND
...
1. FIBER OPTIC CONDUIT BANK
2. FIBER OPTIC HAND HOLE
3. FIBER OPTIC DUCT
4. FIBER OPTIC TRACER WIRE
5. FIBER OPTIC WARNING TAPE
6. FIBER OPTIC CABLE AND DUCT STANDARDS
7. FIBER OPTIC MASTER PLAN
8. FIBER OPTIC CABLE AND DUCT STANDARDS
9. FIBER OPTIC MASTER PLAN
10. FIBER OPTIC CABLE AND DUCT STANDARDS
11. FIBER OPTIC MASTER PLAN
12. FIBER OPTIC CABLE AND DUCT STANDARDS
13. FIBER OPTIC MASTER PLAN
14. FIBER OPTIC CABLE AND DUCT STANDARDS
15. FIBER OPTIC MASTER PLAN

LAND DEVELOPMENT COMPANY, LLC
TENTATIVE PARCEL MAP 19732
APPROVED FOR THE CITY OF OAKLAND BY THE CITY ENGINEER
DATE: 06/28/2016
SHEET 1 OF 1 SHEETS

FIBER OPTIC EXHIBIT



CITY OF ONTARIO

MEMORANDUM

TO: Otto Kroutil, Development Director
Scott Murphy, Planning Director
Cathy Wahlstrom, Principal Planner (Copy of memo only)
Charity Hernandez, Economic Development
Kevin Shear, Building Official
Raymond Lee, Assistant City Engineer (Naim)
Carolyn Bell, Landscape Planning Division
Sheldon Yu, Municipal Utility Company
Doug Sorel, Police Department
Art Andres, Deputy Fire Chief/Fire Marshal
Tom Danna, T. E., Traffic/Transportation Manager
Lorena Mejia, Associate Planner, Airport Planning (Copy of memo only)
Steve Wilson, Engineering/NPDES
Bob Gluck, Code Enforcement Director

FROM: Lorena Mejia,

DATE: June 01, 2016

SUBJECT: FILE #: PMTT16-017

Finance Acct#:

The following project has been submitted for review. Please send one (1) copy and email one (1) copy of your DAB report to the Planning Department by **Wednesday, June 15, 2016**.

- Note:**
- Only DAB action is required
 - Both DAB and Planning Commission actions are required
 - Only Planning Commission action is required
 - DAB, Planning Commission and City Council actions are required
 - Only Zoning Administrator action is required

PROJECT DESCRIPTION: A request for Parcel Map approval to subdivide 4.29 acres of land into 2 parcels, located at 3380 East Shelby Street, within the Urban Commercial land use district of the Ontario Center Specific Plan. APN No. 210-193-16

- The plan does adequately address the departmental concerns at this time.
 - No comments
 - Report attached (1 copy and email 1 copy)
 - Standard Conditions of Approval apply
- The plan does not adequately address the departmental concerns.
 - The conditions contained in the attached report must be met prior to scheduling for Development Advisory Board.

Engineering (Env.) Stephen Wilson ENV. Eng. 6/29/16
Department Signature Title Date



CITY OF ONTARIO

MEMORANDUM

TO: Otto Kroutil, Development Director
Scott Murphy, Planning Director
Cathy Wahlstrom, Principal Planner (Copy of memo only)
Charity Hernandez, Economic Development
Kevin Shear, Building Official
Raymond Lee, Assistant City Engineer
Carolyn Bell, Landscape Planning Division
Sheldon Yu, Municipal Utility Company
Doug Sorel, Police Department
Art Andres, Deputy Fire Chief/Fire Marshal
Tom Danna, T. E., Traffic/Transportation Manager
Lorena Mejia, Associate Planner, Airport Planning (Copy of memo only)
Steve Wilson, Engineering/NPDES
Bob Gluck, Code Enforcement Director

FROM: Lorena Mejia,

DATE: June 01, 2016

SUBJECT: FILE #: PMTT16-017

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The plan does adequately address the departmental concerns at this time.

- No comments
- Report attached (1 copy and email 1 copy)
- Standard Conditions of Approval apply

The plan does not adequately address the departmental concerns.

- The conditions contained in the attached report must be met prior to scheduling for Development Advisory Board.

Police
Department

Douglas Sorel
Signature

MGMT ANALYST
Title

6/13/16
Date

CITY OF ONTARIO

MEMORANDUM

TO: PLANNING DEPARTMENT, Lorena Mejia
FROM: BUILDING DEPARTMENT, Kevin Shear
DATE: June 2, 2016
SUBJECT: PMTT16-017

1. The plan **does** adequately address the departmental concerns at this time.
No comments.

KS:lm

AIRPORT LAND USE COMPATIBILITY PLANNING

CONSISTENCY DETERMINATION REPORT



Project File No.: PMTT16-017

Address: 3380 E Shelby Street

APN: 210-193-16

Existing Land Use: Commercial/Office

Proposed Land Use: Subdivide parcel into 2 parcels

Site Acreage: 4.29 Proposed Structure Height: n/a

ONT-IAC Project Review: n/a

Airport Influence Area: ONT

Reviewed By: Lorena Mejia

Contact Info: 909-395-2276

Project Planner: Lorena Mejia

Date: 8/16/16

CD No.: 2016-047

PALU No.: n/a

The project is impacted by the following ONT ALUCP Compatibility Zones:

Safety	Noise Impact	Airspace Protection	Overflight Notification
<input type="radio"/> Zone 1	<input type="radio"/> 75+ dB CNEL	<input type="radio"/> High Terrain Zone	<input type="radio"/> Avigation Easement Dedication
<input type="radio"/> Zone 1A	<input type="radio"/> 70 - 75 dB CNEL	<input checked="" type="checkbox"/> FAA Notification Surfaces	<input checked="" type="checkbox"/> Recorded Overflight Notification
<input type="radio"/> Zone 2	<input type="radio"/> 65 - 70 dB CNEL	<input checked="" type="checkbox"/> Airspace Obstruction Surfaces	<input type="radio"/> Real Estate Transaction Disclosure
<input type="radio"/> Zone 3	<input checked="" type="checkbox"/> 60 - 65 dB CNEL	<input type="radio"/> Airspace Avigation Easement Area	
<input type="radio"/> Zone 4		Allowable Height: <u>90 ft</u>	
<input type="radio"/> Zone 5			

The project is impacted by the following Chino ALUCP Safety Zones:

Zone 1
 Zone 2
 Zone 3
 Zone 4
 Zone 5
 Zone 6

Allowable Height: _____

CONSISTENCY DETERMINATION

This proposed Project is:
 Exempt from the ALUCP
 Consistent
 Consistent with Conditions
 Inconsistent

The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT) and was evaluated and found to be an existing land use and is not subject to the policies and criteria of the Airport Land Use Compatibility Plan (ALUCP) for ONT.

Airport Planner Signature: _____



PLANNING COMMISSION STAFF REPORT

October 25, 2016

SUBJECT: A Development Plan (PDEV16-025) to construct a 5,132 square foot multi-tenant commercial building on 0.4 acres, and a Variance request (PVAR16-003) to deviate from the westerly property line minimum landscape setback requirement, from 20 feet to 15 feet, for property located at 1305 E. Fourth Street, within the CN (Neighborhood Commercial) zoning district. (APN: 108-381-05); **submitted by Misty Lake Properties, L.P.**

PROPERTY OWNER: Misty Lake Properties, L.P.

RECOMMENDED ACTION: That the Planning Commission approve File Nos. PDEV16-025 and PVAR16-003, pursuant to the facts and reasons contained in the staff report and attached resolutions, and subject to the conditions of approval contained in the attached departmental reports.

PROJECT SETTING: The project site is comprised of 0.4 acres of land located at the northeast corner of Fourth Street and Grove Avenue, at 1305 E. Fourth Street, within the CN (Neighborhood Commercial) zoning district, and is depicted in **Figure 1: Project Location**, to the right. The project site is surrounded to the north by an existing commercial shopping center, to the east by a service station, to the west by Grove Avenue and to the south by Fourth Street. The project site is generally flat in topography.

PROJECT ANALYSIS:

[1] Background — On October 17, 2016, the Development Advisory Board reviewed the subject application and recommended that the Planning Commission approve the proposed project, subject to the departmental conditions of approval included with this report.



Figure 1: Project Location

Case Planner:	Luis Batres	Hearing Body	Date	Decision	Action
Planning Director Approval:		DAB	10/17/16	Approve	Recommend
Submittal Date:	May 5, 2016	ZA			
Hearing Deadline:	March 5, 2017	PC	10/25/16		Final
		CC			

[2] Site Design/Building Layout — The proposed 5,132 square foot building will be located along the eastern portion of the site with vehicular access along Fourth Street and Grove Avenue. The building has been designed to front Grove Avenue (west elevation), with additional storefronts along the north and south elevations. As part of the development, the project will have reciprocal access with the existing commercial shopping center to the north.

The building will provide a 35-foot building setback along the south property line (Fourth Street), be setback 81-feet along the west property line (Grove Avenue), 8-feet along the north property line and 5-feet along the east property line. Parking has been located along the west side of the building, where the majority of storefronts will be located (see **Exhibit B: Site Plan/Landscape Plan**). The proposed floor plan includes six potential tenant spaces ranging in size from 800 to 1,072 square feet. The site plan also includes a 381 square foot plaza area along the southeast portion of the site.

[3] Site Access/Circulation — The proposed development will have vehicular access on Fourth Street and Grove Avenue. As part of the site improvements, a new driveway will be constructed just north of the project within the commercial shopping center. The proposed driveway will facilitate access and circulation to the existing shopping center and the project site. Due to the projects small parcel size, irregular shape and proximity to the intersection of Grove and Fourth Street, access from Fourth Street will be restricted to right in only. Access from Grove Avenue will be restricted to right in and right out only. As part of the proposed development, the developer will be required to enter into a reciprocal access agreement with the existing commercial shopping center to the north. The agreement will require City Attorney approval and will be required to be recorded on the title of the properties.

[4] Parking— Ontario Development Code requires the proposed development to provide a total of 21 parking spaces, at a rate of 1 space for each 250 square feet of gross floor. In compliance with the Ontario Development Code parking requirements, the project will provide a total of 21 parking spaces. Therefore, no parking issues are anticipated.

To accommodate the new driveway on Grove Avenue and to allow sufficient space for a new trash enclosure to serve the new development, 18 parking spaces will be displaced along the north boundary of the site within the existing shopping center to the north.

To address parking concerns, a parking study was prepared (KAO Corporation, August 15, 2016) to determine if adequate parking would be provided for the existing shopping center (See Attachment “A”). The study found that the peak parking demands for the existing 82,554 sq. ft. shopping center occurred weekdays at 5:30 p.m. (161 parking spaces needed) and weekends at 12:00 noon (170 parking spaces needed). The existing shopping center has a total of 338 parking spaces, Code only requires 331 spaces. Therefore, even with the 18 parking spaces that will be lost with the new

driveway and trash enclosure, the shopping center will still provide 320 parking spaces. Therefore, no parking issues are anticipated with the displacement of parking spaces.

[5] Architecture — The proposed 30-foot tall multi-tenant commercial building has been designed with 360-degree architecture to comply with the design guidelines of the CN (Neighborhood Commercial) land use designation and to compliment the commercial shopping center to the north (see **Exhibit C: Elevations**). The building will feature a contemporary architecture design that will feature the following:

- An articulated roof line with several tower elements at different heights.
- Extensive use of clear glass along the storefronts (north, south and west elevations).
- Anodized aluminum canopies above all storefronts as well as along the east elevation to add interest.
- Use of decorative sconce lighting fixtures at key locations.
- Articulated wall planes to accentuate storefronts.
- Arizona stone with staggered joints along the lower portion of the building to match the commercial shopping center to the north.
- Incorporation of several exterior wall colors to add interest.
- Decorative metal trellis elements along the east and north elevations; and
- The incorporation of an octagonal tower along the southwest corner of the building with a secondary cornice treatment above the storefront, to accentuate the high visibility from Grove and Fourth Street.

[6] Landscaping — The project will provide a 15-foot landscape setback along Grove Avenue and 20-feet along Fourth Street. In addition, new 7-foot wide landscaped parkways will be provided along Grove and Fourth Street. Landscape planters will also be provided within the interior parking lot area in the form of landscape fingers and half-diamonds. All driveway entrances, as well as the building plaza area, will feature decorative paving to further enhance the project. The proposed landscaping includes Chinese Pistache trees, Golden Rain trees, Lavender Trumpet trees, Arutus Marina Strawberry trees, Brisbane Box trees, Little John Bottlebrush shrubs, Dwarf Rosemary shrubs, Santa Barbara Daisy flowers, Kangaroo Paw flowers, and ground cover (see **Exhibit B: Site Plan/Landscape Plan**).

[7] Signage — The project is proposing one wall sign for each tenant space. A second wall sign is proposed for tenants with frontage to the north and south. Since the proposed building will be a multi-tenant building, per the Ontario Sign Guidelines, a sign program will be required to be approved by staff. The sign program will be reviewed and approved under a separate permit.

[8] Utilities (drainage, sewer) — The proposed project will be required to:

- Install new curb and gutter along Fourth Street and Grove Avenue;
- Install a new traffic signal on Fourth Street and Grove Avenue;
- Install one new street light on Grove Avenue and Fourth Street;
- Equip the existing sewer lateral with a monitoring manhole station; and
- Equip the existing domestic water service with a back flow device.

[9] Variance — The applicant is requesting a Variance to deviate from the minimum landscape setback along Grove Avenue, from 20-feet to 15-feet. The setback deviation from 20-feet to 15-feet along Grove Avenue is necessary in order to provide adequate level of service (circulation and parking) within the project area. The City is requiring the applicant to dedicate 8-feet 7-inches along the Grove Avenue frontage for the purposes of widening Grove Avenue to its ultimate right-of-way. The requested dedication is required in order to comply with the Master Plan of Streets Plan that was adopted as part of The Ontario Plan (TOP). The placement of the building and site design (circulation and parking) is impacted by the parcels irregular shape\size and proximity to the intersection (required dedication) of Grove Avenue and Fourth Street, making it difficult for the project to comply with the 20-foot minimum landscape setback requirement. The proposed widening of Grove Avenue to ultimate right-of-way will improve current traffic conditions around the project area. Staff believes, that the Variance request is consistent with TOP Goal LU3, which promotes flexibility in order to respond to special conditions and circumstances in order to achieve the Vision.

In acting on a Variance request, the Planning Commission must consider and clearly establish certain findings of fact, which are prescribed by State law and the City's Development Code. The following facts and findings have been provided as basis for approval of the requested Variance:

[a] **The strict or literal interpretation and enforcement of the specified regulation would result in practical difficulty or unnecessary physical hardship inconsistent with the objectives of the development regulations contained in this Development Code.** The setback deviation from 20-feet to 15-feet along Grove Avenue is necessary in order to provide adequate level of service (circulation and parking) within the project area. The City is requiring the applicant to dedicate 8 feet 7 inches along the Grove Avenue frontage for the purposes of widening Grove Avenue to its ultimate right-of-way. The requested dedication is required in order to comply with the Master Plan of Streets Plan that was adopted as part of The Ontario Plan (TOP). The placement of the building and site design (circulation and parking) is impacted by the parcels irregular shape\size and proximity to the intersection (required dedication) of Grove Avenue and Fourth Street, making it is difficult for the project to comply with the 20 foot minimum landscape setback requirement. The proposed widening of Grove Avenue to ultimate right-of-way will improve current traffic conditions around the project area. The Variance request is consistent with

TOP Goal LU3, which promotes flexibility in order to respond to special conditions and circumstances in order to achieve the Vision. Therefore, the strict or literal interpretation and enforcement of the specified regulation would result in practical difficulty or unnecessary physical hardship inconsistent with the objectives of the development regulations contained in this Development Code.

[b] **There are exceptional or extraordinary circumstances or conditions applicable to the property involved, or to the intended use of the property, that do not apply generally to other properties in the vicinity and in the same zoning district.** The setback deviation from 20-feet to 15-feet along Grove Avenue is necessary in order to provide adequate level of service (circulation and parking) within the project area. The City is requiring the applicant to dedicate 8 feet 7 inches along the Grove Avenue frontage for purposes of widening Grove Avenue to its ultimate right-of-way. The requested dedication is required to comply with the Master Plan of Streets Plan that was adopted as part of the Ontario Plan. The parcels irregular shape\size and proximity to the intersection and required dedication along the Grove Avenue frontage affect the marketability and value of the property, therefore a variance is necessary to meet development standards as granted at other properties in the same zoning district.

[c] **The strict or literal interpretation and enforcement of the specified regulation would deprive the applicant of privileges enjoyed by the owners of other properties in the same zoning district.** The setback deviation from 20-feet to 15-feet along Grove Avenue is necessary in order to provide adequate level of service (circulation and parking) within the project area. The City is requiring the applicant to dedicate 8 feet 7 inches along the Grove Avenue frontage for the purposes of widening Grove Avenue to its ultimate right-of-way. The requested dedication is to comply with the Master Plan of Streets Plan that was adopted as part of the Ontario Plan. In addition, the placement of the building and site design (circulation and parking) is impacted by the parcels irregular shape\size and proximity to the intersection (required dedication) of Grove Avenue and Fourth Street, making it difficult for the project to comply with the 20-foot minimum landscape setback requirement. The requested setback deviation will allow for the substantial improvement and utilization at an otherwise challenging site. Therefore, the strict or literal interpretation and enforcement of the specified regulation would deprive the applicant of privileges enjoyed by the owners of other properties in the same zoning district.

[d] **The granting of the Variance will not be detrimental to the public health, safety or welfare, or be materially injurious to properties or improvements in the vicinity.** Staff has analyzed the potential impacts resulting from the construction of the proposed multi-tenant commercial building. Through certain design conditions of approval, such as landscaping, frontage infrastructure improvements and high quality architecture, the potential impacts are less than

significant. Therefore, the proposed development and Variance request will not have negative impacts to the surrounding neighborhood, or be materially injurious to properties in the vicinity, and it will not be detrimental to the public health, safety or welfare.

[e] **The proposed Variance is consistent with the goals, policies, plans and exhibits of the Vision, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan, and the purposes of any applicable specific plan or planned unit development, and the purposes of this Development Code.** The proposed project has been reviewed for consistency with the development standards contained in the City of Ontario Development Code, which are applicable to the Project, including those related to the particular land use being proposed, as well as building intensity, building and parking setbacks, building height, amount of off-street parking and loading spaces, parking lot dimensions, design and landscaping, bicycle parking, on-site landscaping, and fences and walls. As a result of the review, staff has found the project, when implemented in conjunction with the conditions of approval, to be consistent with the applicable Development Code requirements.

COMPLIANCE WITH THE ONTARIO PLAN: The proposed project is consistent with the principles, goals and policies contained within the Vision, Governance, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan (TOP). More specifically, the goals and policies of TOP that are furthered by the proposed project are as follows:

[1] City Council Priorities

Primary Goal: Regain Local Control of the Ontario International Airport

Supporting Goals:

- Invest in the Growth and Evolution of the City's Economy
- Operate in a Businesslike Manner
- Focus Resources in Ontario's Commercial and Residential Neighborhoods

[2] Vision.

Distinctive Development:

- Commercial and Residential Development
 - Development quality that is broadly recognized as distinctive and not exclusively tied to the general suburban character typical of much of Southern California.

[3] Governance.

Decision Making:

- Goal G1: Sustained decision-making that consistently moves Ontario towards its Vision by using The Ontario Plan as a framework for assessing choices.
 - G1-2 Long-term Benefit. We require decisions to demonstrate and document how they add value to the community and support the Ontario Vision

[4] Policy Plan (General Plan)

Land Use Element:

- Goal LU2: Compatibility between a wide range of uses.
 - LU2-6: Infrastructure Compatibility: We require infrastructure to be aesthetically pleasing and in context with the community character.
 - LU2-5: Regulation of Use. We regulate the location, concentration and operations of uses that have impacts on surrounding land uses.
 - LU4-1: Commitment to Vision. We are committed to achieving our vision but realize that it may take time and several interim steps to get there.

Community Economics Element:

- Goal CE2: A City of distinctive neighborhoods, districts, and corridors, where people choose to be.
 - CE2-1 Development Projects. We require new development and redevelopment to create unique, high-quality places that add value to the community.
 - CE2-2 Development Review. We require those proposing new development and redevelopment to demonstrate how their projects will create appropriately unique, functional and sustainable places that will compete well with their competition within the region.
 - CE2-4 Protection of Investment. We require that new development and redevelopment protect existing investment by providing architecture and urban design of equal or greater quality.

Safety Element:

- Goal S1: Minimized risk of injury, loss of life, property damage and economic and social disruption caused by earthquake-induced and other geologic hazards.

- S1-1 Implementation of Regulations and Standards. We require that all new habitable structures be designed in accordance with the most recent California Building Code adopted by the City, including provisions regarding lateral forces and grading.

Community Design Element:

- Goal CD1: A dynamic, progressive city containing distinct neighborhoods and commercial districts that foster a positive sense of identity and belonging among residents, visitors, and businesses.

- CD1-1 City Identity. We take actions that are consistent with the City being a leading urban center in Southern California while recognizing the diverse character of our existing viable neighborhoods.

- CD1-3 Neighborhood Improvement. We require viable existing residential and non-residential neighborhoods to be preserved, protected, and enhanced in accordance with our land use policies.

Community Design Element — Design Quality

- Goal CD2: A high level of design quality resulting in public spaces, streetscapes, and developments that are attractive, safe, functional and distinct.

- CD2-1 Quality Architecture. We encourage all development projects to convey visual interest and character through:

- Building volume, massing, and height to provide appropriate scale and proportion;
- A true architectural style which is carried out in plan, section and elevation through all aspects of the building and site design and appropriate for its setting; and
- Exterior building materials that are visually interesting, high quality, durable, and appropriate for the architectural style.

- CD2-7 Sustainability. We collaborate with the development community to design and build neighborhoods, streetscapes, sites, outdoor spaces, landscaping and buildings to reduce energy demand through solar orientation, maximum use of natural

daylight, passive solar and natural ventilation, building form, mechanical and structural systems, building materials and construction techniques.

➤ CD2-8 Safe Design. We incorporate defensible space design into new and existing developments to ensure the maximum safe travel and visibility on pathways, corridors, and open space and at building entrances and parking areas by avoiding physically and visually isolated spaces, maintenance of visibility and accessibility, and use of lighting.

➤ CD2-9 Landscape Design. We encourage durable landscaping materials and designs that enhance the aesthetics of structures, create and define public and private spaces, and provide shade and environmental benefits.

➤ CD2-10 Surface Parking Areas. We require parking areas visible to or used by the public to be landscaped in an aesthetically pleasing, safe and environmentally sensitive manner. Examples include shade trees, pervious surfaces, urban run-off capture and infiltration, and pedestrian paths to guide users through the parking field.

➤ CD2-11 Entry Statements. We encourage the inclusion of amenities, signage and landscaping at the entry to neighborhoods, commercial centers, mixed use areas, industrial developments, and public places that reinforce them as uniquely identifiable places.

➤ CD2-12 Site and Building Signage. We encourage the use of sign programs that utilize complementary materials, colors, and themes. Project signage should be designed to effectively communicate and direct users to various aspects of the development and complement the character of the structures.

➤ CD2-13 Entitlement Process. We work collaboratively with all stakeholders to ensure a high degree of certainty in the efficient review and timely processing of all development plans and permits.

Pedestrian & Transit Environments

▪ Goal CD3: Vibrant urban environments that are organized around intense buildings, pedestrian and transit areas, public plazas, and linkages between and within developments that are conveniently located, visually appealing and safe during all hours.

➤ CD3-2 Connectivity Between Streets, Sidewalks, Walkways and Plazas. We require landscaping and paving be used to optimize visual connectivity between streets, sidewalks, walkways and plazas for pedestrians.

➤ CD3-3 Building Entrances. We require all building entrances to be accessible and visible from adjacent streets, sidewalks or public open spaces.

➤ CD3-6 Landscaping. We utilize landscaping to enhance the aesthetics, functionality and sustainability of streetscapes, outdoor spaces and buildings.

Community Design — Protection of Investment

▪ Goal CD5: A sustained level of maintenance and improvement of properties, buildings and infrastructure that protects the property values and encourages additional public and private investments.

➤ CD5-1 Maintenance of Buildings and Property. We require all public and privately owned buildings and property (including trails and easements) to be properly and consistently maintained.

➤ CD5-2 Maintenance of Infrastructure. We require the continual maintenance of infrastructure.

HOUSING ELEMENT COMPLIANCE: The project is consistent with the Housing Element of the Policy Plan (General Plan) component of The Ontario Plan, as the project site is not one of the properties in the Available Land Inventory contained in Table A-3 (Available Land by Planning Area) of the Housing Element Technical Report Appendix.

AIRPORT LAND USE COMPATIBILITY PLAN (ALUCP) COMPLIANCE: The project site is located within the Airport Influence Area of Ontario International Airport (ONT), and has been found to be consistent with the policies and criteria set forth within the ALUCP for ONT.

ENVIRONMENTAL REVIEW: The proposed project is categorically exempt from the requirements of the California Environmental Quality Act of 1970 (CEQA), as amended, and the Guidelines promulgated thereunder, pursuant to Section 15305 (Class 5-Minor Alterations in Land Use Limitations) of the CEQA Guidelines, which consists of minor alterations in land use limitations in areas with an average slope of less than 20 percent, and which do not result in any changes in land use or density, including side yard, and set back variances not resulting in the creation of any new parcel.

CONDITIONS OF APPROVAL: See attached department reports.

