PLANNING COMMISSION AGENDA

CHAIRPERSON:

Brett Taylor



VICE CHAIRPERSON: Liz Wynn

COMMISSIONERS: Brett Taylor, Liz Wynn, Chris Gomez, Marvin Hansen, Sarrah Peariso

MONDAY, AUGUST 14, 2017, 7:00 PM REGULAR MEETING, COUNCIL CHAMBERS, 707 W. ACEQUIA, VISALIA CA

- 1. THE PLEDGE OF ALLEGIANCE -
- 2. CITIZEN'S COMMENTS This is the time for citizens to comment on subject matters that are not on the agenda but are within the jurisdiction of the Visalia Planning Commission. The Commission requests that a 5-minute time limit be observed for comments. Please begin your comments by stating and spelling your name and providing your street name and city. Please note that issues raised under Citizen's Comments are informational only and the Commission will not take action at this time.
- 3. CHANGES OR COMMENTS TO THE AGENDA-
- 4. CONSENT CALENDAR All items under the consent calendar are to be considered routine and will be enacted by one motion. For any discussion of an item on the consent calendar, it will be removed at the request of the Commission and made a part of the regular agenda.
 - No Items on Consent Calendar
- 5. PUBLIC HEARING Paul Scheibel

Variance No. 2017-14: A request by California Water Service Company to allow a variance to the maximum height limit in the rear yard of an R-1-5 (Single-family Residential) zoned property, for the installation of two water treatment tanks. The site is located at 901 South Tipton St. (APN: 097-105-003) The project is Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15305, Categorical Exemption No. 2017-64.

6. PUBLIC HEARING – Andy Chamberlain

Variance No. 2017-15: A request by California Water Service Company to allow a variance to the maximum height limit in the rear yard of an R-1-5 (Single-family Residential) zoned property, for the installation of two water holding tanks. The site is located at 1920 W. Ashland Avenue. (APN: 122-021-002) The project is Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15305, Categorical Exemption No. 2017-57.

7. PUBLIC HEARING – Andy Chamberlain

Variance No. 2017-16: A request by California Water Service Company to allow a variance to the maximum height limit in the rear yard of an R-1-5 (Single-family Residential) zoned property, for the installation of three water treatment tanks. The site is located at 1622 S. Demaree Street. (APN: 095-232-009) The project is Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15305, Categorical Exemption No. 2017-58.

8. PUBLIC HEARING – Brandon Smith

- a. Conditional Use Permit No. 2017-25: A request by Salim Development c/o Tahir Salim to allow a planned commercial development consisting of a parcel without access rights onto a public street on land in the Commercial Mixed Use (CMU) Zone. The project site is located on the north side of Noble Avenue between Ben Maddox Way and the State Route 198 eastbound off-ramp. (APN: 100-030-022) The project is Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15315, Categorical Exemption No. 2017-55.
- b. Tentative Parcel Map No. 2017-01: A request by Salim Development c/o Tahir Salim to subdivide a 1.02-acre parcel into two parcels to facilitate commercial development on land in the Commercial Mixed Use (CMU) Zone. The project site is located on the north side of Noble Avenue between Ben Maddox Way and the State Route 198 eastbound offramp. (APN: 100-030-022) The project is Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15315, Categorical Exemption No. 2017-55.

9. PUBLIC HEARING - Paul Scheibel

Conditional Use Permit No. 2017-26: A request to for a mixed use development, adding nine residential units to an existing commercial building in the D-MU (Downtown Mixed Use) Zone District. The project is located at 115 N. Court Street (APN: 094-324-007) The project is Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301, Categorical Exemption No. 2017-67.

10. PUBLIC HEARING - Paul Bernal

Conditional Use Permit No. 2017-30: A request by the Rise Church, EBM Design Group - Agent, to install three 960 square foot portable classrooms to be used for Sunday school purposes. The Rise Church is zoned R-1-20 (Single-Family Residential) and is located at 5702 West Caldwell Avenue on the northeast corner of West Caldwell Avenue and South Peppertree Court (APN: 119-690-049). The project is Categorically Exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15303, Categorical Exemption No. 2017-63.

11.DIRECTOR'S REPORT/ PLANNING COMMISSION DISCUSSION-

The Planning Commission meeting may end no later than 11:00 P.M. Any unfinished business may be continued to a future date and time to be determined by the Commission at this meeting. The Planning Commission routinely visits the project sites listed on the agenda.

For the hearing impaired, if signing is desired, please call (559) 713-4359 twenty-four (24) hours in advance of the scheduled meeting time to request these services. For the visually impaired, if enlarged print or Braille copy is desired, please call (559) 713-4359 for this assistance in advance of the meeting and such services will be provided as soon as possible following the meeting.

Any written materials relating to an item on this agenda submitted to the Planning Commission after distribution of the agenda packet are available for public inspection in the City Office, 315 E. Acequia Visalia, CA 93291, during normal business hours.

APPEAL PROCEDURE

THE LAST DAY TO FILE AN APPEAL IS THURSDAY, AUGUST 24, 2017 BEFORE 5 PM

According to the City of Visalia Zoning Ordinance Section 17.02.145 and Subdivision Ordinance Section 16.04.040, an appeal to the City Council may be submitted within ten days following the date of a decision by the Planning Commission. An appeal form with applicable fees shall be filed with the City Clerk at 220 N. Santa Fe, Visalia, CA 93292. The appeal shall specify errors or abuses of discretion by the Planning Commission, or decisions not supported by the evidence in the record. The appeal form can be found on the city's website www.visalia.city or from the City Clerk.



REPORT TO CITY OF VISALIA PLANNING COMMISSION

HEARING DATE: August 14, 2017

PROJECT PLANNER: Brandon Smith, Senior Planner

(559) 713-4636; brandon.smith@visalia.city

SUBJECT: Tentative Parcel Map No. 2017-01: A request by Salim Development c/o Tahir Salim to subdivide a 1.02-acre parcel into two parcels to facilitate commercial development on land in the Commercial Mixed Use (CMU) Zone. The project site is located on the north side of Noble Avenue between Ben Maddox Way and the State Route 198 eastbound off-ramp. (APN: 100-030-022)

> Conditional Use Permit No. 2017-25: A request by Salim Development c/o Tahir Salim to allow a planned commercial development consisting of a parcel without access rights onto a public street on land in the Commercial Mixed Use (CMU) Zone. The project site is located on the north side of Noble Avenue between Ben Maddox Way and the State Route 198 eastbound off-ramp. (APN: 100-030-022)

STAFF RECOMMENDATION

Tentative Parcel Map No. 2017-01

Staff recommends approval of Tentative Parcel Map No. 2017-01, as conditioned, based on the findings and conditions in Resolution No. 2017-45. Staff's recommendation is based on the conclusion that the request is consistent with the Visalia General Plan, Zoning and Subdivision Ordinances.

Conditional Use Permit No. 2017-25

Staff recommends approval of Conditional Use Permit No. 2017-25, as conditioned, based upon the findings and conditions in Resolution No. 2017-44. Staff's recommendation is based on the conclusion that the request is consistent with the Visalia General Plan and Zoning Ordinance.

RECOMMENDED MOTION

I move to approved Tentative Parcel Map No. 2017-01, based on the findings and conditions in Resolution No. 2017-45.

I move to approve Conditional Use Permit No. 2017-25, based on the findings and conditions in Resolution No. 2017-44.

PROJECT DESCRIPTION

Tentative Parcel Map No. 2017-01 is a request to subdivide one parcel on 1.02 acres into two parcels as shown in Exhibit "A". The proposed sizes of the lots are 0.47 net acres for Parcel No. 1 and 0.55 net acres for Parcel No. 2. The objective is to prepare a separate parcel with easements to allow for the development of Parcel 1 consistent with its underlying zoning designation.

Conditional Use Permit No. 2017-25 is a request to establish a planned unit development (PUD) with vehicular access taken through a separate parcel and not directly from a public street, as shown in Exhibit "A". Parcel No. 2 of the proposed parcel map is currently developed with a 1,200 square foot fast food restaurant with drive-thru lane occupied by Weinerschnitzel. Access for development on the proposed Parcel No. 1 will be taken from the existing drive approach affiliated with the fast food restaurant.

The applicant of the proposed project submitted a conceptual plan to the City's Site Plan Review Committee in December 2016 for a new commercial building to be constructed on the proposed Parcel No. 1. Subsequently the applicant filled a building permit application in April 2017 for a 3,300 square foot retail building with tenant improvements for a 1,100 square foot pharmacy. The building permit has not yet been issued by the City as it has corrections pending. Approval of the tentative parcel map and conditional use permit are not necessary to develop the site with the retail building shown in the building permit application.

BACKGROUND INFORMATION

General Plan Land Use Designation: Commercial Mixed Use

Zoning: C-MU (Commercial Mixed Use)

Surrounding Land Use and Zoning: North: State Highway 198 / C-S (Service

Commercial) / Service Commercial Uses

South: C-MU / Mary's Vineyard Shopping Center
East: C-MU/ Wendy's Restaurant, vacant land
West: I-L (Light Industrial) / C-S (Service

Commercial) / Food packaging & distribution

Environmental Review: Categorical Exemption No. 2017-55

Special Districts: N/A

Site Plan Review No: 2017-108

RELATED PLANS & POLICIES

Please see attached summary of related plans and policies.

RELATED ACTIONS

The subject site's existing 1,200 square foot fast food restaurant with drive-thru lane on the property was allowed through Conditional Use Permit No. 2013-23, approved by the Planning Commission on August 12, 2013. As part of the Conditional Use Permit evaluation, an Initial Study / Negative Declaration and Traffic Impact Study were prepared and approved. The traffic study did not require off-site improvements and mitigation measures beyond the improvements associated with the restaurant.

PROJECT EVALUATION

Staff recommends approval of the tentative parcel map and conditional use permit, as conditioned, based on the project's consistency with the Land Use Element Policies of the General Plan, Zoning Ordinance, and the Subdivision Ordinance for the tentative parcel map.

