

GRASS VALLEY

Development Review Committee Meeting

Tuesday, October 22, 2024 at 9:00 AM

Council Chambers, Grass Valley City Hall | 125 East Main Street, Grass Valley, California Telephone: (530) 274-4310 - Fax: (530) 274-4399

E-Mail: info@cityofgrassvalley.com Web Site: www.cityofgrassvalley.com

AGENDA

Any person with a disability who requires accommodations to participate in this meeting should telephone the City Clerk's office at (530)274-4390, at least 48 hours prior to the meeting to make a request for a disability related modification or accommodation.

MEETING NOTICE

Development Review Committee welcomes you to attend the meetings electronically or in person at the City Hall Council Chambers, located at 125 E. Main St., Grass Valley, CA 95945. Regular Meetings are scheduled at 9:00 a.m. on the 2nd and 4th Tuesday of each month. Your interest is encouraged and appreciated.

Members of the public are encouraged to submit public comments via voicemail at (530) 274-4390 and email to public@cityofgrassvalley.com. Comments will be reviewed and distributed before the meeting if received by 9 am. Comments received after that will be addressed during the item and/or at the end of the meeting. The committee will have the option to modify their action on items based on comments received. Action may be taken on any agenda item.

Agenda materials, staff reports, and background information related to regular agenda items are available on the City's website: www.cityofgrassvalley.com. Materials related to an item on this agenda submitted to the Committee after distribution of the agenda packet will be made available on the City of Grass Valley website at www.cityofgrassvalley.com, subject to City staff's ability to post the documents before the meeting.

Please note, individuals who disrupt, disturb, impede, or render infeasible the orderly conduct of a meeting will receive one warning that, if they do not cease such behavior, they may be removed from the meeting. The chair has authority to order individuals removed if they do not cease their disruptive behavior following this warning. No warning is required before an individual is removed if that individual engages in a use of force or makes a true threat of force. (Gov. Code, § 54957.95.)

Council Chambers are wheelchair accessible and listening devices are available. Other special accommodations may be requested to the City Clerk 72 hours in advance of the meeting by calling (530) 274-4390, we are happy to accommodate.

CALL TO ORDER

ROLL CALL

ANNOUNCEMENTS, AGENDA REVIEW AND CHANGES

<u>PUBLIC COMMENT</u> - Members of the public are encouraged to submit public comments via voicemail at (530) 274-4390 and email to <u>public@cityofgrassvalley.com</u>. There is a time limitation of three minutes per person. For items not on the agenda and within the jurisdiction or interest of the City, please address the Development Review Committee at this time. For items on the agenda please address the Development Review Committee when the number and subject matter are announced. Comments will be reviewed and distributed before the meeting if received by 9AM. Comments received after that will be addressed during the item and/or at the end of the meeting. The Development Review Committee will have the option to modify their action on items based on comments received. Action may be taken on any agenda item.

GENERAL APPLICATION FOR REVIEW

Plan Revision to replace siding on Priority 2 structure (24PLN-41) Location/APNs: 257 S Auburn St / APN 008-460-044

CEQA: Categorical Exemption

Recommendation: 1. That the Development Review Committee approve the proposed exterior modification to the shingled siding as may be modified at the public meeting, and which includes the following actions: a) Determine the project Categorically Exempt pursuant to Section 15301, Class 1, of the California Environmental Quality Act (CEQA) and Guidelines, as detailed in the Staff Report; b) Adopt Findings of Fact for approval of the Plan Revision as presented in the Staff Report; and, c) Approve the Plan Revision in accordance with the Conditions of Approval, as presented in this Staff Report.

Development Review and Variance Request for a 1,000 square foot carriage house/Accessory Dwelling Unit (ADU) to encroach into the Clipper Lane front setback. (24PLN-40) Location/APNs: 143 Conaway Avenue/008-520-024

CEQA: Categorical Exemption

Recommendation:1)That the Development Review Committee recommend that the Planning Commission approve the Development Review and Variance applications for the carriage house/ADU at 143 Conaway Avenue as presented, or as modified by the Development Review Committee, which includes the following actions: a) Determine the project Categorically Exempt pursuant to Section 15305, Class 1, of the California Environmental Quality Act (CEQA) Guidelines, as detailed in the staff report; b) Adopt Findings of Fact for approval of the Development Review Permit as presented in the Staff Report; and, c) Approve the Development Review Permit for the proposed for the carriage house/ADU at 143 Conaway in accordance with the Conditions of Approval, attached to the Staff Report; and d) Approve the Variance request for encroachment of the carriage house/ADU at 143 Conaway Avenue into the front setback along Clipper Lane as presented.

<u>ADJOURN</u>

POSTING NOTICE

This is to certify that the above notice of a Development Review Committee Meeting
meeting scheduled for Tuesday, October 22, 2024, at 9:00 a.m., was posted at city hall
easily accessible to the public, as of 5:00 p.m. Thursday, October 17, 2024.

Taylor Whittingslow, City Clerk



DEVELOPMENT REVIEW
COMMITTEE
STAFF REPORT
October 22, 2024

Prepared by: Lucy Rollins, Senior Planner

DATA SUMMARY

Application Number: 24PLN-41

Subject: Plan Revision to replace siding on Priority 2 structure

Location/APNs: 257 S Auburn St / APN 008-460-044

Applicant: Jim Meadows Construction Inc. on behalf of Richard Mansfield

Zoning/General Plan: Neighborhood Center (NC) / Office Professional (OP)

Entitlement: Plan Revision – DRC / PC Review

Environmental Status: Categorical Exemption

RECOMMENDATION:

- That the Development Review Committee approve the proposed exterior modification to the shingled siding as may be modified at the public meeting, and which includes the following actions:
 - a. Determine the project Categorically Exempt pursuant to Section 15301, Class
 1, of the California Environmental Quality Act (CEQA) and Guidelines, as detailed in the Staff Report;
 - Adopt Findings of Fact for approval of the Plan Revision as presented in the Staff Report; and,
 - c. Approve the Plan Revision in accordance with the Conditions of Approval, as presented in this Staff Report.

BACKGROUND:

The existing structure is a 2,273 square feet residence and was built in 1905, according to the Nevada County Assessor's Office records, and is a Priority 2 structure in the city's historical inventory. Priority 2 structures are significant in contributing to the historic character of the area and have retained good integrity.

The assessment for the historical inventory recorded that the property consists of a two-story, wood-frame, Queen Anne style residence. Character defining features of the residence include a cross-gable and hip roof with a conical tower above the porch, a large (added later) hipped roof dormer atop the roof, a closed front gable with a false collar beam, fish-scale shingles, and a lighted wood-sash window in the attic, horizontal shiplap exterior wood siding,

a bay window below the gable with decorative brackets, 1 over 1 light wood-sash windows in the bay, a secondary side porch with another conical shaped or tower style open porch with turned Victorian columns and filled replacement railing, a series of wooden stairs leading to the front Victorian wooden oval lighted entry door, and to the right two fixed windows with a diamond pattern flanking a large (added later) stained glass window.

Today, the façade of the building at 257 South Auburn Street is identical to the image recorded at the time of the historical inventory. However, the shingles are shake shingles rather than fish-scale shingles.





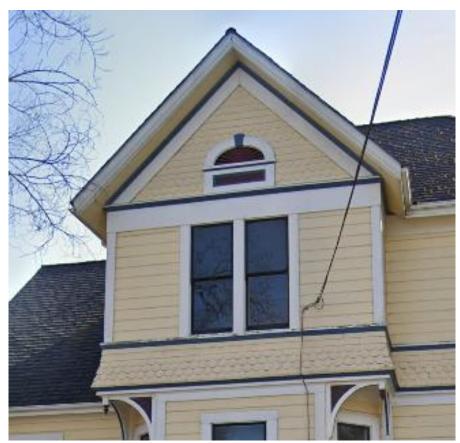
Existing Shingled Siding at 257 South Auburn Street

The Historical Commission considered the project at their regular meeting held October 8, 2024 and recommended approval as presented.

PROJECT PROPOSAL:

The applicant proposes to remove the existing wood shake shingles and replace them with Hardie fish-scale, or scalloped, shingles on four dormers and two gables. The applicant provided the photograph below of the proposed shingles as they currently exist on the structure 307 South Auburn Street. The residence at 307 South Auburn is also a Queen Anne style structure built circa 1897 recorded as a Priority 1 structure in the City's historical inventory. The applicant proposes to change the shingle siding to reflect the defining features of a Queen Anne style residence.

41



Fish-Scale or Scalloped Siding at 307 South Auburn Street

Regulatory Authority: Pursuant to Section 17.52.040 of the Grass Valley Municipal Code (GVMC), one of the duties of the Grass Valley Historical Commission is to "provide interested property owners with advice and information on building design and materials that can maintain the historic character of a building."

Section 17.52.070 of the GVMC establishes that minor projects to historic resources include "exterior modifications or alterations that maintain the historic integrity of the building and that comply with the Guidelines", while major projects are defined as those that include "exterior modifications that alter the character defining features, such as its shape, elevation, massing, and scale and do not comply with the guidelines." In this case, the proposed exterior modification is to alter the existing elevation to reflect defining features of structures built in the Queen Anne period.

GENERAL PLAN AND ZONING:

General Plan: The Grass Valley 2020 General Plan identifies the site as Office Professional (OP). The intent of the Office Professional General Plan designation is to facilitate both offices and supporting activities and land uses. The construction of this structure pre-dated the General Plan designation.

Zoning: The primary intent of the Neighborhood Center (NC) zoning designation is to strengthen the existing neighborhood structure of Grass Valley by promoting and enhancing the vitality of existing neighborhood-serving commercial centers and thus promoting pedestrian-oriented neighborhoods. The secondary intent is to create additional mixed-use centers/nodes, for instance along corridors, that will provide focal points for mixed-use infill development.

SITE DESCRIPTION AND ENVIRONMENTAL SETTING:

The site is built-out with a 2,273 square foot, two-story residence.

ENVIRONMENTAL DETERMINATION:

The proposed project qualifies for a Categorical Exemption pursuant to Section 15301, Class 1, of the California Environmental Quality Act (CEQA) and Guidelines. A Class 1 Categorical Exemption consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alternation of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination. The proposed siding change will not result in expansion of use of the residential property.

FINDINGS:

- 1. The Grass Valley Community Development Department received a complete application for Plan Revision 24PLN-41.
- 2. The Grass Valley Historical Commission reviewed Plan Revision application 24PLN-41 at their regular meeting on October 8, 2023.
- 3. The Grass Valley Development Review Committee reviewed Plan Revision application 24PLN-41 at their regular meeting on October 22, 2024.
- 4. The Development Review Committee reviewed the project in compliance with the California Environmental Quality Act and concluded that the project qualifies for a Class 1, Categorical Exemption in accordance with the California Environmental Quality Act and CEQA Guidelines.
- 5. This project is consistent with the City's General Plan and any specific plan.
- 6. The project, as conditioned and to the extent feasible, maintains the historic integrity of the structure and complies with the City of Grass Valley Community Design Guidelines and the Design Review Guidelines for the 1872 Historic Townsite.