TECHNICAL APPENDIX:

Surrounding Zoning and Land Use:

	<i>Existing Land Use</i>	<i>General Plan Designation</i>	<i>Zoning Designation</i>	<i>Specific Plan Land Use</i>
<i>Site</i>	Vacant	GC	CN	n/a
<i>North</i>	Multi-tenant commercial shopping center	GC	CN	n/a
<i>South</i>	Fourth Street & John Galvin Park	OS-R	OS-R	n/a
<i>East</i>	Ontario Fuel Service Station	GC	CN	n/a
<i>West</i>	Grove Avenue & Arco Service Station	GC	CN	n/a

General Site & Building Statistics

<i>Item</i>	<i>Proposed</i>	<i>Min./Max. Standard</i>	<i>Meets Y/N</i>
<i>Project Area:</i>	18,902 sq. ft.	N/A	
<i>Lot/Parcel Size:</i>	0.4 Acres	N/A	
<i>Building Area:</i>	5,132 sq. ft.	N/A	
<i>Floor Area Ratio:</i>	0.27 FAR	0.4 (Max.)	Y
<i>Building Height:</i>	30 ft.	35 ft. (Max.)	Y

Off-Street Parking:

<i>Type of Use</i>	<i>Building Area</i>	<i>Parking Ratio</i>	<i>Spaces Required</i>	<i>Spaces Provided</i>
<i>Retail</i>	5,132 sq. ft.	1:250	21	21
TOTAL	5,132 sq. ft.		21	21

Exhibit A: Aerial Photograph

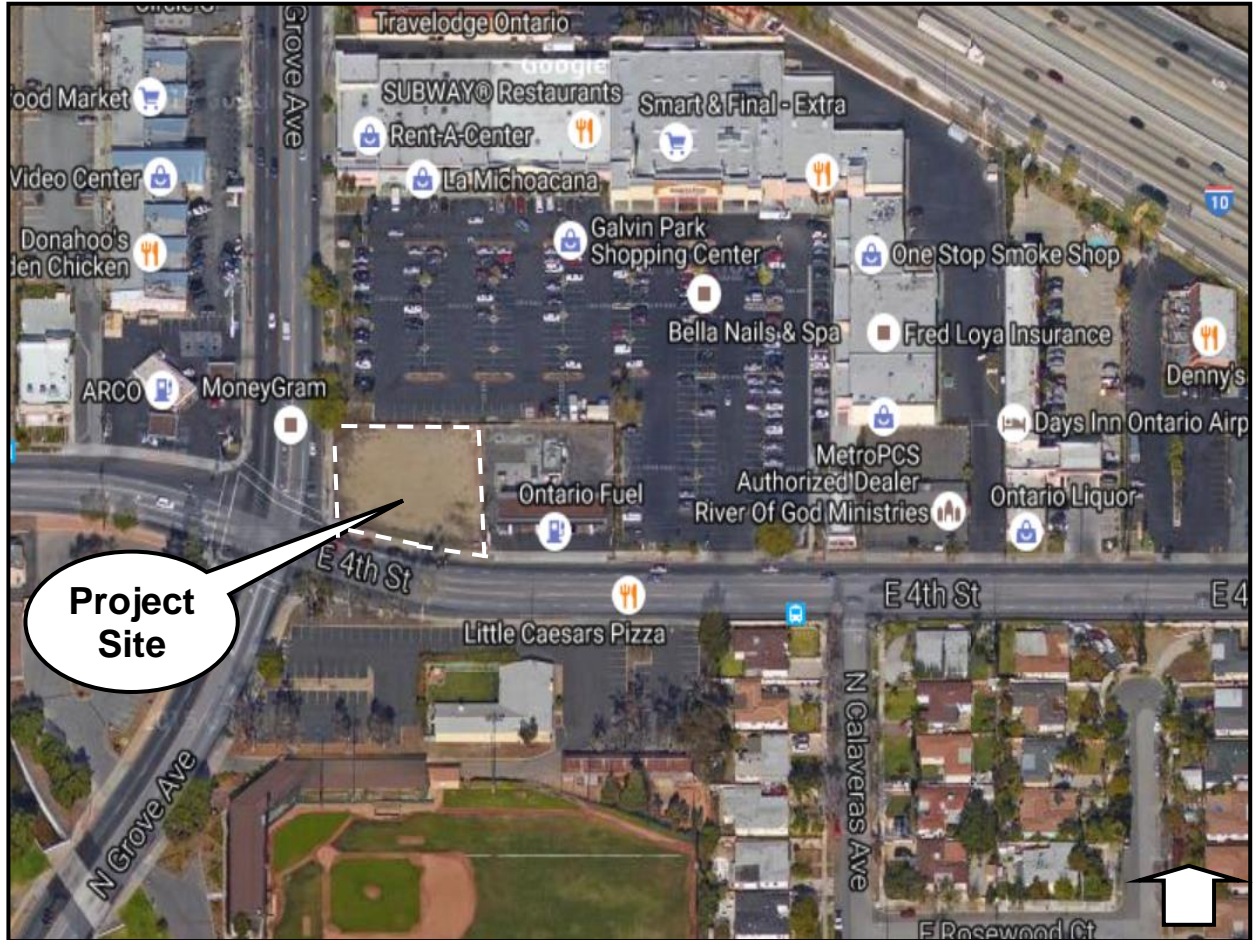


Exhibit B: Site Plan & Landscape Plan



Exhibit C: Elevations



Exhibit C: Elevations Continued



Attachment "A"

FILE NO. PDEV16-025

KOA Corporation

Parking Study, August 15, 2016



TECHNICAL MEMORANDUM

Date: August 15, 2016
 To: Jack Nourafshan, Reliable Properties
 From: Min Zhou, P.E., Vice President – KOA Corporation
 Subject: Parking Study for the 4th & Grove Shopping Center Site Improvements

KOA Corporation (KOA) is pleased to submit this technical memorandum to summarize the parking study analysis for the 4th & Grove Shopping Center. The project is located at 1305 4th Street, at the northeast corner of 4th Street and Grove Avenue, in the City of Ontario. The shopping center and the proposed project are owned by two separate business entities of Reliable Properties. As both sites are owned by two separate entities, each development is responsible for its own parking supply needs, and any arrangements to share or lease parking spaces from each other will be through an executed agreement between the two properties. Our review serves to determine the appropriate parking needs for both. The findings and recommendations of the parking evaluation are summarized in this technical memorandum.

Introduction

A 5,683 square foot retail building is being proposed on a vacant corner of the property. The City of Ontario defines the retail off-street parking standards on Table 6.03-1 (Off-Street Parking Requirements) of the City Municipal Code, which indicates that 4 spaces per 1,000 square feet (0.004/square feet) of GFA are required for the proposed building. The off-street code requirements are provided in Appendix A. Based on the Code and the proposed increase of 5,132 square feet, 21 additional parking spaces that includes 1 handicap space is required for the proposed building as shown in Table 1 below.

Table 1 – Parking Demand Increase

Proposed Land Use	Proposed (square feet)	Parking Rate*	Parking Spaces Required by Code
Retail	5,132	4 spaces per 1,000 square feet	21 (1 ADA compliant space)

Note: * Required by City of Ontario Parking Code

Proposed Project Parking Demand Forecast

The proposed uses for the building are retail and will provide a total of 21 parking spaces including 1 ADA compliant space which meets the code requirements. The existing drive isle to the north end of the proposed building would need to be reconfigured to accommodate a driveway to the proposed 5,132 square foot building. The site plan shows the proposed square foot building area with new sidewalks and the proposed parking spaces

and reconfiguration of the existing parking lot. This would eliminate 18 of the shopping center spaces. Figure 1 depicts the area where the parking will be configured. Figure 2 depicts the project site plan.

FIGURE I – PARKING LOT RECONFIGURATION AREA

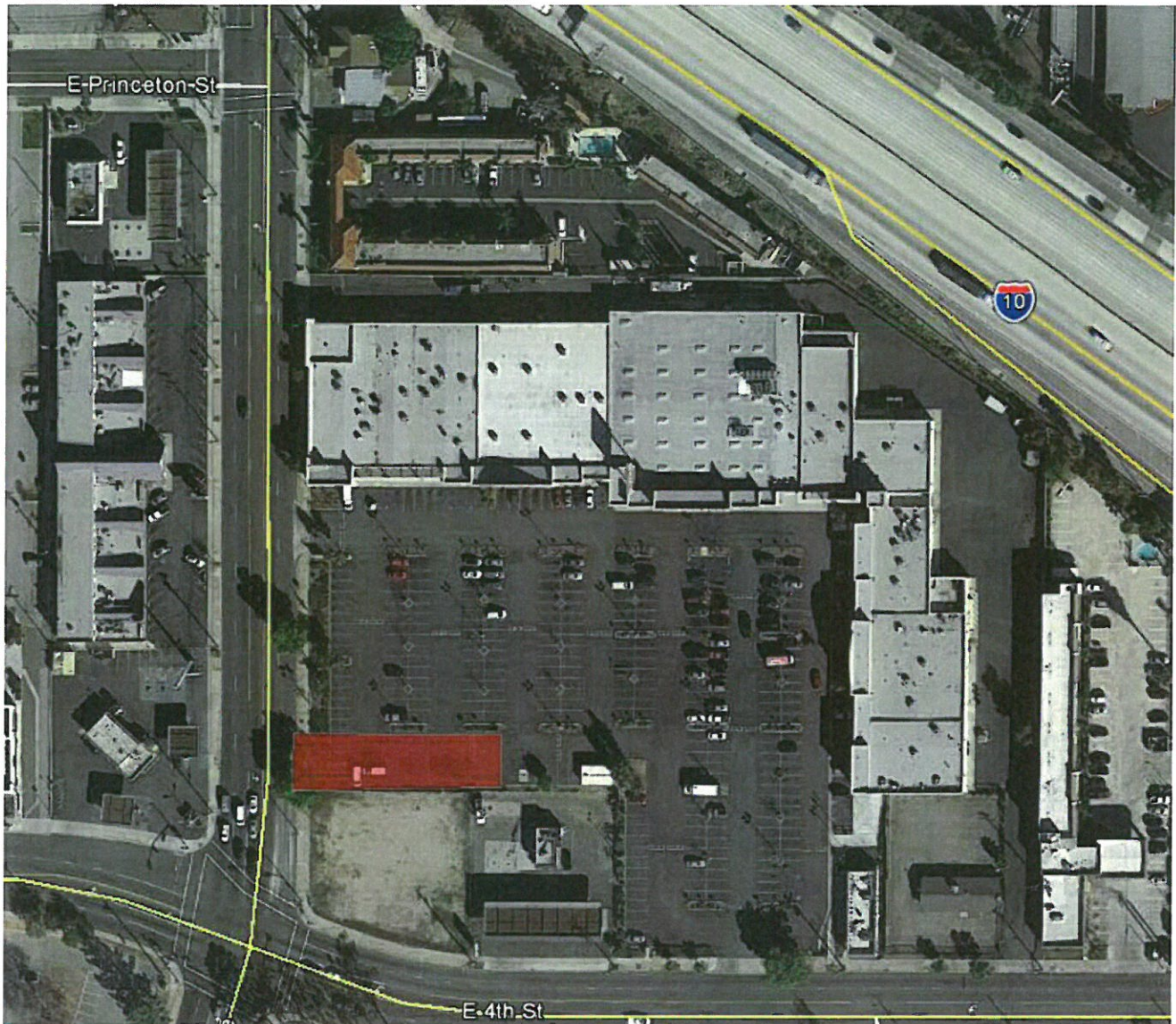
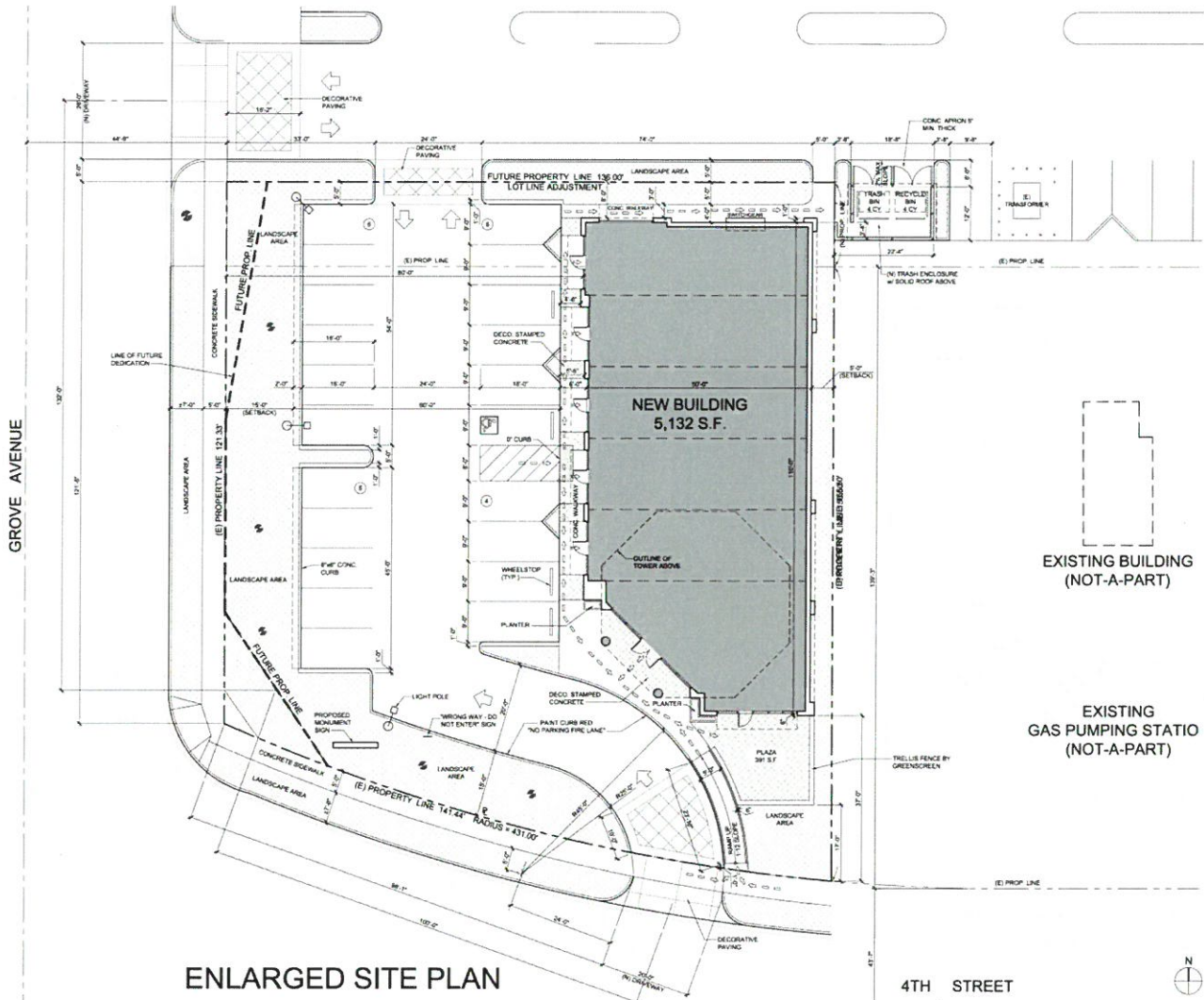


FIGURE 2 – PROJECT SITE PLAN



Shopping Center Base Parking Demand

The City of Ontario defines the retail off-street parking standards on Table 6.03-1 (Off-Street Parking Requirements) of the City Municipal Code, which indicates that 4 spaces per 1,000 square feet (0.004/square feet) of GFA. Per the parking standards the existing site is required to provide 331 spaces that includes at a minimum 8 ADA compliant spaces. The existing site is currently providing 338 parking spaces that includes 13 ADA compliant spaces which exceeds the parking requirements by 9 spaces.

Shopping Center Parking Demand Survey

The existing parking demand within the shopping center was surveyed during typical peak hours for weekday and weekend (Tuesday and Saturday) between 10:00 am and 12:00 pm and 4:00 pm and 7:00 pm. The site was divided into three zones for parking survey purposes. Figure 4 shows the parking zones studied. As shown in Table 2, the parking occupancy data was collected for 5 hours from 10:00 am to 12:00 pm and from 4:00 pm to 7:00 pm to determine the peak hour parking demand. The shopping center currently provides 338 parking spaces. The peak parking demand of a typical weekday, as shown on Table 2, was observed at 5:30 pm with 161 parked vehicles with a 48% occupancy rate (dividing the observed 161 parked vehicles by the current parking supply of 338 parking spaces). The peak parking demand of a typical weekend (Saturday), as shown on Table 3, was observed at 12:00 pm with 170 parked vehicles with a 50% occupancy rate (dividing the observed 170 parked vehicles by the current parking supply of 338 parking spaces).

Figure 3 illustrates the existing weekday and weekend parking demand for the project site. The full parking occupancy data is provided in Appendix B.

Table 2 – Weekday (Tuesday) Peak Hour Parking Demand Survey Summary

Parked Zone	Zone 1		Zone 2		Zone 3		Total	Total
Parking Type	General	Handicap	General	Handicap	General	Handicap	Occupancy	Occupancy %
Parking Supply	52	0	135	5	138	8	338	100%
10:00 AM	9	0	29	1	48	1	88	26%
10:30 AM	13	0	35	3	56	1	108	32%
11:00 AM	14	0	37	3	52	2	108	32%
11:30 AM	12	0	47	2	66	2	129	38%
12:00 PM	12	0	31	2	61	2	108	32%
4:00 PM	9	0	54	1	81	2	147	43%
4:30 PM	10	0	57	1	72	2	142	42%
5:00 PM	10	0	58	4	78	2	152	45%
5:30 PM	8	0	61	2	88	2	161	48%
6:00 PM	12	0	66	1	68	0	147	43%
6:30 PM	10	0	64	0	81	1	156	46%
7:00 PM	9	0	66	0	62	0	137	41%

Note: Total Occupancy Rate = Total Observed Parked Vehicles / Current Parking Supply

Table 3 – Weekend (Saturday) Peak Hour Parking Demand Survey Summary

Parked Zone	Zone 1		Zone 2		Zone 3		Total Occupancy	Total Occupancy %
Parking Type	General	Handicap	General	Handicap	General	Handicap		
Parking Supply	52	0	135	5	138	8	338	100%
10:00 AM	6	0	46	0	58	0	110	33%
10:30 AM	8	0	50	1	73	1	133	39%
11:00 AM	8	0	53	2	70	1	134	40%
11:30 AM	9	0	60	3	86	2	160	47%
12:00 PM	8	0	68	1	91	2	170	50%
4:00 PM	11	0	65	2	69	1	148	44%
4:30 PM	13	0	62	2	72	1	150	44%
5:00 PM	11	0	62	3	81	3	160	47%
5:30 PM	11	0	50	1	84	0	146	43%
6:00 PM	13	0	61	2	85	3	164	49%
6:30 PM	12	0	69	2	64	0	147	43%
7:00 PM	12	0	45	1	65	1	124	37%

Note: Total Occupancy Rate = Total Observed Parked Vehicles / Current Parking Supply

Figure 3 –Weekday/Weekend Parking Demand Vs Supply

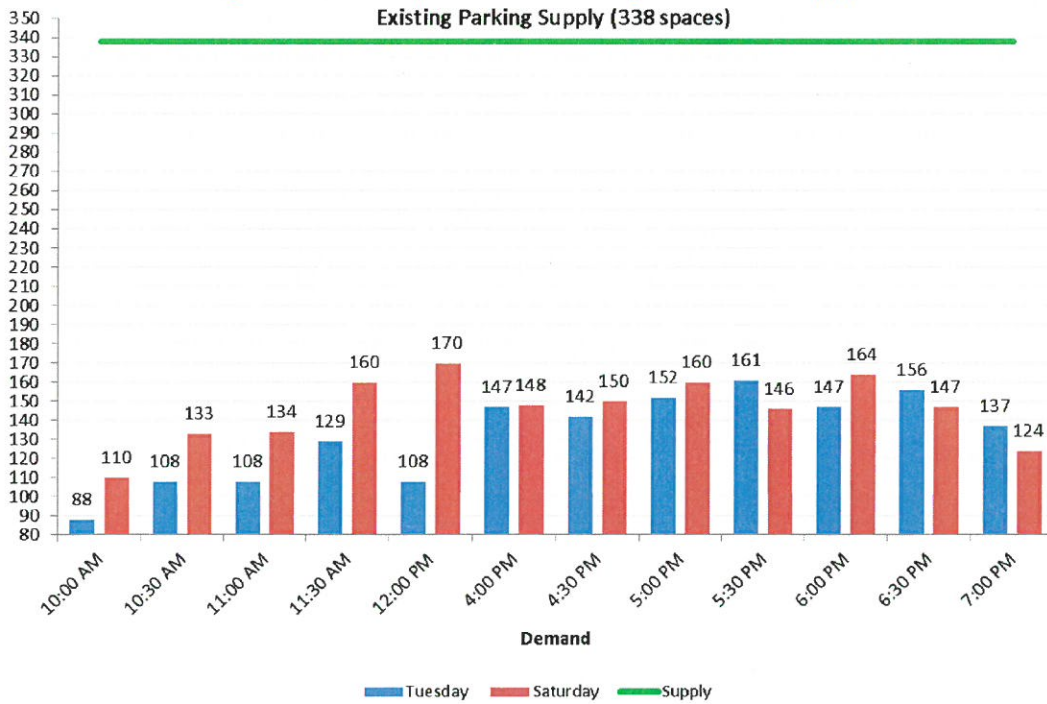
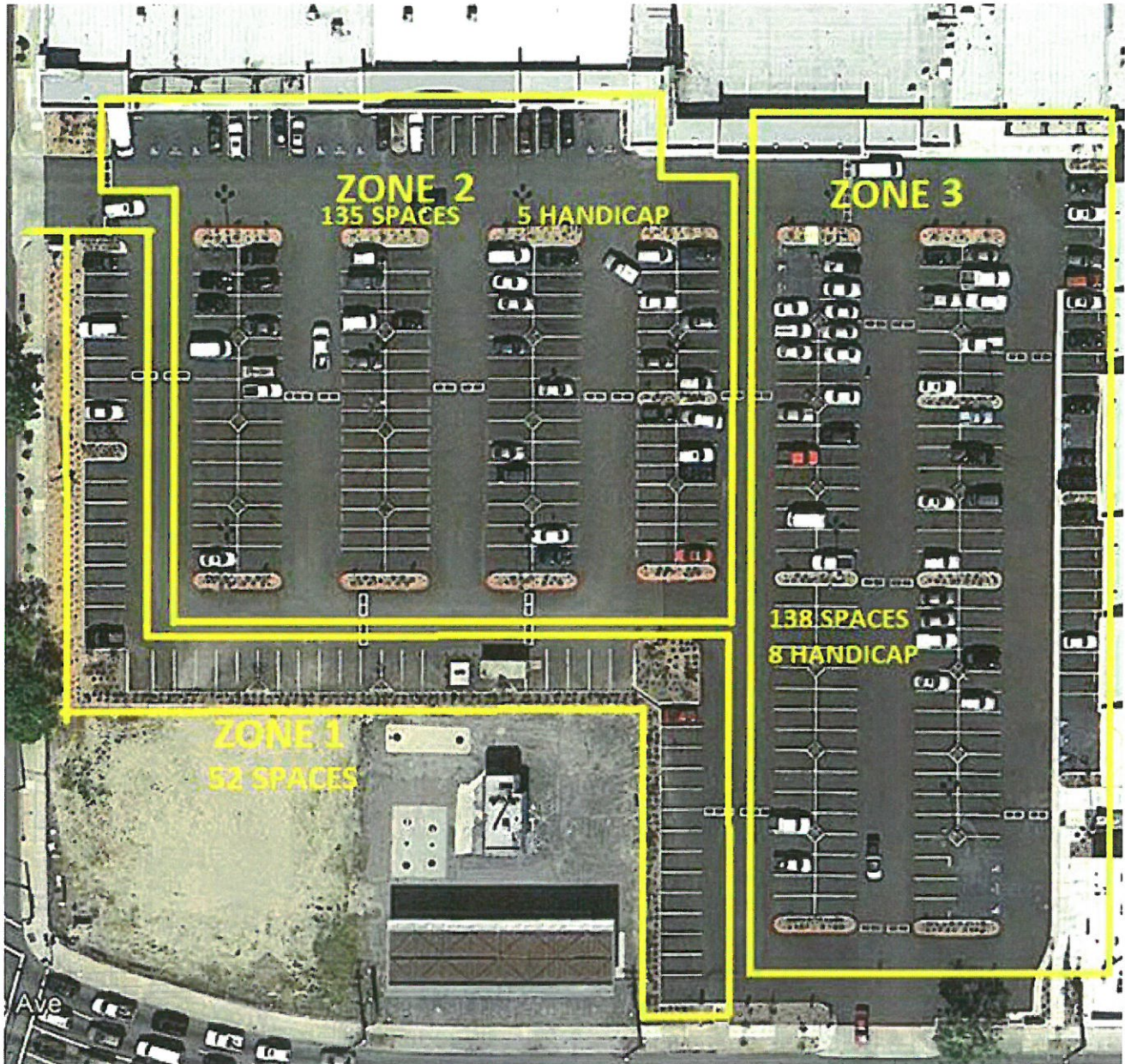


FIGURE 4 – PARKING SURVEY ZONES



Shopping Center Parking Demand Survey Summary

The existing parking demand for the 82,554 square foot shopping center is at its peak hour 170 parking spaces. The shopping center currently provides a total parking supply of 338 parking spaces which includes 13 ADA compliant spaces. With the proposed project a portion of the parking lot would be reconfigured to accommodate another entry point which would eliminate 18 regular parking spaces. This would create a shortage of 11 spaces per the City code requirements as shown in Table 4.