Planned Development Requirement

The creation of a parcel without direct access onto a public street requires a Planned Unit Development (PUD), which is reviewed and approved though the conditional use permit process.

The Site Plan Review Committee has previously reviewed and issued a "Revise and Proceed" to a development plan and circulation pattern proposed for the site (reference Site Plan Review Item No. 2016-196; see Exhibit "B"). The Site Plan Review Committee subsequently reviewed the proposed parcel map and has made the determination that the parcel map corresponds to the development plan and is consistent with City development standards. The proposed parcel map and PUD ultimately allow for the site to be developed with two separate uses while maintaining a single access point onto Noble Avenue, a design that Caltrans has expressed support of since it helps to minimize vehicle conflicts on Noble Avenue and the State Route 198 off-ramp.

The minimum site area for properties in the C-MU zone is five acres (ref. Municipal Code Section 17.19.060.A). However, according to Municipal Code Section 17.26.040 pertaining to Planned Developments, the Planning Commission may consider lot sizes smaller than the minimum site area if "there are unique circumstances (shape, natural features, location, etc.) which would deprive the land owner of development potential consistent with other properties classified in the same underlying zone."

Staff recommends that the Planning Commission make this finding for the proposed project, given the lack of ability for each building/parcel to have public street access due to the complex circulation pattern surrounding the site and given that other parcels in the Commercial Mixed Use (formerly Shopping-Office Commercial) zone have been the subject of planned developments.

Site Area

The tentative parcel map shown in Exhibit "A" is subject to approval of the associated conditional use permit. The minimum parcel size in the C-MU zone is five acres unless approved as a part of an acceptable master plan. The development pattern approved through Site Plan Review No. 2016-196 with shared access, ingress/egress, and parking constitutes an acceptable master plan and Planned Development which allows the proposed parcel sizes.

Access / Parking

The proposed parcels share common vehicular access from one drive approach that currently exists on Noble Avenue. Vehicular access and parking to Parcel 1 will be permitted through an easement overlaid on a portion or all of Parcel 2.

Existing parking lots shown on Parcel 2 serves the 1,200 square foot restaurant located on Parcel 2. This parking lot contains 21 parking spaces, which is nine more stalls than is required for the restaurant. According to the development plan approved through Site Plan Review No. 2016-196 (see Exhibit "B"), a 3,300 square foot retail building (requiring 11 parking spaces) will be developed together with two additional parking spaces. The parking requirement for the retail building will be met through the 11 undesignated parking spaces spread out over Parcels 1 and 2.

Staff is recommending Condition No. 5 on the Tentative Parcel Map and Conditional Use Permit for recordation of an agreement that addresses the property owners' maintenance of the easement areas. This is to assure uniform maintenance rather than relying upon one individual property owner who may choose to defer needed maintenance. The agreement shall address the access drive, parking, ingress and egress, and any applicable services or infrastructure.

Will-Serve Letter for Domestic Water Service

Staff is recommending Condition No. 6 on the Tentative Parcel Map requiring that a valid will serve letter must be in possession of the property owner prior to the recordation of this map.

Subdivision Map Act Findings

California Government Code Section 66474 lists seven findings for which a legislative body of a city or county shall deny approval of a tentative map if it is able to make any of these findings. These seven "negative" findings have come to light through a recent California Court of Appeal decision (*Spring Valley Association v. City of Victorville*) that has clarified the scope of findings that a city or county must make when approving a tentative map under the California Subdivision Map Act.

Staff has reviewed the seven findings for a cause of denial and finds that none of the findings can be made for the proposed project. The seven findings and staff's analysis are below. Recommended finings in response to this Government Code section are included in the recommended findings for the approval of the tentative parcel map.

GC Section 66474 Finding	Analysis
(a) That the proposed map is not consistent with applicable general and specific plans as specified in Section 65451.	The proposed map has been found to be consistent with the City's General Plan. This is included as recommended Finding No. 1 of the Tentative Parcel Map. There are no specific plans applicable to the proposed map.
(b) That the design or improvement of the proposed subdivision is not consistent with applicable general and specific plans.	The proposed design and improvement of the map has been found to be consistent with the City's General Plan. This is included as recommended Finding No. 1 of the Tentative Parcel Map. There are no specific plans applicable to the proposed map.
(c) That the site is not physically suitable for the type of development.	The site is physically suitable for the proposed map and its affiliated development plan, which is designated as Commercial land use. This is included as recommended Finding No. 4 of the Tentative Parcel Map.
(d) That the site is not physically suitable for the proposed density of development.	The site is physically suitable for the proposed density of development in the Commercial land use designation and C-MU zone, which does not specify densities of development. This is included as recommended Finding No. 5 of the Tentative Parcel Map.
(e) That the design of the subdivision or the proposed improvements are likely to cause substantial environmental damage or substantially and avoidably injure fish or wildlife or their habitat.	The proposed design and improvement of the map has been not been found likely to cause environmental damage or substantially and avoidable injure fish or wildlife or their habitat. This finding is further supported by the project's Categorical Exemption determination under Section 15315 of the Guidelines for the Implementation of the California Environmental Quality Act (CEQA), included as recommended Finding No. 3 of the Tentative Parcel Map.

(f) That the design of the subdivision or type of improvements is likely to cause serious public health problems.	The proposed design of the map has been found to not cause serious public health problems. This is included as recommended Finding No. 2 of the Tentative Parcel Map.
(g) That the design of the subdivision or the type of improvements will conflict with easements, acquired by the public at large, for access through or use of, property within the proposed subdivision.	The proposed design of the map does not conflict with any existing or proposed easements located on or adjacent to the subject property. This is included as recommended Finding No. 6 of the Tentative Parcel Map.

Environmental Review

This project, the use permit and tentative map, are considered Categorically Exempt under Section 15315 of the Guidelines for the Implementation of the California Environmental Quality Act (CEQA) (Categorical Exemption No. 2017-55).

RECOMMENDED FINDINGS

Tentative Parcel Map No. 2017-01

- 1. That the proposed location and layout of the tentative parcel map, its improvement and design, and the conditions under which it will be maintained is consistent with the policies and intent of the General Plan, Zoning Ordinance, and Subdivision Ordinance.
- That the proposed tentative parcel map, its improvement and design, and the conditions under which it will be maintained will not be detrimental to the public health, safety, or welfare, nor materially injurious to properties or improvements in the vicinity, nor is it likely to cause serious public health problems.
- 3. That the project is considered Categorically Exempt under Section 15315 of the Guidelines for the Implementation of the California Environmental Quality Act (CEQA) (Categorical Exemption No. 2017-55). Furthermore, the design of the subdivision or the proposed improvements is not likely to neither cause substantial environmental damage nor substantially and avoidably injure fish or wildlife or their habitat.
- 4. That the site is physically suitable for the proposed tentative parcel map and the way that it will be improved and developed through the accompanying planned development (Conditional Use Permit No. 2017-25).
- 5. That the site is physically suitable for the proposed tentative parcel map and the project's density, which is consistent with the underlying Commercial land use designation and zone, which does not specify densities of development.
- 6. That the proposed tentative parcel map, 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.
- 7. That the proposed parcel sizes resulting from the parcel map are consistent with the Zoning Ordinance's Planned Development and Commercial zone standards since they are part of a planned development established through Conditional Use Permit No. 2017-25.
- 8. That there are unique circumstances involved with the project that would deprive the land owner of development potential consistent with other properties classified in the same underlying zone.

Conditional Use Permit No. 2017-25

- 1. That the proposed project, as conditioned, will not be detrimental to the public health, safety, or welfare, or materially injurious to properties or improvements in the vicinity.
- 2. That the proposed conditional use permit is consistent with the policies and intent of the General Plan and Zoning Ordinance. Specifically, the project is consistent with the required findings of Zoning Ordinance Section 17.38.110:
 - The proposed location of the conditional use is in accordance with the objectives of the Zoning Ordinance and the purposes of the zone in which the site is located.
 - The proposed location of the conditional use and the conditions under which it would be
 operated or maintained will not be detrimental to the public health, safety, or welfare, nor
 materially injurious to properties or improvements in the vicinity.
- 3. That the proposed parcel sizes resulting from the planned development are consistent with the Zoning Ordinance's Planned Development and Commercial zone standards based on the creation of a master development plan.
- 4. That there are unique circumstances involved with the project that would deprive the land owner of development potential consistent with other properties classified in the same underlying zone.
- That the project is considered Categorically Exempt under Section 15315 of the Guidelines for the Implementation of the California Environmental Quality Act (CEQA) (Categorical Exemption No. 2017-55).

RECOMMENDED CONDITIONS OF APPROVAL

Tentative Parcel Map No. 2017-01

- 1. That the tentative parcel map shall be developed consistent with the comments and conditions of Site Plan Review No. 2017-108, incorporated herein by reference.
- 2. That the tentative parcel map be prepared in substantial compliance with Exhibit "A".
- 3. That Conditional Use Permit No. 2017-25 shall be approved, and that requirements of the use permit which relate to this map shall be fulfilled.
- 4. That Tentative Parcel Map No. 2017-01 shall be null and void unless Conditional Use Permit No. 2017-25 is approved.
- 5. That an agreement addressing vehicular access, ingress and easement, parking, public and private utilities, and any other pertinent infrastructure or services shall be recorded with the final parcel map. The agreement shall address property owners' responsibility for repair and maintenance of the easement, repair and maintenance of shared public or private utilities, and shall be kept free and clear of any structures excepting solid waste enclosures. All property owners are equally responsible for these requirements. The City Planner and City Engineer shall review for approval this agreement verifying compliance with these requirements prior to recordation. The agreement shall be recorded prior to the recording of the final parcel map.
- 6. That prior to the recording of a final map on the site, the applicant / developer shall obtain and provide the City with a valid Will Serve Letter from the California Water Service Company.