B. RECOMMENDED CONDITIONS:

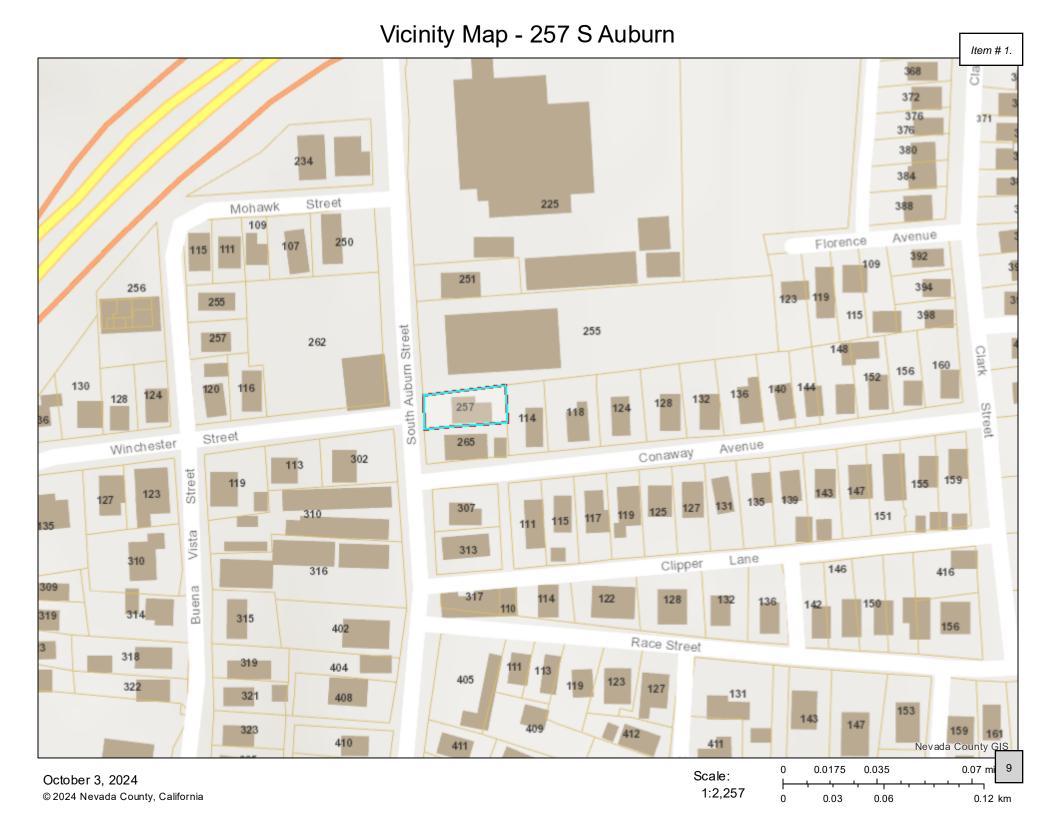
 The final design shall be consistent with Plan Revision application and plans provided by the applicant and approved by the Development Review Committee (24PLN-41). The project is approved subject to plans on file with the Community Development Department. The Community Development Director may approve minor changes as determined appropriate.

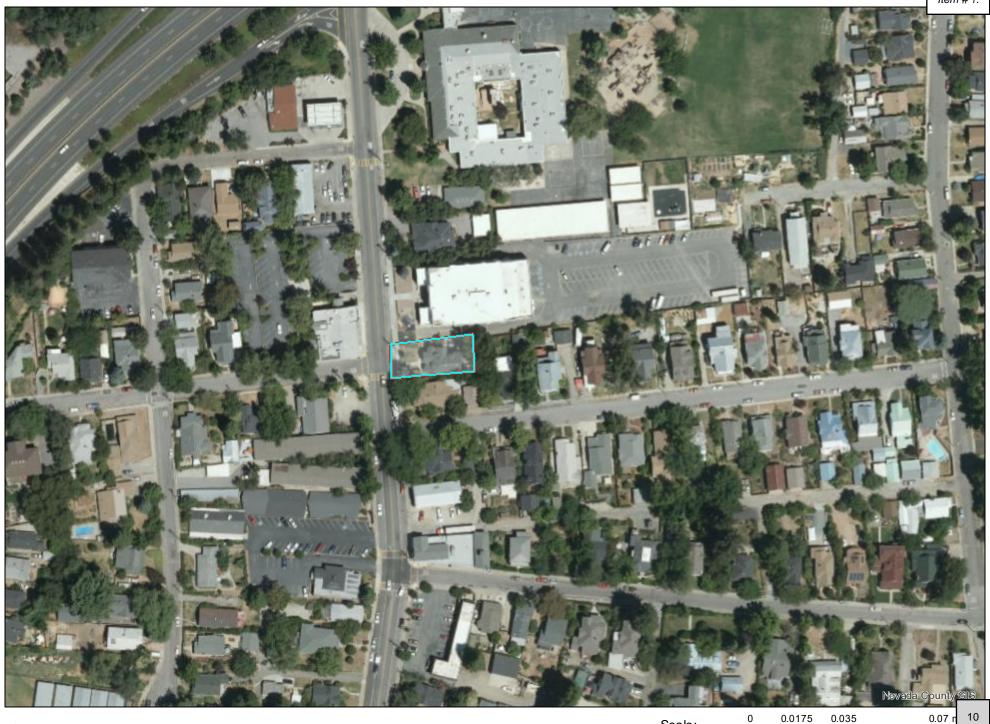
- 2. Prior to any work occurring, a building permit shall be obtained from the Community Development Department, Building Division.
- 3. An approved Encroachment Permit shall be obtained from the Engineering Division prior to any work being done within the City right of way.
- 4. The applicant agrees to defend, indemnify, and hold harmless the City of Grass Valley in any action or proceeding brought against the City of Grass Valley to void or annul this discretionary land use approval.

ATTACHMENTS:

- 1. Vicinity Map
- 2. Aerial Map
- 3. Universal Application
- 4. Photos of Existing v. Proposed Shingles

41





Scale:

1:2,257

0.06

0.12 km

0.03

October 3, 2024 © 2024 Nevada County, California CITY OF GRASS VALLEY Community Development Department 125 E. Main Street Grass Valley, California 95945 (530) 274-4330 (530) 274-4399 fax

UNIVERSAL PLANNING APPLICATION



Application Types

Admin	istrative Limited Term Permit \$757.00	Sign R	Environmental Review - No \$162.00 (+ County Filing F teviews	ee)
	Zoning Interpretation \$243.00		Minor – DRC, Historic Districts or other districts having special control of the state of the st	
Develo	pment Review		\$330.00 Major – Master Sign Progr	ams
	Minor Development Review – under 10,000 sq. ft. \$1,966.00		\$1,407.00	anno
	Major Development Review – over 10,000 sq. ft. \$3,571.00		Exception to Sign Ordinand \$1,046.00	ce
	Conceptual Review - Minor	Subdiv	visions	
Н	\$497.00 Conceptual Review – Major		Tentative Map (4 or fewer \$3,788.00	
174	\$847.00 Plan Revisions – Staff Review		Tentative Map (5 to 10 lots \$5,267.00	5)
1200	/ \$342.00	\equiv	Tentative Map (11 to 25 lo	ts)
	Plan Revisions – DRC / PC Review		\$7,053.00	
JESP (\$901.00 Extensions of Time – Staff Review		Tentative Map (26 to 50 lo	ts)
	\$306.00		\$9,668.00 Tentative Map (51 lots or n	more)
	Extensions of Time – DRC / PC Review		\$14,151.00	,,,,,,
Entitler	\$658.00		Minor Amendment to Appr \$1,208.00	oved Map (staff)
	Annexation		Major Amendment to Appr	
	\$8,505.00 (deposit) + \$20.00 per acre	님	(Public Hearing) \$2,642.00)
	Condominium Conversion		Reversion to Acreage \$829.00	
	\$5,339.00 (deposit) + \$25 / unit or \$25 / 1,000 sf com.		Tentative Map Extensions	
	Development Agreement – New		\$1,136.00	
	\$20,023.00 (deposit) + cost of staff time &		Tentative Map - Lot Line A	djustments / Merger
	consultant minimum \$300		\$1,325.00	
	Development Agreement – Revision	Use Pe		a. ii a. ii
	\$7,486.00 + cost of staff time & consultant minimum \$300		Minor Use Permit - Staff Re \$562.00	eview
	General Plan Amendment		Major Use Permit - Plannin	g Commission Review
	\$8,000.00		\$3,292.00	•
	Planned Unit Development	Varian	ces	
L	\$8,839.00 + \$100.00 /unit and / or \$100 / 1,000 sf floor area		Minor Variance - Staff Revi	iew
	Specific Plan Review - New	\vdash	\$562.00	Oii Di
	Actual costs - \$18,399.00 (deposit) (+ consultant		Major Variance - Planning \$2,200.00	Commission Review
	min. \$300)		Ψ2,200.00	
	Specific Plan Review - Amendments / Revisions Actual costs - \$7,576.00 (deposit) (+ consultant		<u>Application</u>	<u>Fee</u>
	min. \$300)			
	Zoning Text Amendment			
	\$3,364.00			
	Zoning Map Amendment \$5,501.00			
	Easements (covenants & releases)			
	\$1,794.00			
Environ	nmental			
	Environmental Review – Initial Study			
	\$1,858.00		· · · · · · · · · · · · · · · · · · ·	
	Environmental Review – EIR Preparation Actual costs - \$34,274.00 (deposit)		· · · · · · · · · · · · · · · · · · ·	
	Environmental Review - Notice of Determination		Total:	\$
	\$162.00 (+ Dept. of Fish and Game Fees)		ı otal.	Ψ

Below is the Universal Planning Application form and instructions for submitting a complete planning application. In addition to the Universal Planning Application form, a project specific checklist shall be submitted. All forms and submittal requirements must be completely filled out and submitted with any necessary supporting information.

Upon receipt of the <u>completed forms</u>, <u>site plan/maps</u>, <u>and filing fees</u>, the Community Development Department will determine the completeness of the application. This review will be completed as soon as possible, but within thirty (30) days of the submittal of the application. If the application is determined to be complete, the City will begin environmental review, circulate the project for review by agencies and staff, and then schedule the application for a hearing before the Planning Commission.

If sufficient information <u>has not</u> been submitted to adequately process your application, you will receive a notice that your application is incomplete along with instructions on how to complete the application. Once the City receives the additional information or revised application, the thirty (30) day review period will begin again.