Table 4 – Parking Adequacy Analysis

Existing Parking Spaces	338 (13 ADA compliant)
Maximum Observed Parking Demand (Saturday)	170
Code Requirement: 4 per 1000 s.f.	331 (8 ADA compliant)
Excess	9 (5 ADA compliant)
Loss of spaces due to reconfiguration	18 regular spaces
Parking Supply	320 (13 ADA compliant)
Shortage	11 regular spaces

Shared Parking Evaluation

The base parking evaluation assumes that all uses within shopping center will require use of their corresponding parking spaces all at the same time, given any time of day, week, or month. This results in an overly conservative supply of parking because in reality, parking can be shared for a mixed-use development due to different uses having different peak parking demands depending on the time of day, weekday or weekend, and month. For example, peak parking for a fast-food restaurant occurs during midday while fine dining restaurants peak in the evening. Medical/dental offices peak during the midday and afternoon on a weekday but only during midday on a weekend day. Retail use generally has similar peak parking demands on any given day, occurring from midday to afternoon, but parking demand spikes in December and decreases in February.

The shopping center was analyzed using procedures identified in the Urban Land Institute (ULI) *Shared Parking, 2006, 2nd Edition* guide. The guide discusses shared parking concepts stated above and provides standard percentages that can be used to predict parking demand for specific uses during any hour, day of week, and month.

Internal capture reductions can also be applied to optimize parking supply at the development, as patrons of one facility may also visit other facilities within the same trip. For example, a person visiting the medical office may also go to a restaurant to eat and even visit any number of the stores for shopping. In the base calculations, visiting three different uses would equate to requiring three parking spaces, but in this instance only requires one. To be conservative we utilized a 5% internal capture for the site. Modal adjustments for patrons that may walk, take the bus, carpool, or bike to the development may also help reduce parking demand. To be conservative, however, this factor was not used to further reduce the required parking supply.

For the shared parking evaluation, it is necessary to establish a base parking demand for the development first then apply shared parking strategies to that. The base parking demand was established in the previous section of this memo. The results of the shared parking evaluation are summarized in Table 5.

Table 5 – Shopping Center Shared Parking Evaluation

Land Use		Weekdays					Weekends				
		Unadjusted Base Ratios	Monthly Variation December	Time of Day Variation "1:00 pm"	Internal Capture	Shared-Use Total	Unadjusted Base Ratios	Monthly Variation December	Time of Day Variation "2:00 pm"	Internal Capture	Shared-Use Total
Community Shopping Center	customer	255	100%	100%	95%	242	281	100%	100%	95%	267
	employee	62	100%	100%	95%	59	71	100%	100%	95%	67
Total Parking Spaces		317				301	352				334

Notes: Rates sourced from ULI Shared Parking, 2nd Edition, 2006.

The results reflect that the peak demand for shopping center would occur at 1:00 pm on a weekday in the month of December. It was previously determined in the base parking demand analysis that a minimum of 354 parking spaces are required to accommodate the proposed retail building of 5,132 square foot and the existing 82,554 square foot shopping center. With the application of shared parking practices, the parking demand has reduced to 301 spaces during the weekday and 334 spaces during the weekend. The site would supply a total of 341 parking spaces that includes 14 ADA compliant spaces, resulting in a surplus supply of 38 spaces (341-302=39). Shared parking calculations are provided in Appendix C.

Conclusion

The shared parking analysis has determined that the site would not only supply an adequate, but also an excess supply of parking to meet the needs of its employees and visitors. As stated above, a minimum of 301 parking spaces are required for the development and 341 spaces will be provided. This results in an excess supply of 39 parking spaces on site.

The proposed development involving the 5,132 retail square foot building and the 82,554 square foot shopping center would be well provided for in the site design. As previously stated, any parking arrangements between both properties will need to be arranged through an executed agreement between the two properties. KOA is please to submit this parking study with the parking demand survey data to you and the City of Ontario. If you have any questions or comments regarding this study, please call me at (714) 573-0317. Thank you very much.

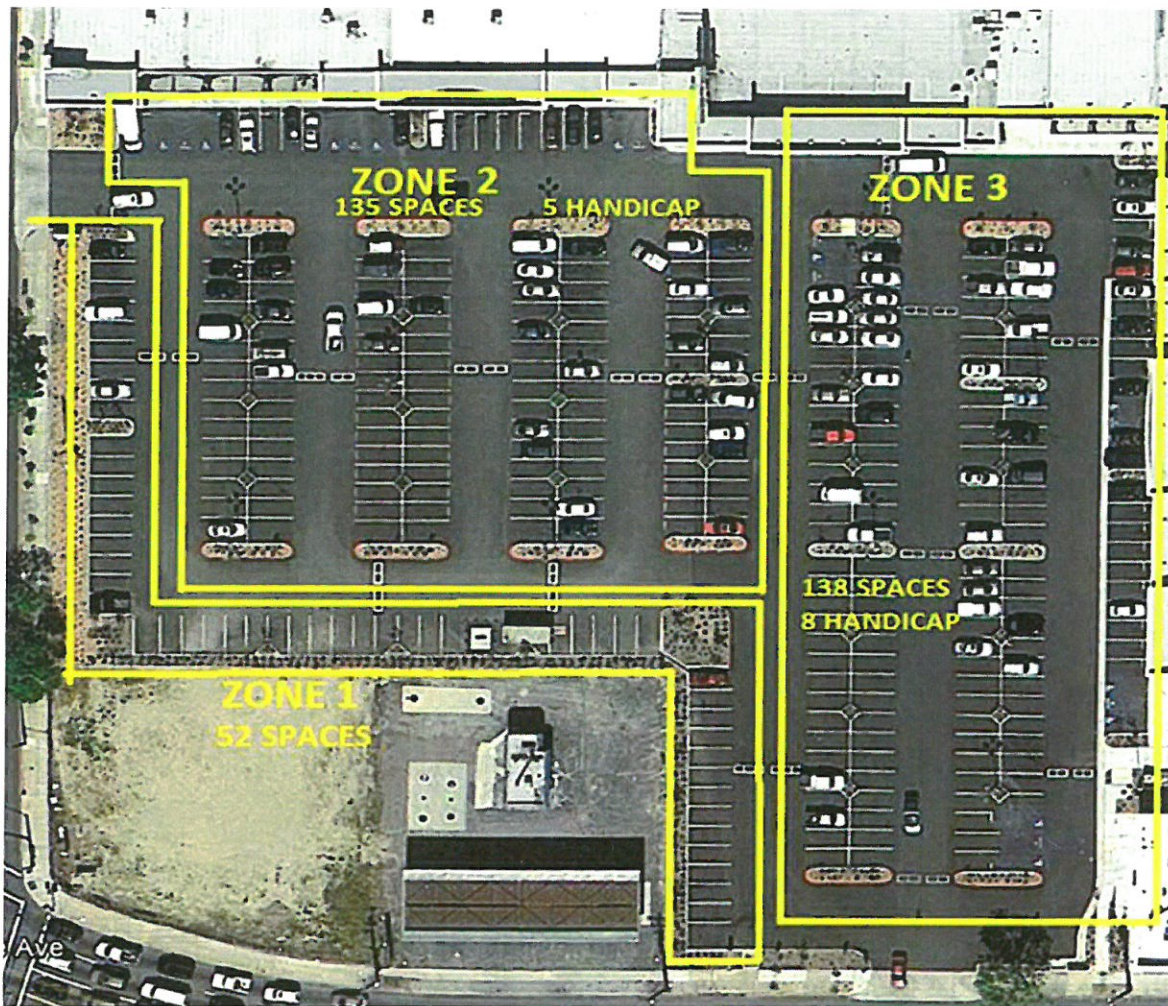
Sincerely,



Min Zhou, P.E.
Vice President



Appendix B
Parking Counts



Existing Uses Hours of Operation

Use	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Rent-A-Center	CLOSED	10AM-7PM	10AM-7PM	10AM-7PM	10AM-7PM	10AM-7PM	9AM-6PM
China Express	11:30AM-9PM	10:30AM-9:30PM	10:30AM-9:30PM	10:30AM-9:30PM	10:30AM-9:30PM	10:30AM-9:30PM	10:30AM-9:30PM
La Michoacana Ice Cream	9AM-10PM	9AM-10PM	9AM-10PM	9AM-10PM	9AM-10PM	9AM-10PM	9AM-10PM
El Toro Meat Market	8AM-9PM	8AM-9PM	8AM-9PM	8AM-9PM	8AM-9PM	8AM-9PM	8AM-9PM
Subway	7AM-10PM	7AM-10PM	7AM-10PM	7AM-10PM	7AM-10PM	7AM-10PM	7AM-10PM
Saving Zone	9AM-9PM	9AM-9PM	9AM-9PM	9AM-9PM	9AM-9PM	9AM-9PM	9AM-9PM
Smart & Final Extra	10AM-7PM	10AM-7PM	10AM-7PM	10AM-7PM	10AM-7PM	10AM-7PM	10AM-7PM
Bella Nail & Spa	10AM-5PM	9AM-7PM	9AM-7PM	9AM-7PM	9AM-7PM	9AM-7PM	9AM-7PM
Waba Grill	CLOSED	10AM-9PM	10AM-9PM	10AM-9PM	10AM-9PM	10AM-9PM	10AM-9PM
One Stop Smoke Shop	9AM-9PM	8AM-9PM	8AM-9PM	8AM-9PM	8AM-9PM	8AM-9PM	8AM-9PM
Pacific West Insurance	CLOSED	9AM-7PM	9AM-7PM	9AM-7PM	9AM-7PM	9AM-7PM	9AM-3PM
Hair Cut	9:30AM-3PM	9:30AM-6PM	9:30AM-6PM	9:30AM-6PM	9:30AM-6PM	9:30AM-6PM	9:30AM-6PM
Fred Loya Insurance	CLOSED	10AM-6PM	10AM-6PM	10AM-6PM	10AM-6PM	10AM-6PM	10AM-2PM
Dentist	CLOSED	9:30AM-6PM	9:30AM-6PM	9:30AM-6PM	9:30AM-6PM	9:30AM-6PM	9AM-2PM
Cricket Mobile	11AM-5PM	10AM-7PM	10AM-7PM	10AM-7PM	10AM-7PM	10AM-7PM	10AM-7PM
Wateria	10AM-7PM	9:30AM-8PM	10AM-8PM	9:30AM-8PM	10AM-8PM	9:30AM-8PM	9:30AM-8PM
Metro PCS	10AM-7PM	10AM-8PM	10AM-7PM	10AM-7PM	10AM-8PM	10AM-8PM	10AM-8PM
Little Caesars Pizza	10:30AM-10PM	10:30AM-10PM	10:30AM-10PM	10:30AM-10PM	10:30AM-10PM	10:30AM-11PM	10AM-8PM
Oprturn	10AM-4PM	11AM-6:30PM	11AM-6:30PM	11AM-6:30PM	11AM-6:30PM	11AM-6:30PM	10:30AM-11PM
Mariscos Food	9AM-10PM	9:30AM-9PM	9:30AM-9PM	9:30AM-9PM	9:30AM-9PM	9AM-10PM	11AM-6:30PM
Money Transfer	9AM-5PM	9AM-7PM	9AM-7PM	9AM-7PM	9AM-7PM	9AM-7PM	9AM-10PM
Shopaholics Boutique	12PM-5PM	12PM-5PM	12PM-8PM	12PM-8PM	12PM-8PM	12PM-9PM	9AM-6PM
Bollywood	10AM-5PM	10AM-8PM	10AM-8PM	10AM-8PM	10AM-8PM	10AM-8PM	12PM-9PM
Crossroads Boxing Gym	Closed	9AM-9PM	9AM-9PM	9AM-9PM	9AM-9PM	9AM-7PM	10AM-8PM
							9AM-2PM

3 empty spaces

SMART & FINAL PARKING LOT
PARKING STUDY

Tuesday - July 19, 2016

SPACES	LOCATION	TYPE	1000AM		1030AM		1100AM		1130AM		1200PM		0400PM		0430PM		0500PM		0530PM		0600PM		0630PM		0700PM	
			V	O	V	O	V	O	V	O	V	O	V	O	V	O	V	O	V	O	V	O	V	O	V	O
54	ZONE 1	General	42	9	38	13	37	14	39	12	39	12	42	9	41	10	43	8	39	12	41	10	42	9	0	0
		Handicap	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
135	ZONE 2	General	106	29	100	35	98	37	88	47	104	31	81	54	78	57	77	58	74	61	69	66	71	64	69	66
5		Handicap	4	1	2	3	2	3	3	2	3	2	4	1	4	1	4	3	2	4	1	5	0	5	0	0
138	ZONE 3	General	90	48	82	56	86	52	72	66	77	61	57	81	66	72	60	78	50	88	70	68	57	81	76	62
8		Handicap	7	1	7	1	6	2	6	2	6	2	6	2	6	2	6	2	6	2	8	0	7	1	8	0
340	TOTAL VEHICLES PARKED			88		108	108	32%		129	108	32%	147	147	142	152	161	147	147	161	147	156	156	156	137	137
100%	PERCENTAGE OCCUPIED			26%		32%	32%		38%	32%	32%	43%	43%	42%	45%	47%	43%	43%	47%	46%	46%	46%	46%	46%	40%	40%

V	VACANT
O	OCCUPIED

Parked Zone	Parking Type	Zone 1		Zone 2		Zone 3		Total Occupancy	Total Occupancy %
		General	Handicap	General	Handicap	General	Handicap		
Parking Supply	52	0	0	135	5	138	8	338	100%
10:00 AM	9	0	1	29	1	48	1	88	26%
10:30 AM	13	0	3	35	3	56	1	108	32%
11:00 AM	14	0	3	37	3	52	2	108	32%
11:30 AM	12	0	4	47	2	66	2	129	38%
12:00 PM	12	0	3	31	2	61	2	108	32%
4:00 PM	9	0	5	54	1	81	2	147	43%
4:30 PM	10	0	5	57	1	72	2	142	42%
5:00 PM	10	0	5	58	4	78	2	152	45%
5:30 PM	8	0	6	61	2	88	2	161	48%
6:00 PM	12	0	6	66	1	68	0	147	43%
6:30 PM	10	0	6	64	0	81	1	156	46%
7:00 PM	9	0	6	66	0	62	0	137	41%

SMART & FINAL PARKING LOT
PARKING STUDY

SPACES	LOCATION	TYPE	1000AM		1030AM		1100AM		1130AM		1200PM		0400PM		0430PM		0500PM		0530PM		0600PM		0630PM		0700PM			
			V	O	V	O	V	O	V	O	V	O	V	O	V	O	V	O	V	O	V	O	V	O	V	O	V	O
54	ZONE 1	UNMARKED	45	6	43	8	43	8	42	9	43	8	40	11	38	13	40	11	40	11	38	13	39	12	39	12	39	12
		HANDICAP	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
135	ZONE 2	UNMARKED	89	46	85	50	82	53	75	60	67	68	70	65	73	62	73	62	85	50	74	61	66	69	90	45	45	
5		HANDICAP	5	0	4	1	3	2	3	3	4	1	3	2	3	2	62	3	4	1	3	2	3	2	4	1	1	
138	ZONE 3	UNMARKED	80	58	65	73	68	70	52	86	47	91	69	69	66	72	57	81	54	84	53	85	74	64	73	65	65	
8		HANDICAP	8	0	7	1	7	1	6	2	6	2	7	1	7	1	5	3	8	0	5	3	8	0	7	1	1	
340	TOTAL VEHICLES PARKED		110		133		134		160		170		148		150		160		146		164		147		124			
100%	PERCENTAGE OCCUPIED		32%		39%		39%		47%		50%		44%		44%		47%		43%		48%		43%		36%			

V	VACANT
O	OCCUPIED

Parked Zone	Zone 1		Zone 2		Zone 3		Total	Occupancy %
	General	Handicap	General	Handicap	General	Handicap		
Parking Supply	52	0	135	5	138	8	338	100%
10:00 AM	6	0	46	0	58	0	110	33%
10:30 AM	8	0	50	1	73	1	133	39%
11:00 AM	8	0	53	2	70	1	134	40%
11:30 AM	9	0	60	3	86	2	160	47%
12:00 PM	8	0	68	1	91	2	170	50%
4:00 PM	11	0	65	2	69	1	148	44%
4:30 PM	13	0	62	2	72	1	150	44%
5:00 PM	11	0	62	3	81	3	160	47%
5:30 PM	11	0	50	1	84	0	146	43%
6:00 PM	13	0	61	2	85	3	164	49%
6:30 PM	12	0	69	2	64	0	147	43%
7:00 PM	12	0	45	1	65	1	124	37%

Time	Tuesday	Saturday	Supply
10:00 AM	88	110	338
10:30 AM	108	133	338
11:00 AM	108	134	338
11:30 AM	129	160	338
12:00 PM	108	170	338
4:00 PM	147	148	338
4:30 PM	142	150	338
5:00 PM	152	160	338
5:30 PM	161	146	338
6:00 PM	147	164	338
6:30 PM	156	147	338
7:00 PM	137	124	338



Appendix C
Shared Parking Calculations

Shared Parking Analysis

Land Use	Weekdays						Weekends									
	Monthly Variation December		Time of Day Variation "1:00 pm"		Internal Capture		Shared-Use Total		Monthly Variation December		Time of Day Variation "2:00 pm"		Internal Capture		Shared-Use Total	
	Unadjusted Base Ratios	100%	100%	100%	95%	242	95%	281	100%	100%	100%	95%	267	95%	352	
Community Shopping Center	255	100%	100%	100%	95%	242	95%	281	100%	100%	100%	95%	267	95%	352	334
employee	62	100%	100%	100%	95%	59	95%	71	100%	100%	100%	95%	67	95%		
Total Parking Spaces	317				301		352								334	

Summary for Monthly Variation in Parking Demand

Land Use	Weekdays												Late DEC
	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	
customer	143	145	163	161	168	171	163	176	163	168	184	255	204
employee (<400,000 sq ft.)	50	50	50	50	50	50	50	50	50	50	56	62	56

Summary for Monthly Variation in Parking Demand

Land Use	Weekends												Late DEC
	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	
customer	157	160	180	177	185	188	180	194	180	185	202	281	225
employee (<400,000 sq ft.)	57	57	57	57	57	57	57	57	57	57	64	71	64

RESOLUTION NO.

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PVAR16-003, A VARIANCE REQUEST TO DEVIATE FROM THE WESTERLY PROPERTY LINE MINIMUM LANDSCAPE SETBACK REQUIREMENT FROM 20-FEET TO 15-FEET, FOR PROPERTY LOCATED ON 0.4 ACRES LAND, LOCATED AT 1305 E. FOURTH STREET, WITHIN THE CN (NEIGHBORHOOD COMMERCIAL) ZONING DISTRICT AND MAKING FINDINGS IN SUPPORT THEREOF—APN: 108-381-05.

WHEREAS, MYSTY LAKE PROPERTIES L.P., ("Applicant") has filed an Application for the approval of a Variance, File No. PVAR16-003, as described in the title of this Resolution (hereinafter referred to as "Application" or "Project"); and

WHEREAS, the Application applies to 0.4 acres of land located at 1305 E. Fourth Street, within the CN (Neighborhood Commercial) land use designation, and is presently vacant; and

WHEREAS, the property to the north of the Project site is within the CN zoning district, and is developed with a commercial shopping center. The property to the east is within the CN zoning district, and is developed with a fuel service station. The property to the south is within the OS-R zoning district and is developed with John Galvin Park. The property to the west is within the CN zoning district, and is developed with an Arco service station; and

WHEREAS, approval of an accompanying Development Plan (File No. PDEV16-025) will allow the proposed development of a 5,132 square foot multi-tenant commercial building to be developed on 0.4 acres of land; and

WHEREAS, the project is consistent with the Housing Element of the Policy Plan (General Plan) component of The Ontario Plan, as the project site is not one of the properties in the Available Land Inventory contained in Table A-3 (Available Land by Planning Area) of the Housing Element Technical Report Appendix.

WHEREAS, the proposed project is located within the Airport Influence Area of Ontario International Airport, and was evaluated and found to be consistent with the policies and criteria of the Ontario International Airport Land Use Compatibility Plan (ALUCP); and

WHEREAS, the Application is a project pursuant to the California Environmental Quality Act (Public Resources Code Section 21000 et seq.) ("CEQA"); and

WHEREAS, the Project is exempt from CEQA pursuant to a categorical exemption (listed in CEQA Guidelines Article 19, commencing with Section 15300) and the application of that categorical exemption is not barred by one of the exceptions set forth in CEQA Guidelines Section 15300.2; and

WHEREAS, on October 17, 2016, the Development Advisory Board of the City of Ontario conducted a hearing and issued Decision No. DAB16-054 recommending the Planning Commission approve the Application; and

WHEREAS, on October 25, 2016, the Planning Commission of the City of Ontario conducted a hearing to consider the Project, and concluded said hearing on that date; and

WHEREAS, all legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED, AND RESOLVED by the Planning Commission of the City of Ontario, as follows:

SECTION 1. As the decision-making body for the Project, the Planning Commission has reviewed and considered the information contained in the administrative record for the Project. Based upon the facts and information contained in the administrative record, including all written and oral evidence presented to the Planning Commission, the Planning Commission finds as follows:

a. The administrative record have been completed in compliance with CEQA, the State CEQA Guidelines, and the City of Ontario Local CEQA Guidelines; and

b. The Project is categorically exempt from environmental review pursuant to Section 15305 (Class 5-Minor Alterations in Land Use Limitations) of the CEQA Guidelines, which consists of which consists of minor alterations in land use limitations in areas with an average slope of less than 20 percent, and which do not result in any changes in land use or density, including side yard, and set back variances not resulting in the creation of any new parcel; and

c. The application of the categorical exemption is not barred by one of the exceptions set forth in CEQA Guidelines Section 15300.2; and

d. The determination of CEQA exemption reflects the independent judgment of the Planning Commission.

SECTION 2. Based upon the substantial evidence presented to the Planning Commission during the above-referenced hearing and upon the specific findings set forth in Section 1 above, the Planning Commission hereby concludes as follows:

a. The strict or literal interpretation and enforcement of the specified regulation would result in practical difficulty or unnecessary physical hardship inconsistent with the objectives of the development regulations contained in this Development Code. The setback deviation from 20-feet to 15-feet along Grove Avenue is necessary in order to provide adequate level of service (circulation and parking) within the project area. The City is requiring the applicant to dedicate 8 feet 7 inches along the Grove Avenue frontage for the purposes of widening Grove Avenue to its ultimate right-of-way. The requested dedication is required in order to comply with the Master Plan of Streets Plan that was adopted as part of The Ontario Plan (TOP). The placement of the building and site design (circulation and parking) is impacted by the parcels irregular shape\size and proximity to the intersection (required dedication) of Grove Avenue and Fourth Street, making it is difficult for the project to comply with the 20-foot minimum landscape setback requirement. The proposed widening of Grove Avenue to ultimate right-of-way will improve current traffic conditions around the project area. The Variance request is consistent with TOP Goal LU3, which promotes flexibility in order to respond to special conditions and circumstances in order to achieve the Vision. Therefore, the strict or literal interpretation and enforcement of the specified regulation would result in practical difficulty or unnecessary physical hardship inconsistent with the objectives of the development regulations contained in the Ontario Development Code; and

b. There are exceptional or extraordinary circumstances or conditions applicable to the property involved, or to the intended use of the property, that do not apply generally to other properties in the vicinity and in the same zoning district. The setback deviation from 20-feet to 15-feet along Grove Avenue is necessary in order to provide adequate level of service (circulation and parking) within the project area. The City is requiring the applicant to dedicate 8 feet 7 inches along the Grove Avenue frontage for purposes of widening Grove Avenue to its ultimate right-of-way. The requested dedication is required to comply with the Master Plan of Streets Plan that was adopted as part of the Ontario Plan. The parcels irregular shape\size and proximity to the intersection and required dedication along the Grove Avenue frontage affect the marketability and value of the property, therefore a variance is necessary to meet development standards as granted at other properties in the same zoning district; and

c. The strict or literal interpretation and enforcement of the specified regulation would deprive the applicant of privileges enjoyed by the owners of other properties in the same zoning district. The setback deviation from 20-feet to 15-feet along Grove Avenue is necessary in order to provide adequate level of service (circulation and parking) within the project area. The City is requiring the applicant to dedicate 8 feet 7 inches along the Grove Avenue frontage for the purposes of widening

Grove Avenue to its ultimate right-of-way. The requested dedication is to comply with the Master Plan of Streets Plan that was adopted as part of the Ontario Plan. In addition, the placement of the building and site design (Circulation and Parking) is impacted by the parcels irregular shape/size and proximity to the intersection (required dedication) of Grove Avenue and Fourth Street, making it is difficult for the project to comply with the 20-foot minimum landscape setback requirement. The requested setback deviation will allow for the substantial improvement and utilization at an otherwise challenging site. Therefore, the strict or literal interpretation and enforcement of the specified regulation would deprive the applicant of privileges enjoyed by the owners of other properties in the same zoning district; and

d. The granting of the Variance will not be detrimental to the public health, safety or welfare, or be materially injurious to properties or improvements in the vicinity. Staff has analyzed the potential impacts resulting from the construction of the proposed multi-tenant commercial building. Through certain design conditions of approval, such as landscaping, frontage infrastructure improvements and high quality architecture, the potential impacts are less than significant. Therefore, the proposed development and Variance request will not have negative impacts to the surrounding neighborhood, or be materially injurious to properties in the vicinity, and it will not be detrimental to the public health, safety or welfare; and

e. The proposed Variance is consistent with the goals, policies, plans and exhibits of the Vision, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan, and the purposes of any applicable specific plan or planned unit development, and the purposes of this Development Code. The proposed project has been reviewed for consistency with the development standards contained in the City of Ontario Development Code, which are applicable to the Project, including those related to the particular land use being proposed, as well as building intensity, building and parking setbacks, building height, amount of off-street parking and loading spaces, parking lot dimensions, design and landscaping, bicycle parking, on-site landscaping, and fences and walls. As a result of the review, staff has found the project, when implemented in conjunction with the conditions of approval, to be consistent with the applicable Development Code requirements.