- 7. That Parcel No. 1 shall only take vehicular access from Parcel No. 2 and shall not take vehicular access directly from Noble Avenue.
- 8. That all other federal and state laws and city codes and ordinances be complied with.
- 9. That the applicant submit to the City of Visalia a signed receipt and acceptance of conditions from the applicant and property owner, stating that they understand and agree to all the conditions of Tentative Parcel Map No. 2017-01, prior to the recordation of the parcel map.

Conditional Use Permit No. 2017-25

- 1. That the planned development shall be developed consistent with the comments and conditions of Site Plan Review No. 2017-108, incorporated herein by reference.
- 2. That the planned development be developed in substantial compliance with the site plan in Exhibit "A".
- 3. That Tentative Parcel Map No. 2017-01 shall be approved, and that requirements of the parcel map which relate to this conditional use permit shall be fulfilled.
- 4. That Conditional Use Permit No. 2017-25 shall be null and void unless Tentative Parcel Map No. 2017-01 is approved.
- 5. That an agreement addressing vehicular access, ingress and easement, parking, public and private utilities, and any other pertinent infrastructure or services shall be recorded with the final parcel map. The agreement shall address property owners' responsibility for repair and maintenance of the easement, repair and maintenance of shared public or private utilities, and shall be kept free and clear of any structures excepting solid waste enclosures. All property owners are equally responsible for these requirements. The City Planner and City Engineer shall review for approval this agreement verifying compliance with these requirements prior to recordation. The agreement shall be recorded prior to the recording of the final parcel map.
- 6. That all of the conditions and responsibilities of Conditional Use Permit No. 2017-25 shall run with the land, and subsequent owners/operators shall also be subject to all of the conditions herein, unless amended or revoked.
- 7. That Parcel No. 1 shall only take vehicular access from Parcel No. 2 and shall not take vehicular access directly from Noble Avenue.
- 8. That all applicable federal, state, regional, and city policies and ordinances be met.
- 9. That the applicant submit to the City of Visalia a signed receipt and acceptance of conditions from the applicant and property owner, stating that they understand and agree to all the conditions of Conditional Use Permit No. 2017-25, prior to the issuance of any building permit for this project.

APPEAL INFORMATION

According to the City of Visalia Zoning Ordinance Section 17.02.145 and Subdivision Ordinance Section 16.28.080, an appeal to the City Council may be submitted within ten days following the date of a decision by the Planning Commission. An appeal with applicable fees shall be in writing and shall be filed with the City Clerk at 220 N. Santa Fe Street, Visalia, CA 93292. The appeal shall specify errors or abuses of discretion by the Planning Commission, or decisions not supported by the evidence in the record. The appeal form can be found on the city's website www.visalia.city or from the City Clerk.

Attachments:

- Related Plans & Policies
- Resolution No. 2017-45 (Tentative Parcel Map No. 2017-01)
- Resolution No. 2017-44 (Conditional Use Permit No. 2017-25)
- Exhibit "A" Tentative Parcel Map / Site Plan
- Exhibit "B" Development Plan approved through Site Plan Review No. 2016-196
- Site Plan Review Item No. 2017-108 Comments
- General Plan Land Use Map
- Zoning Map
- Aerial Map
- Vicinity Map

RELATED PLANS AND POLICIES

City of Visalia Subdivision Ordinance [Title 16 of Visalia Municipa! Code]

Chapter 16.28: PARCEL MAPS

16.28.020 Advisory agency.

The Planning Commission is designated as the advisory agency referred to in Article 2 of the Subdivision Map Act and is charged with the duty of making investigations and reports on the design and improvement of proposed divisions of land under this chapter. The city planner is designated as the clerk to the advisory agency with authority to receive parcel maps.

16.28.060 Hearing and notice.

- A. The city Planning Commission shall hold a public hearing on an application for a tentative parcel map or vesting tentative parcel map.
- B. Notice of a public hearing shall be given not less than ten days or more than thirty (30) days prior to the date of the hearing by mailing a notice of the time and place of the hearing to property owners within three hundred (300) feet of the boundaries of the area proposed for subdivision.

16.28.070 Consideration of tentative parcel maps.

The commission shall review the tentative parcel map and approve, conditionally approve, or disapprove the map within thirty (30) days after the receipt of such map, or at such later date as may be required to concurrently process the appurtenant environmental documents required by state law and local regulations adopted in implementation thereof.

16.28.080 Appeals.

If the applicant is dissatisfied with the decision of the Planning Commission, he may, within ten days after the decision of the Planning Commission, appeal in writing to the council for a hearing thereon. Such hearing need not be concluded on the day thus set but may be continued.

16.28.110 Right-of-way dedications.

- A. Pursuant to the Subdivision Map Act, the subdivider shall provide such dedication of right-of-way and/or easements as may be required by the Planning Commission.
- B. The Planning Commission may, at its discretion, require that offers of dedication or dedication of streets include a waiver of direct access rights to any such streets from any property shown on the final map as abutting thereon, in accord with the provisions of the Subdivision Map Act.

City of Visalia Zoning Ordinance [Title 17 of Visalia Municipal Code]

Chapter 17.26: PLANNED DEVELOPMENT

17.26.010 Purpose and intent.

The purpose and intent of the Planned Development regulations contained in this chapter is to provide for land development consisting of a related group of residential housing types or commercial uses, including but not limited to, attached or detached single-family housing, cluster housing, patio homes, town houses, apartments, condominiums or cooperatives or any combination thereof and including related open spaces and community services consisting of recreational, commercial and offices, infrastructure, maintenance and operational facilities essential to the development, all comprehensively planned. Such land development normally requires deviation from the normal zoning regulations and standards regarding lot size, yard requirements, bulk and structural coverage in an effort to maximize the benefits accruing to the citizens of Visalia.

17.26.040 Development standards.

The following is a list of development standards considered to be necessary to achieve the purpose and intent of this chapter:

- A. Site Area.
- 1. The minimum site area for a planned residential development shall be one acre of gross site area.
- 2. The minimum site area for a planned unit development with residential uses shall be ten acres.
- 3. The minimum site area for a planned unit development without residential uses shall be five acres.
- 4. The minimum site area for a planned unit development with only industrial uses shall be twenty (20) acres.
- 5. Parcels smaller than the minimums stated above may be considered if the planning commission finds there are unique circumstances (shape, natural features, location, etc.) that would deprive the land owner of development potential consistent with other properties classified in the same underlying zone.
- B. Density. The average number of dwelling units per net area shall not exceed the maximum density prescribed by the site area regulations or the site area per dwelling in which the planned unit development is located, subject to a density bonus that may be granted by the city council upon recommendation by the planning commission. A density bonus may be granted as part of a planned development based on the following guidelines:

Area Percent of Density Bonus
6%
10%
16%
20%

- C. Usable Open Space. Usable open space shall be provided for all planned developments that include residential uses, except as provided in this section. Such open space shall include a minimum of five percent of the net site area of the residential portion of a planned development. The requirement for mandatory usable open space may be waived in developments wherein the net lot area of each lot meets or exceeds minimum standard in the underlying zone classification.
- D. Site Design Criteria.
- 1. Location of proposed uses and their relationship to each other with a planned development shall be consistent with general plan policies and ordinance requirements.
- 2. The natural environment of a site is to be considered as part of the design criteria. Such features as natural ponding areas, waterways, natural habitats, and mature vegetation are to be considered.
- 3. If a planned development is located adjacent to a major arterial street, or other existing possible land use conflict, adequate buffering shall be included in the plan.
- E. Landscaping and Structural Coverage. Landscaping provided within a planned development shall conform to the general standards imposed by the underlying zone. Additional landscaping may be required as part of a planned development due to unusual circumstances.
- F. Circulation.
- 1. Vehicle circulation shall be based on a street pattern as outlined within the circulation element of the general plan. Use of private streets and variations to normal city street standards are encouraged.
- There shall be no direct vehicle access from individual lots onto major arterial streets.
- 3. Pedestrian access and bicycle paths should be incorporated within planned developments. Such paths and bikeways to be separated from vehicle streets when possible.
- G. Parking.
- 1. Required parking shall conform with the existing parking standards required under the zoning ordinance.
- 2. Guest parking and storage parking shall be encouraged and may be required in planned development.
- 3. All parking shall be screened from adjacent public right-of-way. Such screening may include dense plantings, fences, landscaped berms, or grade separation.
- 4. Parking clusters shall be provided rather than large (single) parking areas.
- H. Trash Enclosures.
- 1. Trash enclosures shall be provided as specified by the city solid waste department.
- 2. Such enclosures shall be screened from view from adjacent structures and roadways and be provided with solid gates.

Chapter 17.30: DEVELOPMENT STANDARDS

17.30.015 Development standards.

A. Site Area. The minimum parcel size varies according to the zone district in which the parcel is located. However, this title shall not preclude parcels of less than the required minimum, which exist at the time of adoption of this title, from securing site plan review permits and building permits. Parcels of less than the required minimum size may be created upon approval of an acceptable master plan by the site plan review committee.

Chapter 17.38: CONDITIONAL USE PERMITS

17.38.110 Action by planning commission.

- A. The planning commission may grant an application for a conditional use permit as requested or in modified form, if, on the basis of the application and the evidence submitted, the commission makes the following findings:
- 1. That the proposed location of the conditional use is in accordance with the objectives of the zoning ordinance and the purposes of the zone in which the site is located;
- 2. That the proposed location of the conditional use and the conditions under which it would be operated or maintained will not be detrimental to
- the public health, safety or welfare, or materially injurious to properties or improvements in the vicinity.
- B. A conditional use permit may be revocable, may be granted for a limited time period, or may be granted subject to such conditions as the commission may prescribe. The commission may grant conditional approval for a permit subject to the effective date of a change of zone or other ordinance amendment.
- C. The commission may deny an application for a conditional use permit.