Since the information contained in your application is used to evaluate the project and in the preparation of the staff report, it is important that you provide complete and accurate information. Please review and respond to each question. If a response is not applicable, N/A should be used in the space provided. Failure to provide adequate information could delay the processing of your application.

Additional information may be obtained at www.cityofgrassvalley.com regarding the 2020 General Plan and Zoning. You may also contact the Community Development Department for assistance.

ADVISORY RE: FISH AND GAME FEE REQUIREMENT

Permit applicants are advised that pursuant to Section 711.4 of the Fish and Game Code a fee of \$3,445.25 for an Environmental Impact Report and \$2,480.25 for a Negative Declaration* shall be paid to the County Recorder at the time of recording the Notice of Determination for this project. This fee is required for Notices of Determination recorded after January 1, 1991. A Notice of Determination cannot be filed and any approval of the project shall not be operative, vested, or final until the required fee is paid. This shall mean that building, public works and other development permits cannot be approved until this fee is paid. These fees are accurate at the time of printing, but **increase the subsequent January 1**st of each year.

This fee is <u>not</u> a Grass Valley fee; it is required to be collected by the County pursuant to State law for transmission to the Department of Fish and Game. This fee was enacted by the State Legislature in September 1990, to be effective January 1, 1991.

*If the City finds that the project will not have an impact on wildlife resources, through a De Minimus Impact Finding, the City will issue certificate of fee exemption. Therefore, this fee will not be required to be paid at the time an applicant files the Notice of Determination with the County Recorder. The County's posting and filing fees will still be required.

Name: Jim Meadows Const Onc	Name: Richard Mansfield
Address: 113 Presien Walt #9	Address: 257 S. Auburn St.
Grass Valley, CA. 95945	Grass Valley, CA. 95945
Phone: 530-559-5850	Phone: 530 - 446 - 6154
E-mail: Timmeadows construction Quaha	1. E-mail: EStuarypublications oyahoo.
E-mail: Jimmeadows construction Qyaha	Engineer
Name:	Name:
Address:	Address:
Phone: ()	Phone: ()
E-mail:	E-mail:
 b. Project Address 65 SAUbuy c. Assessor's Parcel No(s) 008 - 40 (include APN page(s)) d. Lot Size 0.15 	n St. Grass Valley. CA. 45475 60-044-000
Project Description The home of Change their existing Siding to hordie service and include a have attached refrence.	swher Would like to Beallop siding on two gable Jends. Photos for
A STATE OF THE STA	
- 0 1	
. General Plan Land Use: Cl/Cl+	4. Zoning District: 55

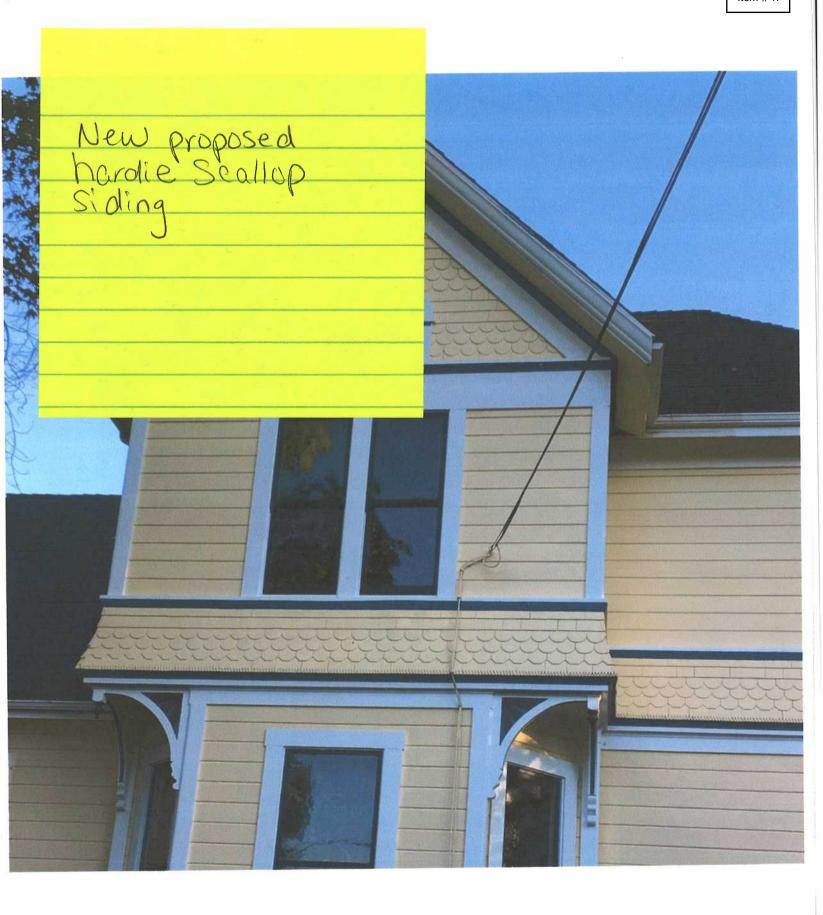
4.	Cortese List: Is the proposed property located on a site which is included on the Hazardous Waste and Substances List (Cortese List)? Y N
	The Cortese List is available for review at the Community Development Department counter If the property is on the List, please contact the Planning Division to determine appropriate notification procedures prior to submitting your application for processing (Government Code Section 65962.5).
5.	Indemnification: The City has determined that City, its employees, agents and officials should, to the fullest extent permitted by law, be fully protected from any loss, injury, damage claim, lawsuit, expense, attorney's fees, litigation expenses, court costs or any other costs arising out of or in any way related to the issuance of this permit, or the activities conducted pursuant to this permit. Accordingly, to the fullest extent permitted by law, the applicant shall defend, indemnify and hold harmless City, its employees, agents and officials, from and against any liability, claims, suits, actions, arbitration proceedings, regulatory proceedings losses, expenses or costs of any kind, whether actual, alleged or threatened, including, but no limited to, actual attorney's fees, litigation expenses and court costs of any kind without restriction or limitation, incurred in relation to, as a consequence of, arising out of or in any way attributable to, actually, allegedly or impliedly, in whole or in part, the issuance of this permit or the activities conducted pursuant to this permit. Applicant shall pay such obligations as they are incurred by City, its employees, agents and officials, and in the event of any claim of lawsuit, shall submit a deposit in such amount as the City reasonably determines necessary to protect the City from exposure to fees, costs or liability with respect to such claim or lawsuit.
6.	Appeal: Permits shall not be issued until such time as the appeal period has lapsed. A determination or final action shall become effective on the 16 th day following the date by the appropriate review authority, where no appeal of the review authority's action has been filed in compliance with Chapter 17.91 of the City's Development Code.
	The 15-day period (also known as the "appeal" period in compliance with Chapter 17.91 begins the first full day after the date of decision that the City Hall is open for business, and extends to the close of business (5:00 p.m.) on the 15 th day, or the very next day that the City Hall is open for business.
Ιh	ereby certify, to the best of my knowledge, that the above statements are correct.
Pr	operty Owner/*Representative Signature: James Madas
	*Property owner must provide a consent letter allowing representative to sign on their behalf.
Аp	oplicant Signature: Janus Madeus
	OFFICE USE ONLY
A	pplication No.: Date Filed:

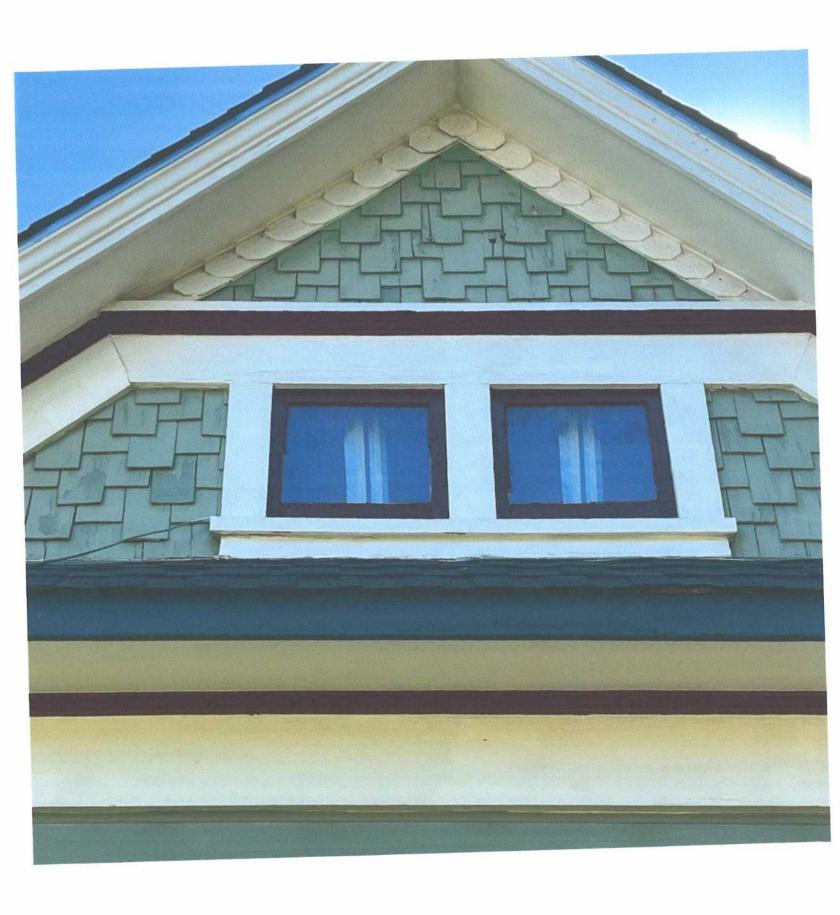
Fees Paid by:

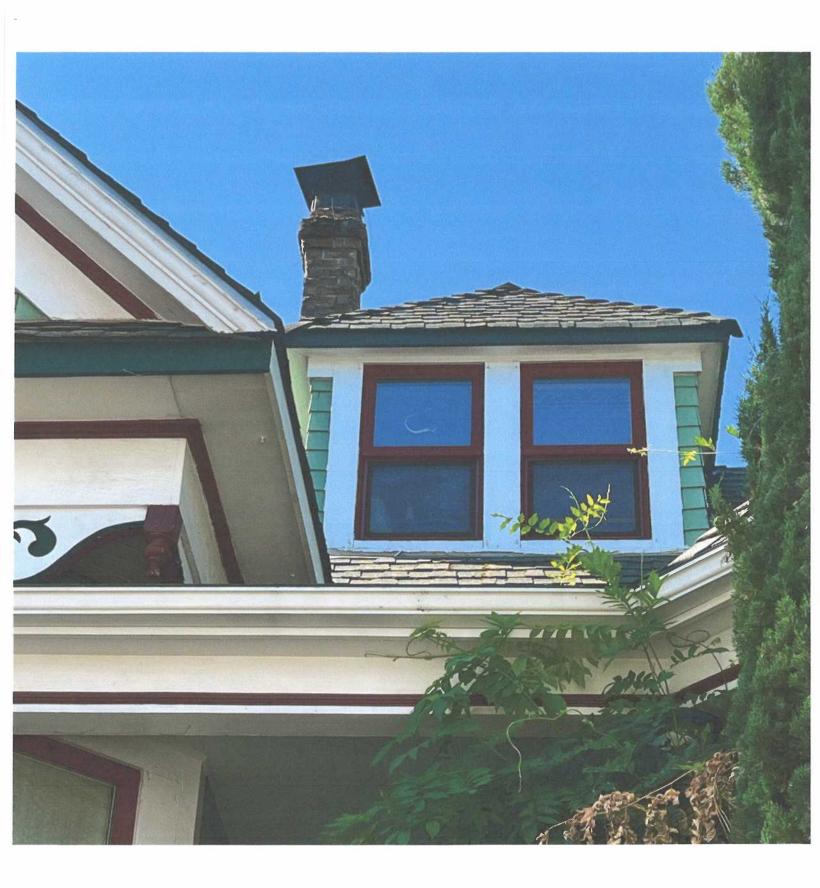
Other Related Application(s):

Amount Paid:



















DEVELOPMENT REVIEW
COMMITTEE
STAFF REPORT
OCTOBER 22, 2024

Prepared by: Amy Wolfson, City Planner

DATA SUMMARY

Application Number: 24PLN-40

Subject: Development Review and Variance Request for a 1,000 square

foot carriage house/Accessory Dwelling Unit (ADU) to encroach

into the Clipper Lane front setback.