SECTION 3. Based upon the findings and conclusions set forth in Sections 1 and 2 above, the Planning Commission hereby APPROVES the herein described Application, subject to each and every condition set forth in the Department reports, attached hereto and incorporated herein by this reference.

SECTION 4. The Applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul this approval. The City of Ontario shall promptly notify the applicant

of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

SECTION 5. The documents and materials that constitute the record of proceedings on which these findings have been based are located at the City of Ontario City Hall, 303 East "B" Street, Ontario, California 91764. The custodian for these records is the City Clerk of the City of Ontario.

SECTION 6. The Secretary shall certify to the adoption of the Resolution.

The Secretary Pro Tempore for the Planning Commission of the City of Ontario shall certify as to the adoption of this Resolution.

I hereby certify that the foregoing Resolution was duly and regularly introduced, passed and adopted by the Planning Commission of the City of Ontario at a regular meeting thereof held on the 25th day of October, 2016, and the foregoing is a full, true and correct copy of said Resolution, and has not been amended or repealed.

Jim Willoughby
Planning Commission Chairman

ATTEST:

Scott Murphy
Planning Director/Secretary of Planning
Commission

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO)
CITY OF ONTARIO)

I, Marci Callejo, Secretary Pro Tempore of the Planning Commission of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. PC16-[insert #] was duly passed and adopted by the Planning Commission of the City of Ontario at their regular meeting held on October 25, 2016, by the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Marci Callejo
Secretary Pro Tempore



City of Ontario
Planning Department
303 East B Street
Ontario, California 91764
Phone: 909.395.2036
Fax: 909.395.2420

Planning Department Land Development Section Conditions of Approval

Meeting Date: 10/17/16

File No: PVAR16-003

Related Files: PDEV16-025

Project Description: A Variance request (PVAR16-003) to deviate from the westerly property line minimum landscape setback requirements, from 20 feet to 15 feet, in conjunction with the construction of a 5,132 square foot multi-tenant commercial building on 0.4 acres, for property located at 1305 E. Fourth Street, within the CN (Neighborhood Commercial) zoning district. APN: 0108-381-05; **submitted by Misty Lake Properties, L.P.**

Prepared By: Luis E. Batres, Senior Planner
Phone: (909) 395-2431
Email: Lbatres@ontarioca.gov

The Planning Department, Land Development Section, conditions of approval applicable to the above-described Project, are listed below. The Project shall comply with each condition of approval listed below:

1.0 Standard Conditions of Approval. The project shall comply with the *Standard Conditions for New Development*, adopted by City Council Resolution No. 2010-021 on March 16, 2010. A copy of the *Standard Conditions for New Development* may be obtained from the Planning Department or City Clerk/Records Management Department.

2.0 Special Conditions of Approval. In addition to the *Standard Conditions for New Development* identified in condition no. 1.0, above, the project shall comply with the following special conditions of approval:

(a) Variance approval shall become null and void one year following the effective date of application approval, unless a building permit is issued and construction is commenced, and diligently pursued toward completion, or a time extension has been approved by the Planning Director, except that a Variance approved in conjunction with a Development Plan shall have the same time limits as said Development Plan. This condition does not supersede any individual time limits specified herein, or any other departmental conditions of approval applicable to the Project, for the performance of specific conditions or improvements.

(b) Since the project will include a lot line adjustment and will construct a new driveway and new trash enclosure on the shopping center to the north, the applicant and the owners of the shopping center to the north shall work to replace all missing or dead landscaping such as trees, shrubs and ground cover. Any missing and or damage sprinkler systems shall be repaired and or replaced on the shopping center to the north as well. All work shall be completed prior to a final of the new building.

RESOLUTION NO.

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PDEV16-025, A DEVELOPMENT PLAN TO CONSTRUCT A 5,132 SQUARE FOOT MULTI-TENANT COMMERCIAL BUILDING ON 0.4 ACRES OF LAND FOR PROPERTY LOCATED AT 1305 E. FOURTH STREET, WITHIN THE CN (NEIGHBORHOOD COMMERCIAL) ZONING DISTRICT AND MAKING FINDINGS IN SUPPORT THEREOF—APN: 108-381-05.

WHEREAS, MYSTY LAKE PROPERTIES L.P., ("Applicant") has filed an Application for the approval of a Development Plan, File No. PDEV16-025, as described in the title of this Resolution (hereinafter referred to as "Application" or "Project"); and

WHEREAS, the Application applies to 0.4 acres of land located at 1305 E. Fourth Street, within the CN (Neighborhood Commercial) land use designation, and is presently vacant; and

WHEREAS, the property to the north of the Project site is within the CN zoning district, and is developed with a commercial shopping center. The property to the east is within the CN zoning district, and is developed with a fuel service station. The property to the south is within the OS-R zoning district, and is developed with John Galvin Park. The property to the west is within the CN zoning district, and is developed with Arco service station; and

WHEREAS, the Development Plan was submitted in conjunction with a Variance Application (File No. PVAR16-003), which is necessary to facilitate the proposed Project; and

WHEREAS, the project is consistent with the Housing Element of the Policy Plan (General Plan) component of The Ontario Plan, as the project site is not one of the properties in the Available Land Inventory contained in Table A-3 (Available Land by Planning Area) of the Housing Element Technical Report Appendix.

WHEREAS, the proposed project is located within the Airport Influence Area of Ontario International Airport, and was evaluated and found to be consistent with the policies and criteria of the Ontario International Airport Land Use Compatibility Plan (ALUCP); and

WHEREAS, the Application is a project pursuant to the California Environmental Quality Act (Public Resources Code Section 21000 et seq.) ("CEQA"); and

WHEREAS, the Project is exempt from CEQA pursuant to a categorical exemption (listed in CEQA Guidelines Article 19, commencing with Section 15300) and

the application of that categorical exemption is not barred by one of the exceptions set forth in CEQA Guidelines Section 15300.2; and

WHEREAS, on October 17, 2016, the Development Advisory Board of the City of Ontario conducted a hearing and issued Decision No. DAB16-055 recommending the Planning Commission approve the Application; and

WHEREAS, on October 25, 2016, the Planning Commission of the City of Ontario conducted a hearing to consider the Project, and concluded said hearing on that date; and

WHEREAS, all legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED, AND RESOLVED by the Planning Commission of the City of Ontario, as follows:

SECTION 1. As the decision-making body for the Project, the Planning Commission has reviewed and considered the information contained in the administrative record for the Project. Based upon the facts and information contained in the administrative record, including all written and oral evidence presented to the Planning Commission, the Planning Commission finds as follows:

a. The administrative record have been completed in compliance with CEQA, the State CEQA Guidelines, and the City of Ontario Local CEQA Guidelines; and

b. The Project is categorically exempt from environmental review pursuant to Section 15305 (Class 5-Minor Alterations in Land Use Limitations)) of the CEQA Guidelines, which consists of which consists of minor alterations in land use limitations in areas with an average slope of less than 20 percent, and which do not result in any changes in land use or density, including side yard, and set back variances not resulting in the creation of any new parcel; and

c. The application of the categorical exemption is not barred by one of the exceptions set forth in CEQA Guidelines Section 15300.2; and

d. The determination of CEQA exemption reflects the independent judgment of the Planning Commission.

SECTION 2. Based upon the substantial evidence presented to the Planning Commission during the above-referenced hearing and upon the specific findings set forth in Section 1 above, the Planning Commission hereby concludes as follows:

a. The proposed development at the proposed location is consistent with the goals, policies, plans and exhibits of the Vision, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan. The proposed commercial building has been designed to be consistent and to compliment the commercial shopping center located to the north. In addition, it has been designed to meet the design guidelines of the CN zoning district. The project is also consistent with the goals, policies, plans and exhibits of the Vision, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan in it represents high quality development that will be safe, functional and distinct. In addition, the proposed project will provide a unique, high quality, and attractive structure that will revitalize the project area; and

b. The proposed development is compatible with those on adjoining sites in relation to location of buildings, with particular attention to privacy, views, any physical constraint identified on the site and the characteristics of the area in which the site is located. The Project has been designed consistent with the requirements of the City of Ontario Development Code, including standards relative to the particular land use, as well as building intensity, building and parking setbacks, building height, number of off-street parking and loading spaces, landscaping, fences, walls and obstructions. The proposed commercial building has been designed to be consistent and complement the existing shopping center to the north in architectural style, and quality of materials; and

c. The proposed development will compatible and/or improve upon the quality of existing development in the vicinity of the project and the minimum safeguards necessary to protect the public health, safety and general welfare have been required of the proposed project. The proposed location of the project, and the proposed conditions under which it will be constructed and maintained, is consistent with the Policy Plan component of The Ontario Plan and the City's Development Code. Special attention was given to the orientation of the building and placement of driveways to facilitate adequate circulation and minimize any potential impacts on the existing circulation within the area. Therefore, the project will not be detrimental to the public health, safety, and general welfare. To mitigate any negative impacts that may be associated with the proposed project, conditions of approval have also been placed on the project; and

d. The proposed development is consistent with the development standards and design guidelines set forth in the Development Code, or applicable specific plan or planned unit development. The proposed project has been reviewed for consistency with the development standards contained in the City of Ontario Development Code for the CN land use designation, which are applicable to the Project, including building intensity, building and parking setbacks, building height, off-street parking and loading spaces, parking lot dimensions, landscaping, fences, and walls. The project, when implemented in conjunction with the conditions of approval, will be consistent with the applicable Development Code requirements.

SECTION 3. Based upon the findings and conclusions set forth in Sections 1 and 2 above, the Planning Commission hereby APPROVES the herein described Application, subject to each and every condition set forth in the Department reports, attached hereto and incorporated herein by this reference.

SECTION 4. The Applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul this approval. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

SECTION 5. The documents and materials that constitute the record of proceedings on which these findings have been based are located at the City of Ontario City Hall, 303 East "B" Street, Ontario, California 91764. The custodian for these records is the City Clerk of the City of Ontario.

SECTION 6. The Secretary shall certify to the adoption of the Resolution.

The Secretary Pro Tempore for the Planning Commission of the City of Ontario shall certify as to the adoption of this Resolution.

I hereby certify that the foregoing Resolution was duly and regularly introduced, passed and adopted by the Planning Commission of the City of Ontario at a regular meeting thereof held on the 25th day of October, 2016, and the foregoing is a full, true and correct copy of said Resolution, and has not been amended or repealed.

Jim Willoughby
Planning Commission Chairman

ATTEST:

Scott Murphy
Planning Director/Secretary of Planning
Commission

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO)
CITY OF ONTARIO)

I, Marci Callejo, Secretary Pro Tempore of the Planning Commission of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. PC16-[insert #] was duly passed and adopted by the Planning Commission of the City of Ontario at their regular meeting held on October 25, 2016, by the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Marci Callejo
Secretary Pro Tempore



City of Ontario
Planning Department
303 East B Street
Ontario, California 91764
Phone: 909.395.2036
Fax: 909.395.2420

Planning Department Land Development Section Conditions of Approval

Meeting Date: 10/17/2016
File No: PDEV16-025
Related Files: PVAR16-003

Project Description: A Development Plan (File No. PDEV16-025) to construct a 5,132 square foot multi-tenant commercial building on 0.4 acres, for property located at 1305 E. Fourth Street, within the CN (Neighborhood Commercial) zoning district. APN: 0108-381-05; **submitted by Misty Lake Properties, L.P.**

Prepared By: Luis E. Batres, Senior Planner
Phone: (909) 395-2431
Email: Lbatres@ontarioca.gov

The Planning Department, Land Development Section, conditions of approval applicable to the above-described Project, are listed below. The Project shall comply with each condition of approval listed below:

1.0 Standard Conditions of Approval. The project shall comply with the *Standard Conditions for New Development*, adopted by City Council Resolution No. 2010-021 on March 16, 2010. A copy of the *Standard Conditions for New Development* may be obtained from the Planning Department or City Clerk/Records Management Department.

2.0 Special Conditions of Approval. In addition to the *Standard Conditions for New Development* identified in condition no. 1.0, above, the project shall comply with the following special conditions of approval:

2.1 Time Limits.

(a) Development Plan approval shall become null and void 2 years following the effective date of application approval, unless a building permit is issued and construction is commenced, and diligently pursued toward completion, or a time extension has been approved by the Planning Director. This condition does not supersede any individual time limits specified herein, or any other departmental conditions of approval applicable to the Project, for the performance of specific conditions or improvements.

(b) Variance approval shall become null and void one year following the effective date of application approval, unless a building permit is issued and construction is commenced, and diligently pursued toward completion, or a time extension has been approved by the Planning Director, except that a Variance approved in conjunction with a Development Plan shall have the same time limits as said Development Plan. This condition does not supersede any individual time limits specified herein, or any other departmental conditions of approval applicable to the Project, for the performance of specific conditions or improvements.

2.2 General Requirements. The Project shall comply with the following general requirements:

(a) All construction documentation shall be coordinated for consistency, including, but not limited to, architectural, structural, mechanical, electrical, plumbing, landscape and irrigation, grading,

utility and street improvement plans. All such plans shall be consistent with the approved entitlement plans on file with the Planning Department.

(b) The project site shall be developed in conformance with the approved plans on file with the City. Any variation from the approved plans must be reviewed and approved by the Planning Department prior to building permit issuance.

(c) The herein-listed conditions of approval from all City departments shall be included in the construction plan set for project, which shall be maintained on site during project construction.

2.3 Site Lighting.

(a) All off-street parking facilities shall be provided with nighttime security lighting pursuant to Ontario Municipal Code Section 4-11.08 (Special Residential Building Provisions) and Section 4-11.09 (Special Commercial/Industrial Building Provisions), designed to confine emitted light to the parking areas. Parking facilities shall be lighted from sunset until sunrise, daily, and shall be operated by a photocell switch.

(b) Unless intended as part of a master lighting program, no operation, activity, or lighting fixture shall create illumination on any adjacent property.

(c) Applicant shall work with staff during plan check to add decorative sconce lighting fixtures along the southwest elevation.

2.4 Mechanical and Rooftop Equipment.

(a) All exterior roof-mounted mechanical, heating and air conditioning equipment, and all appurtenances thereto, shall be completely screened from public view by parapet walls or roof screens that are architecturally treated so as to be consistent with the building architecture.

(b) All ground-mounted utility equipment and structures, such as tanks, transformers, HVAC equipment, and backflow prevention devices, shall be located out of view from a public street, or adequately screened through the use of landscaping and/or decorative low garden walls.

2.5 Security Standards. The Project shall comply with all applicable requirements of Ontario Municipal Code Title 4 (Public Safety), Chapter 11 (Security Standards for Buildings).

2.6 Sound Attenuation. The Project shall be constructed and operated in a manner so as not to exceed the maximum interior and exterior noised levels set forth in Ontario Municipal Code Title 5 (Public Welfare, Morals, and Conduct), Chapter 29 (Noise).

2.7 Disclosure Statements.

(a) If any archeological or paleontological resources are found during project grading/excavation/construction, the area shall not be disturbed until the significance of the resource is determined. If determined to be significant, the resource shall be recovered by a qualified archeologist or paleontologist consistent with current standards and guidelines, or other appropriate measures implemented.

2.8 Indemnification. The applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul any approval of the City of Ontario, whether by its City Council, Planning Commission or other authorized board or officer. The City of

Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

2.9 Additional Fees.

(a) Within 5 days following final application approval, the Notice of Determination (NOD) filing fee shall be provided to the Planning Department. The fee shall be paid by check, made payable to the "Clerk of the Board of Supervisors", which shall be forwarded to the San Bernardino County Clerk of the Board of Supervisors, along with all applicable environmental forms/notices, pursuant to the requirements of the California Environmental Quality Act (CEQA). Failure to provide said fee within the time specified may result in a 180-day extension to the statute of limitations for the filing of a CEQA lawsuit.

(b) After the Project's entitlement approval, and prior to issuance of final building permits, the Planning Department's Plan Check and Inspection fees shall be paid at the rate established by resolution of the City Council.

2.10 Additional Requirements.

(a) Applicant shall work with staff during plan check to modify the secondary cornice along the southwest elevation so that is the same size as the secondary roof cornice that is proposed within the brown walls.

(b) Applicant shall work with staff during plan check so that the area just behind the proposed switchgear enclosure along the north elevations is also inset and painted like the east elevation.

(c) Sidewalks along the west and north elevations of the building shall feature decorative color paving as well as the plaza area along the front of the southwest elevation.

(d) Applicant shall work with staff during plan check to finalize the plaza area proposed trellis/fence.

(e) All entry driveways shall feature decorative stamped color paving. They shall also feature a decorative design.

(f) Decorative paving proposed on the new driveway north of the project site, shall extend to the end of the landscape fingers. Applicant shall work with staff during plan check to accomplish this requirement.

(g) A sign program shall be reviewed and approved by the City before any new signs are installed on the new multi-tenant project site.

(h) Applicant shall work with staff during plan check so that all proposed metal canopies (CP-1) project out a minimum of 5 feet.

(i) The applicant shall work with staff during plan check to finalize the design and materials for the proposed new trash enclosure to be located on the adjacent parcel to the north.

(j) A lot line adjustment shall be approved and recorded prior to permits being issued for this development.

(k) The project shall record a document approved by the City Attorney's office guaranteeing that the proposed development will always have reciprocal access with the property to the north, as well as access and use of the new trash enclosure along the northeast corner of the parcel. Document shall be approved by the City Attorney and recorded with the title of both properties prior to occupancy of the building.



**ENGINEERING DEPARTMENT
CONDITIONS OF APPROVAL**

(Engineering Services Division [Land Development and Environmental], Traffic/Transportation Division,
Ontario Municipal Utilities Company and Management Services Department conditions incorporated herein)

<input checked="" type="checkbox"/> DEVELOPMENT PLAN <input type="checkbox"/> OTHER	<input type="checkbox"/> PARCEL MAP <input type="checkbox"/> TRACT MAP <input type="checkbox"/> FOR CONDOMINIUM PURPOSES
PROJECT FILE NO. <u>PDEV16-025</u> RELATED FILE NO(S). <u>PVAR16-003</u>	
<input checked="" type="checkbox"/> ORIGINAL <input type="checkbox"/> REVISED: <u> / / </u>	

CITY PROJECT ENGINEER & PHONE NO: Antonio Alejos (909) 395-2384 *AA*

CITY PROJECT PLANNER & PHONE NO: Denny Chen (909) 395-2424

DAB MEETING DATE: October 17, 2016

PROJECT NAME / DESCRIPTION: PDEV16-025, a Development Plan to construct a 5,175 SF multiple tenant commercial building on an approximate 0.4 acre lot.

LOCATION: 1305 East Fourth Street

APPLICANT: Misty Lake Properties, LP

REVIEWED BY: *[Signature]* 9/27/16
 Omar Gonzalez, P.E. Date
 Sr. Associate Civil Engineer

APPROVED BY: *[Signature]* 9/28/16
 Khoi Do, P.E. Date
 Assistant City Engineer



THIS PROJECT SHALL COMPLY WITH THE REQUIREMENTS SET FORTH IN THE GENERAL STANDARD CONDITIONS OF APPROVAL ADOPTED BY THE CITY COUNCIL (RESOLUTION NO. 2010-021) AND THE PROJECT SPECIFIC CONDITIONS OF APPROVAL SPECIFIED IN HEREIN. ONLY APPLICABLE CONDITIONS OF APPROVAL ARE CHECKED. THE APPLICANT SHALL BE RESPONSIBLE FOR THE COMPLETION OF ALL APPLICABLE CONDITIONS OF APPROVAL PRIOR TO FINAL MAP OR PARCEL MAP APPROVAL, ISSUANCE OF PERMITS AND/OR OCCUPANCY CLEARANCE, AS SPECIFIED IN THIS REPORT.

1. PRIOR TO FINAL MAP OR PARCEL MAP APPROVAL, APPLICANT SHALL: Check When Complete

- 1.01 Dedicate to the City of Ontario, the right-of-way, described below:
_____ feet on _____
Property line corner 'cut-back' required at the intersection of _____
and _____.
- 1.02 Dedicate to the City of Ontario, the following easement(s): _____

- 1.03 Restrict vehicular access to the site as follows: _____
- 1.04 Vacate the following street(s) and/or easement(s): _____
- 1.05 Submit a copy of a recorded private reciprocal use agreement or easement. The agreement or easement shall ensure, at a minimum, common ingress and egress and joint maintenance of all common access areas and drive aisles.
- 1.06 Provide (original document) Covenants, Conditions and Restrictions (CC&Rs) as applicable to the project and as approved by the City Attorney and the Engineering and Planning Departments, ready for recordation with the County of San Bernardino. The CC&Rs shall provide for, but not be limited to, common ingress and egress, joint maintenance responsibility for all common access improvements, common facilities, parking areas, utilities, median and landscaping improvements and drive approaches, in addition to maintenance requirements established in the Water Quality Management Plan (WQMP), as applicable to the project. The CC&Rs shall also address the maintenance and repair responsibility for public improvements/utilities (sewer, water, storm drain, recycled water, etc.) located within open space/easements. In the event of any maintenance or repair of these facilities, the City shall only restore disturbed areas to current City Standards.
- 1.07 File an application for Reapportionment of Assessment, together with payment of a reapportionment processing fee, for each existing assessment district listed below. Contact the Management Services Department at (909) 395-2124 regarding this requirement.
(1) _____
(2) _____
- 1.08 File a Consent and Waiver to Annexation agreement, together with an annexation processing fee, to annex the subject property to a Street Lighting Maintenance Assessment District (SLMD). The agreement and fee shall be submitted a minimum of three (3) months prior to, and the annexation shall be completed, prior to final subdivision map approval or issuance of building permits, whichever occurs first. An annual special assessment shall be levied in the SLMD and will be collected along with annual property taxes. The special assessment will provide funding for costs associated with the annual operation and maintenance of the street lighting facilities and appurtenances that serve the property. Contact Management Services at (909) 395-2124 regarding this requirement.



- 1.09 File an application, together with an initial deposit (if required), to establish a Community Facilities District (CFD) pursuant to the Mello-Roos Community Facilities District Act of 1982. The application and fee shall be submitted a minimum of three (3) months prior to final subdivision map approval, and the CFD shall be established prior to final subdivision map approval or issuance of building permits, whichever occurs first. The CFD shall be established upon the subject property to provide funding for various City services. An annual special tax shall be levied upon each parcel or lot in an amount to be determined. The special tax will be collected along with annual property taxes. The City shall be the sole lead agency in the formation of any CFD. Contact Management Services at (909) 395-2353 to initiate the CFD application process.
- 1.10 New Model Colony (NMC) Developments:
 - 1) Provide evidence of final cancellation of Williamson Act contracts associated with this tract, prior to approval of any final subdivision map. Cancellation of contracts shall have been approved by the City Council.
 - 2) Provide evidence of sufficient storm water capacity availability equivalents (Certificate of Storm Water Treatment Equivalents).
 - 3) Provide evidence of sufficient water availability equivalents (Certificate of Net MDD Availability).
- 1.11 Other conditions: _____

2. PRIOR TO ISSUANCE OF ANY PERMITS, APPLICANT SHALL:

**A. GENERAL
 (Permits includes Grading, Building, Demolition and Encroachment)**

- 2.01 Record Parcel Map/Tract Map No. _____ pursuant to the Subdivision Map Act and in accordance with the City of Ontario Municipal Code.
- 2.02 Submit a duplicate photo mylar of the recorded map to the City Engineer's office.
- 2.03 **Note that the subject parcel is a recognized parcel in the City of Ontario per Map Book 4 Page 9 as a portion of Lot 29 of Section 16**
- 2.04 Note that the subject parcel is an 'unrecognized' parcel in the City of Ontario and shall require a Certificate of Compliance to be processed unless a deed is provided confirming the existence of the parcel prior to the date of _____ .
- 2.05 **Apply for a:**
 - Lot Line Adjustment;
 - Certificate of Compliance;
 - Make a Dedication of Easement.
- 2.06 **Provide (original document) Covenants, Conditions and Restrictions (CC&R's), as applicable to the project, and as approved by the City Attorney and the Engineering and Planning Departments, ready for recordation with the County of San Bernardino. The CC&R's shall provide for, but not be limited to, common ingress and egress, joint maintenance of all common access improvements, common facilities, parking areas, utilities and drive approaches in addition to maintenance requirements established in the Water Quality Management Plan (WQMP), as applicable to the project.**
- 2.07 **Submit a soils/geology report.**



- 2.08 Other Agency Permit/Approval: Submit a copy of the approved permit and/or other form of approval of the project from the following agency or agencies:
- State of California Department of Transportation (Caltrans)
 - San Bernardino County Road Department (SBCRD)
 - San Bernardino County Flood Control District (SBCFCD)
 - Federal Emergency Management Agency (FEMA)
 - Cucamonga Valley Water District (CVWD) for sewer/water service
 - United States Army Corps of Engineers (USACE)
 - California Department of Fish & Game
 - Inland Empire Utilities Agency (IEUA)
 - Other: _____
- 2.09 Dedicate to the City of Ontario the right-of-way described below:
1. Variable width (from 0' to 8.7') along Grove Avenue Frontage per Grove Avenue Corridor Design Plan.
 2. Property line corner 'cut-back' required at the intersection of Grove Avenue and Fourth Street in accordance with City Standard Drawing Number 1301.
- 2.10 Dedicate to the City of Ontario the following easement(s): _____
- _____
- 2.11 New Model Colony (NMC) Developments:
- 1) Submit a copy of the permit from the San Bernardino County Health Department to the Engineering Department and the Ontario Municipal Utilities Company (OMUC) for the destruction/abandonment of the on-site water well. The well shall be destroyed/abandoned in accordance with the San Bernardino County Health Department guidelines.
 - 2) Make a formal request to the City of Ontario Engineering Department for the proposed temporary use of an existing agricultural water well for purposes other than agriculture, such as grading, dust control, etc. Upon approval, the Applicant shall enter into an agreement with the City of Ontario and pay any applicable fees as set forth by said agreement.
 - 3) Design proposed retaining walls to retain up to a maximum of three (3) feet of earth. In no case shall a wall exceed an overall height of nine (9) feet (i.e. maximum 6-foot high wall on top of a maximum 3-foot high retaining wall).
- 2.12 Submit a security deposit to the Engineering Department to guarantee construction of the public improvements required herein. Security deposit shall be in accordance with the City of Ontario Municipal Code. Security deposit will be eligible for release, in accordance with City procedure, upon completion and acceptance of said public improvements.
- 2.13 The applicant/developer shall submit all necessary survey documents prepared by a Licensed Surveyor registered in the State of California detailing all existing survey monuments in and around the project site. These documents are to be reviewed and approved by the City Survey Office.
- 2.14 Other conditions:
1. The applicant/developer shall obtain a reciprocal access easement to the proposed driveway access at the south west corner of lot 28 (APN 0108-381-28) for the benefit of lot 5 (APN 0108-381-05).



