

June 9, 2005

**Honorable Chairman and Members of the  
Hermosa Beach Planning Commission**

**Regular Meeting of  
June 21, 2005**

SUBJECT: CONDOMINIUM 05-13  
PRECISE DEVELOPMENT PLAN 05-15  
VESTING TENTATIVE PARCEL MAP #062866

LOCATION: 43 MONTEREY BOULEVARD

APPLICANT: STEVE LEGARE  
1140 HIGHLAND AVENUE #D  
MANHATTAN BEACH, CA 90266

REQUEST: TO ALLOW A TWO-UNIT DETACHED CONDOMINIUM PROJECT

**Recommendations**

To approve the Conditional Use Permit, Precise Development Plan, and Vesting Tentative Parcel Map subject to conditions as contained in the attached Resolution.

**Background**

**PROJECT INFORMATION:**

GENERAL PLAN:	High Density Residential
ZONING:	RP
LOT SIZE:	3,622 Square Feet
EXISTING USE:	Duplex
PROPOSED SQUARE FOOTAGE:	Unit A: 2,928 square feet Unit B: 2,777 square feet
PARKING REQUIRED:	4 Standard 2 Guest
PARKING PROVIDED:	4 Standard in garages 2 Guest
ENVIRONMENTAL DETERMINATION:	Categorically Exempt

The subject site is located on the northwest corner of Monterey Boulevard and Lyndon Street. The project is Categorically Exempt from the requirement for an environmental assessment, pursuant to the California Environmental Quality Act Guidelines, Section 15303(b) and 15315 with the finding that the project is in an area with available services.

**Analysis**

The project consists of two detached units containing basements with two stories above. Unit A contains four bedrooms, three and a half bathrooms, and a roof deck. Unit B contains three bedrooms, three and a half bathrooms, and a roof deck. The primary living areas of both units are on the second floor with the first floor containing the bedrooms. The buildings are designed in a Contemporary Mediterranean style, with smooth stucco finishes, Spanish tile roofs, wrought iron guardrails for all decks and decorative wood trellis on second floor decks. The entries to the units are oriented towards the side, facing Monterey Boulevard, taking advantage of this corner lot location and 13' wide encroachment area.

The project complies with all requirements of the Zoning Ordinance. The building is designed to comply with the 30' maximum height limit for the RP zone, as shown on the roof plan and elevation drawings. The lot coverage calculates to be 63.56%, which is below the maximum allowable lot coverage of 65%. All required yards are provided. Required parking is provided in the basement level of each unit with separate driveway access from Lyndon Street and 1<sup>st</sup> Court. Each unit has its own dedicated guest parking space, one is directly off of Lyndon Street and one is in front of the garage on 1<sup>st</sup> Court. The driveways have a slope of 6.52% for Unit A and 12.5% for Unit B, which complies with the 12.5% maximum slope allowable.

Sufficient open space is provided for both units. Each unit contains a deck with over 100 square feet directly accessible to second story primary living areas, with the balance of open space provided on roof decks, and the area between the buildings. Unit A has a total of 362 square feet of open space and Unit B has a total of 348 square feet of open space.

The project meets all the requirements of the Condominium Ordinance. Storage areas are provided on the ground floor and comply with the requirement of 200 cubic feet of storage space per unit. The plan provides for substantial landscaping and landscape improvement in the side yard encroachment area by keeping two existing eucalyptus trees and providing three new 36-inch box King Palm trees. Additional landscaping is proposed in the area between the buildings and along the Lyndon Street frontage

Planning staff transmitted a memo to both the Building Division of the Community Development Department and the Public Works Department for review of the subject project. The Building Division provided comments that will not significantly affect the project design. No comments have been provided to Planning Division staff from the Public Works Department at this time.