RESOLUTION NO. 2017-45

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF VISALIA APPROVING TENTATIVE PARCEL MAP NO. 2017-01: A REQUEST BY SALIM DEVELOPMENT C/O TAHIR SALIM TO SUBDIVIDE A 1.02-ACRE PARCEL INTO TWO PARCELS TO FACILITATE COMMERCIAL DEVELOPMENT ON LAND IN THE COMMERCIAL MIXED USE (CMU) ZONE. THE PROJECT SITE IS LOCATED ON THE NORTH SIDE OF NOBLE AVENUE BETWEEN BEN MADDOX WAY AND THE STATE ROUTE 198 EASTBOUND OFF-RAMP. (APN: 100-030-022)

WHEREAS, Tentative Parcel Map No. 2017-01 is a request by Salim Development c/o Tahir Salim to subdivide a 1.02-acre parcel into two parcels to facilitate commercial development on land in the Commercial Mixed Use (CMU) Zone. The project site is located on the north side of Noble Avenue between Ben Maddox Way and the State Route 198 eastbound off-ramp. (APN: 100-030-022); and,

WHEREAS, the Planning Commission of the City of Visalia, after duly published notice did hold a public hearing before said Commission on August 14, 2017; and,

WHEREAS, the Planning Commission of the City of Visalia finds the tentative parcel map in accordance with Section 16.28.070 of the Ordinance Code of the City of Visalia based on the evidence contained in the staff report and testimony presented at the public hearing; and,

WHEREAS, the project is considered Categorically Exempt under Section 15315 of the Guidelines for the Implementation of the California Environmental Quality Act (CEQA) (Categorical Exemption No. 2017-55).

NOW, THEREFORE, BE IT RESOLVED, that the Planning Commission of the City of Visalia approves the proposed tentative parcel map based on the following specific findings and based on the evidence presented:

- 1. That the proposed location and layout of the tentative parcel map, its improvement and design, and the conditions under which it will be maintained is consistent with the policies and intent of the General Plan, Zoning Ordinance, and Subdivision Ordinance.
- 2. That the proposed tentative parcel map, its improvement and design, and the conditions under which it will be maintained will not be detrimental to the public health, safety, or welfare, nor materially injurious to properties or improvements in the vicinity, nor is it likely to cause serious public health problems.
- 3. That the project is considered Categorically Exempt under Section 15315 of the Guidelines for the Implementation of the California Environmental Quality Act (CEQA) (Categorical Exemption No. 2017-55). Furthermore, the design of the

- subdivision or the proposed improvements is not likely to neither cause substantial environmental damage nor substantially and avoidably injure fish or wildlife or their habitat.
- 4. That the site is physically suitable for the proposed tentative parcel map and the way that it will be improved and developed through the accompanying planned development (Conditional Use Permit No. 2017-25).
- 5. That the site is physically suitable for the proposed tentative parcel map and the project's density, which is consistent with the underlying Commercial land use designation and zone, which does not specify densities of development.
- 6. That the proposed tentative parcel map, 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.
- 7. That the proposed parcel sizes resulting from the parcel map are consistent with the Zoning Ordinance's Planned Development and Commercial zone standards since they are part of a planned development established through Conditional Use Permit No. 2017-25.
- 8. That there are unique circumstances involved with the project that would deprive the land owner of development potential consistent with other properties classified in the same underlying zone.

BE IT FURTHER RESOLVED that the Planning Commission hereby approves the tentative parcel map on the real property hereinabove described in accordance with the terms of this resolution under the provisions of Section 16.28.070 of the Ordinance Code of the City of Visalia, subject to the following conditions:

- 1. That the tentative parcel map shall be developed consistent with the comments and conditions of Site Plan Review No. 2017-108, incorporated herein by reference.
- 2. That the tentative parcel map be prepared in substantial compliance with Exhibit "A".
- 3. That Conditional Use Permit No. 2017-25 shall be approved, and that requirements of the use permit which relate to this map shall be fulfilled.
- 4. That Tentative Parcel Map No. 2017-01 shall be null and void unless Conditional Use Permit No. 2017-25 is approved.
- 5. That an agreement addressing vehicular access, ingress and easement, parking, public and private utilities, and any other pertinent infrastructure or services shall be recorded with the final parcel map. The agreement shall address property owners' responsibility for repair and maintenance of the easement, repair and maintenance of shared public or private utilities, and shall be kept free and clear of any structures excepting solid waste enclosures. All property owners are equally responsible for these requirements. The City Planner and City Engineer shall review for approval

- this agreement verifying compliance with these requirements prior to recordation. The agreement shall be recorded prior to the recording of the final parcel map.
- That prior to the recording of a final map on the site, the applicant / developer shall obtain and provide the City with a valid Will Serve Letter from the California Water Service Company.
- 7. That Parcel No. 1 shall only take vehicular access from Parcel No. 2 and shall not take vehicular access directly from Noble Avenue.
- 8. That all other federal and state laws and city codes and ordinances be complied with.
- 9. That the applicant submit to the City of Visalia a signed receipt and acceptance of conditions from the applicant and property owner, stating that they understand and agree to all the conditions of Tentative Parcel Map No. 2017-01, prior to the recordation of the parcel map.

RESOLUTION NO. 2017-44

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF VISALIA APPROVING CONDITIONAL USE PERMIT NO. 2017-25: A REQUEST BY SALIM DEVELOPMENT C/O TAHIR SALIM TO ALLOW A PLANNED COMMERCIAL DEVELOPMENT CONSISTING OF A PARCEL WITHOUT ACCESS RIGHTS ONTO A PUBLIC STREET ON LAND IN THE COMMERCIAL MIXED USE (CMU) ZONE. THE PROJECT SITE IS LOCATED ON THE NORTH SIDE OF NOBLE AVENUE BETWEEN BEN MADDOX WAY AND THE STATE ROUTE 198 EASTBOUND OFF-RAMP. (APN: 100-030-022)

WHEREAS, Conditional Use Permit No. 2017-25 is a request by Salim Development c/o Tahir Salim to allow a planned commercial development consisting of a parcel without access rights onto a public street on land in the Commercial Mixed Use (CMU) Zone. The project site is located on the north side of Noble Avenue between Ben Maddox Way and the State Route 198 eastbound off-ramp. (APN: 100-030-022); and

WHEREAS, the Planning Commission of the City of Visalia, after duly published notice did hold a public hearing before said Commission on August 14, 2017; and

WHEREAS, the Planning Commission of the City of Visalia finds the Conditional Use Permit No. 2017-25, as conditioned by staff, to be in accordance with Chapter 17.38.110 of the Zoning Ordinance of the City of Visalia based on the evidence contained in the staff report and testimony presented at the public hearing; and

WHEREAS, the project is considered Categorically Exempt under Section 15315 of the Guidelines for the Implementation of the California Environmental Quality Act (CEQA) (Categorical Exemption No. 2017-55).

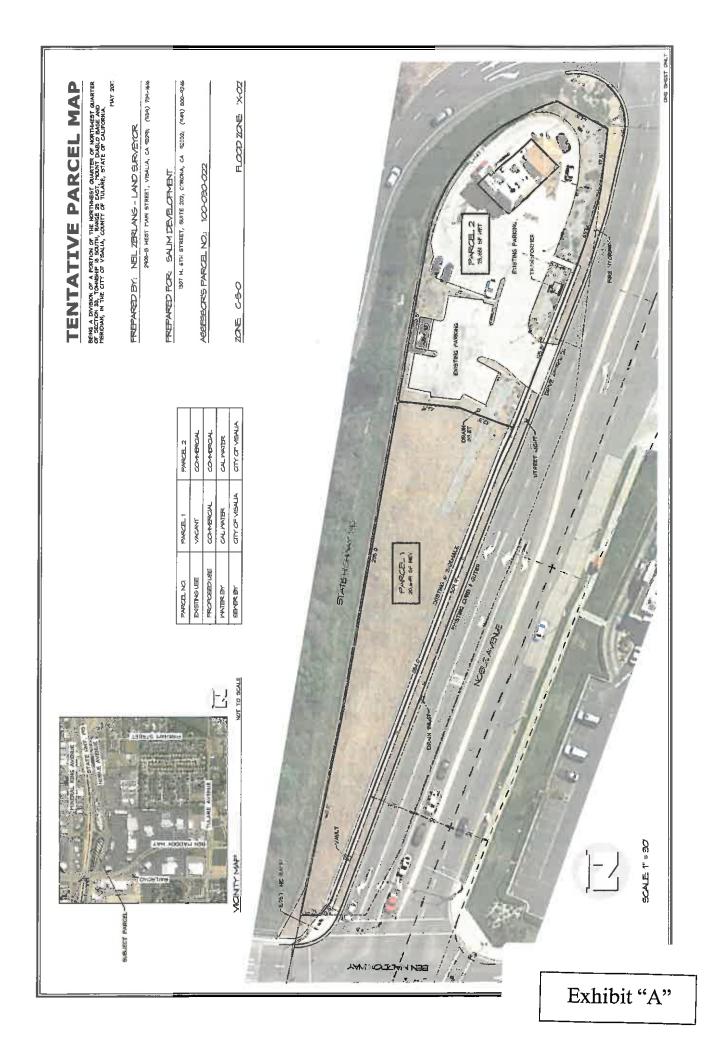
NOW, THEREFORE, BE IT FURTHER RESOLVED that the Planning Commission of the City of Visalia makes the following specific findings based on the evidence presented:

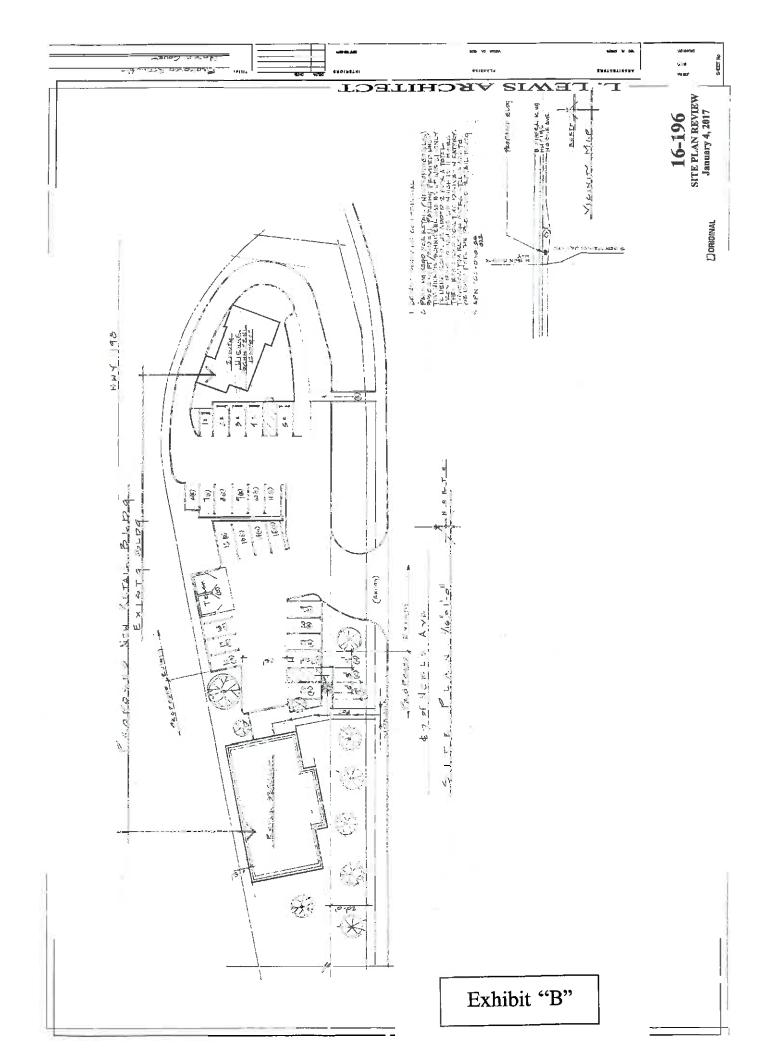
- 1. That the proposed project, as conditioned, will not be detrimental to the public health, safety, or welfare, or materially injurious to properties or improvements in the vicinity.
- That the proposed conditional use permit is consistent with the policies and intent of the General Plan and Zoning Ordinance. Specifically, the project is consistent with the required findings of Zoning Ordinance Section 17.38.110:
 - The proposed location of the conditional use is in accordance with the objectives of the Zoning Ordinance and the purposes of the zone in which the site is located.
 - The proposed location of the conditional use and the conditions under which it
 would be operated or maintained will not be detrimental to the public health,
 safety, or welfare, nor materially injurious to properties or improvements in the
 vicinity.

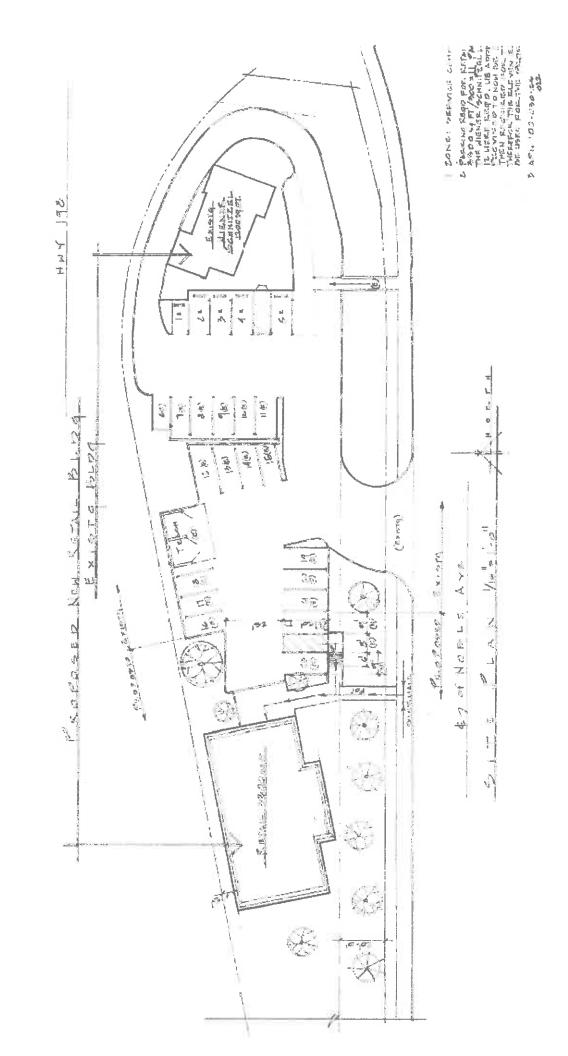
- 3. That the proposed parcel sizes resulting from the planned development are consistent with the Zoning Ordinance's Planned Development and Commercial zone standards based on the creation of a master development plan.
- 4. That there are unique circumstances involved with the project that would deprive the land owner of development potential consistent with other properties classified in the same underlying zone.
- 5. That the project is considered Categorically Exempt under Section 15315 of the Guidelines for the Implementation of the California Environmental Quality Act (CEQA) (Categorical Exemption No. 2017-55).

BE IT FURTHER RESOLVED that the Planning Commission hereby approves the Conditional Use Permit on the real property here described in accordance with the terms of this resolution under the provisions of Section 17.38.110 of the Ordinance Code of the City of Visalia, subject to the following conditions:

- 1. That the planned development shall be developed consistent with the comments and conditions of Site Plan Review No. 2017-108, incorporated herein by reference.
- 2. That the planned development be developed in substantial compliance with the site plan in Exhibit "A".
- 3. That Tentative Parcel Map No. 2017-01 shall be approved, and that requirements of the parcel map which relate to this conditional use permit shall be fulfilled.
- 4. That Conditional Use Permit No. 2017-25 shall be null and void unless Tentative Parcel Map No. 2017-01 is approved.
- 5. That an agreement addressing vehicular access, ingress and easement, parking, public and private utilities, and any other pertinent infrastructure or services shall be recorded with the final parcel map. The agreement shall address property owners' responsibility for repair and maintenance of the easement, repair and maintenance of shared public or private utilities, and shall be kept free and clear of any structures excepting solid waste enclosures. All property owners are equally responsible for these requirements. The City Planner and City Engineer shall review for approval this agreement verifying compliance with these requirements prior to recordation. The agreement shall be recorded prior to the recording of the final parcel map.
- 6. That all of the conditions and responsibilities of Conditional Use Permit No. 2017-25 shall run with the land, and subsequent owners/operators shall also be subject to all of the conditions herein, unless amended or revoked.
- 7. That Parcel No. 1 shall only take vehicular access from Parcel No. 2 and shall not take vehicular access directly from Noble Avenue.
- 8. That all applicable federal, state, regional, and city policies and ordinances be met.
- 9. That the applicant submit to the City of Visalia a signed receipt and acceptance of conditions from the applicant and property owner, stating that they understand and agree to all the conditions of Conditional Use Permit No. 2017-25, prior to the issuance of any building permit for this project.









#11

MEETING DATE: MAY 31, 2017

SITE PLAN NO. 17-108

PARCEL MAP NO.

SUBDIVISION:

LOT LINE ADJUSTMENT NO.

Enclosed for your review are the comments and decisions of the Site Plan Review committee. Please review all comments since they may impact your project.

for bu	IBMIT Major changes to your plans are required. Prior to accept ing construction drawings illding permit, your project must return to the Site Plan Review Committee for review of the diplans.
	During site plan design/policy concerns were identified, schedule a meeting with
	Planning Engineering prior to resubmittal plans for Site Plan Review.
 	Solid Waste Parks and Recreation Fire Dept.
REVIS	SE AND PROCEED (see below)
	A revised plan addressing the Committee comments and revisions must be submitted for Off-Agenda Review and approval prior to submitting for building permits or discretionary actions.
	Submit plans for a building permit between the hours of 9:00 a.m. and 4:00 p.m., Monday through Friday.
4	Your plans must be reviewed by:
	CITY COUNCIL REDEVELOPMENT
	PLANNING COMMISSION PARK/RECREATION
	W CUD+ MAP
	HISTORIC PRESERVATION OTHER:
ADDIT	TIONAL COMMENTS:

If you have any questions or comments, please call Jason Huckleberry at (559) 713-4259.