B. PUBLIC IMPROVEMENTS

(See attached Exhibit 'A' for plan check submittal requirements.)

- 2.15 Design and construct full public improvements in accordance with the City of Ontario Municipal Code, current City standards and specifications, master plans and the adopted specific plan for the area, if any. These public improvements shall include, but not be limited to, the following (checked boxes):

Improvement	Fourth Street	Grove Avenue	Street 3	Street 4
Curb and Gutter	<input checked="" type="checkbox"/> Install new curb & gutter to in-fill existing driveways to be removed	<input checked="" type="checkbox"/> Install new curb & gutter to in-fill existing driveways to be removed	<input type="checkbox"/> New; ___ ft. from C/L <input type="checkbox"/> Replace damaged	<input type="checkbox"/> New; ___ ft. from C/L <input type="checkbox"/> Replace damaged
AC Pavement	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions	<input type="checkbox"/> Replacement <input type="checkbox"/> Widen ___ additional feet along frontage, including pavm't transitions
PCC Pavement (Truck Route Only)	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Drive Approach	<input checked="" type="checkbox"/> Construct new commercial driveway approach restricted to right in access only <input checked="" type="checkbox"/> Remove existing driveways no longer to be used	<input checked="" type="checkbox"/> Construct new commercial driveway approach restricted to right in / right out access only <input checked="" type="checkbox"/> Remove existing driveways no longer to be used	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace
Sidewalk	<input checked="" type="checkbox"/> New <input checked="" type="checkbox"/> Remove and replace damaged sidewalk panels	<input checked="" type="checkbox"/> New <input checked="" type="checkbox"/> Remove and replace damaged sidewalk panels	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace
ADA Access Ramp	<input checked="" type="checkbox"/> Reconstruct wheelchair ramp at NEC of Fourth St & Grove Av	<input checked="" type="checkbox"/> Reconstruct wheelchair ramp at NEC of Fourth St & Grove Av	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace
Parkway	<input checked="" type="checkbox"/> Trees <input checked="" type="checkbox"/> Landscaping (w/irrigation)	<input checked="" type="checkbox"/> Trees <input checked="" type="checkbox"/> Landscaping (w/irrigation)	<input type="checkbox"/> Trees <input type="checkbox"/> Landscaping (w/irrigation)	<input type="checkbox"/> Trees <input type="checkbox"/> Landscaping (w/irrigation)
Raised Landscaped Median	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace	<input type="checkbox"/> New <input type="checkbox"/> Remove and replace
Fire Hydrant	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation



Sewer (see Sec. 2.C)	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input checked="" type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral
Water (see Sec. 2.D)	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input checked="" type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service
Recycled Water (see Sec. 2.E)	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service	<input type="checkbox"/> Main <input type="checkbox"/> Service
Traffic Signal System (see Sec. 2.F)	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Traffic Signing and Striping (see Sec. 2.F)	<input checked="" type="checkbox"/> New <input type="checkbox"/> Modify existing	<input checked="" type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Street Light (see Sec. 2.F)	<input checked="" type="checkbox"/> New <input type="checkbox"/> Relocation	<input checked="" type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation	<input type="checkbox"/> New <input type="checkbox"/> Relocation
Bus Stop Pad or Turn-out (see Sec. 2.F)	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing	<input type="checkbox"/> New <input type="checkbox"/> Modify existing
Storm Drain (see Sec. 2G)	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral	<input type="checkbox"/> Main <input type="checkbox"/> Lateral
Overhead Utilities	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate	<input type="checkbox"/> Underground <input type="checkbox"/> Relocate
Removal of Improvements	_____	_____	_____	_____
Fiber Optic Improvements (See Sec. 2.K)	<input checked="" type="checkbox"/> Construct new fiber optic system	<input checked="" type="checkbox"/> Construct new fiber optic system	_____	_____

Specific notes for improvements listed in item no. 2.15, above: _____

2.16 Construct a 0.15' asphalt concrete (AC) grind and overlay on the following street(s): _____

2.17 Reconstruct the full pavement structural section based on existing pavement condition and approved street section design. Minimum limits of reconstruction shall be along property frontage, from street centerline to curb/gutter. 'Pothole' verification of existing pavement section required prior to acceptance/approval of street improvement plan.



- 2.18 Make arrangements with the Cucamonga Valley Water District (CVWD) to provide water service sewer service to the site. This property is within the area served by the CVWD and Applicant shall provide documentation to the City verifying that all required CVWD fees have been paid.
- 2.19 Other conditions: _____

C. SEWER

- 2.20 **An 8-inch sewer main is available for connection by this project in Grove Avenue. (Ref: Sewer plan bar code: S12526)**
- 2.21 Design and construct a sewer main extension. A sewer main is not available for direct connection. The closest main is approximately _____ feet away.
- 2.22 Submit documentation that shows expected peak loading values for modeling the impact of the subject project to the existing sewer system. The project site is within a deficient public sewer system area. Applicant shall be responsible for all costs associated with the preparation of the model. Based on the results of the analysis, Applicant may be required to mitigate the project impact to the deficient public sewer system, including, but not limited to, upgrading of existing sewer main(s), construction of new sewer main(s) or diversion of sewer discharge to another sewer.
- 2.23 **Other conditions:**
 - 1. **The applicant/developer shall equip the existing sewer lateral with a monitoring manhole station in accordance with City Standard Drawing Numbers 2201 & 2205.**
 - 2. **The applicant/developer shall abandon existing sewer laterals no longer to be used.**

D. WATER

- 2.24 **A 6-inch & 12-inch water main is available for connection by this project in Grove Avenue. (Ref: Water plan bar code: W11963)**
- 2.25 Design and construct a water main extension. A water main is not available for direct connection. The closest main is approximately _____ feet away.
- 2.26 Submit documentation that shows expected peak demand water flows for modeling the impact of the subject project to the existing water system. The project site is within a deficient public water system area. Applicant shall be responsible for all costs associated with the preparation of the model. Based on the results of the analysis, Applicant may be required to mitigate the project impacts to the deficient public water system, including, but not limited to upgrading of the existing water main(s) and/or construction of a new main(s).
- 2.27 Design and construct appropriate cross-connection protection for new potable water and fire service connections. Appropriate protection shall be based upon the degree of hazard per Title 17 of the California Code of Regulations. The minimum requirement is the installation of a backflow prevention device per current City standards. All existing potable water and fire services that do not meet the current minimum level of protection shall be upgraded (retrofitted) with the appropriate backflow protection assembly per current City standards.
- 2.28 Request a water flow test to be conducted, to determine if a water main upgrade is necessary to achieve required fire flow for the project. The application is available on the City website (www.OntarioCA.gov) or Applicant can contact the City of Ontario Fire Department at (909) 395-2029 to coordinate scheduling of this test. Applicant shall design and construct a water main upgrade if the water flow test concludes that an upgrade is warranted.
- 2.29 **Other conditions:**
 - 1. **The applicant/developer shall equip the existing domestic water service with a back flow device per City Standard Drawing Number 4206.**
 - 2. **The applicant/developer shall install a separate water service with a back flow device for irrigation purposes only.**



- 3. The applicant/developer shall install a separate water service with a back flow device for fire purposes only.
- 4. The applicant/developer shall abandon water services no longer to be used.

E. RECYCLED WATER

- 2.30 A _____ inch recycled water main is available for connection by this project in _____.
(Ref: Recycled Water plan bar code: _____)
 - 2.31 Design and construct an on-site recycled water system for this project. A recycled water main does exist in the vicinity of this project.
 - 2.32 Design and construct an on-site recycled water ready system for this project. A recycled water main does not currently exist in the vicinity of this project, but is planned for the near future. Applicant shall be responsible for construction of a connection to the recycled water main for approved uses, when the main becomes available. The cost for connection to the main shall be borne solely by Applicant.
 - 2.33 Submit two (2) hard copies and one (1) electronic copy, in PDF format, of the Engineering Report (ER), for the use of recycled water, to the OMUC for review and subsequent submittal to the California Department of Public Health (CDPH) for final approval.
- Note: The OMUC and the CDPH review and approval process will be approximately three (3) months. Contact the Ontario Municipal Utilities Company at (909) 395-2687 regarding this requirement.
- 2.34 Other conditions: _____

F. TRAFFIC / TRANSPORTATION

- 2.35 Submit a focused traffic impact study, prepared and signed by a Traffic/Civil Engineer registered in the State of California. The study shall address, but not be limited to, the following issues as required by the City Engineer:
 - 1. On-site and off-site circulation
 - 2. Traffic level of service (LOS) at 'build-out' and future years
 - 3. Impact at specific intersections as selected by the City Engineer
- 2.36 Other conditions:
 - 1. **The applicant/developer shall construct the proposed driveway on Fourth Street per City Standard Drawing Number 2104 and be restricted to right-in access only.**
 - a. **On-site signage and pavement markings shall be provided for driveway access restrictions.**
 - 2. **The applicant/developer shall construct the proposed driveway on Grove Avenue per City Standard Drawing Number 2104 and be restricted to right-in/right-out access only.**
 - a. **On-site signage and pavement markings shall be provided for driveway access restrictions.**
 - 3. **The applicant/developer shall remove and in-fill existing driveways fronting Grove Avenue and Fourth Street with curb, gutter and parkway landscaping, in accordance with the latest City of Ontario Design Standards.**
 - 4. **The applicant/developer shall be responsible to design and construct in-fill public street lights (LED lamp type) along the property frontages of Grove Avenue and Fourth Street, in accordance with the latest City of Ontario Design Standards.**
 - a. **The applicant/developer's engineer-of-record shall meet with City Engineering staff prior to starting street lighting design to discuss tie-ins to existing or future street light circuits.**



5. The applicant/developer shall install "No Parking Anytime" signs on Fourth Street and Grove Avenue.

G. DRAINAGE / HYDROLOGY

- 2.37 Submit a hydrology study and drainage analysis, prepared and signed by a Civil Engineer registered in the State of California. The study shall be prepared in accordance with the San Bernardino County Hydrology Manual and City of Ontario standards and guidelines. Additional drainage facilities, including, but not limited to, improvements beyond the project frontage, may be required to be designed and constructed, by Applicant, as a result of the findings of this study.
- 2.38 An adequate drainage facility to accept additional runoff from the site does not currently exist downstream of the project. Design and construct a storm water detention facility on the project site. Post-development peak flows from the site shall not exceed 80% of pre-development peak flows, in accordance with the approved hydrology study and improvement plans.
- 2.39 Submit a copy of a recorded private drainage easement or drainage acceptance agreement to the Engineering Department for the acceptance of any increase to volume and/or concentration of historical drainage flows onto adjacent property, prior to approval of the grading plan for the project.
- 2.40 Comply with the City of Ontario Flood Damage Prevention Ordinance (Ordinance No. 2409). The project site or a portion of the project site is within the Special Flood Hazard Area (SFHA) as indicated on the Flood Insurance Rate Map (FIRM) and is subject to flooding during a 100 year frequency storm. The site plan shall be subject to the provisions of the National Flood Insurance Program.
- 2.41 Pay Storm Drain Development Impact Fee, approximately \$8,443.60, to the Building Department. Final fee shall be determined based on the approved building plan.
- 2.42 Other conditions: _____

H. STORM WATER QUALITY / NATIONAL POLLUTANT DISCHARGE AND ELIMINATION SYSTEM (NPDES)

- 2.43 401 Water Quality Certification/404 Permit – Submit a copy of any applicable 401 Certification or 404 Permit for the subject project to the City project engineer. Development that will affect any body of surface water (i.e. lake, creek, open drainage channel, etc.) may require a 401 Water Quality Certification from the California Regional Water Quality Control Board, Santa Ana Region (RWQCB) and a 404 Permit from the United States Army Corps of Engineers (USACE). The groups of water bodies classified in these requirements are perennial (flow year round) and ephemeral (flow during rain conditions, only) and include, but are not limited to, direct connections into San Bernardino County Flood Control District (SBCFCD) channels. If a 401 Certification and/or a 404 Permit are not required, a letter confirming this from Applicant's engineer shall be submitted. Contact information: USACE (Los Angeles District) (213) 452-3414; RWQCB (951) 782-4130.
- 2.44 Submit a Water Quality Management Plan (WQMP). This plan shall be approved by the Engineering Department prior to approval of any grading plan. The WQMP shall be submitted, utilizing the current San Bernardino County Stormwater Program template, available at: <http://www.sbcounty.gov/dpw/land/npdes.asp>.
- 2.45 Other conditions: _____



J. SPECIAL DISTRICTS

- 2.46 File an application, together with an initial payment deposit (if required), to establish a Community Facilities District (CFD) pursuant to the Mello-Roos Community facilities District Act of 1982. The application and fee shall be submitted a minimum three (3) months prior to final subdivision map approval, and the CFD shall be established prior to final subdivision map approval or issuance of building permits, whichever occurs first. The CFD shall be established upon the subject property to provide funding for various City services. An annual special tax shall be levied upon each parcel or lot in an amount to be determined. The special tax will be collected along with annual property taxes. The City shall be the sole lead agency in the formation of any CFD. Contact the Management Services Department at (909) 395-2353 to initiate the CFD application process.
- 2.47 File a Consent and Waiver to Annexation agreement, together with an annexation processing fee, to annex the subject property to a Street Lighting Maintenance Assessment District (SLMD). The agreement and fee shall be submitted three (3) months prior to, and the annexation shall be completed prior to, final subdivision map approval or issuance of building permits, whichever occurs first. An annual special assessment shall be levied in the SLMD and will be collected along with annual property taxes. The special assessment will provide funding for costs associated with the annual operation and maintenance of the street lighting facilities and appurtenances that serve the property. Contact the Management Services Department at (909) 395-2124, regarding this requirement.
- 2.48 Other conditions: _____

K. FIBER OPTIC

- 2.49 Design and construct fiber optic system to provide access to the City's conduit and fiber optic system per the City's Fiber Optic Master Plan. Building entrance conduits shall start from the closest OntarioNet hand hole in the ROW and shall terminate in the main telecommunications room for each building. Conduit infrastructure shall interconnect with the primary and/or secondary backbone fiber optic conduit system at the nearest OntarioNet hand hole. See Fiber Optic Exhibit herein.
- 2.50 Refer to the City's Fiber Optic Master Plan for design and layout guidelines. Contact the Information Technology Department at (909) 395-2000, regarding this requirement.

L. Solid Waste

- 2.51 Please also reference the City's Solid Waste Manual location at:
<http://www.ontarioca.gov/municipal-utilities-company/solid-waste>



3. PRIOR TO ISSUANCE OF A CERTIFICATE OF OCCUPANCY, APPLICANT SHALL

- 3.01 **Set new monuments in place of any monuments that have been damaged or destroyed as a result of construction of the subject project. Monuments shall be set in accordance with City of Ontario standards and to the satisfaction of the City Engineer.**
- 3.02 Complete all requirements for recycled water usage.
 - 1) Procure from the OMUC a copy of the letter of confirmation from the California Department of Public Health (CDPH) that the Engineering Report (ER) has been reviewed and the subject site is approved for the use of recycled water.
 - 2) Obtain clearance from the OMUC confirming completion of recycled water improvements and passing of shutdown tests and cross connection inspection, upon availability/usage of recycled water.
 - 3) Complete education training of on-site personnel in the use of recycled water, in accordance with the ER, upon availability/usage of recycled water.
- 3.03 The applicant/developer shall submit all final survey documents prepared by a Licensed Surveyor registered in the State of California detailing all survey monuments that have been preserved, revised, adjusted or set along with any maps, corner records or Records of Survey needed to comply with these Conditions of Approvals and the latest edition of the California Professional Land Survey Act. These documents are to be reviewed and approved by the City Survey Office.
- 3.04 NMC Projects: For developments located at an intersection of any two collector or arterial streets, the applicant/developer shall set a benchmark if one does not already exist at that intersection. Contact the City Survey office for information on reference benchmarks, acceptable methodology and required submittals.
- 3.05 **Confirm payment of all Development Impact Fees (DIF) to the Building Department.**
- 3.06 **Submit electronic copies (PDF and Auto CAD format) of all approved improvement plans, studies and reports (i.e. hydrology, traffic, WQMP, etc.).**



EXHIBIT 'A'

**ENGINEERING DEPARTMENT
First Plan Check Submittal Checklist**

Project Number: PDEV16-025, and/or Parcel Map/Tract Map No. _____

The following items are required to be included with the first plan check submittal:

1. **A copy of this check list**
2. **Payment of fee for Plan Checking**
3. **One (1) copy of Engineering Cost Estimate (on City form) with engineer's wet signature and stamp.**
4. **One (1) copy of project Conditions of Approval**
5. Two (2) sets of Potable and Recycled Water demand calculations (include water demand calculations showing low, average and peak water demand in GPM for the proposed development and proposed water meter size).
6. Three (3) sets of Public Street improvement plan with street cross-sections
7. Three (3) sets of Private Street improvement plan with street cross-sections
8. Four (4) sets of Public Water improvement plan (include water demand calculations showing low, average and peak water demand in GPM for the proposed development and proposed water meter size)
9. Four (4) sets of Recycled Water improvement plan (include recycled water demand calculations showing low, average and peak water demand in GPM for the proposed development and proposed water meter size and an exhibit showing the limits of areas being irrigated by each recycled water meter)
10. Four (4) sets of Public Sewer improvement plan
11. Five (5) sets of Public Storm Drain improvement plan
12. **Three (3) sets of Public Street Light improvement plan**
13. **Three (3) sets of Signing and Striping improvement plan**
14. **Three (3) sets of Fiber Optic plan (include Auto CAD electronic submittal)**
15. Three (3) sets of Traffic Signal improvement plan and One (1) copy of Traffic Signal Specifications with modified Special Provisions. Please contact the Traffic Division at (909) 395-2154 to obtain Traffic Signal Specifications.
16. **Two (2) copies of Water Quality Management Plan (WQMP)**
17. **One (1) copy of Hydrology/Drainage study**
18. **One (1) copy of Soils/Geology report**
19. Payment for Final Map/Parcel Map processing fee
20. Three (3) copies of Final Map/Parcel Map
21. One (1) copy of approved Tentative Map
22. **One (1) copy of Preliminary Title Report (current within 30 days)**
23. **One (1) copy of Traverse Closure Calculations**



24. One (1) set of supporting documents and maps (legible copies): referenced improvement plans (full size), referenced record final maps/parcel maps (full size, 18"x26"), Assessor's Parcel map (full size, 11"x17"), recorded documents such as deeds, lot line adjustments, easements, etc.
25. Two (2) copies of Engineering Report and an electronic file (PDF format on a compact disc) for recycled water use
26. Other:
1. Lot Line Adjustment Document
 2. Property Corner-Cut Back Dedication Document
 3. Right-of-Way Dedication Document (per Grove Avenue Corridor Project)

**PDEV16-025
Fiber Optic Exhibit**

PRELIMINARY PROJECT SUMMARY:

LOT AREA:

18,902 S.F. (FUTURE LOT AREA)

ALLOWABLE BUILDING AREA:

18,902 S.F. x 0.40 (FAR) = 7,561 S.F.

PROPOSED BUILDING AREA:

5,132 S.F. (0.27 FAR)

PARKING REQUIRED:

PARKING REQ'D:
RETAIL: 5,132 x (1 / 250) = 20.52 = 21 SPACES

PARKING PROVIDED:

21 SPACES (INCLUDING 1 - ADA SPACE)

PARKING SPACES SIZE SHALL BE 9' WIDE X 16' LONG

LANDSCAPE AREA REQUIRED:

18,902 S.F. x .18 (18%) = 3,402.36 S.F.

LANDSCAPE AREA PROVIDED:

4,056.00 S.F.

ZONE:

CN

MAXIMUM BUILDING HEIGHT:

35 FEET

ABBREVIATIONS

- (E) EXISTING
- F.C. FINISH CONCRETE
- F.F. FINISH FLOOR

LEGAL DESCRIPTION:

SOUTH LINE OF PARCEL 2, PARCEL MAP NO. 6358, ACCEPTED AS BEING THE SOUTH LINE OF INSTRUMENT NO. 117, BOOK 3855, PAGE 459 OF OFFICIAL RECORDS AND THE NORTH LINE OF O.R. 3243579 PER RS 116, PAGE 12.

APN: 0180 - 381 - 05

NOTE:
ALL LIGHTING FIXTURES SHALL BE SHIELDED TO COMPARE LIGHT SPREAD ON-SITE.

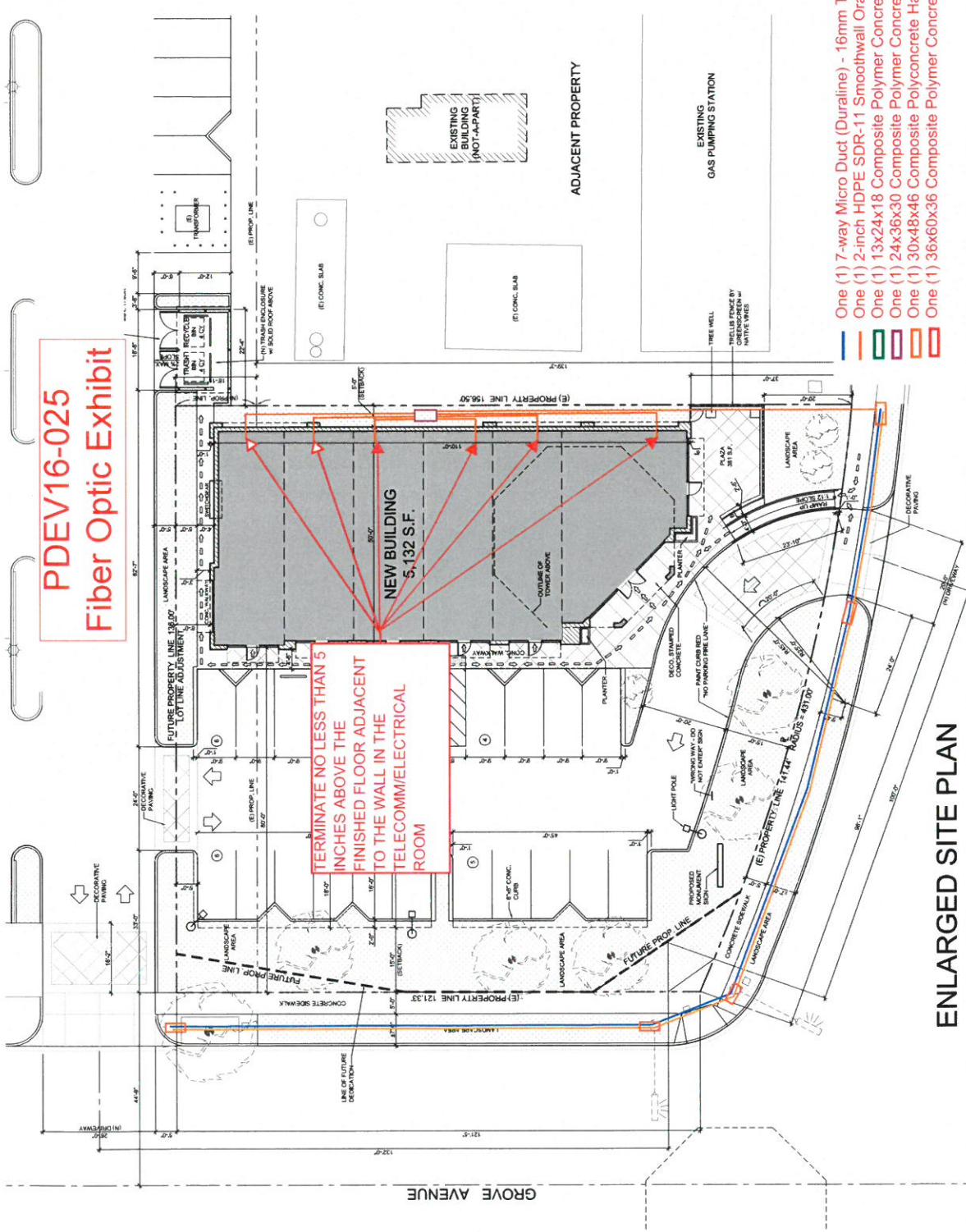


**ELEVATION / DETAIL
TRELLIS FENCE
BY GREENSCREEN
AT PLAZA**

0 10 20 30 40 50 60

1

Please see Fiber Team's "Plan Check Sheet" for comments related to the project and notes to be added to the final plans.
Comments / Reviewed By Jimmy Chang 10/03/16



- One (1) 7-way Micro Duct (Duraline) - 16mm Tubes or Equivalent
- One (1) 2-inch HDPE SDR-11 Smoothwall Orange Conduit
- One (1) 13x24x18 Composite Polymer Concrete Hand Hole (HH-1)
- One (1) 24x36x30 Composite Polymer Concrete Hand Hole (HH-2A)
- One (1) 30x48x46 Composite Polyconcrete Hand Hole (HH-3)
- One (1) 36x60x36 Composite Polymer Concrete Hand Hole (HH-4)

- HH-1/15 - FCA132418-90062 - Size 13" x 24" x 18"
- HH-1/22 - PCA132418-90087 - Size 13" x 24" x 18"
- HH-2/15 - FCA173024-90077 - Size 17" x 30" x 24"
- HH-2/22 - PCA173024-90116 - Size 17" x 30" x 24"
- HH-2A/15 - FCA243630-90014 - Size 24" x 36" x 30"
- HH-2A/22 - PCA243630-90064 - Size 24" x 36" x 30"
- HH-3/22 - PCA304836-90244 - Size 30" x 48" x 36"
- HH-4/22 - PCA366036-90146 - Size 36" x 60" x 36"

ENLARGED SITE PLAN

PDEV16-025 & PVAR16-003
1305 4TH STREET
ONTARIO, CA 91764
08.24.2016

RELIABLE PROPERTIES
6399 WILSHIRE BOULEVARD, SUITE 604
LOS ANGELES, CA 90048

CONSULTANTS: This drawing is the property of AMOR ARCHITECTURAL CORPORATION. The drawings are prepared by AMOR ARCHITECTURAL CORPORATION and coordinated by its staff. It is to be understood that the agreement and coordination between the architect and the contractor or other parties to the project is essential to the successful completion of the project. The architect's liability is limited to the professional services rendered by the architect and its staff. The contractor is responsible for the construction of the project and for obtaining all necessary permits and approvals from the appropriate authorities. The architect's liability is limited to the professional services rendered by the architect and its staff.