Location/APNs: 143 Conaway Avenue/008-520-024

Applicant: Philip Kniesel

Architect Representative: Jeff Hineline with Russell Davidson Architecture

Zoning/General Plan: Single-Family Residential (NG-2)/Urban Low Density (ULD)

Entitlement: Development Review Permit, Variance

Environmental Status: Categorical Exemption

RECOMMENDATION:

- 1. That the Development Review Committee recommend that the Planning Commission approve the Development Review and Variance applications for the carriage house/ADU at 143 Conaway Avenue as presented, or as modified by the Development Review Committee, which includes the following actions:
 - a. Determine the project Categorically Exempt pursuant to Section 15305, Class 1, of the California Environmental Quality Act (CEQA) Guidelines, as detailed in the staff report;
 - b. Adopt Findings of Fact for approval of the Development Review Permit as presented in the Staff Report; and,
 - Approve the Development Review Permit for the proposed for the carriage house/ADU at 143 Conaway in accordance with the Conditions of Approval, attached to the Staff Report; and
 - d. Approve the Variance request for encroachment of the carriage house/ADU at 143 Conaway Avenue into the front setback along Clipper Lane as presented.

BACKGROUND:

The existing residence is 1,116 square feet and the detached garage is 672 square feet according to Assessor records. There is not a record of when the residence was constructed, but a residence is depicted at this location on the 1912 Sanborn maps.

PROJECT PROPOSAL:

Project description: Applicant, Philip Kniesel has applied for a Development Review Permit and a Variance application to remove the existing non-conforming detached garage and construct a new three-car garage with a 1,000 square foot Accessory Dwelling Unit above. The lot has double-frontage along Conaway Avenue to the north, and Clipper Lane to the south. Pursuant to Section 17.030.030 (D.1.f) of the municipal code, double frontage lots are considered to have two front lot lines with front yards setbacks required on both. The new structure will comply with side-yard setbacks but will encroach into the Clipper Lane front yard setback. Standard front yard setbacks require a 15-foot setback for the dwelling unit and a 20-foot setback for the garage. The new structure will be situated five feet from the Clipper Lane front property Line.

Variance: Pursuant to Section 17.72.070, the purpose of a Variance process is to consider requests to waive or modify standards in the development code due to special circumstances applicable to the property. In this case, the subject property has a double frontage and no rear yard. The NG-2 zoning designation includes a site development standard for a five-foot rear yard setback. The applicant is requesting that the development review body consider the double-frontage nature of the lot as the special circumstance that deprives the property of privileges enjoyed by neighboring properties within the same zoning designation. Because there are several neighboring parcels that have existing buildings, including some dwelling units, that encroach into setbacks, staff is not concerned that the granting of the Variance will constitute a special privilege not afforded to neighboring parcels.

GENERAL PLAN AND ZONING:

General Plan: The Urban Low Density (ULD) General Plan designation includes a density range of 1 to 4 dwelling units per acre. ULD is intended primarily for single family detached houses, although higher density single family patio homes or Town houses could be accommodated, if offset with sufficient open space to maintain the gross density within the indicated range. ULD is most compatible with the following Zoning districts: Single Family Residential (R-1) and Two-Family Residence (R-2) districts.

Zoning: The primary intent of the Neighborhood General (NG-2) zone is to strengthen the character of existing historic neighborhoods within Grass Valley. It seeks to enhance the unique character of existing neighborhoods, particularly in locations where this character may be most susceptible to change.

SITE DESCRIPTION AND ENVIRONMENTAL SETTING:

The subject site is located within a traditional neighborhood on Conaway Avenue. This neighborhood was established in the late 1800s and early 1900s which is verified by the 1898 and 1912 Sanborn Maps. Many, if not most, of the development occurred prior to 1962 building code requirements and land use development standards. Several neighboring structures encroach into setbacks applicable under the current development code. The site is relatively flat but drains northwest toward Wolf Creek.

ENVIRONMENTAL DETERMINATION:

The Variance request qualifies for a Categorical Exemption pursuant to Section 15305, Class 5, of the California Environmental Quality Act (CEQA) and Guidelines. A Class 5 Categorical Exemption consists of minor alterations to land use limitations where the site has an average slope not exceeding 20% and there is no change in land use density "including set back variances not resulting in the creation of any new parcel."

FINDINGS:

- 1. The City received a complete application for Development Review Application 24PLN-40.
- 2. The Grass Valley Development Review Committee reviewed Development Review Application 24PLN-40 at their regular meeting on October 22, 2024.
- 3. The Development Review Committee reviewed the project in compliance with the California Environmental Quality Act and concluded that the project qualifies for a Class 5, Categorical Exemption in accordance with the California Environmental Quality Act and CEQA Guidelines.
- 4. The project is consistent with the applicable sections and development standards in the Development Code;
- 5. The proposed use is allowed within the applicable zone and complies with all other applicable provisions of this Development Code and the Municipal Code;
- 6. The proposed project is consistent with the general plan and any applicable specific plan;
- 7. The proposed project is allowed within the applicable zone and complies with all other applicable provisions of this development code and the Municipal Code; and
- 8. The design, location, size, and characteristics of the proposed project are in compliance with any project-specific design standards in effect and any standards and guidelines for development review permits which may be established from time to time by the council.
- 9. There are special circumstances applicable to the property, including location, shape, size, surroundings, and topography, such as the double-frontage configuration which requires adherence to two front setback standards, so that the strict application of the development code deprives the property of privileges enjoyed by other properties in the vicinity and within the same zone.
- 10. The approval of the variance includes conditions of approval as necessary to ensure that the adjustment granted does not constitute a grant of special privileges inconsistent with the limitations upon other properties in the vicinity and within the same zone; and

Development Review Committee

October 22, 2024

11. The granting of the application will not authorize an activity or use which is not otherwise expressly authorized by the zone governing the parcel of property for which the application is made.

RECOMMENDED CONDITIONS:

- 1. The approval date for planning commission review is <TBD> with an effective date of Thursday, <TBD>, pursuant to Section 17.74.020 GVMC. This project is approved for a period of one year and shall expire on <TBD> unless the project has been effectuated or the applicant requests a time extension that is approved by the Development Review Committee pursuant to the Development Code.
- 2. The final design shall be consistent with the Development Review application and plans provided by the applicant and approved by the planning commission (24PLN-40). The project is approved subject to plans on file with the Community Development Department. The Community Development Director may approve minor changes as determined appropriate.
- 3. Prior to any work occurring, building permits shall be obtained from the Community Development Department, Building Division.
- 4. The applicant will be required to replace the damaged sidewalk along the Conaway frontage of the property as a condition of the building permit for the ADU.
- 5. The applicant agrees to defend, indemnify, and hold harmless the City of Grass Valley in any action or proceeding brought against the City of Grass Valley to void or annul this discretionary land use approval.

ATTACHMENTS:

- 1. Project Conver Sheet/Project Description
- 2. Aerial/Vicinity Map
- 3. Applications
- 4. ADU/Carriage House Plans

143 Conaway Development Review and Variance Application

Attachment List

- 1. Project Cover Sheet
- 2. Vicinity/Aerial Map
- 3. Universal/Variance Application
- 4. ADU/Carriage House Plans





City of Grass Valley Community Development Department 125 E. Main Street Grass Valley, California 95945 (530) 274-4330

Project Cover Sheet

Date: September 19, 2024

To: Interested Parties/Responsible & Trustee Agencies

From Amy Wolfson, City Planner

City of Grass Valley, Community Development Department

125 E. Main Street Grass Valley, CA 95945

530-274-4711/ awolfson@cityofgrassvalley.com

RE: Project Description

Proposed Development Review and Variance application for a 1,000 sq ft Accessory Dwelling Unit (ADU)/Carriage House above a 1,025 sq ft detached garage. The lot has double-frontage on Conaway Avenue. Due to the double-frontage lot configuration which requires the city to treat both street-fronting property lines as "front lot lines" pursuant to the definition in the Development Code, applicant, Philip Kniesel, is requesting a Variance from the front yard setback. Standard front setbacks require that parking be setback 20-feet and that residential buildings be setback 15-feet from the front setback. The proposed project sites the ADU/Carriage House at five feet from the Clipper Lane property line.

As an interested party and/or Responsible or Trustee Agency, in accordance with the California Environmental Quality Act (CEQA), the above-described project is being distributed to you for review and comment. Your comments and/or conditions must be received, **in writing**, no later than October 3, 2024

If you need additional information to complete your review, please contact me at your earliest convenience at the above noted address.