Site Plan Review Committee



SUBDIVISION & PARCEL MAP		
REQUIREMENTS ENGINEERING DIVISION	ITEM NO: 11 DATE	: <u>MAY 31, 2017</u>
□Jason Huckleberry 713-4259 ⊠Adrian Rubalcaba 713-4271	SITE PLAN NO.: PROJECT TITLE: DESCRIPTION; APPLICANT: PROP. OWNER: LOCATION: APN:	17-108 SALIM DEVELOPMENT PARCEL MAP PROJECT (CMU) (X) (A) ZERLANG NEIL VZSA PIZZA THREE INC 1338 & 1400 E NOBLE AVE 100-030-022
SITE PLAN REVIEW COMMENTS		
☐REQUIREMENTS (Indicated by check ☐Submit improvements plans detailing requirements]Subdivision Agreement will detail fees & bonding
	payment of fees/inspe	ection, and approved map & plan required prior to
	conform to the Subd	ivision Map Act, the City's Subdivision Ordinance
AN EASEMENT FOR SIDEWALK M.	tle report is required f AY BE NECESSARY	or verification of ownership. 🗵 by map 🗍 by deed
☐City Encroachment Permit Required v ☐CalTrans Encroachment Permit Req approval. CalTrans contacts: David D	uired. ⊠CalTrans c	omments required prior to tentative parcel map
Landscape & Lighting District/Hom Landscape & Lighting District will ma	le Owners Associat aintain common area ted Landscape and L	ion required prior to approval of Final Map. landscaping, street lights, street trees and local lighting District application and filing fee a min. of
□ Landscape & irrigation improvement comply with the City's street tree or comply with Plate SD-1 of the City in the	plans to be submitted dinance. The location opposement standard to be submitted with the plant of the submitted with the subm	ed for each phase. Landscape plans will need to ns of street trees near intersections will need to s. A street tree and landscape master plan for all se initial phase to assist City staff in the formation
Dedicate landscape lots to the City the	at are to be maintaine	ed by the Landscape & Lighting District. into Northeast District required 75 days prior to
Written comments required from di Persian, Watson, Oakes, Flemming,	Evans Ditch and Per	Contacts: James Silva 747-1177 for Modoc, oples Ditches; Paul Hendrix 686-3425 for Tulare George 747-5601 for Mill Creek and St. John's
Final Map & Improvements shall conf 12' minimum. Provide wide	riparian dedication fro	
any portion of the system. The sewer where future connection and extension future developments that are anticipated.	system will need to be on is anticipated. The ted to connect to the	all be submitted for approval prior to approval of e extended to the boundaries of the development sewer system will need to be sized to serve any system.
project area that shall include pipe ne civil engineer or project architect. run-off from the project shall be han system; b) directed to a perman	etwork sizing and grad All elevations shall be died as follows: a) [ent on-site basin; or	ed, then a master plan is required for the entire des and street grades. Prepared by registered be based on the City's benchmark network. Storm directed to the City's existing storm drainage c) directed to a temporary on-site basin is able to the City's storm drainage system. On-site

basin: : maximum side slopes, perimeter fencing required, provide access ramp to bottom f	or
maintenance.	
Show Oak trees with drip lines and adjacent grade elevations. Protect Oak trees during construction accordance with City requirements. A permit is required to remove oak trees. The City will evaluate Oak	in ak
trees with removal permit applications. Oak tree evaluations by a certified arborist are required to be	e
submitted to the City in conjunction with the tentative map application. A pre-construction conference required. Contact: Joel Hooyer, City Arborist, 713-4295	is
Show adjacent property grade elevations on improvement plans. A retaining wall will be required for grade differences greater than 0.5 feet at the property line.	16
Relocate existing utility poles and/or facilities.	
Underground all existing overhead utilities within the project limits. Existing overhead electrical lines over	ЭГ
50kV shall be exempt from undergrounding.	
☐ Provide "R" value tests: each at ☐ Traffic indexes per city standards:	
☐All public streets within the project limits and across the project frontage shall be improved to their full widt	Ĺ.,
subject to available right of way, in accordance with City policies, standards and specifications.	л,
All lots shall have separate drive approaches constructed to City Standards.	
☐Install street striping as required by the City Engineer.	
Install sidewalk: ft. wide, with ft. wide parkway on	
Cluster mailbox supports required at 1 per 2 lots, or use postal unit (contact the Postmaster at 732-8073).	
Subject to existing Reimbursement Agreement to reimburse prior developer:	
Abandon existing wells per City of Visalia Code. A building permit is required.	
Remove existing irrigation lines & dispose off-site. Remove existing leach fields and septic tanks.	
🔀 Fugitive dust will be controlled in accordance with the applicable rules of San Joaquin Valley Air District	's
Regulation VIII. Copies of any required permits will be provided to the City.	
🔯 If the project requires discretionary approval from the City, it may be subject to the San Joaquin Valley A	ir
District's Rule 9510 Indirect Source Review per the rule's applicability criteria. A copy of the approved Al	A
application will be provided to the City.	
☑If the project meets the one acre of disturbance criteria of the State's Storm Water Program, then coverage	
under General Permit Order 2009-0009-DWQ is required and a Storm Water Pollution Prevention Pla	ก
(SWPPP) is needed. A copy of the approved permit and the SWPPP will be provided to the City.	
☐Comply with prior comments ☐Resubmit with additional information ☑Redesign required	
Additional Comments:	
1. Parcel map is subject to previous Site Plan conditions for the proposed development of Parcel 1.	
1. I alvei map is subject to previous one rian conditions for the proposed development of rancel i.	
2. Parcel 1 shall have access and parking rights over and across Parcel 2.	
3. Shared utilities shall be identified in separate or common easements.	
4. An agreement shall be established for the maintenance of shared improvements/utilities.	

6. Impact fees apply to undeveloped Parcel 1 and can be defered until time of future development.

5. Access rights shall be relinquished along Noble Ave.

SUMMARY OF APPLICABLE DEVELOPMENT IMPACT FEES

Site Plan No: Date:	17-108 5/31/2017
Summary of recordation:	applicable Development Impact Fees to be collected at the time of final/parcel map
	estimate only! Final fees will be based on approved subdivision map & improvements fee schedule in effect at the time of recordation.)
	Date:10/1/2016) or fee rates:PARCEL MAP)
☐ Existing use	es may qualify for credits on Development Impact Fees.
FEE ITEM Trunk Line C	Eapacity Fee
Sewer Front	Foot Fee
Storm Draina	age Acquisition Fee
Park Acquisi	tion Fee
Storm E Block W	y Landscaping
☐ Waterways A	Acquisition Fee
Additional Dev	velopment impact Fees will be collected at the time of issuance of building permits.

City Reimbursement:

- 1.) No reimbursement shall be made except as provided in a written reimbursement agreement between the City and the developer entered into prior to commencement of construction of the subject planned facilities.
- 2.) Reimbursement is available for the development of arterial/collector streets as shown in the City's Circulation Element and funded in the City's transportation impact fee program. The developer will be reimbursed for construction costs and right of way dedications as outlined in Municipal Code Section 16.44. Reimbursement unit costs will be subject to those unit costs utilized as the basis for the transportation impact fee.
- 3.) Reimbursement is available for the construction of storm drain trunk lines and sanitary sewer trunk lines shown in the City's Storm Water Master Plan and Sanitary Sewer System Master Plan. The developer will be reimbursed for construction costs associated with the installation of these trunk lines.

Adrian Rubalcaba

SITE PLAN REVIEW COMMENTS

CITY OF VISALIA TRAFFIC SAFETY DIVISION May 31, 2017

ITEM NO: 11

SITE PLAN NO:

SPR17108

PROJECT TITLE: SALIM DEVELOPMEN

DESCRIPTION:

PARCEL MAP PROJECT (C-MU) (X) (A)

APPLICANT:

ZER: ANG NEIL

PROP. OWNER: VZSA PIZZA THREE INC

AFIN

100 000 022

LOCATION:

1400 ENOSLE AVE VILA

APN:

100-030-022

LOCATION

1908 E NOBLE AVE VIEW

THE TRAFFIC DIVISION WILL PROHIBIT ON-STREET PARKING AS DEEMED NECESSARY

X	No Comments
	See Previous Site Plan Comments
	Install Street Light(s) per City Standards.
	Install Street Name Blades at Locations.
	Install Stop Signs at Locations.
	Construct parking per City Standards PK-1 through PK-4.
	Construct drive approach per City Standards.
	Traffic Impact Analysis required. ☐ Provide more traffic information such as a TIA may be required. ☐ Depending on development size, characteristics, etc.,
	190

Additional Comments:

Leslie Blair

SITE PLAN REVIEW COMMENTS

Paul Bernal, Planning Division (559) 713-4025

Date: May 31, 2017

SITE PLAN NO: 2017-108

PROJECT TITLE: PARCEL MAP FOR SALIM DEVELOPMEN DESCRIPTION: PARCEL MAP PROJECT (C-MU) (X) (A)

APPLICANT: NEIL ZERLANG

PROP. OWNER: VZSA PIZZA THREE INC LOCATION TITLE: 1400 E NOBLE AVE

APN TITLE: 100-030-022

GENERAL PLAN: Commercial Mixed Use

ZONING: C-MU – Commercial Mixed Use

Planning Division Recommendation:

Revise and Proceed
Resubmit

Project Requirements

- Parcel Map
- Conditional Use Permit
- Building Permits
- Additional Information as Needed

PROJECT SPECIFIC INFORMATION: 05/31/2017

- 1. A Tentative Parcel Map is required for the proposed parcel split.
- 2. A Conditional Use Permit to create the Planned Commercial Development is required due to the creation of a parcel that does not have direct vehicular access to a local right-of-way.
- 3. The CUP will create a parcel that takes vehicular access via a shared vehicular cross-access agreement.
- 4. Provide Reciprocal Cross-Access, shared parking, storm-drainage and shared solid waste agreement with the final map. This shared all-inclusive agreement shall be submitted, reviewed and approved by the Community Development Department Director or their appointee prior to Final Map recording. The agreement shall be recorded with the Final Parcel Map recording.
- 5. Comply with all comments and conditions of Site Plan Review No. 2016-196.
- 6. The entire site shall have the landscaping re-established per the approved Irrigation and Landscape plan that was approved for the Wienerschnitzel development.
- 7. Maintenance of landscaped areas. A landscaped area provided in compliance with the regulations prescribed in this title or as a condition of a use permit or variance shall be planted with materials suitable for screening or ornamenting the site, whichever is appropriate, and plant materials shall be maintained and replaced as needed, to screen or ornament the site.
- 8. Comply with Engineering Division's comments regarding the bio swale for this site.

CITY GENERAL PLAN CONSISTENCY

 Staff initial finding is that the proposed site plan IS CONSISTENT with the City General Plan. Because this project requires discretionary approval by the City Council and/or Planning Commission the final determination of consistency will be made by the Planning Commission and/or City Council.