Upon reviewing the Venting Tentative Parcel Map, staff has determined the map is consistent with the General Plan. Given the General Plan and zoning designation for the site staff believes the site is physically suitable for the type and density of proposed development. Also, the subdivision or types of improvements are not likely to cause serious public health problems, and will not conflict with easements, acquired by the public at large, for access through or use of property within the proposed subdivision. Design of the proposed subdivision is compatible and consistent with applicable elements of the City's General Plan, and is compatible with the immediate environment.

CONCUR:

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Scott Lunceford  
Associate Planner

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Sol Blumenfeld, Director  
Community Development Department

Attachments

1. Resolution
2. Location Map
3. Photographs
4. Residential Zoning Analysis/Height Calculation

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43 Monterey Boulevard – View of southeast corner



43 Monterey Boulevard – View of northeast corner

P.C. RESOLUTION 05-

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF HERMOSA BEACH, CALIFORNIA, APPROVING A CONDITIONAL USE PERMIT, PRECISE DEVELOPMENT PLAN, AND VESTING TENTATIVE PARCEL MAP #062866 FOR A TWO-UNIT CONDOMINIUM PROJECT, AT 43 MONTEREY BOULEVARD, LEGALLY DESCRIBED AS LOT 33, BLOCK 41, FIRST ADDITION TO HERMOSA BEACH**

The Planning Commission of the City of Hermosa Beach does hereby resolve and order as follows:

Section 1. An application was filed by Steve Legare, owner of real property located at 43 Monterey Boulevard, seeking approval of a Conditional Use Permit, Precise Development Plan, and Vesting Tentative Parcel Map #062866 for a two-unit condominium project.

Section 2. The Planning Commission conducted a duly noticed public hearing to consider the subject application on June 21, 2005, at which testimony and evidence, both written and oral, was presented to and considered by the Planning Commission

Section 3. Based on evidence received at the public hearing, the Planning Commission makes the following factual findings:

1. The applicant is proposing to demolish the existing single-family residence on the property, and develop a two-unit residential condominium project.
2. The subject property proposed for condominium development contains 3,622 square feet, is designated High Density Residential on the General Plan Map, and designated R-P Residential Professional on the Zoning Map.

Section 4. Based on the foregoing factual findings, the Planning Commission makes the following findings pertaining to the application for a Precise Development Plan, Conditional Use Permit, Vesting Tentative Parcel Map:

1. The map is consistent with applicable general and specific plans;
2. The site is zoned R-P and is physically suitable for the type and density of proposed development;
3. The subdivision or types of improvements are not likely to cause serious public health problems;
4. The subdivision or 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;
5. Design of the proposed subdivision is compatible and consistent with applicable elements of the City's General Plan, and is compatible with the immediate environment;

6. The project, as conditioned, will conform to all zoning and condominium laws and criteria and will be compatible with neighboring residential properties;

7. The project is Categorically Exempt from the requirement for an environmental assessment, pursuant to the California Environmental Quality Act Guidelines, Sections 15303(b) and 15315 with the finding that the project is in an area with available services.

Section 5. Based on the foregoing, the Planning Commission hereby approves the subject Conditional Use Permit, Precise Development Plan, and Vesting Tentative Parcel Map subject to the following **Conditions of Approval:**