Applicant: Philip Kniesel

APNs: 008-520-024 File No: 24PLN-40

Project Location: 143 Conaway Avenue

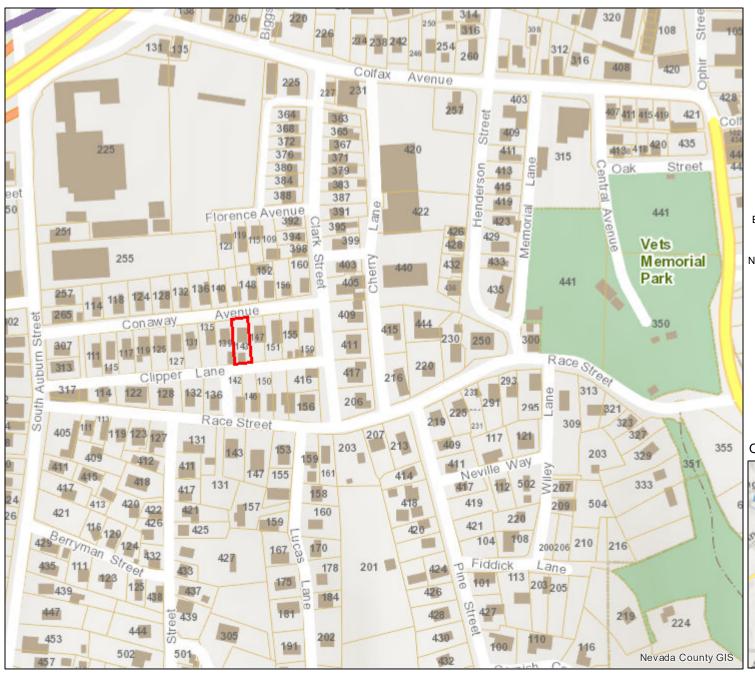
General Plan: Urban Low Density (ULD)

Zoning: Neighborhood General-2 (NG-2)

Project Size: 0.16

Water: City

Sewer: City Sewer



Parcel APN: 008-520-024 143 CONAWAY AVENUE

Land Value: \$177,165.00

Improvement Value: \$227,783.00

Acreage: Unknown

Zoning: NG-2 GVCity

General Plan: ULD GVCity

Fire District: Grass Valley

Elementary Sch. Dist: Grass Valley

Water District:

Nevada Irrigation Dist:

Public Utility:

Park District:

Service Area: Solid Waste Grass Valley - Csa 32

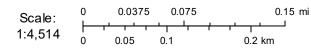
Snow Load: 43 lbs/sqft

Wind Exposure: C
Climate Zone: 11

Elevation: 2,411 feet

Overview







Parcel APN: 008-520-024 143 CONAWAY AVENUE

Land Value: \$177,165.00

Improvement Value: \$227,783.00

Acreage: Unknown

Zoning: NG-2 GVCity

General Plan: ULD GVCity

Fire District: Grass Valley

Elementary Sch. Dist: Grass Valley

Water District:

Nevada Irrigation Dist:

Public Utility:

Park District:

Service Area: Solid Waste Grass Valley - Csa 32

Snow Load: 43 lbs/sqft

Wind Exposure: C
Climate Zone: 11

Elevation: 2,411 feet

Overview





CITY OF GRASS VALLEY Community Development Department 125 E. Main Street Grass Valley, California 95945 (530) 274-4330 (530) 274-4399 fax

UNIVERSAL PLANNING APPLICATION

* DUE WITH EVERY PLANNING APPLICATION *



Application Types

Adminis	strative	Sign Re	eviews	
	Limited Term Permit	ΓĬ	Minor - DRC, Historic Distr	ict, Monument Signs
Ш	\$698.00	Ш	or other districts having spe	
	Zoning Interpretation		\$313.00	o
Ш	\$224.00		Major – Master Sign Progra	ams
			\$1,279.00	
Develop	oment Review		Exception to Sign Ordinand	e
	Minor Development Review – 10,000 or less sq. ft.		\$964.00	-
=	\$1,813.00		·	
1	Major Development Review – over 10,000 sq. ft.	Subdiv		
	\$3,293.00		Tentative Map (4 or fewer le	ots)
	Conceptual Review - Minor		\$3,493.00	
	\$459.00		Tentative Map (5 to 10 lots))
	Conceptual Review – Major	ш	\$4,857.00	
	\$782.00		Tentative Map (11 to 25 lots	s)
	Plan Revisions – Staff Review	ш	\$6,503.00	•
	\$316.00		Tentative Map (26 to 50 lots	s)
	Plan Revisions – DRC / PC Review		\$8,915.00	,
	\$831.00		Tentative Map (51 lots or m	nore)
	Extensions of Time – Staff Review		\$13,049.00	,
	\$282.00		Minor Amendment to Appro	oved Map (
	Extensions of Time – DRC / PC Review		staff) \$1,114.00	map (
	\$607.00		Major Amendment to Appro	wed Man
			(Public Hearing) \$2,436.00	
<u>Entitlen</u>	nents		Reversion to Acreage	
	Annexation		\$765.00	
	\$7,843.00 (deposit)			
	Condominium Conversion		Tentative Map Extensions	
	\$4,923.00 (deposit)		\$1,047.00	dit
	Development Agreement – New		Tentative Map - Lot Line Ac	ajustments / Merger
	\$18,463.00 (deposit)		\$1,200.00	
	Development Agreement – Revision	Use Pe	rmits	
ш	\$6,903.00		Minor Use Permit - Staff Re	eview
	General Plan Amendment	ш	\$480.00	
ш	\$7,377.00		Major Use Permit - Plannin	a Commission Review
	Planned Unit Development	ш	\$3,035.00	5 -
	\$8,150.00 (minimum charge) + 100.00 / dwelling			
	unit and / or \$100 / every 1,000 sq. ft.	Variand		
	commercial floor area		Minor Variance - Staff Revi	ew
	Specific Plan Review - New	\equiv	\$518.00	
	Actual costs - \$16,966.00 (deposit)	V	Major Variance - Planning (Commission Review
	Specific Plan Review - Amendments / Revisions	· <u></u>	\$2,029.00	
Ш	Actual costs - \$6,986.00 (deposit)			
	Zoning Text Amendment		<u>Application</u>	<u>Fee</u>
Ш	\$3,102.00			
	Zoning Map Amendment			
	\$5,073.00			
	\$3,073.00			
Environ	mental			
	Environmental Review – Initial Study			
=	\$1,713.00			
	Environmental Review – EIR Preparation			
	\$31,604.00 (deposit)			
	Environmental Review - Notice of Determination			
	\$149.00 (+ Dept. of Fish and Game Fees)			
	Environmental Review - Notice of Exemption			
ш	\$149.00(+ County Filing Fee)			
			Total:	\$2029.00
		1		T —

Below is the Universal Planning Application form and instructions for submitting a complete planning application. In addition to the Universal Planning Application form, a project specific checklist shall be submitted. All forms and submittal requirements must be completely filled out and submitted with any necessary supporting information.

Upon receipt of the <u>completed forms, site plan/maps, and filing fees</u>, the Community Development Department will determine the completeness of the application. This review will be completed as soon as possible, but within thirty (30) days of the submittal of the application. If the application is determined to be complete, the City will begin environmental review, circulate the project for review by agencies and staff, and then schedule the application for a hearing before the Planning Commission.

If sufficient information <u>has not</u> been submitted to adequately process your application, you will receive a notice that your application is incomplete along with instructions on how to complete the application. Once the City receives the additional information or revised application, the thirty (30) day review period will begin again.

Since the information contained in your application is used to evaluate the project and in the preparation of the staff report, it is important that you provide complete and accurate information. Please review and respond to each question. If a response is not applicable, N/A should be used in the space provided. Failure to provide adequate information could delay the processing of your application.

Additional information may be obtained at www.cityofgrassvalley.com regarding the 2020 General Plan and Zoning. You may also contact the Community Development Department for assistance.

ADVISORY RE: FISH AND GAME FEE REQUIREMENT

Permit applicants are advised that pursuant to Section 711.4 of the Fish and Game Code a fee of \$3,539.25 for an Environmental Impact Report and \$2,548.00 for a Negative Declaration* shall be paid to the County Recorder at the time of recording the Notice of Determination for this project. This fee is required for Notices of Determination recorded after January 1, 1991. A Notice of Determination cannot be filed and any approval of the project shall not be operative, vested, or final until the required fee is paid. This shall mean that building, public works and other development permits cannot be approved until this fee is paid. These fees are accurate at the time of printing, but **increase the subsequent January 1**st of each year.

This fee is <u>not</u> a Grass Valley fee; it is required to be collected by the County pursuant to State law for transmission to the Department of Fish and Game. This fee was enacted by the State Legislature in September 1990, to be effective January 1, 1991.

*If the City finds that the project will not have an impact on wildlife resources, through a De Minimus Impact Finding, the City will issue certificate of fee exemption. Therefore, this fee will not be required to be paid at the time an applicant files the Notice of Determination with the County Recorder. The County's posting and filing fees will still be required.

Item	#	2
пен	#	~

Applicant/Representative	Property Owner Item
Name: Philip Kniesel	Name: Althea Bauer
Address: 3714 Crescent Dr	Address: 3501 Harbison Drive #203
Pearland, TX 77584	Vacaville, CA 95687
Phone: (281) 692-0178	Phone: (530) 557-7781
_{E-mail:} Pkneisl2@gmail.com	_{E-mail:} Altheamara@gmail.com

<u>Architect</u>	Engineer
Name: Jeff Hineline (Russell Davidson Architecture)	Name:
Address: 149 Crown Point Court, Suite C	Address:
Grass Valley, CA 95945	
Phone: 503) 264 5559	Phone: ()
E-mail:jeff@davidsonarch.com	E-mail:

 Project Information

- a. Project NameConaway Carriage House
- b. Project Address143 Conaway Ave
- c. Assessor's Parcel No(s)008-520-024 (include APN page(s))
- d. Lot Size 0.16 Acres

2. Project Description

The proposed project includes a new carriage house ADU at the rear of the property at 143 Conaway Ave where there is currently a detached single car garage. The proposed wood framed carriage house consists of a 1,000 sf ft two bedroom residence over a three gar garage. Due to a disability, the client requires an elevator to access the second story of the carriage house.

It is our understanding that a 15' and 20' front setback is to be applied to this project, despite being at the rear property line. Due to the constrained size of the 0.16 acre site, applying the front setback would eliminate any usable rear yard for either the new carriage house or the existing primary residence.

Along Clipper Lane, there are several instances of buildings situated at or near the rear property line. Many of these instances are detached garages, but there are also precedents of ADU's built to the property line. On the same block, 155 1/2 Conaway Is an example of an ADU built to the property line. There are also instances nearby along 413 and 419 Henderson where an ADU is built along the rear property line. Given the existing precedents in the neighborhood, we would like to build the proposed carriage house 5' from the rear property line, matching the setback of the existing detached garage on the property. Since we are proposing to build within in the required front setback, we took efforts to break down the massing by providing a five foot wide and five feet deep recess in the southern facade along Clipper Lane. This recess allows for a natural transition of materials and roof forms, which are intended to help the carriage house appear as distinct, separate volumes and provide more visual interest to the neighborhood.

3. General Plan Land Use: GVCITY 4. Zoning District: NG-2

Item	#	2

4.	Cortese List: Is the proposed property located on a site	which is included on the Hazard
	Waste and Substances List (Cortese List)? Y	N <u>N</u>

The Cortese List is available for review at the Community Development Department counter. If the property is on the List, please contact the Planning Division to determine appropriate notification procedures prior to submitting your application for processing (Government Code Section 65962.5).