CITY OF ONTARIO

MEMORANDUM

TO: PLANNING DEPARTMENT, Denny Chen
FROM: BUILDING DEPARTMENT, Kevin Shear
DATE: May 16, 2016
SUBJECT: PDEV16-025

-
- The plan **does** adequately address the departmental concerns at this time.
 No comments
 Report below.

Conditions of Approval

1. The address for this site will be: 1305 W Fourth St

KS:lm



CITY OF ONTARIO

MEMORANDUM

TO: Denny Chen, Assistant Planner
Planning Department

FROM: Adam A. Panos, Fire Protection Analyst
Fire Department

DATE: May 23, 2016

SUBJECT: PDEV16-025 / A Development Plan to construct a 5,175 multi-tenant retail building on a 0.385 acre parcel within the CN zoning district located on the northeast corner of Grove Avenue and Fourth Street (APN: 108-381-05).
Related File: PVAR 16-003.

-
- The plan **does** adequately address Fire Department requirements at this time.
- No comments.
 - Standard Conditions of Approval apply, as stated below.
- The plan **does NOT** adequately address Fire Department requirements.
- The comments contained in the attached report must be met prior to scheduling for Development Advisory Board.

SITE AND BUILDING FEATURES:

- A. 2013 CBC Type of Construction: Type V-B wood frame
- B. Type of Roof Materials: non-rated
- C. Ground Floor Area(s): 5,175 sq. ft.
- D. Number of Stories: 1 story
- E. Total Square Footage: 5,175 sq. ft.
- F. 2013 CBC Occupancy Classification(s): B, M

CONDITIONS OF APPROVAL:

1.0 GENERAL

- 1.1 The following are the Ontario Fire Department ("Fire Department") requirements for this development project, based on the current edition of the California Fire Code (CFC), and the current versions of the Fire Prevention Standards ("Standards.") It is recommended that the applicant or developer transmit a copy of these requirements to the on-site contractor(s) and that all questions or concerns be directed to the Bureau of Fire Prevention, at (909) 395-2029. For copies of Ontario Fire Department Standards please access the City of Ontario web site at www.ontarioca.gov, click on "Fire Department" and then on "Standards and Forms."
- 1.2 These Fire Department conditions of approval are to be included on any and all construction drawings.

2.0 FIRE DEPARTMENT ACCESS

- 2.1 Fire Department vehicle access roadways shall be provided to within 150 ft. of all portions of the exterior walls of the first story of any building, unless specifically approved. Roadways shall be paved with an all-weather surface and shall be a minimum of twenty (20) ft. wide. See Standard #B-004.
- 2.2 In order to allow for adequate turning radius for emergency fire apparatus, all turns shall be designed to meet the minimum twenty five feet (25') inside and forty-five feet (45') outside turning radius per Standard #B-005.
- 2.3 Fire Department access roadways that exceed one hundred and fifty feet (150') in length shall have an approved turn-around per Standard #B-002.
- 2.4 Access drive aisles which cross property lines shall be provided with CC&Rs, access easements, or reciprocating agreements, and shall be recorded on the titles of affected properties, and copies of same shall be provided at the time of building plan check.
- 2.5 "No Parking-Fire Lane" signs and /or red painted curbs with lettering are required to be installed in interior access roadways, in locations where vehicle parking would obstruct the minimum clear width requirement. Installation shall be per Standard #B-001.
- 2.6 Security gates or other barriers on fire access roadways shall be provided with a Knox brand key switch or padlock to allow Fire Department access. See Standards #B-003, B-004 and H-001.

3.0 WATER SUPPLY

- 3.1 The required fire flow per Fire Department standards, based on the 2013 California Fire Code, Appendix B, is 1500 gallons per minute (g.p.m.) for 2 hours at a minimum of 20 pounds per square inch (p.s.i.) residual operating pressure.

- 3.2 Off-site (public) fire hydrants are required to be installed on all frontage streets, at a minimum spacing of three hundred foot (300') apart, per Engineering Department specifications.
- 3.3 Buildings that exceed 100,000 square feet in floor area shall provide an onsite looped fire protection water line around the building(s.) The loops shall be required to have two or more points of connection from a public circulating water main.
- 3.4 The public water supply, including water mains and fire hydrants, shall be tested and approved by the Engineering Department and Fire Department prior to combustible construction to assure availability and reliability for firefighting purposes.

4.0 FIRE PROTECTION SYSTEMS

- 4.1 On-site private fire hydrants are required per Standard #D-005, and identified in accordance with Standard #D-002. Installation and locations(s) are subject to the approval of the Fire Department. An application with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.
- 4.2 Underground fire mains which cross property lines shall be provided with CC & R, easements, or reciprocating agreements, and shall be recorded on the titles of affected properties, and copies of same shall be provided at the time of fire department plan check. The shared use of private fire mains or fire pumps is allowable only between immediately adjacent properties and shall not cross any public street.
- 4.3 An automatic fire sprinkler system is required. The system design shall be in accordance with National Fire Protection Association (NFPA) Standard 13 R. All new fire sprinkler systems, except those in single family dwellings, which contain twenty (20) sprinkler heads or more shall be monitored by an approved listed supervising station. An application along with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.
- 4.4 Fire Department Connections (FDC) shall be located on the address side of the building within one hundred fifty feet (150') of a public fire hydrant on the same side of the street. Provide identification for all fire sprinkler control valves and fire department connections per Standard #D-007. Raised curbs adjacent to Fire Department connection(s) shall be painted red, five feet either side, per City standards.
- 4.5 A fire alarm system is required. The system design shall be in accordance with National Fire Protection Association (NFPA) Standard 72. An application along with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.
- 4.6 Portable fire extinguishers are required to be installed prior to occupancy per Standard #C-001. Please contact the Fire Prevention Bureau to determine the exact number, type and placement required.
- 4.7 A fixed fire extinguishing system is required for the protection of hood, duct, plenum and cooking surfaces. This system must comply with National Fire Protection Association (NFPA)

Standards 17A and 96. An application with detailed plans shall be submitted, and a construction permit shall be issued by the Fire Department, prior to any work being done.

- 4.8 Hose valves with two and one half inch (2 ½”) connections will be required on the roof, in locations acceptable to the Fire Department. These hose valves shall be take their water supply from the automatic fire sprinkler systems, and shall be included in the design submitted for these systems. Identification shall be provided for all hose valves per Standard #D-004.
- 4.9 Due to inaccessible rail spur areas, two and one half inch 2-1/2” fire hose connections shall be provided in these areas. These hose valves shall be take their water supply from the automatic fire sprinkler systems, and shall be included in the design submitted for these systems. Identification shall be provided for all hose valves per Standard #D-004.

5.0 BUILDING CONSTRUCTION FEATURES

- 5.1 The developer/general contractor is to be responsible for reasonable periodic cleanup of the development during construction to avoid hazardous accumulations of combustible trash and debris both on and off the site.
- 5.2 Approved numbers or addresses shall be placed on all new and existing buildings in such a position as to be plainly visible and legible from the street or road fronting the property. Multi-tenant or building projects shall have addresses and/or suite numbers provided on the rear of the building. Address numbers shall contrast with their background. See Section 9-1.3280 of the Ontario Municipal Code and Standards #H-003 and #H-002.
- 5.3 Single station smoke alarms and carbon monoxide alarms are required to be installed per the California Building Code and the California Fire Code.
- 5.4 Multiple unit building complexes shall have building directories provided at the main entrances. The directories shall be designed to the requirements of the Fire Department, see Section 9-1.3280 of the Ontario Municipal Code and Standard #H-003.
- 5.5 All residential chimneys shall be equipped with an approved spark arrester meeting the requirements of the California Building Code.
- 5.6 Knox ® brand key-box(es) shall be installed in location(s) acceptable to the Fire Department. All Knox boxes shall be monitored for tamper by the building fire alarm system. See Standard #H-001 for specific requirements.
- 5.7 Placards shall be installed in acceptable locations on buildings that store, use or handle hazardous materials in excess of the quantities specified in the CFC. Placards shall meet the requirements of National Fire Protection Association (NFPA) Standard 704.
- 5.8 The building shall be provided with a Public Safety 800 MHZ radio amplification system per the Ontario Municipal Code Section 4-11.09 (n) and the CFC. The design and installation shall be approved by the Fire Department.

6.0 OTHER SPECIAL USES

- 6.1 The storage, use, dispensing, or handling of any hazardous materials shall be approved by the Fire Department, and adequate fire protection features shall be required. If hazardous materials are proposed, a Fire Department Hazardous Materials Information Packet, including Disclosure Form and Information Worksheet, shall be completed and submitted with Material Safety Data Sheets to the Fire Department along with building construction plans.
- 6.2 Any High Piled Storage, or storage of combustible materials greater than twelve (12') feet in height for ordinary (Class I-IV) commodities or storage greater than six feet (6') in height of high hazard (Group A plastics, rubber tires, flammable liquids, etc.) shall be approved by the Fire Department, and adequate fire protection features shall be required. If High Piled Storage is proposed, a Fire Department High Piled Storage Worksheet shall be completed and detailed racking plans or floor plans submitted prior to occupancy of the building.
- 6.3 Underground fuel tanks, their associated piping and dispensers shall be reviewed, approved, and permitted by Ontario Building Department, Ontario Fire Department, and San Bernardino County Fire Department Hazardous Materials Division. In fueling facilities, an exterior emergency pump shut-off switch shall be provided.

7.0 PROJECT SPECIFIC CONDITIONS

- 7.1 NONE

<END.>



CITY OF ONTARIO

MEMORANDUM

TO: Denny Chen, Planning Department

FROM: Douglas Sorel, Police Department

DATE: September 13, 2016

SUBJECT: PDEV16-025– A DEVELOPMENT PLAN TO CONSTRUCT A
COMMERCIAL BUILDING AT 1305 EAST FOURTH STREET

The “Standard Conditions of Approval” contained in Resolution No. 2010-021 apply. The applicant shall read and be thoroughly familiar with these conditions, including, but not limited to, the requirements below.

- Required lighting for all walkways, driveways, doorways, parking areas, and other areas used by the public shall be provided operate on photosensor. Photometrics shall be provided to the Police Department. Photometrics shall include the types of fixtures proposed and demonstrate that such fixtures meet the vandal-resistant requirement. Planned landscaping shall not obstruct lighting.
- Rooftop addresses shall be installed on the building as stated in the Standard Conditions. The numbers shall be at a minimum 3 feet tall and 1 foot wide, in reflective white paint on a flat black background, and oriented with the bottom of the numbers towards the addressed street.
- The Applicant shall comply with construction site security requirements as stated in the Standard Conditions.

The Applicant is invited to call Douglas Sorel at (909) 395-2873 regarding any questions or concerns.

CITY OF ONTARIO
LANDSCAPE PLANNING DIVISION
 303 East "B" Street, Ontario, CA 91764

PRELIMINARY PLAN CORRECTIONS

Sign Off

Carolyn Bell
 Carolyn Bell, Sr. Landscape Planner

9/19/16
 Date

Reviewer's Name: **Carolyn Bell, Sr. Landscape Planner** Phone: **(909) 395-2237**

D.A.B. File No.: PDEV16-025 Rev 1 Case Planner: **Denny Chen**

Project Name and Location: **Reliable Properties**
NE corner Fourth and Grove
 Applicant/Representative: **Reliable Properties**
6399 Wilshire Blvd, suite 604
Los Angeles, CA 90048

- A Preliminary Landscape Plan (dated 8/31/16) meets the Standard Conditions for New Development and has been approved with the consideration that the following conditions below be met upon submittal of the landscape construction documents.**
- A Preliminary Landscape Plan (dated) has not been approved. Corrections noted below are required prior to Preliminary Landscape Plan approval.**

CORRECTIONS REQUIRED

1. Grading Plan Sht 1, relocate infiltration pit out of required tree locations in parking lot island planter and a south end of parking lot.
2. Reduce driveway width from 4th St (verify minimum for one way traffic) and provide a 2' wide planter separating the accessible ramp from the driveway for pedestrian safety.
3. Show surface swale on landscape plan with appropriate swale grasses (carex, hydroseed, etc.)
4. Provide a tree inventory for existing trees include genus, species, trunk diameter, canopy width and condition. Show and note existing trees in good condition to remain and note trees proposed to be removed. Include existing trees within 10' of adjacent property that would be affected by new walls, footing or on-site tree planting. Add tree protection notes on construction and demo plans.
5. Show utilities such as backflows and transformers dimensioned with 5' set back from paving for landscape screening.
6. Design spaces so light standards, fire hydrants, water and sewer lines do not conflict with required tree locations. Show utilities on landscape plans. Relocate storm drain line shown in proposed tree locations – west of driveway on Fourth St.
7. Revise site plan to show 15% of the site with landscaping. Separate on-site landscape square footage from right of way landscape sf (parkways), do not include paved areas.
8. Show parkway landscape and street trees spaced 30' apart – Jacaranda mimosifolia on Grove and 4th St.
9. Dimension all planters to have a minimum 5' wide inside dimension with 6" curbs and 12" wide curbs where parking spaces are adjacent to planters.
10. Show planter on south east of building by patio to run length of patio between tree wells for adequate tree planter space.

11. Show preliminary MAWA calculation.
12. Replace invasive, high water using, short lived, high maintenance or poor performing plants: Arctostaphylos, Leonotis-Lion's tail.
13. Change multi-trunk tree for standard and med to large canopy where space allows, (along 4th street back of sidewalk planters).
14. Note on plans for shopping center parking lot landscape and irrigation to be repaired for 100% coverage and missing trees and landscape replaced.
15. Note for agronomical soil testing and include report on landscape construction plans.
16. Show concrete mowstrips to identify property lines.
17. Show 25% of trees as California native (Platanus racemosa, Quercus agrifolia, Quercus wislizenii, Quercus douglasii, Sambucus Mexicana, Cercis, etc.).
18. Note on grading plans: for compaction to be no greater than 85% at landscape areas. All finished grades at 1 1/2" below finished surfaces. Slopes to be maximum 3:1.
19. Construction plans shall meet all requirements of the Landscape Development Standards.
20. After a project's entitlement approval, the applicant shall pay all applicable fees at a rate established by resolution of the City Council. Typical fees are:

Plan Check—5 or more acres	\$2,326.00
Plan Check—less than 5 acres	\$1,301.00
Inspection—Construction (up to 3 inspections)	\$278.00
Inspection—Field - additional.....	\$83.00



**PLANNING COMMISSION
STAFF REPORT
October 25, 2016**

SUBJECT: ENVIRONMENTAL ASSESSMENT AND DEVELOPMENT CODE AMENDMENT REVIEW FOR FILE NO. PDCA16-005: A request to add Reference I, Public Art Program, to the City of Ontario Development Code to promote public art and art in public places; City initiated. City Council action is required.

RECOMMENDED ACTION: That the Planning Commission recommend City Council approval of File No. PDCA16-005, pursuant to the facts and reasons contained in the staff report and attached resolution.

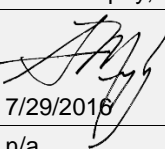
PROJECT ANALYSIS:

[1] Background — Going back several decades, projects have, from time to time, incorporated works of art into their design. The introduction of these artworks has been, in most cases, done at the direction of the applicant with little involvement from the City. As the City continues to mature, the finer arts have taken on a greater significance with the introduction of art into several City projects, most notably Towne Square, and a resurgence of our local museums (Ontario Museum of Art & History and Chaffey Community Museum of Art). As a result, the City been approached by individuals about incorporating artworks into project and donating artworks to the City.

[2] Public Art Policy — In that the City does not have a public art policy to use in reviewing donations of public art, staff began working on a public art policy. After reviewing various City’s public art policies and in consultation with museum representatives, staff developed a series of criteria to address provisions for placement and/or donations of artwork to the City for placement on public property. Provisions include, but are not limited to, the following:

[a] The material to be used for the artwork to minimize vandalism, theft, and weather, and require a low level of on-going maintenance;

[b] The proposed location of the artwork is appropriate to the artwork's content, scale, and material. Factors to be considered in selecting an appropriate site include type of artwork, relationship to architectural and natural features, visibility and public access, traffic patterns, future development plans for the area (if known), and public use patterns of the site and surrounding area;

Case Planner:	Scott Murphy, Planning Director	Hearing Body	Date	Decision	Action
Planning Director Approval:		DAB			
Submittal Date:	7/29/2016	ZA			
Hearing Deadline:	n/a	PC	10/25/2016		Recommend
		CC	11/15/2016		Final

[c] The cost of artwork installation and on-going maintenance needs and estimated costs associated with the maintenance over the life of the artwork;

[d] Any restrictions from the donor; and

[e] Safety.

The complete list of criteria is contained in the attached “Reference I – Public Art Program.”

COMPLIANCE WITH THE ONTARIO PLAN: The proposed project is consistent with the principles, goals and policies contained within the Vision, Governance, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan (TOP). More specifically, the goals and policies of TOP that are furthered by the proposed project are as follows:

[1] City Council Priorities

Primary Goal: Regain Local Control of the Ontario International Airport

Supporting Goals:

- Invest in the Growth and Evolution of the City’s Economy
- Encourage, Provide or Support Enhanced Recreational, Educational, Cultural and Healthy City Programs, Policies and Activities

[2] Vision.

Distinctive Development:

- Commercial and Residential Development
 - Development quality that is broadly recognized as distinctive and not exclusively tied to the general suburban character typical of much of Southern California.

[3] Governance.

Decision Making:

- Goal G1: Sustained decision-making that consistently moves Ontario towards its Vision by using The Ontario Plan as a framework for assessing choices.
 - G1-2 Long-term Benefit. We require decisions to demonstrate and document how they add value to the community and support the Ontario Vision

[4] Policy Plan (General Plan)

Social Resources Element:

- Goal SR5: Local heritage, entertainment and cultural experiences that enrich the lives of Ontario's residents, workers, and visitors and serve to attract residents and businesses to the City.
 - SR5-1 Provision of Entertainment and Culture. We support a range of entertainment and cultural experiences such as public art, exhibitions and performances.
 - SR5-2 Local Heritage Education. We partner with educational providers to promote culture and heritage.
 - SR5-3 Public Art. We encourage public art in buildings, parks, open spaces and other public and private spaces.
 - SR5-4 Private-Public Sector Events. We partner with private and nonprofit sectors to provide and promote participation in cultural activities including fairs, festivals and other events geared to neighborhoods, the City as a whole and the region.
 - SR5-5 Promotion of Ontario Artists and Musicians. We promote awareness of entertainment and culture produced in Ontario.

HOUSING ELEMENT COMPLIANCE: The project is consistent with the Housing Element of the Policy Plan (General Plan) component of The Ontario Plan, as the application does not involve development.

AIRPORT LAND USE COMPATIBILITY PLAN (ALUCP) COMPLIANCE: The project site is located within the Airport Influence Area of Ontario International Airport (ONT), and has been found to be consistent with the policies and criteria set forth within the ALUCP for ONT.

ENVIRONMENTAL REVIEW: The project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)3 (General Rule) of the CEQA Guidelines, where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

RESOLUTION NO.

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF ONTARIO, CALIFORNIA, RECOMMENDING CITY COUNCIL APPROVAL OF FILE NO. PDCA16-005, A REQUEST TO ADD REFERENCE I, PUBLIC ART PROGRAM, TO THE CITY OF ONTARIO DEVELOPMENT CODE TO PROMOTE PUBLIC ART AND ART IN PUBLIC PLACES, AND MAKING FINDINGS IN SUPPORT THEREOF.

WHEREAS, the City of Ontario ("Applicant") has filed an Application for the approval of a Development Code Amendment, File No. PDCA16-005, as described in the title of this Resolution (hereinafter referred to as "Application" or "Project"); and

WHEREAS, the City of Ontario desires to introduce art and artworks into the community; and

WHEREAS, public art enriches the lives of the citizens by exposure to art in various forms; and

WHEREAS, the City encourages public dialogue and interaction through a public art program; and

WHEREAS, the City embraces a broad range of artworks, which are reflective of the overall diversity of current works in the field of visual arts; and

WHEREAS, the project is consistent with the Housing Element of the Policy Plan (General Plan) component of The Ontario Plan, as the application is not one of the properties in the Available Land Inventory contained in Table A-3 (Available Land by Planning Area) of the Housing Element Technical Report Appendix; and

WHEREAS, the proposed project is located within the Airport Influence Area of Ontario International Airport, and was evaluated and found to be consistent with the policies and criteria of the Ontario International Airport Land Use Compatibility Plan (ALUCP); and

WHEREAS, the Application is a project pursuant to the California Environmental Quality Act (Public Resources Code Section 21000 et seq.) ("CEQA"); and

WHEREAS, the Project is exempt from CEQA pursuant to a categorical exemption (listed in CEQA Guidelines Article 19, commencing with Section 15300) and the application of that categorical exemption is not barred by one of the exceptions set forth in CEQA Guidelines Section 15300.2; and

WHEREAS, on October 25, 2016, the Planning Commission of the City of Ontario conducted a hearing to consider the Project, and concluded said hearing on that date; and

WHEREAS, all legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED, AND RESOLVED by the Planning Commission of the City of Ontario, as follows:

SECTION 1. As the recommending-body for the Project, the Planning Commission has reviewed and considered the information contained in the administrative record for the Project. Based upon the facts and information contained in the administrative record, including all written and oral evidence presented to the Planning Commission, the Planning Commission finds as follows:

a. The administrative record have been completed in compliance with CEQA, the State CEQA Guidelines, and the City of Ontario Local CEQA Guidelines; and

b. The Project is categorically exempt from environmental review pursuant to Section 15063(b)3 (General Rule) of the CEQA Guidelines, where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment; and

c. The application of the categorical exemption is not barred by one of the exceptions set forth in CEQA Guidelines Section 15300.2; and

d. The determination of CEQA exemption reflects the independent judgment of the Planning Commission.

SECTION 2. Based upon the substantial evidence presented to the Planning Commission during the above-referenced hearing and upon the specific findings set forth in Section 1 above, the Planning Commission hereby concludes as follows:

a. The proposed Development Code Amendment is consistent with the goals, policies, plans and exhibits of the Vision, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan.

b. The proposed Development Code Amendment would not be detrimental to the public interest, health, safety, convenience, or general welfare of the City, as the proposed changes serve to clarify and adjust existing provisions, and would not result is changes to the Development Code that would alter its purpose, intent, or application.

SECTION 3. Based upon the findings and conclusions set forth in Sections 1 and 2 above, the Planning Commission hereby RECOMMENDS THE CITY COUNCIL APPROVE the herein described Application as shown on Exhibit "A" attached.

SECTION 4. The Applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul this approval. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

SECTION 5. The documents and materials that constitute the record of proceedings on which these findings have been based are located at the City of Ontario City Hall, 303 East "B" Street, Ontario, California 91764. The custodian for these records is the City Clerk of the City of Ontario.

SECTION 6. The Secretary shall certify to the adoption of the Resolution.

The Secretary Pro Tempore for the Planning Commission of the City of Ontario shall certify as to the adoption of this Resolution.

I hereby certify that the foregoing Resolution was duly and regularly introduced, passed and adopted by the Planning Commission of the City of Ontario at a regular meeting thereof held on the 25th day of October, 2016, and the foregoing is a full, true and correct copy of said Resolution, and has not been amended or repealed.

Jim Willoughby
Planning Commission Chairman

ATTEST:

Scott Murphy
Planning Director/Secretary of Planning
Commission

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO)
CITY OF ONTARIO)

I, Marci Callejo, Secretary Pro Tempore of the Planning Commission of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. PC16-*** was duly passed and adopted by the Planning Commission of the City of Ontario at their regular meeting held on October 25, 2016, by the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Marci Callejo
Secretary Pro Tempore

Exhibit "A"
Reference I – Public Art Policy
(see next page)

Reference I—Public Art Program

Sections:

- [I.01.001:](#) Purpose
- [I.01.002:](#) Public Artworks: Definitions
- [I.01.003:](#) Public Art Program Advisory Committee
- [I.01.004:](#) Policy for the Gift or Long Term Loan of Public Art

I.01.001: Purpose

This manual may be known and cited as the “Ontario Public Art Program.” It is the goal of the City’s Public Art Program to promote public art and art in public places, as a cultural resource for the Community, and act as a mechanism to enhance the City’s commercial vitality and economic stability. Furthermore, it is intended that the Ontario Public Art Program will serve to enrich the community aesthetic and built urban environment, by making available to the public, a diverse collection of artwork throughout the City.