17.19.060 Development standards in the C-MU zones outside the downtown area.

The following development standards shall apply to property located in the C-MU zone and located outside the Downtown Area, which is defined as the area that is south of Murray Avenue, west of Ben Maddox Way, north of Mineral King Avenue, and east of Conyer Street:

- A. Minimum site area: five (5) acres.
- B. Maximum building height: fifty (50) feet.
- C. Minimum required yards (building setbacks):
 - 1. Front [Noble Avenue frontage]: fifteen (15) feet;
 - 2. Rear: zero (0) feet;
 - 3. Rear yards abutting an R-1 or R-M zone district: fifteen (15) feet;
 - 4. Side: zero (0) feet;
 - 5. Side yards abutting an R-1 or R-M zone district: fifteen (15) feet;
 - 6. Street side yard on corner lot [Linwood Street frontage]: ten (10) feet.
- D. Minimum required landscaped yard (setback) areas:
 - 1. Front [Noble Avenue frontage]: fifteen (15) feet;
 - 2. Rear: five (5) feet;
 - 3. Rear yards abutting an R-1 or R-M zone district: five (5) feet;
 - 4. Side: five (5) feet (except where a building is located on side property line);
 - 5. Side yards abutting an R-1 or R-M zone district: five (5) feet;
 - 6. Street side on corner lot [Linwood Street frontage]: ten (10) feet.
 - 7. The provisions of Chapter 17.58 shall also be met, if applicable.

NOTE: Staff recommendations contained in this document are not to be considered support for a particular action or project unless otherwise stated in the comments. The comments found on this document pertain to the site plan submitted for review on the above referenced date. Any changes made to the plan submitted must be submitted for additional review.

Signature

City of Visalia
Building: Site Plan
Review Comments

ITEM NO: 11

DATE: May 31, 2017

SITE PLAN NO:

SPR17108

PROJECT TITLE:

SALIM DEVELOPMEN

DESCRIPTION:

PARCEL MAP PROJECT (C-MU) (X) (A)

APPLICANT:

ZERLANG NEIL

PROP OWNER:

VZSA PIZZA THREE INC

LOCATION:

1400 E NOBLE AVE

APN(S): 100-030-022

	NOTE: These are general comments and DO NOT consti Please refer to the applicable California Codes &	tute a complete plan check for your specific project local ordinance for additional requirements.
	Business Tax Certification is required.	For information call (559) 713-4325
	A building permit will be required.	For information call (559) 713-4444
	Submit 4 sets of professionally prepared plans and 2 sets of calculations.	(Small Tenant Improvements)
	Submit 4 sets of plans prepared by an architect or engineer. Must comply construction or submit 2 sets of engineered calculations.	with 2013 California Bullding Cod Sec. 2308 for conventional light-fram
	Indicate abandoned wells, septic systems and excavations on construction	plans.
	You are responsible to ensure compliance with the following checked iter Meet State and Federal requirements for accessibility for persons with disa	bilities.
	A path of travel, parking, common area and public right of way must compl	y with requirements for access for persons with disabilities.
	Multi family units shall be accessible or adaptable for persons with disabilit	les.
	Maintain sound transmission control between units minimum of 50 STC.	
	Maintain fire-resistive requirements at property lines.	
	A demolition permit & deposit is required.	For Information call (559) 713-4444
	Obtain required clearance from San Joaquin Vailey Air Pollution Board. Prio	r to am demolition work
	For information call (661) 392-5500	
	Location of cashier must provide clear view of gas pump island	
	Plans must be approved by the Tulare County Health Department.	For information call (559) 624-7400
	Project is located in flood zone • Hazardous materials r	report.
П	Arrange for an on-site inspection. (Fee for inspection \$157.00)	For information call (559) 713-4444
	School Development fees. Commercial \$0.56 per square foot. Residential \$	3.75 per square foot.
	Existing address must be changed to be consistent with city address.	For information call (559) 713-4320
	Acceptable as submitted	
\boxtimes	No comments	
	See previous comments dated:	
	Special comments:	
	9	Date: Jal/17

Signature

QUALITY ASSURANCE DIVISION SITE PLAN REVIEW COMMENTS

PARCEL MAP PROJECT (C-MU) (X) (A)

DATE: May 31, 2017

SALIM DEVELOPMEN

VZSA PIZZA THREE INC

SPR17108

ZERLANG NEIL

1400 E NOBLE AVE

ITEM NO: 11

SITE PLAN NO:

DESCRIPTION:

PROP OWNER:

APPLICANT:

LOCATION:

PROJECT TITLE:

	APN(S):	100-030-022			
ORDINANO CONNECTI ALSO REST	REQUIRED TO CO CE 13.08 RELATIV ION FEES AND M IRICTS THE DISC CARY SEWER SY	VE TO CONNI CONTHLY SEV CHARGE OF C	ECTION TO THE WER USER CHA	SEWER, PAYI RGES. THE OI	MENT OF RDINANCE
YOUR PRO	JECT IS ALSO SU	BJECT TO TI	HE FOLLOWING	REQUIREMEN	VTS:
<u> </u>	WASTEWATER	DISCHARGE P	ERMIT APPLICAT	MON	
	SAND AND GRE	ASE INTERCE	PTOR – 3 COMPA	RTMENT	
	GREASE INTER	CEPTOR n	nin. 1000 GAL		
	GARBAGE GRIN	IDER – ¾ HP. M	IAXIMUM		
	SUBMISSION OF	A DRY PROCI	ESS DECLARATIO)N	
	NO SINGLE PAS	S COOLING WA	ATER IS PER MITI	ED	
	OTHER	ш.			
\boxtimes	SITE PLAN RĘVI	EWED-NO CO	OMMENTS		
CALL THE C	QUALITY ASSUR S.	ANCE DIVISI	ION AT (559) 713	3-4529 IF YOU	HAVE ANY
		© 85			χ.
PUBLIC WO	OF VISALIA ORKS DEPARTMI SSURANCE DIVI AVENUE 288		AUTHORE	a ZED SIGNATUI	RE
	LIA, CA 93277		5-26-17	DATE	<u></u>
				<u> </u>	

City of Vicalia Parks and Urban Forestry 336 N. Ben Maddox Way Visalia, CA 93292

Date: 5.9.0=/7

Site Plan Review#

SITE PLAN REVIEW COMMENTS

1400 E. Madic Ave
COMMENTS: See Below . Note:
Picase plot and protect all Valley Oak Trees.
Landscape along parkway to be planted by developer and maintained by a maintenance district.
All drainage from curb and gatter along streets to be connected to storm drain system.
All trees planted in street right-of-way to be approved by the Public Works Superintendent of Parks.
Tie-ins to existing initiastructure may require a bore. Check with the Public Works Department prior to any street out.
Other Comments:
And the same of th
cel Hooyer

Farks and Urban Forestry Supervisor 559 713-4295 Fax 559 713-4518

Email: jacoyor@ci.visalia.ca.us

CITY OF VISALIA SOLID WASTE DIVISION 336 N. BEN MADDOX VISALIA CA. 93291 713 - 4500

17-108 E. Nobie

COMMERCIAL BIN SERVICE

No Comments
Same comments as
Revisions required prior to submitting final plans. See comments below.
Resubmittal required. See comments below.
Customer responsible for all cardboard and other bulky recyclables to be broken down be fore disposing of in recycle containers.
ALL refuse enclosures must be R-3 OR R-4
Customer must provide combination or keys for access to locked gates/bins
Type of refuse service not indica 16-06
Location of bin enclosure not acceptable. See comments below.
Bin enclosure not to city standards double.
Inadequate number of bins to provide sufficient service. See comments below.
Drive approach too narrow for refuse trucks access. See comments below.
Area not adequate for allowing refuse truck turning radius of : Commercial (X) 50 ft. outside 36 ft. inside; Residential () 35 ft. outside, 20 ft. inside.
Paved areas should be engineered to withstand a 55,000 lb. refuse truck.
Bin enclosure gates are required
Hammerhead turnaround must be built per city standards.
Cul - de - sac must be built per city standards.
Bin enclosures are for city refuse containers only, Grease drums or any other tions are not allowed to be stored inside bin engineers.
Area in front of refuse enclosure must be marked off indicating no parking
Enclosure will have to be designed and located for a STAB service (DIRECT ACCESS)
with no less than 38' clear space in front of the bin, included the front concrete pad. Customer will be required to roll container out to curb for service.
Customer will be required to roll container out to curb for service. Must be a concrete slab in front of enclosure as per city standards The width of the enclosure by ten(10) feet, minimum of six(6) inches in depth.

OMMENTS				
in enclosure l	ocation is set for	direct stab - ok		

TEM NO: 11

DATE: May 31, 2017

SITE PLAN NO:

SPR17108

PROJECT TITLE:

SALIM DEVELOPMEN

DESCRIPTION:

PARCEL MAP PROJECT (C-MU) (X) (A)

APPLICANT:

ZERLANG NEIL

City of Visalia Police Department PROP OWNER: LOCATION: VZSA PIZZA THREE INC 1400 E NOBLE AVE

APN(S):

100-030-022

303 S. Johnson St, Visalia, Ca. 93292 (559) 713-4370

Site Plan Review Comments

177	No Comment at this time.
[7]	Request opportunity to comment or make recommendations as to safety issues as plans are developed.
	Public Safety Impact fee: Ordinance No. 2001-11 Chapter 16.48 of Title 16 of the Visalia Municipal Code Effective date - August 17, 2001
	Impact fees shall be imposed by the City pursuant to this Ordinance as a condition of or in conjunction with the approval of a development project. "New Development or Development Project" means any new building, structure or improvement of any parcels of land, upon which no like building, structure of improvement previously existed. *Refer to Engineering Site Plan comments for fee estimation.
	Not enough information provided. Please provide additional information pertaining to:
	Territorial Reinforcement: Define property lines (private/public space).
	Access Controlled / Restricted etc:
	Lighting Concerns:
	Landscaping Concerns:
	Traffic Concerns:
	Surveillance Issues:
	Line of Sight Issues:
	Other Concerns:
	11/19/
Visalia 🥀	olice Department



Site Plan Review Comments For:

Visalia Fire Department Kurtis A. Brown, Fire Marshal 707 W Acequia Visalia, CA 93291 559-713-4261 Office 559-713-4808 Fax SITE PLAN NO:
PROJECT TITLE:
DESCRIPTION:

DESCRIPTION:
APPLICANT:
PROP OWNER:
LOCATION:
APN(S):

DATE: May 31, 2017

SPR17108
SALIM DEVELOPMEN

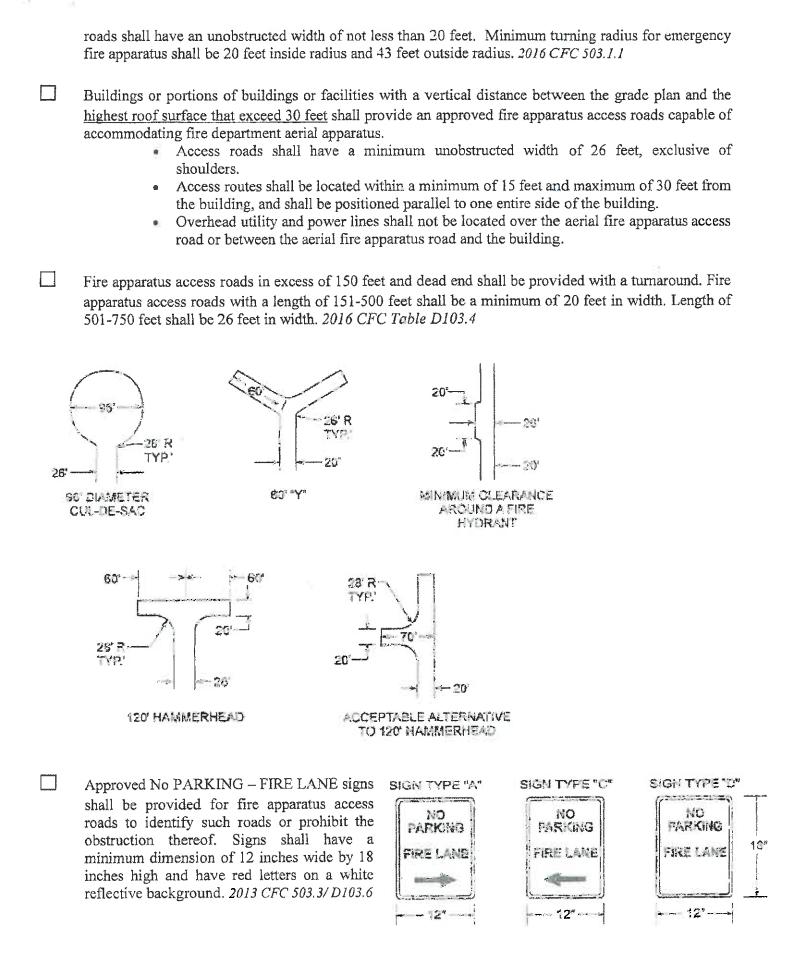
PARCEL MAP PROJECT (C-MU) (X) (A) ZERLANG NEIL

VZSA PIZZA THREE INC 1400 E NOBLE AVE 100-030-022

The f	following	comments	are an	plicable when	checked:
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\boxtimes	The Site Plan Review comments are issued as general overview of your project. With further details, additional requirements will be enforced at the Plan Review stage. Please refer to the 2016 California Fire Code (CFC), 2016 California Building Codes (CBC) and City of Visalia Municipal Codes.
	All fire detection, alarm, and extinguishing systems in existing buildings shall be maintained in an operative condition at all times and shall be replaced or repaired where defective. If building has been vacant for a significant amount of time, the fire detection, alarm, and or extinguishing systems may need to be evaluated by a licensed professional. 2016 CFC 901.6
\boxtimes	No fire protection items required for <u>parcel map or lot line adjustment</u> ; however, any future projects will be subject to fire & life safety requirements including fire protection.
	 Construction and demolition sites prior to and during construction shall comply with the following: Water Supply for fire protection, either temporary or permanent, shall be made available as soon as combustible materials arrive on the site. 2016 CFC 3312 An all-weather, 20 feet width Construction Access Road capable of holding a 75,000 pound fire apparatus. Fire apparatus access shall be provided within 100 feet of temporary or permanent fire department connections. 2016 CFC 3310
	More information is needed before a Site Plan Review can be conducted. Please submit plans with more detail. Please include information on
<u>Gener</u>	<u>ral:</u>
	Address numbers must be placed on the exterior of the building in such a position as to be clearly and plainly visible from the street. Numbers will be at least four inches (4") high and shall be of a color to contrast with their background. If multiple addresses served are by a common driveway, the range of numbers shall be posted at the roadway/driveway. 2016 CFC 505.1
	All hardware on exit doors, illuminated exit signs and emergency lighting shall comply with the 2016 California Fire Code. This includes all locks, latches, bolt locks, panic hardware, fire exit hardware and gates.
	Commercial dumpsters with 1.5 cubic yards or more shall not be stored or placed within 5 feet of combustible walls, openings, or a combustible roof eave line except when protected by a <u>fire sprinkler system</u> . 2016 CFC 304.3.3

	A <u>Knox Box</u> key lock system is required. Where access to or within a structure or area is restricted because of secured openings (doors and/or gates), a key box is to be installed in an approved location. The key box shall be ordered using an approved Knox Authorization Order Form. The forms are located at the fire department administration office located at 707 W. Acequia, Visalia, CA 93291. Please allow adequate time for shipping and installation. 2016 CFC 506.1
	If your business handles <u>hazardous material</u> in amounts that exceed the Maximum Allowable Quantities listed on <i>Table 5003.1.1(1)</i> , 5003.1.1(2), 5003.1.1(3) and 5003.1.1(4) of the 2016 California Fire Code, you are required to submit an emergency response plan to the Tulare County Health Department. Also you shall indicate the quantities on your building plans and prior to the building final inspection a copy of your emergency response plan and Safety Data Sheets shall be submitted to the Visalia Fire Department.
Water	Supply for Residential, Commercial & Industrial:
Reside	ential
	Fire hydrant spacing and location shall comply with the following requirements: The exact location and number of fire hydrants shall be at the discretion of the fire marshal, fire chief and/or their designee. Visalia Municipal Code 16.36.120(5)
	Single-family residential developments shall be provided with fire hydrants every six hundred (600) lineal feet of residential frontage. In isolated developments, no less than two (2) fire hydrants shall be provided.
	Multi-family, zero lot line clearance, mobile home park or condominium developments shall be provided with fire hydrants every four hundred (400) lineal feet of frontage. In isolated developments, no less than two (2) fire hydrants shall be provided.
	Multi-family or condominium developments with one hundred (100) percent coverage fire sprinkler systems shall be provided with fire hydrants every six (600) lineal feet of frontage. In isolated developments, no less than two (2) fire hydrants shall be provided.
Comm	nercial & Industrial
	Where a portion of the facility or building is more than 400 feet from a hydrant on a fire apparatus access road, on-site fire hydrant(s) shall be provided. 2016 CFC 507.5.1
	Due to insufficient building information, the number and distance between fire hydrants cannot be determined by the Site Plan Review process. The number of fire hydrants and distance between required fire hydrants shall be determined by utilizing type of construction and square footage in accordance with CFC 2016 Appendix C102 & C103 & CFC 507.5.1
	To determine fire hydrant location(s) and distribution the following information was provided to the Site Plan Review committee: Type of constructionSquare footage
Emer	gency Access
	A fire apparatus access roads shall be provided and must comply with the 2016 CFC and extend within 150 of all portions of the facility and all portions of the exterior walls of the first story of the building as measured by an approved route around the exterior of the building or facility. Fire apparatus access



	On site Fire Apparatus Access Roads shall be provided and have an unobstructed width of not less than the following;
	 20 feet width, exclusive of shoulders (No Parking)
	 More than 26 feet width, exclusive of shoulders (No Parking one side) More than 32 feet wide, exclusive of shoulders (Parking permitted on both sides)
	Marking- approved signs, other approved notices or marking that include the words "NO PARKING-FIRE LANE shall be provided for fire apparatus access roads to identify such roads or prohibit the obstruction thereof. CFC 503.3
	Gates on access roads shall be a minimum width of 20 feet and shall comply with the following: 2016 CFC D103.5
	 Gates shall be of the swinging or sliding type.
	• Gates shall allow manual operation by one person (power outages).
	 Gates shall be maintained in an operative condition at all times. Electric gates shall be equipped with a means of opening the gate by fire department personnel for emergency access. (Note: Knox boxes shall be ordered using an approved Knox Authorization Order Form. The forms are located at the fire department administration office located at 707 W. Acequia, Visalia, CA 93291. Please allow adequate time for shipping and installation.)
	Streets shall meet the City of Visalia's Design & Improvement Standards for streets to ensure that fire apparatus can make access to all structures in the event of an emergency.
<u>Fire</u>	Protection Systems
	An <u>automatic fire sprinkler</u> system will be required for this building. Also, a fire hydrant is required within 50 feet of the <u>Fire Department Connection</u> (FDC). Where an existing building is retrofitted with a sprinkler system (NFPA 13 or NFPA 13R) a fire hydrant shall be provided within 75 feet of the FDC. An additional 25 feet of distance between a fire hydrant and FDC may be granted when a fire sprinkler Density is designed with an additional 25%. 2016 CFC 912 and Visalia Municipal Code 8.20.010 subsection C103.4
	Locking fire department connection (FDC) caps are required. The caps shall be ordered using an approved Knox Authorization Order Form. The forms are located at the fire department administration office located at 707 W. Acequia, Visalia, CA 93291. 2016 CFC 912.4.1
	Commercial cooking appliances and domestic cooking appliances used for commercial purposes that produces grease laden vapors shall be provided with a Type 1 Hood, in accordance with the California Mechanical Code, and an automatic fire extinguishing system. 2016 CFC 904.12 & 609.2
Spec	ial Comments:
Kurti	s A. Brown

Kurtis A. Brown Fire Marshal