- 5. Indemnification: The City has determined that City, its employees, agents and officials should, to the fullest extent permitted by law, be fully protected from any loss, injury, damage, claim, lawsuit, expense, attorney's fees, litigation expenses, court costs or any other costs arising out of or in any way related to the issuance of this permit, or the activities conducted pursuant to this permit. Accordingly, to the fullest extent permitted by law, the applicant shall defend, indemnify and hold harmless City, its employees, agents and officials, from and against any liability, claims, suits, actions, arbitration proceedings, regulatory proceedings, losses, expenses or costs of any kind, whether actual, alleged or threatened, including, but not limited to, actual attorney's fees, litigation expenses and court costs of any kind without restriction or limitation, incurred in relation to, as a consequence of, arising out of or in any way attributable to, actually, allegedly or impliedly, in whole or in part, the issuance of this permit, or the activities conducted pursuant to this permit. Applicant shall pay such obligations as they are incurred by City, its employees, agents and officials, and in the event of any claim or lawsuit, shall submit a deposit in such amount as the City reasonably determines necessary to protect the City from exposure to fees, costs or liability with respect to such claim or lawsuit.
- **6. Appeal:** Permits shall not be issued until such time as the appeal period has lapsed. A determination or final action shall become effective on the 16th day following the date by the appropriate review authority, where no appeal of the review authority's action has been filed in compliance with Chapter 17.91 of the City's Development Code.

The 15-day period (also known as the "appeal" period in compliance with Chapter 17.91) begins the first full day after the date of decision that the City Hall is open for business, and extends to the close of business (5:00 p.m.) on the 15th day, or the very next day that the City Hall is open for business.

I hereby certify, to the best of my knowledge, that the above statements are correct.
Property Owner/*Representative Signature:
*Property owner must provide a consent letter allowing representative to sign on their behalf.
Applicant Signature:

OFFICE USE ONLY				
Application No.:	Date Filed:			
Fees Paid by:	Amount Paid:			
Other Related Application(s):				

CITY OF GRASS VALLEY Community Development Department 125 E. Main Street Grass Valley, California 95945 (530) 274-4330 (530) 274-4399 fax

VARIANCE



SUPPLEMENTAL APPLICATION INFORMATION

This document will provide necessary information about the proposed project. It will also be used to evaluate potential environmental impacts created by the project. Please be as accurate and complete as possible in answering the questions. Further environmental information could be required from the applicant to evaluate the project.

PLEASE PRINT CLEARLY OR TYPE USE A SEPARATE SHEET, IF NECESSARY, TO EXPLAIN THE FOLLOWING:

- I. Provide a written response for the variance request and provide a written justification statement to support findings listed in Section 17.72.070 F of the Development Code, including the following:
 - A. There are special circumstances applicable to the property, including location, shape, size, surroundings, and topography, so that the strict application of this Development Code deprives the property of privileges enjoyed by other property in the vicinity and within the same zone:
 - B. The approval of the Variance or Minor Variance includes conditions of approval as necessary to ensure that the adjustment granted does not constitute a grant of special privileges inconsistent with the limitations upon other properties in the vicinity and within the same zone; and,
 - C. The granting of the application will not authorize an activity or use which is not otherwise expressly authorized by the zone governing the parcel of property for which the application is made.

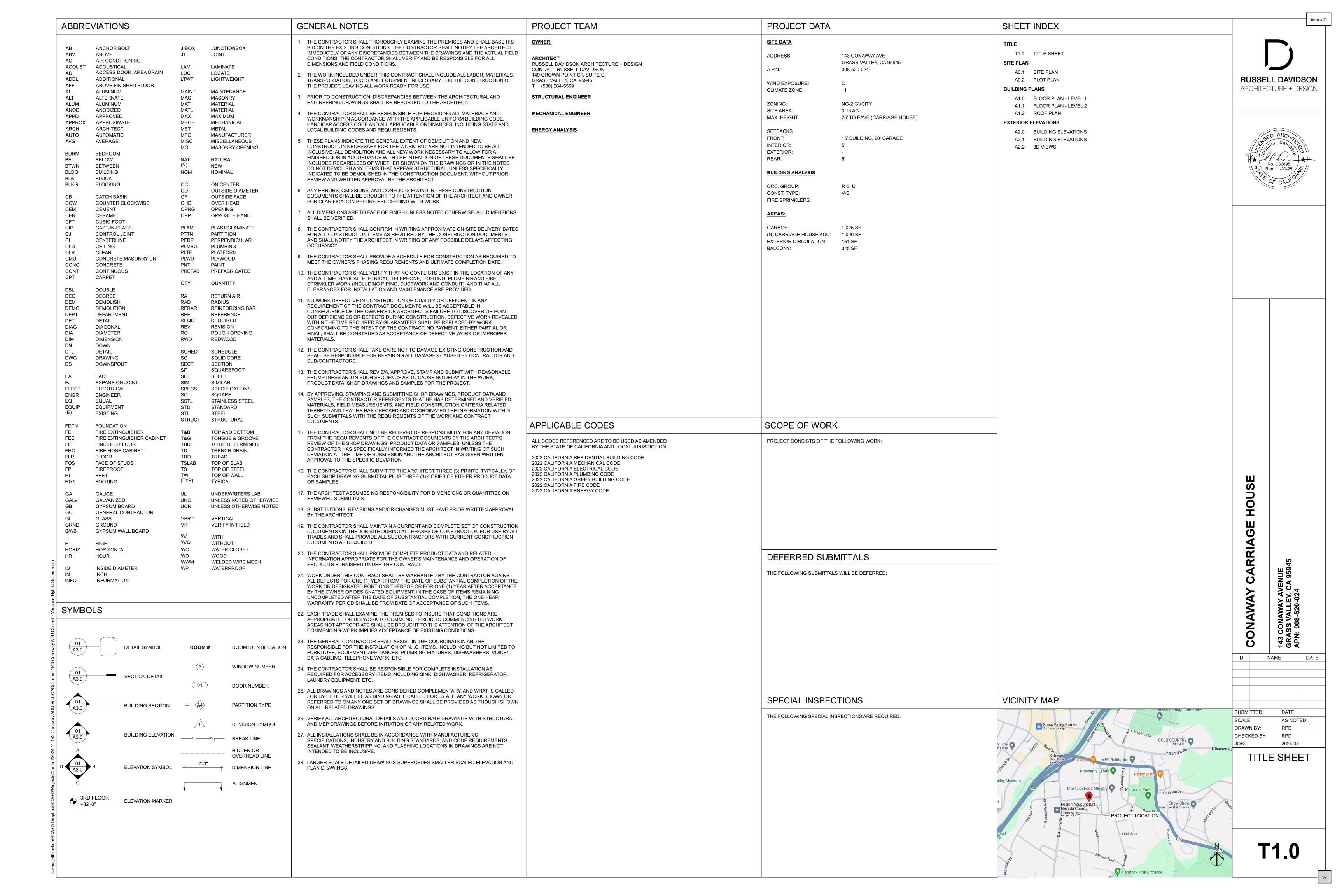
II. Project Characteristics:

А.	Describe all existing buildings and uses of the property:					
	The proposed project includes a new carriage house ADU at the rear of the property at 143 Conaway Ave where there is currently a detached					
	single car garage. The proposed wood framed carriage house consists of a 1,000 sf ft two bedroom residence over a three gar garage. Due to a					
	disability, the client requires an elevator to access the second story of the carriage house.					
В.	Describe surrounding land uses:					
	North: Conaway Ave - public right of way					
	South: Clipper Ave - public right of way					
	East: Residence					
	West: Residence					

SITE PLAN REQUIREMENTS

A site plan is a scale drawing that depicts a property's size and shape, existing improvements on the property, and improvements or additions which are intended to be added. The site plan should be as complete and accurate as possible since it will be used by several City departments to check various requirements of the development application. Please place a check or N/A on the line provided in the below checklist. Submit this page along with the map and application packet.

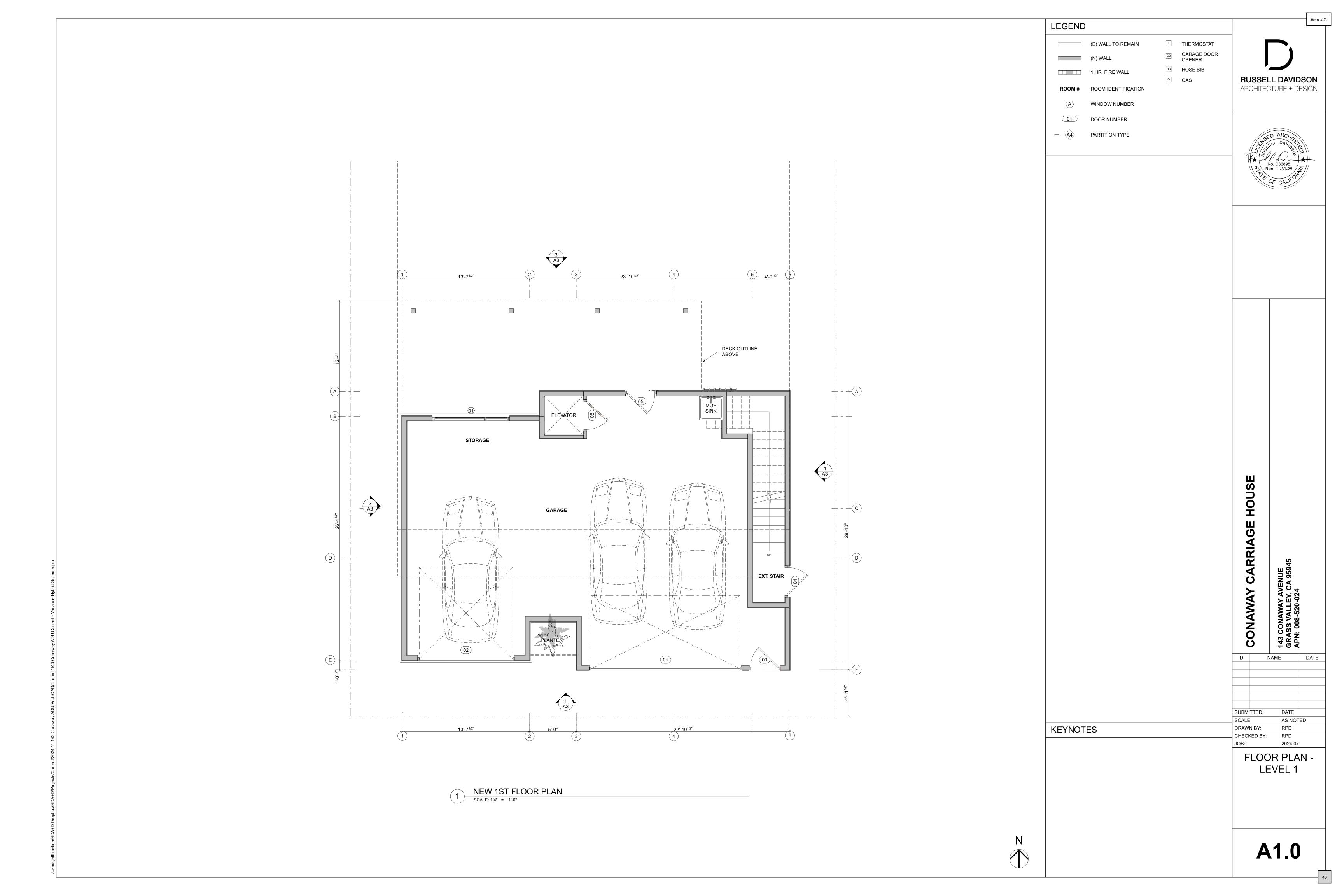
Α.	App	pplication Checklist:						
		One completed copy of Universal Application form.						
		One completed copy of the Environmental Review Checklist (if applicable).						
		Preliminary Title Report dated no later than 6 months prior to the application filing date.						
		The appropriate non-refundable filing fee.						
B. Site Plan Submittal:								
		Site Plan size – one 8-1/2" \times 11", 15 larger folded copies (folded to 9" \times 12") with one 8.5 \times 11" reduced copy and e-mail electronic .pdf file.						
		Graphic scale and north arrow.						
		Vicinity map (showing property location to major roads or major landmarks).						
		Show location and dimensions of existing and proposed structures and walls.						
		(Identify existing as a solid line and proposed as a dashed line).						
		Label the use of all existing and proposed structures or area.						
		Show the distance between structures and to the property lines.						
		Show site access, location and dimensions of adjacent street right-of-way, property lines, building setback lines, sidewalks and easements.						
		Show off-street parking facilities, including parking area and layout, loading areas trash storage areas, dimensions and numbers of individual parking spaces (including handicapped spaces) and aisles.						