1. **The development and continued use of the property shall be in conformance with submitted plans, including landscape plans, received and reviewed by the Planning Commission at their meeting of June 21, 2005.**
2. **The project shall meet all requirements of the Condominium Ordinance.**
  - a) **Each unit shall have the minimum 200 cubic feet of storage space and plans shall clearly denote storage space and the location of the FAU and vacuum canister, if provided.**
  - b) **The minimum wall insulation rating between units shall be 52 STC, and shall be clearly noted on submitted plans.**
  - c) **Covenants, Conditions, and Restrictions in compliance with the Condominium Ordinance shall be submitted to the Community Development Department for review and approval prior to the issuance of building permits.**
  - d) **Proof of recordation of approved CC & R's shall be submitted to the Community Development Director six (6) months after recordation of the Final Map.**
  - e) **Requirements of Section 17.22.060(G) & (H) shall be shown on structural plans and reviewed at the time of Building Division plan check.**
3. **There shall be compliance with all requirements of the Public Works Department and Fire Department.**
4. **Two copies of a final landscaping plan indicating size, type, and quantity of plant materials to be planted shall be submitted to the Community Development Department, Planning Division for review and approval prior to the issuance of Building Permits, consistent with landscape plans submitted to the Planning Commission, which shall also include the following:**
  - a) **The landscaping plan shall be revised to show accurate placement of plant materials provided in available yard areas as required by the Planning Commission. At least two trees a minimum 36" box size shall be provided.**
  - b) **An automatic landscape sprinkler system shall be provided, and shall be shown on plans. (building permits are required)**

5. Architectural treatment shall be as shown on building elevations and site and floor plans. Any modification shall require approval by the Community Development Director.
  - a) Precise building height shall be reviewed at the time of plan check, to the satisfaction of the Community Development Director.
6. Any satellite dish antennas and/or similar equipment shall comply with the requirements of Section 17.46.240 of the Zoning Ordinance.
7. The address of each condominium unit shall be conspicuously displayed on the street side of the buildings with externally or internally lit numbers and the method for illumination shall be shown on plans. Addressing numbering and display subject to approval by the Community Development Department.
8. Roll-up Automatic garage doors shall be installed on all garage door openings.
9. The applicant shall submit all required plans and reports to comply with the City's construction debris recycling program including manifests from both the recycler and County landfill.
10. Two copies of final construction plans, including site, elevation and floor plans, which are consistent with the conditions of approval of this conditional use permit, shall be reviewed and approved by the Planning Division for consistency with Planning Commission approved plans prior to the submittal to the Building Division for Plan Check.
  - a) If the drainage of surface waters onto the property requires a sump pump to discharge said waters onto the street, the property owner(s) shall record an agreement to assume the risk associated with use and operation of said sump pump; release the City from any liability; and indemnify the City regarding receipt of surface waters onto the property.
11. Prior to the submittal of structural plans to the Building Division for Plan Check an Acceptance of Conditions affidavit shall be filed with the Planning Division of the Community Development Department stating that the applicant/property owner is aware of, and agrees to accept, all of the conditions of this grant.
12. Prior to approval of the Final Map, and prior to issuance of a Certificate of Occupancy, outstanding assessments must either be paid in full or apportioned to any newly created parcels. Notice of same shall be provided to the Community Development Director. Assessment payoff amounts may be obtained by calling the City's Assessment Administrator at (800) 755-6864. Applications for apportionment may be obtained in the Public Works Department.
13. The Conditional Use Permit, and Precise Development Plan shall be null and void eighteen months from the date of approval unless building permits have been obtained, and approval of the Vesting Tentative Parcel Map shall become null and void twenty-four months from the date of approval unless the map is finalized and the project implemented. The applicant may apply in writing for an extension of time to the Planning Commission prior to the dates of expiration.
14. Prior to issuance of a building permit, abutting property owners and residents within 100 feet shall be notified of the anticipated date for commencement of construction.

a) **The form of the notification shall be provided by the Planning Division of the Community Development Department.**

b) **Building permits will not be issued until the applicant provides an affidavit certifying mailing of the notice.**

Section 6. Pursuant to the Code of Civil Procedure Section 1094.6, any legal challenge to the decision of the Planning Commission, after a formal appeal to the City Council, must be made within 90 days after the final decision by the City Council.

VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

#### CERTIFICATION

I hereby certify the foregoing Resolution P.C. 05- is a true and complete record of the action taken by the Planning Commission of the City of Hermosa Beach, California, at their regular meeting of June 21, 2005.

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Ron Pizer, Chairman

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Sol Blumenfeld, Secretary

Date June 21, 2005

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