The aforementioned goals will be realized through implementation of the following:

- To bring contemporary art into the environment and life of Ontario.
- To enrich the lives of the citizens of the City by the exposure to art in various forms.
- To encourage both emerging and established artists living in Ontario by supporting and purchasing their work.
- To acquire a distinguished collection of art representing varying genre, style, scale, medium, form and intent, and reflective of trends and disciplines in art on a local, regional, national, and international level.
- To integrate artists into the City’s design process.
- To encourage public dialogue and interaction through a public art program;
- Embrace a broad range of artworks, which are reflective of the overall diversity of current works in the field of visual arts; and

I.01.002: Public Artworks: Definitions

As used in this Manual, the words, terms, and phrases, listed below in correct alphabetical order, shall have the following meanings:

Artwork. Original pieces of art, including limited editions, not limited by medium used. It may include paintings, sculpture, murals, mosaic and fountains. These categories may be realized through such media as steel, bronze, stained glass, concrete, wood, ceramic tile and stone, as well as other suitable materials.

Public Place. Any area on public property, either interior or exterior, which must be accessible and visible to the general public.

Project Applicant. The property owner, developer or other responsible party proposing a project requiring public art.

Project Site. The location of the improvements being developed.

Public Art Program Advisory Committee. A three-member board, appointed by City Council, which is responsible for ensuring that the criteria established by this Public Art Program have been met. Public Art Program Advisory Committee members may be selected from current representatives of the Chaffey Community Museum of Art, the Ontario Museum of History and Art, Ontario Heritage and at-large residents of the City.

I.01.003: Public Art Program Advisory Committee

The Public Art Program Advisory Committee shall insure that all criteria established by this Public Art Program have been complied with. The Advisory Committee shall review all requests for the installation of public art, examining proposals for public safety, weather resistance, balance with the program, public response, proper lighting, public accessibility, installation methods, proportion, composition, the artist's previous experience, art training, and exhibition record. Advisory Committee support shall be provided by the Planning Director.

A. Construction and Installation of Public Artworks (Permanent). The following procedure is to be followed in the construction of on-site permanent public artworks:

1. The composition of the proposed artwork shall be of a permanent type of material in order to be a durable against vandalism, theft, and weather, and require a low level of on-going maintenance.

2. The artwork shall be related in terms of scale, material, form and content to immediate and adjacent buildings and landscaping so that it complements the site and surrounding environment.

3. The artwork shall be constructed by persons experienced in the production and installation of such artwork.

4. The artwork shall be permanently affixed to the property unless it is designated a temporary exhibit in the scope of the project when commissioned.

5. Installation of the artwork shall be planned and implemented to enhance the piece and allow for unobstructed viewing from as many angles as possible.

6. The City shall obtain from the artist, complete maintenance instructions, including methods to maintain the piece and the frequency of maintenance.

7. Each piece of artwork shall be identified by a plaque at the site of an appropriate size and scale to the piece. The plaque shall be made of cast metal and then placed in a location near the art piece listing the title of the piece, the artist, and the date as well as the city and the art in public places program.

B. Construction and Installation of Public Artworks (Temporary). The following procedure is to be followed in the construction of on-site temporary public artworks:

1. The composition of the proposed artwork shall be of a type of material in order to be a durable against vandalism, theft, and weather, and require a low level of maintenance.

2. The artwork shall be related in terms of scale, material, form and content to immediate and adjacent buildings and landscaping so that it complements the site and surrounding environment.

3. The artwork shall be constructed by persons experienced in the production and installation of such artwork.
4. The method of attachment or securing the artwork shall be identified,
5. Installation of the artwork shall be planned and implemented to enhance the piece and allow for unobstructed viewing from as many angles as possible.
6. The City shall obtain from the artist, complete maintenance instructions, including methods to maintain the piece and the frequency of maintenance.
7. Each piece of artwork shall be identified by a plaque at the site of an appropriate size and scale to the piece. The plaque shall be made of cast metal and then placed in a location near the art piece listing the title of the piece, the artist, and the date as well as the city and the art in public places program.
8. Any security measures needed to secure the artwork, the estimated cost of the security, and a source of funding for the security shall be identified.

I.01.004: Policy for the Gift or Long Term Loan of Public Art

A. Purpose. Unsolicited gifts or long term loans to the City can be an important part of the City's art collection. The purpose of this Section is to ensure that proposed gifts of public art undergo a review process to ensure that acceptance of such gifts takes place in a fair and uniform manner. Furthermore, it is the intent of this Section to ensure that potential gifts of public artworks are evaluated as carefully as artworks that are commissioned, and that such artworks undergo a careful review process that evaluates a gift based upon acceptance criteria established according to the purposes, guidelines, goals, and selection process that guides artworks that are commissioned.

B. Applicability. This Section applies to all unsolicited offers of donation or long term loans of artworks to the City of Ontario,

C. Procedures for Gifts or Long Term Loans. For each proposed gift of long term loan of public art, a written proposal or letter of intent shall be submitted to the City Manager. The City Manager shall refer the proposal to the Public Art Advisory Committee for review and recommendation to the City Council, whose decision is final. The proposal shall consist of the following items:

1. Completed application form;
2. Photographs, drawings, models or designs of proposed artwork;
3. Description and samples (if available) of materials and colors;
4. Appraisal by a professional art appraiser (for long term loans);
5. A site plan, to include photographs of site and neighborhood, drawings of the proposed site with the project to scale;
6. Proposed installation schedule;

7. Maintenance manual, including the long-term intent of artist for the preservation and maintenance of artwork;
8. Maintenance schedule prepared by professional art curator;
9. Estimated budget for installation and maintenance;
10. Resume and examples of artist's previous work;
11. Duration of the loan (if applicable);
12. Proof of insurance sufficient to meet the requirements of the City's Risk Manager, if necessary; and
13. Building permits, if necessary.

D. Criteria for the Evaluation of Proposed Gifts or Long Term Loans of Public Art. The following criteria shall be used in evaluating proposed gifts of long term loans of public art for review and acceptance by the City:

1. Artworks may be existing or proposed works of art;
2. Artworks must be one-of-a-kind or part of an original series. Reproductions of originals are not considered eligible for acceptance;
3. Gifts must maintain high artistic standards and are appropriate in relationship or historical relevance to the City;
4. The proposed location (if specified) is available and is appropriate to the artwork's content, scale, and material. Factors to be considered in selecting an appropriate site include type of artwork, relationship to architectural and natural features, visibility and public access, traffic patterns, future development plans for the area (if known), and public use patterns of the site and surrounding area;
5. Restrictions from the donor, if any;
6. Community groups that generate artwork proposals must demonstrate how the surrounding community has been involved and consulted in the process;
7. Costs of installation and maintenance and repair over the expected life of the artwork shall be defined;
8. Artistic quality (vision, originality and craftsmanship);
9. Context (architectural, historical, geographical and socio-cultural context of the site);
10. Quality and permanency of materials (if ephemeral material: is appropriate documentation included?);
11. Safety;
12. Diversity of artists (gender, race, culture) representation in the existing collection of publicly-accessible artworks; and

13. Diversity of artworks (media, scale, style, intention) in the existing collection of publicly accessible artworks.

E. Long Term Loans of Artwork. Upon recommendation by the Public Art Program Advisory Committee and acceptance by the City Council, long term loans of artwork may be displayed upon execution of a contract between the City and the artist clearly identifying the terms and conditions of the loan and the rights and responsibilities of all parties.

F. Acceptance of Gifts of Public Art. Upon recommendation by the Public Art Program Advisory Committee and acceptance by the City Council, gifts of artworks will be deemed part of the permanent collection of the City once the donor has supplied the City with the following:

1. Written certification of the installation of the artwork, if completed by artist;
2. An executed contract between the City and the artist transferring title of the artwork and clearly defining the rights and responsibilities of all parties;
3. Written instructions for the care, maintenance, preservation, and handling of the artwork, prepared with the assistance of a professional art conservator to be provided by the artist;
4. A sworn statement of no liens, claims, or other encumbrances associated with the artwork;
5. A written assignment of any and all warranties for materials used, or labor performed by subcontractors or other persons; and
6. A written assignment conveying all rights, including copyrights and waiver of all rights under the Visual Artist's Rights Act of 1990, and its amendments (Section 106A of the United States Copyright Act; Pub. L. No. 101-650).

G. Title and Ownership. Permanent gifts of artwork to the City shall become the property of the City once an *Agreement for Acceptance Donated Artwork* has been fully executed and the Donor has delivered the Bill of Sale/Transfer of Title. At such time, all rights of title and ownership shall be conveyed to the City, and all future decisions regarding the use and continued ownership of the artwork shall be under the sole discretion of the City. As owner of the artwork, the City may exercise any and all legal rights of ownership, including, but not limited to, sale, relocation, or removal of the artwork.

H. Maintenance. When artwork gifts are situated at or on City owned or occupied properties or facilities, the City shall assume its continued maintenance.

I. Removal, Relocation, or Deaccession of an Artwork. Artworks gifted to the City may be relocated, removed, or deaccessioned from the City's public art collection if the artwork becomes a hazard or liability, if the approved terms of acceptance are not fulfilled, or for any other reason as determined by the City Council, upon recommendation by the Public Art Program Advisory Committee.

J. Exemption. Gifts of state presented to the City by foreign governments or by other political jurisdictions of the United States that may be accepted by the City Council or City Manager on behalf of the City. Permanent placement of any such artworks will be determined jointly by the City Manager. If not provided by the donor, maintenance of the art will be the responsibility of the host City department.

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CITY OF ONTARIO

MEMORANDUM

TO: Historic Preservation Chairman and Members of the Planning Commission

FROM: Scott Murphy, Planning Director *SM*

DATE: October 25, 2016

SUBJECT: Mills Act Application File No. PHP16-012

The Applicants (Steven and Sylvia Romero) for the above-referenced project have withdrawn their project application for a Mills Act Contract for 1458 North Euclid Avenue.

PLANNING / HISTORIC PRESERVATION COMMISSION STAFF REPORT



DATE: October 25, 2016

FILE NOS.: PHP16-013 and PHP16-015

SUBJECT: Request for 2 Mills Act Contracts.

LOCATIONS: 224 East Princeton Street (APN: 1047-541-12) and 403 East Rosewood Court (APN: 1048-063-17).

PROPERTY OWNERS: Walter and Wendi Hafner (File No. PHP16-013); and Kelly Strayer and Robert Miller (File No. PHP16-015).

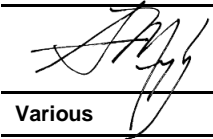
I. RECOMMENDATION:

That the Planning/Historic Preservation Commission adopt the attached resolutions, recommending that the City Council approve File Nos. PHP16-013 and PHP16-015. The Historic Preservation Subcommittee reviewed these applications on October 13, 2016 and is recommending approval.

II. BACKGROUND:

Effective March 7, 1973, Chapter 1442 of the Statutes of 1972 (also known as the Mills Act) added sections 50280 through 50289 to the Government Code to allow an owner of a qualified historical property to enter into a preservation contract with a local government. The City of Ontario established the Mills Act program in 1997 to provide an economic incentive for the preservation of designated historic landmarks and/or contributing structures within a designated historic district. Since inception of the City's program, 64 Mills Act contracts have been approved and recorded. Two contracts are proposed at this time.

In order for the historic property to be eligible for the program, it must meet the requirements outlined in the guidelines and standards set by the State of California, Board of Equalization and the City's Development Code (Sec. 4.02.065). The historic property must be either a local, state, or nationally designated property or a contributor within a locally designated historic district whereby the property owner agrees to certain improvements to restore, rehabilitate or preserve a qualified historic building. In exchange, the San Bernardino County Tax Assessor reassesses

Case Planner:	<u>Elly Antuna, Assistant Planner</u>	Hearing Body	Date	Decision	Action
Planning Director Approval:		HPSC:	<u>10/13/2016</u>		Recommend
Submission Date:	<u>Various</u>	PC / HPC:	<u>10/25/2016</u>		Recommend
Hearing Deadline:	<u>N/A</u>	CC:	<u>11/15/2016</u>		

the property's value based on an alternative formula that may result in a significant reduction in the owner's property taxes.

Pursuant to State law, a Mills Act contract is recorded on the property and is a perpetual 10-year contract that automatically renews annually. The Mills Act contract and all benefits and responsibilities remain with the land, even after a change of ownership. If a contract is cancelled as a result of non-compliance with the conditions of the contract, a cancellation fee of 12.5 percent of the market value (as of the time of cancellation) is assessed.

III. PROJECT ANALYSIS:

Staff provides estimates of potential tax savings for the property owner, but ultimately, only the San Bernardino County Assessor can determine the actual Mills Act adjusted value. The Mills Act assessment involves many variables that are typically determined by market forces such as interest rates, capitalization rates, and fair market rental rates. According to the City budget, Ontario receives 16.8 percent of the property taxes collected. Using that percentage, staff has also calculated the estimated reduction in property tax revenue, the "City cost," and has included that in the analysis.

Upon City Council approval, the City Clerk informs the San Bernardino County Assessor that the property has entered into a Mills Act contract. The Assessor values the historic property with the Mills Act assessment the following tax year, which may differ from the Planning Department estimates.

A. **FILE NO.:** PHP16-013

PROPERTY OWNER: Walter and Wendi Hafner

LOCATION: 224 East Princeton Street

HISTORIC NAME: Geza J. Kiss House

DESIGNATION DATE: July 18, 2000
(College Park Historic District)



[1] Work Program — The applicants, Walter and Wendi Hafner, are proposing both exterior and interior work as part of the contract that qualifies under the guidelines and standards set by the State of California. The exterior work includes roof replacement, landscaping, installation of a French drain in front of the garage and exterior paint. Interior work includes refinishing of hardwood floors, repair and replacement of baseboard and door molding, and period appropriate replacement of interior fixtures and hardware. The improvements are valued at an estimated \$32,500. This contract provides for \$9.91 in improvements for every \$1 in estimated property tax cost to the City.

[2] Property Owner Savings — The following Mills Act savings to the property owner are based on estimates calculated by the Planning Department.

Current Annual Taxes Paid:	\$4,145.98
Mills Act Annual Taxes Estimated:	\$2,193.97
Potential Total Annual Tax Savings:	\$1,952.01
Estimated Savings over 10 years:	\$19,520.10
Estimated Savings Percentage:	47%

[3] City Cost — According to the City budget, Ontario receives approximately 16.8 percent of the property taxes collected. The following shows the cost to the City for this contract based on estimates calculated by the Planning Department.

Current Annual City Tax Revenue:	\$696.52
Mills Act Annual City Tax Revenue Estimated:	\$368.59
Estimated Total Annual Cost to the City:	\$327.93
Estimated Cost to the City over 10 years:	\$3,279.38

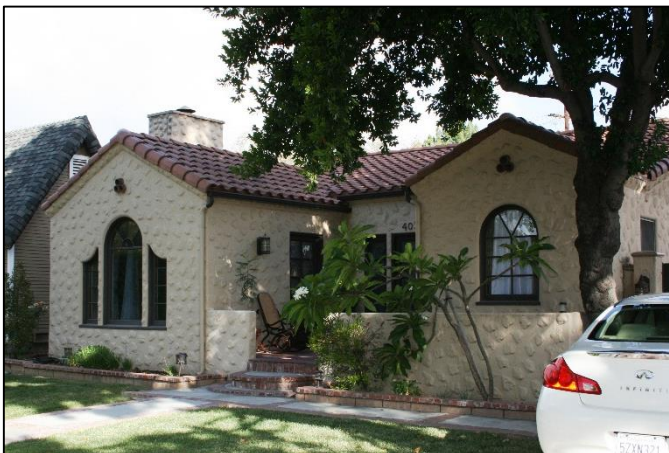
B. FILE NO.: PHP16-015

PROPERTY OWNERS: Kelly Strayer and Robert Miller

LOCATION: 403 East Rosewood Court

HISTORIC NAME: Aaron Beasley House

DESIGNATION DATE: October 2, 2001
 (Rosewood Court Historic District)



[1] Work Program — The applicants, Kelly Strayer and Robert Miller, are proposing both exterior and interior work as part of the contract that qualifies under the guidelines and standards set by the State of California. The exterior work includes front door replacement, tree removal, reglazing of original windows, paint and driveway repair or replacement. The interior work includes termite abatement and paint. The improvements are valued at an estimated \$45,150. This contract provides for \$15.95 in improvements for every \$1 in estimated property tax cost to the City.

[2] Property Owner Savings — The following Mills Act savings to the property owner are based on estimates calculated by the Planning Department.

Current Annual Taxes Paid:	\$4,600.63
Mills Act Annual Taxes Estimated:	\$2,915.62
Potential Total Annual Tax Savings:	\$1,685.01
Estimated Savings over 10 years:	\$16,850.10
Estimated Savings Percentage:	37%

[3] City Cost — According to the City budget, Ontario receives approximately 16.8 percent of the property taxes collected. The following shows the cost to the City for this contract and is based on estimates calculated by the planning Department.

Current Annual City Tax Revenue:	\$772.91
Mills Act Annual City Tax Revenue Estimated:	\$489.82
Estimated Total Annual Cost to the City:	\$283.09
Estimated Cost to the City over 10 years:	\$2,830.82

IV. CUMULATIVE IMPACTS:

The City currently has 64 approved Mills Act contracts and 2 proposed contracts. The cumulative impacts are based on the initial projected assessment of each contract for the proposed year.

	Existing	Proposed
Number of contracts:	64	66
Average Estimated Annual Tax Saving to Property Owners:	\$1,708	\$1,711
Estimated Annual Cost to the City:	\$18,364	\$18,975
Estimated Cost to the City over 10 Years:	\$183,644	\$189,755
Estimated Total Value of Mills Act Improvements over 10 Years:	\$2,462,440	\$2,540,090
Estimated Loss of Revenue to Improvement Ratio:	\$1/13.41	\$1/13.39

V. COMPLIANCE WITH THE ONTARIO PLAN:

The Mills Act contract Program is consistent with the principles, goals and policies contained within the Vision, Governance, Policy Plan (General Plan), and City Council Priorities components of The Ontario Plan (TOP). More specifically, the goals and policies of TOP that are furthered by the proposed project are as follows:

[1] City Council Priorities

Primary Goal: Regain Local Control of the Ontario International Airport

Supporting Goals: [1] Invest in the Growth and Evolution of the City's Economy; [2] Operate in a Businesslike Manner; [3] Focus Resources in Ontario's Commercial and Residential

Neighborhoods; [4] Encourage, Provide or Support Enhanced Recreational, Educational, Cultural and Healthy City Programs, Policies and Activities.

[2] Policy Plan (General Plan)

a. *Community Design Element – Historic Preservation*

Goal: CD4 Historic buildings, streets, landscapes and neighborhoods, as well as the story of Ontario's people, businesses, and social and community organizations, that have been preserved and serve as a focal point for civic pride and identity.

Policies:

CD4-2 *Collaboration with Property Owners and Developers.* We educate and collaborate with property owners and developers to implement strategies and best practices that preserve the character of our historic buildings, streetscapes and unique neighborhoods.

CD4-4 *Incentives.* We use the Mills Act and other federal, state, regional and local programs to assist property owners with the preservation of select properties and structures.

CD4-6 *Promotion of Public Involvement in Preservation.* We engage in programs to publicize and promote the City's and the public's involvement in preservation efforts.

b. *Community Design Element – Protection of Investment*

Goal: CD5 A sustained level of maintenance and improvement of properties, buildings and infrastructure that protects the property values and encourages additional public and private investments.

Policies:

CD5-1 *Maintenance of Buildings and Property.* We require all public and privately owned buildings and property (including trails and easements) to be properly and consistently maintained.

CD5-3 *Improvements to Property & Infrastructure.* We provide programs to improve property and infrastructure.

CD5-4 *Neighborhood Involvement.* We encourage active community involvement to implement programs aimed at the beautification and improvement of neighborhoods.

RESOLUTION NO. PC16-

A RESOLUTION OF THE HISTORIC PRESERVATION COMMISSION OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PHP16-013, RECOMMENDING THAT THE CITY COUNCIL APPROVE THE MILLS ACT CONTRACT FOR THE GEZA J. KISS HOUSE, LOCATED AT 224 EAST PRINCETON STREET (APN 1047-541-12).

WHEREAS, Walter and Wendi Hafner ("Applicant") has filed an Application for the approval of a Mills Act Contract, File No. PHP16-013, as described in the title of this Resolution (hereinafter referred to as "Application" or "Project"); and

WHEREAS, the City's character and history are reflected in its cultural, historical, and architectural heritage with an emphasis on the "Model Colony" as declared by an act of the Congress of the United States and presented at the St. Louis World's Fair in 1904; and

WHEREAS, the City's historical foundations should be preserved as living parts of community life and development in order to foster an understanding of the City's past so that future generations may have a genuine opportunity to appreciate, enjoy, and understand Ontario's rich heritage; and

WHEREAS, the Community Development and the Aesthetic, Cultural, Open Space and Recreational Resources Elements the Ontario General Plan sets forth Goals and Policies to conserve Ontario's historic buildings and districts; and

WHEREAS, on October 13, 2016, the Historic Preservation Subcommittee conducted a hearing and issued Decision No. HPSC16-, recommending the Historic Preservation Commission recommend approval of the Application to the City Council; and

WHEREAS, the Historic Preservation Commission has reviewed this application and determined it to be to the mutual benefit to the City and property owner to enter into a Historic Property Preservation Agreement.

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED, AND RESOLVED, the Historic Preservation Commission of City of Ontario recommends to the City Council approval of the Mills Act application and authorizes the execution of an Historic Property Preservation Agreement with the Applicant subject to the provisions of the City's Development Code (Sec. 4.02.065).

SECTION 1. As the decision-making body for the Project, the Historic Preservation Commission has reviewed and considered the information contained in the administrative record for the Project. Based upon the facts and information contained in the administrative record, including all written and oral evidence presented to the Historic Preservation Commission, the Historic Preservation Commission finds as follows:

a. The Mills Act Contract is not considered a project pursuant to Section 21065 of the CEQA Guidelines.

SECTION 2. Based upon the substantial evidence presented to the Historic Preservation Commission during the above-referenced hearing and upon the specific findings set forth in Section 1 above, the Historic Preservation Commission hereby concludes as follows:

a. California Government Code Section 50280, et seq., authorizes cities to enter into contracts with the owners of a qualified historical property to provide for the use, maintenance and restoration of such historical property so as to retain its characteristics as a property of historical significance; and

b. The Geza J. Kiss House, located at 224 East Princeton Street, was designated as a Contributor to the College Park Historic District on July 18, 2000; and

c. The Applicant has set forth a work program for this specific property to ensure the preservation of this historic resource.

SECTION 3. Based upon the findings and conclusions set forth in Sections 1 and 2 above, the Historic Preservation Commission hereby recommends the City Council approve the request for a Mills Act Contract.

SECTION 4. The Applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul this approval. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

SECTION 5. The documents and materials that constitute the record of proceedings on which these findings have been based are located at the City of Ontario City Hall, 303 E. B Street, Ontario, California 91764. The custodian for these records is the City Clerk of the City of Ontario.

SECTION 6. The Secretary shall certify to the adoption of the Resolution.

Historic Preservation Commission Resolution
File No. PHP16-013
October 25, 2016
Page 3

The Secretary Pro Tempore for the Historic Preservation Commission of the City of Ontario shall certify as to the adoption of this Resolution.

I hereby certify that the foregoing Resolution was duly and regularly introduced, passed and adopted by the Historic Preservation Commission of the City of Ontario at a regular meeting thereof held on the 25th day of October 2016, and the foregoing is a full, true and correct copy of said Resolution, and has not been amended or repealed.

Jim Willoughby
Historic Preservation Commission
Chairman

ATTEST:

Scott Murphy
Planning Director/Secretary of Historic
Preservation Commission

Historic Preservation Commission Resolution
File No. PHP16-013
October 25, 2016
Page 4

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO)
CITY OF ONTARIO)

I, Marci Callejo, Secretary Pro Tempore of the Historic Preservation Commission of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. PC16- was duly passed and adopted by the Historic Preservation Commission of the City of Ontario at their regular meeting held on October 25, 2016 by the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Marci Callejo
Secretary Pro Tempore

RESOLUTION NO. PC16-

A RESOLUTION OF THE HISTORIC PRESERVATION COMMISSION OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PHP16-015, RECOMMENDING THAT THE CITY COUNCIL APPROVE THE MILLS ACT CONTRACT FOR THE AARON BEASLEY HOUSE, LOCATED AT 403 EAST ROSEWOOD COURT (APN 1048-063-17).

WHEREAS, Kelly Strayer and Robert Miller ("Applicant") has filed an Application for the approval of a Mills Act Contract, File No. PHP16-015, as described in the title of this Resolution (hereinafter referred to as "Application" or "Project"); and

WHEREAS, the City's character and history are reflected in its cultural, historical, and architectural heritage with an emphasis on the "Model Colony" as declared by an act of the Congress of the United States and presented at the St. Louis World's Fair in 1904; and

WHEREAS, the City's historical foundations should be preserved as living parts of community life and development in order to foster an understanding of the City's past so that future generations may have a genuine opportunity to appreciate, enjoy, and understand Ontario's rich heritage; and

WHEREAS, the Community Development and the Aesthetic, Cultural, Open Space and Recreational Resources Elements the Ontario General Plan sets forth Goals and Policies to conserve Ontario's historic buildings and districts; and

WHEREAS, on October 13, 2016, the Historic Preservation Subcommittee conducted a hearing and issued Decision No. HPSC16-, recommending the Historic Preservation Commission recommend approval of the Application to the City Council; and

WHEREAS, the Historic Preservation Commission has reviewed this application and determined it to be to the mutual benefit to the City and property owner to enter into a Historic Property Preservation Agreement.