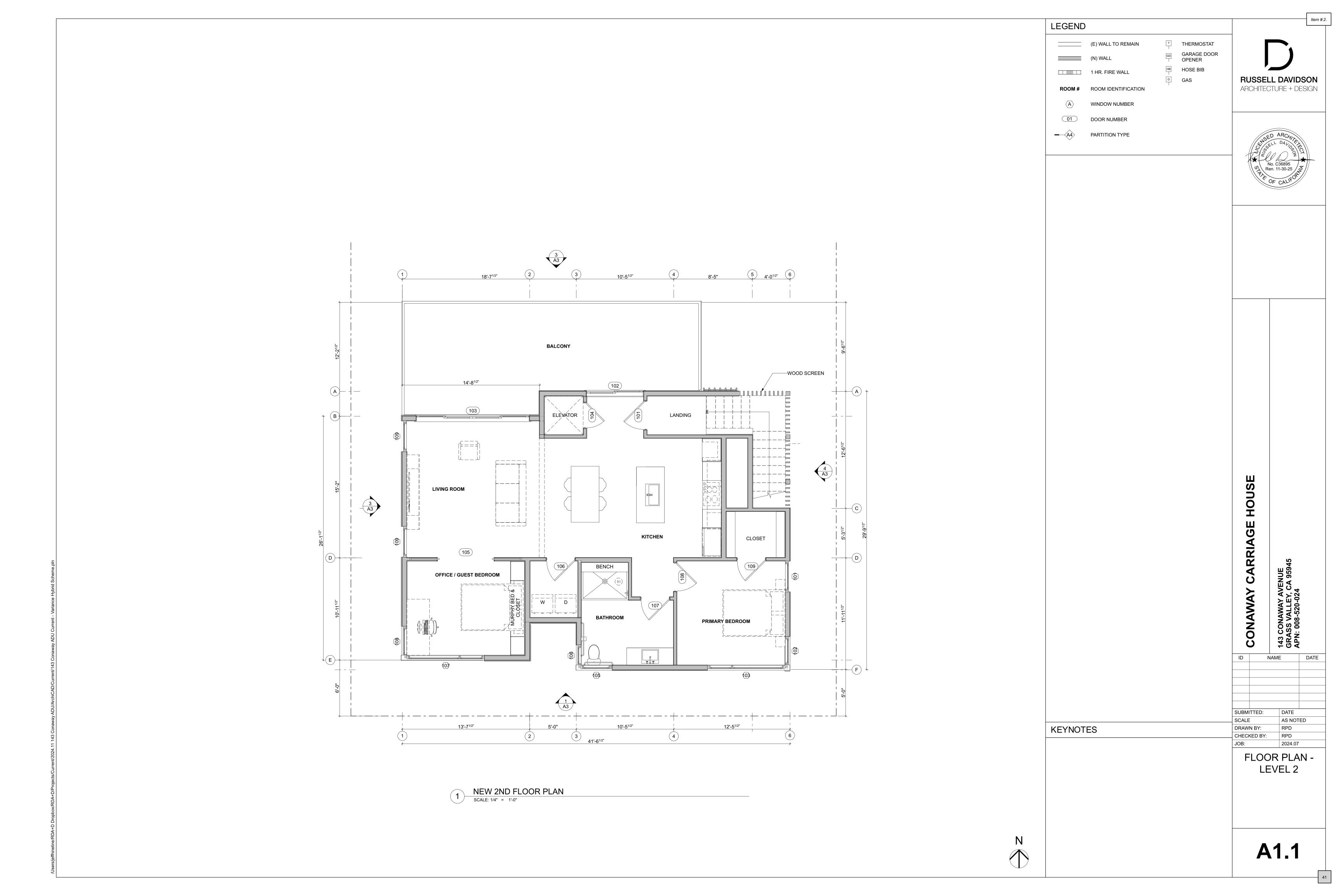


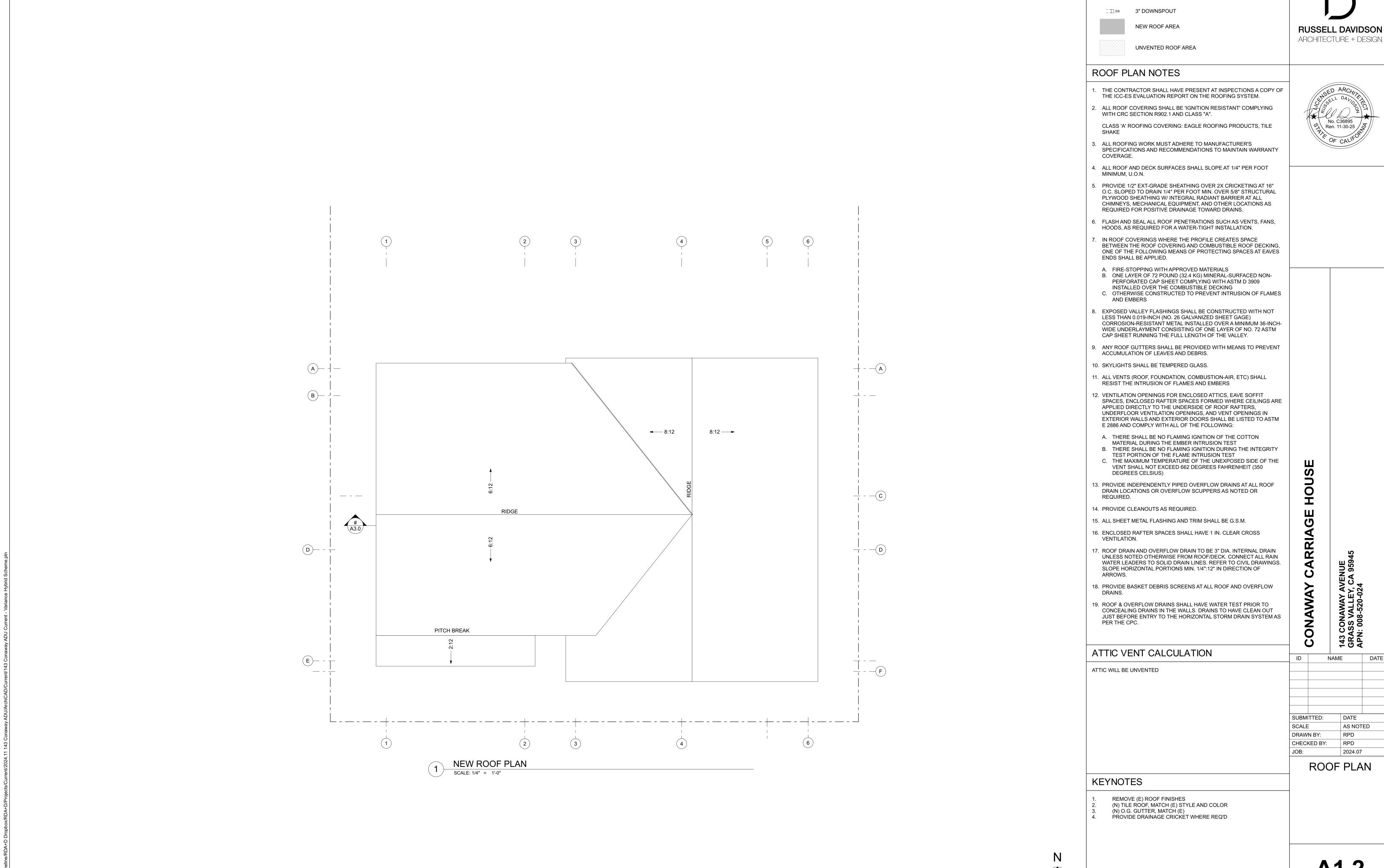


SUBMI	SUBMITTED:		
SCALE DRAWN BY: CHECKED BY:		AS NOTED	
		RPD	
		RPD	
JOB:		2024.07	





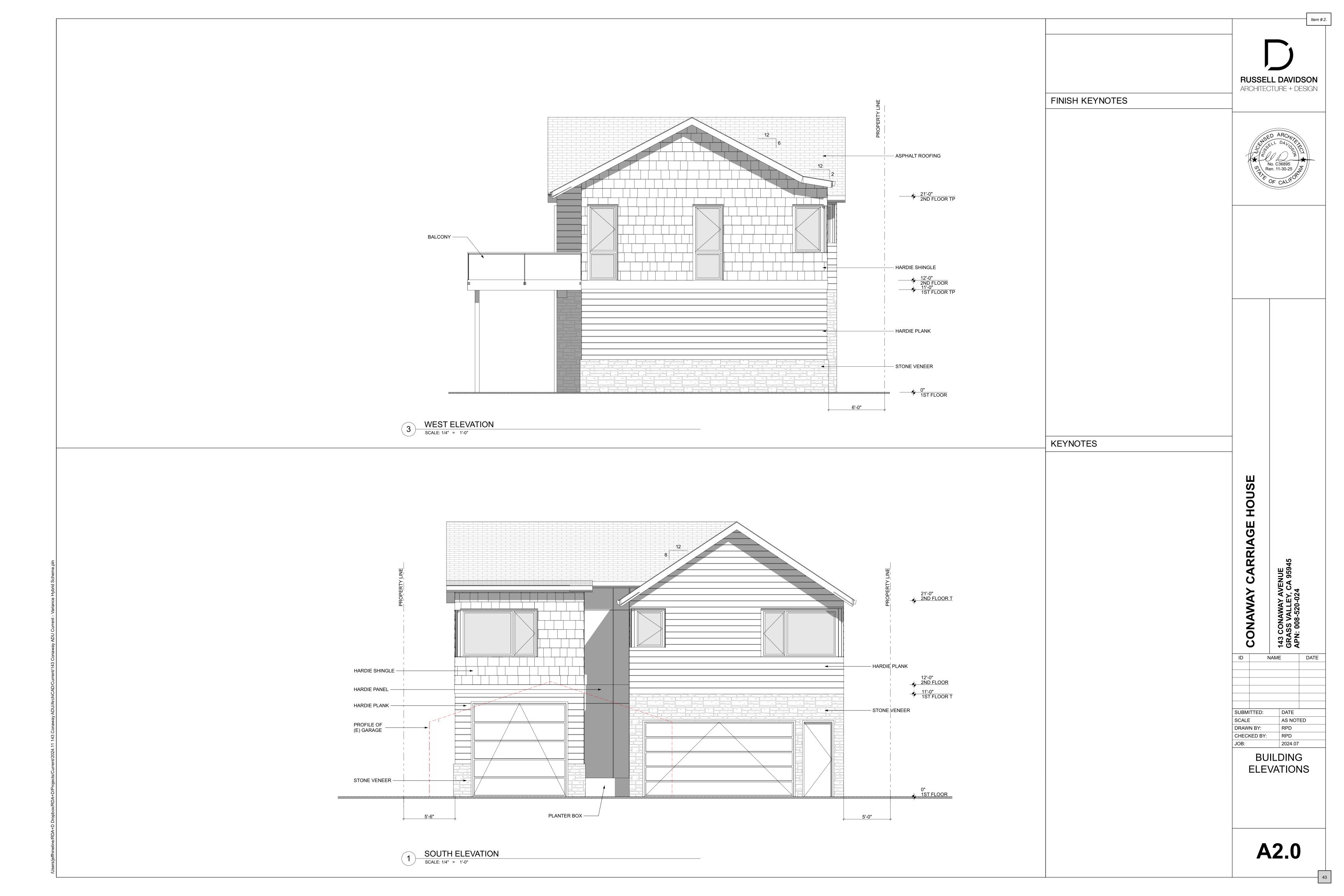


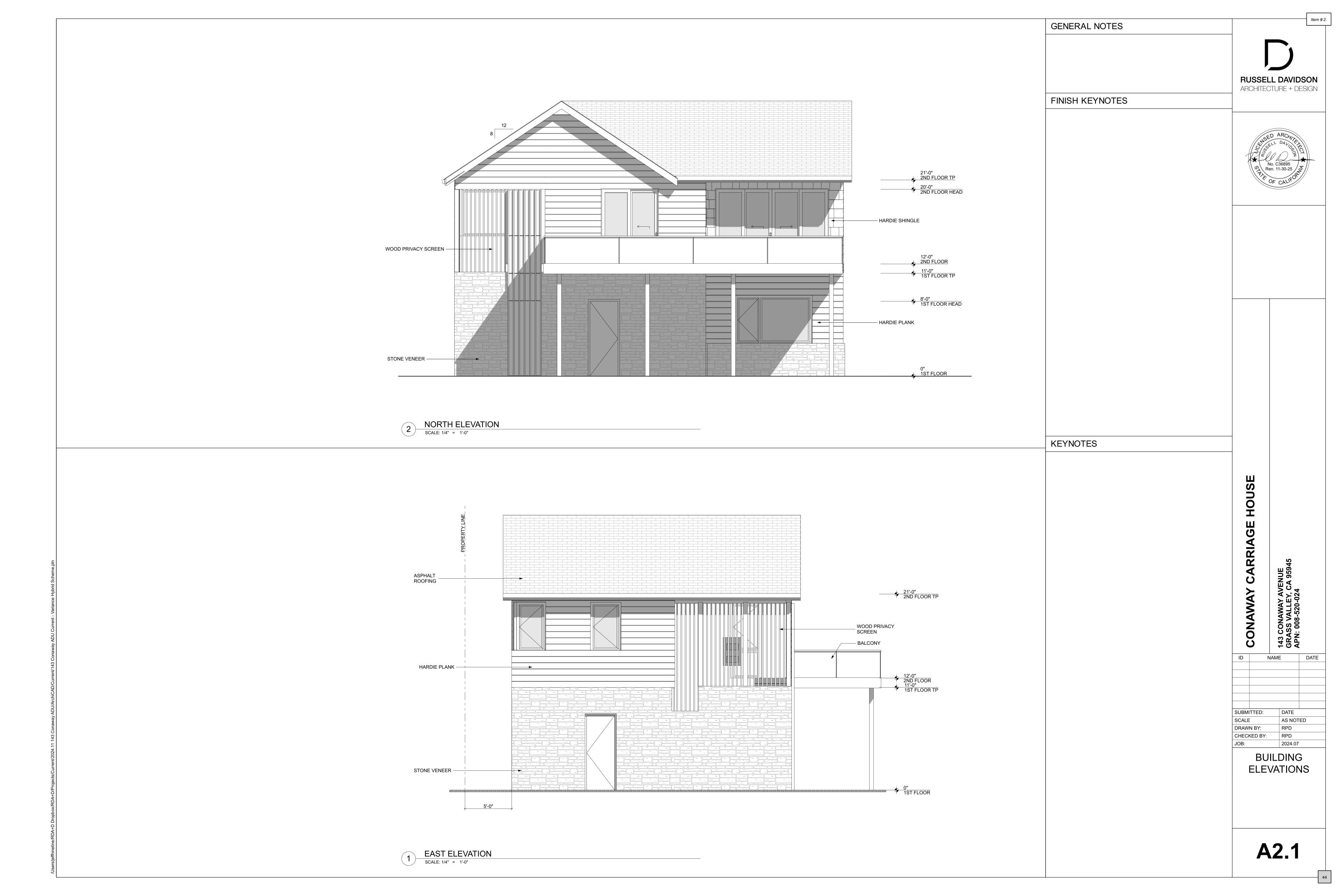


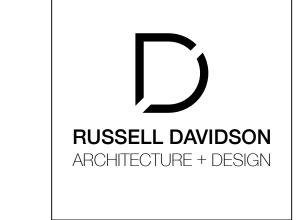