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED, AND RESOLVED, the Historic Preservation Commission of City of Ontario recommends to the City Council approval of the Mills Act application and authorizes the execution of an Historic Property Preservation Agreement with the Applicant subject to the provisions of the City's Development Code (Sec. 4.02.065).

SECTION 1. As the decision-making body for the Project, the Historic Preservation Commission has reviewed and considered the information contained in the administrative record for the Project. Based upon the facts and information contained in the administrative record, including all written and oral evidence presented to the Historic Preservation Commission, the Historic Preservation Commission finds as follows:

a. The Mills Act Contract is not considered a project pursuant to Section 21065 of the CEQA Guidelines.

SECTION 2. Based upon the substantial evidence presented to the Historic Preservation Commission during the above-referenced hearing and upon the specific findings set forth in Section 1 above, the Historic Preservation Commission hereby concludes as follows:

a. California Government Code Section 50280, et seq., authorizes cities to enter into contracts with the owners of a qualified historical property to provide for the use, maintenance and restoration of such historical property so as to retain its characteristics as a property of historical significance; and

b. The Aaron Beasley House, located at 403 East Rosewood Court, was designated as a Contributor to the Rosewood Court Historic District on October 2, 2001; and

c. The Applicant has set forth a work program for this specific property to ensure the preservation of this historic resource.

SECTION 3. Based upon the findings and conclusions set forth in Sections 1 and 2 above, the Historic Preservation Commission hereby recommends the City Council approve the request for a Mills Act Contract.

SECTION 4. The Applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul this approval. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall cooperate fully in the defense.

SECTION 5. The documents and materials that constitute the record of proceedings on which these findings have been based are located at the City of Ontario City Hall, 303 E. B Street, Ontario, California 91764. The custodian for these records is the City Clerk of the City of Ontario.

SECTION 6. The Secretary shall certify to the adoption of the Resolution.

Historic Preservation Commission Resolution
File No. PHP16-015
October 25, 2016
Page 3

The Secretary Pro Tempore for the Historic Preservation Commission of the City of Ontario shall certify as to the adoption of this Resolution.

I hereby certify that the foregoing Resolution was duly and regularly introduced, passed and adopted by the Historic Preservation Commission of the City of Ontario at a regular meeting thereof held on the 25th day of October 2016, and the foregoing is a full, true and correct copy of said Resolution, and has not been amended or repealed.

Jim Willoughby
Historic Preservation Commission
Chairman

ATTEST:

Scott Murphy
Planning Director/Secretary of Historic
Preservation Commission

Historic Preservation Commission Resolution
File No. PHP16-015
October 25, 2016
Page 4

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO)
CITY OF ONTARIO)

I, Marci Callejo, Secretary Pro Tempore of the Historic Preservation Commission of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. PC16- was duly passed and adopted by the Historic Preservation Commission of the City of Ontario at their regular meeting held on October 25, 2016 by the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Marci Callejo
Secretary Pro Tempore



CITY OF ONTARIO

MEMORANDUM

TO: Historic Preservation Chairman and Members of the Planning Commission

FROM: Scott Murphy, Planning Director *SM*

DATE: October 25, 2016

SUBJECT: Mills Act Application File No. PHP16-014

The Applicants (Rebecca and Lekeith Brown) for the above-referenced project have withdrawn their project application for a Mills Act Contract for 951 North Euclid Avenue.



CITY OF ONTARIO

MEMORANDUM

TO: Chairman and Members of the Planning Commission

FROM: Scott Murphy, Planning Director *SM*

DATE: October 25, 2016

SUBJECT: MONTHLY PLANNING DEPARTMENT ACTIVITY REPORT; MONTH OF SEPTEMBER 2016

Attached, you will find the Planning Department Monthly Activity Report for the month of September 2016. The report describes all new applications received by the Planning Department and actions taken on applications during the month. Please contact me if you have any questions regarding this information.

The attached reports, along with reports from past months, may also be viewed on the City's web site. New applications may be viewed at <http://www.ontarioca.gov/planning/reports/monthly-activity-reports-applications>, and actions taken on applications may be viewed at <http://www.ontarioca.gov/planning/reports/monthly-activity-reports-actions>.

Monthly Activity Report—New Applications

Month of September 2016

PCUP16-021:

Submitted by A & S Engineering

A Conditional Use Permit for the sale of beer and wine for consumption off the premises (Type 20 ABC License) in conjunction with a Development Plan to demolish an existing kiosk building, and construct a new 476 square-foot convenience store and a 1,200 square-foot automated carwash in conjunction with an existing fueling station on 0.52 acres of land located at the northwest corner of Mountain Avenue and Fifth Street, at 1305 North Mountain Avenue, within the Main Street District land use district of the Mountain Village Specific Plan (APN: 1008-431-04). Related File No. PDEV16-039.

PDEV16-039:

Submitted by A & S Engineering

A Development Plan to demolish an existing kiosk building, and construct a new 476 square-foot convenience store and a 1,200 square-foot automated carwash in conjunction with an existing fueling station on 0.52 acres of land located at the northwest corner of Mountain Avenue and Fifth Street, at 1305 North Mountain Avenue, within the Main Street District land use district of the Mountain Village Specific Plan (APN: 1008-431-04). Related File No. PCUP16-021.

PDEV16-040:

Submitted by Miguel Najera Jr

A Development Plan to construct 3 multiple-family residential dwellings in conjunction with an existing single-family dwelling, at an overall density of 12.90 DUs/acre, on 0.31 acres of land located at 1516 West Stoneridge Court, within the MDR-25 (Medium Density Residential) zoning district (APN: 1010-551-10). Related File: PVAR16-005.

PMTT16-020:

Submitted by Brookcal Ontario, LLC

A Tentative Tract Map (TT 20061) for Condominium Purposes to subdivide approximately 14.62 acres of land into 4 numbered lots and 20 lettered lots to facilitate the construction of 163 multiple-family units located at the southwest corner of Ontario Ranch Road and New Haven Drive, within Planning Area 11 (Medium Density Residential) land use district of The Avenue Specific Plan (APN: 0218-412-04).

PMTT16-021:

Submitted by Jason Lee

A Tentative Parcel Map (PM 19787) to subdivide approximately 76.68 acres of land into 4 parcels located at the southeast corner of Ontario Ranch Road and Archibald Avenue, within Planning Areas 8 and 9 of Grand Park Specific Plan (APN: 0218-241-31).

PSGN16-105:

Submitted by Rudy Emperado

A Sign Plan for the installation of a wall sign and logo for NFI, located at 1990 South Cucamonga Avenue (APN: 1050-451-06).

PSGN16-106:

Submitted by Paul Alcon

A Sign Plan for the installation of a wall sign (24 SF) for CTI INDUSTRIAL CENTER, located at 1525 South Grove Avenue (APN: 0113-361-52).

Monthly Activity Report—New Applications

Month of September 2016

PSGN16-107: Submitted by Swain Sign, Inc.

A Sign Plan for the installation of two street banners measuring 6 FT high x 1.5 FT wide, to be attached to light poles located at 1377 South Kettering Loop (APN: 0238-231-11).

PSGN16-108: Submitted by Sign Industries, Inc.

A Sign Plan for the installation of a new wall sign to read: "ENTRY 1" (24 SF), for Ontario Mills Mall, located at 1 East Mills Circle (APN: 0238-014-36).

PSGN16-109: Submitted by Tire Zone

A Sign Plan for the installation of two wall signs for TIRE ZONE, located at 940 West Holt Boulevard (APN: 1010-501-78).

PSGN16-110: Submitted by Empire Hair & Beauty Bar

A Sign Plan for the installation of a temporary business grand opening banner for Empire Hair and Beauty, located at 415 North Euclid Avenue, from 9/15/2016 to 10/29/2016 (APN: 1048-354-10).

PSGN16-111: Submitted by Sign Development, Inc.

A Sign Plan for the reface of two existing monument signs, replace two wall signs, and install a new wall sign (east elevation) for CIRCLE K, located at 1850 East Holt Boulevard (APN: 0110-101-13).

PSGN16-112: Submitted by Mark Luetger

A Sign Plan for the installation of a wall sign for BIO LAB, located at 820 South Vintage Avenue (APN: 0238-101-77).

PSGN16-113: Submitted by Fast Signs

A Sign Plan for the installation of a wall sign for MONTY'S MONTESSORI, located at 2460 South Euclid Avenue (APN: 1051-221-20).

PSGN16-114: Submitted by Ontario Kids 'N Braces

A Sign Plan for the installation of two temporary business grand opening banners for ONTARIO KIDS 'N BRACES, located at 3333 East Concoors Street, Suite 201, from 9/30/2016 to 10/31/2016 (APN: 0210-521-09).

PSPA16-003: Submitted by Lewis Piemonte Land, LLC/Pendulum Property Partners

An Amendment to the Ontario Center Specific Plan, revising the provisions of the Piemonte Overlay area, including changes to the development concept and regulations, and allowed land uses within the Commercial, Entertainment/Retail Commercial, Office, Special Use, and Residential sub-areas, affecting properties within an irregular-shaped area comprised of 92.4

Monthly Activity Report—New Applications

Month of September 2016

acres of land, generally located south of Fourth Street, west of Milliken Avenue, north of Concours Street, and east of Haven Avenue. (APNs: 0210-531-16, 0210-531-15, 0210-531-14, 0210-531-13, 0210-531-12, 0210-531-11, 0210-531-10, 0210-531-09, 0210-531-08, 0210-531-07, 0210-531-06, 0210-204-26, 0210-204-23, 0210-204-22, 0210-204-21, 0210-204-20, 0210-204-19, 0210-204-16, 0210-204-15, 0210-204-14, 0210-204-13, 0210-204-12, 0210-204-11, and 0210-204-10).

PTUP16-053:

Submitted by D.R. Horton

A Temporary Use Permit for a Model Home Sales Office (Garage Conversion) for Tract 16045, located at the southwest corner of Riverside Drive and Colonial Avenue, within Planning Area 1 of the Countryside Specific Plan.

PTUP16-054:

Submitted by Student Transportation of America

A Temporary Use Permit for advertising for employment opportunities/job fair, located at 613 South Oaks Avenue. 9/30/2016.

PTUP16-055:

Submitted by Alzheimer's Association

A Temporary Use Permit for a Walk to End Alzheimer's; a 5k fundraising walk around the outside of the Citizens Business Bank Arena, 4000 East Ontario Center Parkway. Includes stage area, exhibitors, registration area, educational display tables, snack area, amplified sound, opening and closing ceremonies. 10/22/2017, from 5:00AM to 1:00PM.

PTUP16-056:

Submitted by Dolphin Events

A Temporary Use Permit for University of Phoenix commencement ceremony, located at Citizens Business Bank Arena, 4000 East Ontario Center Parkway. 10/07/2016 to 10/08/2016.

PTUP16-057:

Submitted by Jose Vega

A Temporary Use Permit for an outdoor car show located at Citizens Business Bank Arena, 4000 East Ontario Center Parkway, to be held on 11/26/2016, 8:00AM to 4:30PM.

PTUP16-058:

Submitted by Adrian Venegas Farms

A Temporary Use Permit for a Holiday Retail Sales Event (pumpkin patch), located at 13813 South Euclid Avenue. 10/01/2016 to 11/01/2016.

PTUP16-059:

Submitted by City of Ontario Recreation Department

A Temporary Use Permit for a 5K Reindeer Run; fundraising walk around the outside of the Citizens Business Bank Arena, 4000 East Ontario Center Parkway. The event also includes a vendor fair with booths for information prior to the race. 12/09/2016 to 12/10/2016.

Monthly Activity Report—New Applications

Month of September 2016

PTUP16-060

Mathis Properties California, LLC

A Temporary Use Permit for the annual Spark of Love Stuff a Bus Toy Drive, sponsored by KABC-TV7, located in the Mathis Bros. parking lot, 4105 East Inland Empire Boulevard. 12/09/2016.

PTUP16-061:

Submitted by Redeemer Lutheran Church

A Temporary Use Permit for a carnival hosted by Redeemer Lutheran Church, located at 920 West Sixth Street. 10/28/2016 to 10/31/2016.

PTUP16-062:

Submitted by Brass Ring Amusements

A Temporary Use Permit for a carnival in conjunction with an existing shopping center located at the northeast corner of Fourth Street and Grove Avenue, at 1323 East Fourth Street. 10/05/2016 to 10/09/2016.

PTUP16-063:

Submitted by Inland Conservatory for the Performing Arts

A Temporary Use Permit for a Haunted Tour, conducted by the Inland Conservatory for the Performing Arts of the Granada Theatre, located at 303 North Euclid Avenue. 10/22/2016 to 11/01/2016.

PVAR16-005:

Submitted by Cummins Architecture and Design

A Variance to deviate from the minimum required rear yard setback, from 10 FT to 5 FT, and a reduction in the minimum density requirement, from 18.1 DUs/acre to 12.90 DUs/acre (from 6 dwellings to 4 dwellings) of the MDR-25 (Medium-High Density Residential—18.1 to 25.0 DUs/Acre) zoning district (APN: 1010-551-10). Related File: PDEV16-040.

PVAR16-006:

Submitted by Gilbert Andre La Scurain

A Variance to deviate from the minimum required side yard setback, from 10 FT to 0 FT and 4 FT, to accommodate the construction of a 1,040-SF detached accessory structure, to include a 400-SF two-car garage, a 640-SF second dwelling unit, and two patio covers (covering a total of 508 SF), located at 213 East La Denev Drive, within the LDR-5 (Low Density Residential – 2.1 to 5.0 DUs/Acre) zoning district (APN: 1047-352-04).

PVER16-043:

Submitted by Partner Engineering and Science, Inc.

A Zoning Verification for 910 North Mountain Avenue (Bank of America).

PVER16-044:

Submitted by Adel Alsalamy

A Zoning Verification for 440 North Mountain Avenue.

PVER16-045:

Submitted by Partner Engineering and Science, Inc.

A Zoning Verification for APNs 0110-301-07 and 0110-301-08.

City of Ontario Planning Department
Monthly Activity Report—Actions
Month of September 2016

CITY COUNCIL

September 6, 2016

No Planning Department Items Listed on the Agenda

DEVELOPMENT ADVISORY BOARD

September 7, 2016

Meeting Cancelled

ZONING ADMINISTRATOR

September 7, 2016

Meeting Cancelled

DEVELOPMENT ADVISORY BOARD

September 19, 2016

ENVIRONMENTAL ASSESSMENT AND DEVELOPMENT PLAN, CONDITIONAL USE PERMIT AND VARIANCE REVIEW FOR FILE NOS. PDEV15-017, PCUP15-009 AND PVAR15-003:

A Development Plan (File No. PDEV15-017) to construct a 65-foot tall monopine telecommunication tower within a 400-square foot lease area on 0.64-acres of developed land, in conjunction with a Conditional Use Permit (File No. PCUP15-009) to operate a telecommunication tower within 500 feet of property zoned for residential use, and a Variance (File No. PVAR15-003) to exceed the maximum allowable telecommunication tower height, from 55 feet to 65 feet, located at 967 West Holt Boulevard, within the IP (Industrial Park) zoning district. Pursuant to the California Environmental Quality Act, staff is recommending the adoption of a Mitigated Negative Declaration of environmental effects for the project. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP); (APNs: 1011-141-06) **submitted by Verizon Wireless. Planning Commission action is required.**

Action: Adopted a Decision recommending the Planning Commission adopt Resolutions approving a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, and approving the Project subject to conditions.

ENVIRONMENTAL ASSESSMENT, TENTATIVE PARCEL MAP, DEVELOPMENT PLAN, AND VARIANCE REVIEW FOR FILE NOS. PDEV16-009, PMTT16-007 (PM 19721) & PVAR16-001:

A Tentative Parcel Map (File No. PMTT16-007/PM 19721) to merge 2.8 acres of land into a single parcel, in conjunction with a Development Plan (File No. PDEV16-009) to construct a 52,400-square foot industrial building and a Variance (PVAR16-001) to deviate from the minimum building setback requirements of the Development Code, from 20 feet to 10 feet, located at the northwest corner of Grove Avenue and Mission Boulevard, at 1173 and 1176 East California

City of Ontario Planning Department
Monthly Activity Report—Actions
Month of September 2016

Street, within the IG (General Industrial) and IL (Light Industrial) zoning districts. Staff has determined that the project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Sections 15304 (Class 4, Minor Alterations to Land), 15305 (Minor Alterations in Land Use Limitations), and 15332 (Class 32, In-Fill Development Projects) of the CEQA Guidelines. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan; (APNs: 1049-382-05 and 1049-172-01) **submitted by Fullmer/MG, LLC**. Planning Commission action is required.

Action: Adopted a Decision recommending the Planning Commission approve the Project subject to conditions.

ENVIRONMENTAL ASSESSMENT AND DEVELOPMENT PLAN REVIEW FOR FILE NO. PDEV16-020:

A Development Plan to construct an addition to an existing 426,406-square foot commercial building (Mathis Brothers Furniture) on approximately 19.23 acres of land, including a freestanding 8,000-square foot retail furniture store, and an attached 25,748-square foot addition to the existing building, for a total of 460,154 square feet, located at 4105 East Inland Empire Boulevard, within the Garden Commercial land use district of the Ontario Center Specific Plan. The environmental impacts of this project were reviewed in conjunction with Environmental Impact Report No. 88-2, Certified by the City Council on March 19, 1991. This application introduces no new significant environmental impacts. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP); (APNs: 0210-205-12 and 0210-205-13) **submitted by Mathis Properties California, LLC**.

Action: Adopted a Decision approving the Project subject to conditions.

ENVIRONMENTAL ASSESSMENT, DEVELOPMENT PLAN, AND CONDITIONAL USE PERMIT REVIEW FOR FILE NOS. PDEV16-022 & PCUP16-013:

A Development Plan (PDEV16-022) to construct an 880-square foot carwash for an existing 3,746-square foot Arco service station and AM/PM convenience store in conjunction with a Conditional Use Permit (PCUP16-013) to establish and operate the drive-thru carwash on 1.11 acres of land, located at 5020 East Fourth Street, within the Freeway Commercial land use designation of the Exchange Specific Plan. Staff has determined that the project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15332 (Class 32, In-Fill Development Projects) of the CEQA Guidelines. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT) and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP); (APN: 0238-012-26) **submitted by Empire Design Group, Inc**. Planning Commission action is required.

Action: Adopted a Decision recommending the Planning Commission approve the Project subject to conditions.

City of Ontario Planning Department
Monthly Activity Report—Actions
Month of September 2016

ZONING ADMINISTRATOR

September 19, 2016

ENVIRONMENTAL ASSESSMENT AND CONDITIONAL USE PERMIT REVIEW FOR FILE NO.

PCUP16-014: A Conditional Use Permit request to establish a 9,468 square foot towing facility in conjunction with outdoor vehicle storage, on approximately 1.75 acres of land, located at 1101 East California Street, within the IG (General Industrial) zoning district. Staff has determined that the project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15301 (Existing Facilities) of the CEQA Guidelines. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP); (APN: 1049-172-05) **submitted by Airport Mobil, Inc.**

Action: Adopted a Decision approving the Project subject to conditions.

CITY COUNCIL

September 20, 2016

ENVIRONMENTAL ASSESSMENT AND DEVELOPMENT CODE AMENDMENT REVIEW FOR FILE NO.

PDCA16-004: A request to add Chapter 18 to Title 6 of the Ontario Municipal Code and amend the Ontario Development Code Section 9.01 (Definitions) and Table 5.02-1 (Land Use Table) to regulate personal, medical, and commercial use of marijuana. Staff has determined that the project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15601(b)(3) (General Rule) of the CEQA Guidelines. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP); City initiated. The Planning Commission recommended approval of this item on August 23, 2016 with a vote of 7 to 0.

Action: Introduced and waived further reading of an ordinance approving File No. PDCA16-004.

ENVIRONMENTAL ASSESSMENT AND GENERAL PLAN AMENDMENT REVIEW FOR FILE NO.

PGPA16-004: A General Plan Amendment to: (1) modify Figures M-1 (Mobility Element System) and M-3 (Multipurpose Trails and Bikeway Corridor Plan) to add a parallel bike route to Holt Boulevard, from Benson to Haven Avenues, extend and modify the San Antonio Bike Corridor to extend from the southern to the northern city limits, modify planned facilities in Ontario Ranch to be consistent with Streetscape Master Plan, and modify various existing planned facilities; (2) modify Figure M-5 (Truck Routes) to eliminate Holt Boulevard as a designated truck route from Benson to Grove Avenues; (3) modify Figure M-2 (Functional Roadway Classification Plan) to note locations of all grade separations regardless of whether they are existing or proposed; (4) modify Figures M-1 (Mobility Element System) and M-4 (Transit Plan) to revise the Bus Rapid Transit (BRT) Corridor on Holt Boulevard, east of Vineyard Avenue, to be consistent with the alignment approved by Omnitrans; and (5) add a Complete Streets Policy to the Mobility Element pursuant

City of Ontario Planning Department
Monthly Activity Report—Actions
Month of September 2016

to AB1358. Staff has determined that the project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15301 (Existing Facilities) of the CEQA Guidelines. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP). **City initiated.** The Planning Commission recommended approval of this item on August 23, 2016, with a vote of 7 to 0.

Action: Adopted a resolution approving File No. PGPA16-004.

ENVIRONMENTAL ASSESSMENT AND SPECIFIC PLAN AMENDMENT FOR FILE NO. PSPA16-002:

An Amendment to The Exchange Specific Plan to establish the IP (Industrial Park) land use development standards, regulations, and design guidelines, on 10.59 acres of land located on the north side of Ontario Mills Parkway, east of the I-15 Freeway, within the Industrial Park land use district of The Exchange Specific Plan. Pursuant to the California Environmental Quality Act, staff is recommending the adoption of a Mitigated Negative Declaration of environmental effects for the project. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP); (APN: 0238-012-19) **submitted by Orbis Real Estate Partners.** The Planning Commission recommended approval of this item on August 23, 2016 with a vote of 7 to 0.

Action: Adopted a resolution approving a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, and introduced and waived further reading of an ordinance approving File No. PSPA16-002.

PLANNING COMMISSION

September 27, 2016

ENVIRONMENTAL ASSESSMENT, DEVELOPMENT PLAN, AND CONDITIONAL USE PERMIT REVIEW FOR FILE NOS. PDEV16-022 & PCUP16-013:

A Development Plan (File No. PDEV16-022) to construct an 880-square foot carwash for an existing 3,746-square foot Arco service station and AM/PM convenience store in conjunction with a Conditional Use Permit (File No. PCUP16-013) to establish and operate the drive-thru carwash on 1.11 acres of land, located at 5020 East Fourth Street, within the Freeway Commercial land use designation of The Exchange Specific Plan. Staff has determined that the project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15332 (Class 32, In-Fill Development Projects) of the CEQA Guidelines. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT) and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP); (APN: 0238-012-26) **submitted by Empire Design Group, Inc.**

Action: Adopted Resolutions approving the Project subject to conditions.

City of Ontario Planning Department
Monthly Activity Report—Actions
Month of September 2016

ENVIRONMENTAL ASSESSMENT, TENTATIVE PARCEL MAP, DEVELOPMENT PLAN, AND VARIANCE REVIEW FOR FILE NOS. PDEV16-009, PMTT16-007 (PM 19721) & PVAR16-001: A Tentative Parcel Map (File No. PMTT16-007/PM 19721) to merge 2.8 acres of land into a single parcel, in conjunction with a Development Plan (File No. PDEV16-009) to construct a 52,400-square foot industrial building and a Variance (File No. PVAR16-001) to deviate from the minimum building setback requirements of the Development Code, from 20 feet to 10 feet, located at the northwest corner of Grove Avenue and Mission Boulevard, at 1173 and 1176 East California Street, within the IG (General Industrial) and IL (Light Industrial) zoning districts. Staff has determined that the project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15304 (Class 4, Minor Alterations to Land), Section 15305 (Minor Alterations in Land Use Limitations), and Section 15332 (Class 32, In-Fill Development Projects) of the CEQA Guidelines. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP); (APNs: 1049-382-05 and 1049-172-01) **submitted by Fullmer/MG, LLC.**

Action: Adopted Resolutions approving the Project subject to conditions.

ENVIRONMENTAL ASSESSMENT AND DEVELOPMENT PLAN, CONDITIONAL USE PERMIT AND VARIANCE REVIEW FOR FILE NOS. PDEV15-017, PCUP15-009 AND PVAR15-003: A Development Plan (File No. PDEV15-017) to construct a 65-foot tall monopine telecommunication tower within a 400-square foot lease area on 0.64-acres of developed land, in conjunction with a Conditional Use Permit (File No. PCUP15-009) to operate a telecommunication tower within 500-feet of property zoned for residential use, and a Variance (File No. PVAR15-003) to exceed the maximum allowable telecommunication tower height from 55-feet to 65-feet, located at 967 West Holt Boulevard, within the IP (Industrial Park) zoning district. Staff is recommending the adoption of a Mitigated Negative Declaration of environmental effects for the project. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP); (APN: 1011-141-06) **submitted by Verizon Wireless.**

Action: Adopted resolutions approving a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, and approving the Project subject to conditions.

ENVIRONMENTAL ASSESSMENT AND DEVELOPMENT CODE AMENDMENT REVIEW FOR FILE NO. PDCA16-005: A request to add Reference I, Public Art Program, to the City of Ontario Development Code to promote public art and art in public places. Staff has determined that the project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Section 15601(b)(3) (General Rule) of the CEQA Guidelines. The proposed project is located within the Airport Influence Area of Ontario International Airport (ONT), and was evaluated and found to be consistent with the policies and criteria of the ONT Airport Land Use Compatibility Plan (ALUCP); **City initiated.** City Council action is required.

Action: Continued File No. PDCA16-005 to the next regular meeting on 10/25/2016.