Item # 2. ____ WALL BELOW RUSSELL DAVIDSON

LEGEND













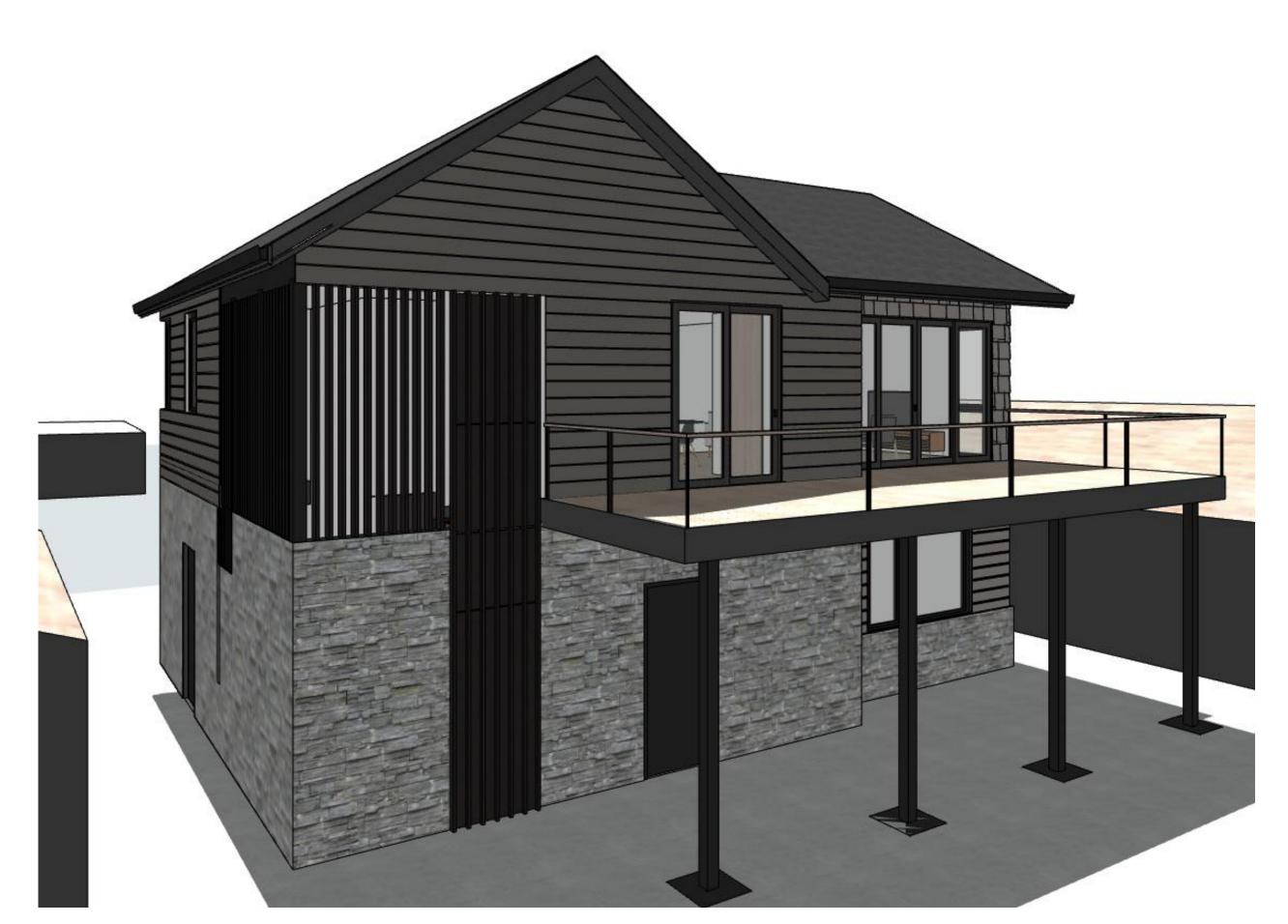


(5	0,,	GR 9	
ID	NAME		Ē	DATE
SUBMI	ITTED:		DATE	
SCALE	SCALE DRAWN BY:		AS NOT	ED
DRAW			RPD	
CHEC	KED BY:		RPD	
100			00040=	

3D VIEWS

A2.2

SOUTHEAST VIEW









SOUTHWEST VIEW