

CITY OF MOUNTAIN VIEW
RESOLUTION NO.
SERIES 2015

A RESOLUTION CONDITIONALLY APPROVING A PLANNED UNIT DEVELOPMENT PERMIT AND DEVELOPMENT REVIEW PERMIT FOR A 29-UNIT RESIDENTIAL DEVELOPMENT AND A HERITAGE TREE REMOVAL PERMIT TO REMOVE 38 HERITAGE TREES AT 333 NORTH RENGSTORFF AVENUE

WHEREAS, an application was received from Moshe Dinar with Dinar & Associates for a Planned Unit Development Permit, a Development Review Permit for a 29-unit residential development, and a Heritage Tree Removal Permit for the removal of 38 Heritage trees on the property located at 333 North Rengstorff Avenue (Application No. 277-13-PUD); and

WHEREAS, the Zoning Administrator held a public hearing on December 10, 2014, on said applications and recommended that the City Council conditionally approve the Planned Unit Development Permit, the Development Review Permit, and the Heritage Tree Removal Permit subject to the findings and conditions of approval contained in the Findings Report; and

WHEREAS, on March 3, 2015, the City Council held a public hearing on said applications and received and considered all evidence presented at said hearing, including the Council report;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mountain View that the Planned Unit Development Permit, the Development Review Permit, and the Heritage Tree Removal Permit for said project is hereby granted subject to the applicant's fulfillment of each and all of the conditions which are attached hereto and incorporated herein; and

That the City Council makes required findings for the Planned Unit Development Permit, the Development Review Permit, and the Heritage Tree Removal Permit pursuant to Sections 36.46.95, 36.44.70, and 32.35 as follows:

1. The 29-unit residential rowhouse development project is allowed within the R3-2.2 (Multiple-Family) Zoning District and in the Medium-Density Residential (13 to 25 units per acre) Land Use Designation of the General Plan.

2. The 29-unit residential rowhouse development project site is physically suitable for the type and intensity of the land use being proposed since the parcel is located in the R3-2.2 (Multiple-Family) District, which allows for the construction of

rowhomes with a proposed density of 17 units per acre, is well designed and compatible with neighboring uses.

3. The 29-unit residential rowhouse development project would be harmonious and compatible with existing and future developments within the zoning district and surrounding areas based on being located adjacent to parcels with two- and three-story multi-family homes that are similar in height and overall mass, includes a perimeter landscape buffer, and is conveniently located within one-half mile of the Rengstorff Park and Pool.

4. The 29-unit residential rowhouse development will constitute a residential environment of sustained desirability and stability and will result in an intensity of land utilization no higher than, and standards of open space no less than, permitted for a similar development within the zoning district because the proposed project is below the maximum allowable density, provides open space for each home and a large amenity area central to all residents, and pedestrian access off North Rengstorff Avenue and throughout the project.

5. The 29-unit residential rowhouse development is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15332 and 15304 ("Infill Development" and "Minor Alterations to Land") of the CEQA Guidelines which exempts infill projects and projects involving minor alterations to land that meet certain criteria:

- The project is consistent with the applicable General Plan designation and policies and consistent with all zoning regulations and designation, and the proposed development and site is within City limits on a project site of no more than 5 acres and is substantially surrounded by urban uses.
- Approval of this project would not result in any significant effect relating to traffic, noise, air or water quality, and this site can be adequately served by all of the required utilities and public services.
- This project involves grading on land with a slope of less than 10 percent, minor trenching and backfilling where the surface is restored, and new landscaping, including the replacement of existing conventional landscaping with water-efficient landscaping in some parts.

6. The 29-unit residential rowhouse development is consistent and complies with the General Plan neighborhood goals, including the following three policies:

- LUD 6.1, which seeks to ensure that new developments in residential neighborhoods are compatible with neighborhood character; LUD 6.3, which

encourages building facades and frontages that create a presence at the street; and LUD 6.5, which supports pedestrian and bicycling improvements and connections between neighborhoods.

7. The 29-unit residential rowhouse development's size, design, and operating characteristics are not detrimental to the public interest, health, safety, convenience, or welfare of the community because the project meets the Rowhouse Design Guidelines and standards, is compatible with the homes in the surrounding neighborhood, and will provide housing opportunities for the community.

8. The 29-unit residential rowhouse development is in substantial compliance with the intent and requirements of the R3 Zoning District, and implementation of the proposed harmonious and integrated Planned Unit Development design is superior to standard development in the underlying zone and, therefore, justifies the exceptions to the requirements of this chapter because the project conforms with the Rowhouse Guidelines, proposed three-story units are compatible with surrounding development, provides a wide pedestrian entryway into the residential complex off North Rengstorff Avenue, and a large amenity/open space area in the center of the project.

EC/3/RESO
809-03-03-15r-E

**CITY OF MOUNTAIN VIEW
FINDINGS REPORT/ZONING PERMIT**

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APPLICATION NO.:

277-13-PUD

DATE OF FINDINGS:

December 10, 2014

EXPIRATION OF ZONING PERMIT:

December 10, 2016

THIS DOCUMENT REPRESENTS THE ZONING PERMIT RECEIVED FOR THE SUBJECT SITE. THIS DOCUMENT DOES NOT WAIVE THE REQUIREMENT FOR SUBSEQUENT CITY APPROVALS AS APPLICABLE, INCLUDING, BUT NOT LIMITED TO, BUILDING PERMITS, EXCAVATION PERMITS, ETC.

Applicant's Name:

Moshe Dinar of Dinar & Associates

Street Address of Property:

Assessor's Parcel No.:

Zone:

333 North Rengstorff Avenue

150-53-023

R3-2.2

Request:

Request for a Planned Unit Development Permit and Development Review Permit to construct 29 three-story rowhouses to replace a 32-unit apartment complex, and a Heritage Tree Removal Permit to remove 38 Heritage trees on a 1.72-acre project site, and a determination that this project is categorically exempt pursuant to Sections 15332 ("Infill Development") and 15304 ("Minor Alterations to Land") of the CEQA Guidelines.

APPROVED

CONDITIONALLY

DISAPPROVED

CONTINUED

OTHER

APPROVED

******ZONING ADMINISTRATOR RECOMMENDATION TO CITY COUNCIL******

FINDINGS OF APPROVAL:

Development Review approval for the construction of 29 three-story rowhouses is approved based upon the conditions of approval contained herein and upon the following findings:

- A. The project complies with the general design considerations as described by the purpose and intent of the Zoning Ordinance, the General Plan, and any City-adopted design guidelines because the proposed rowhouse development is permitted in the R3-2.2 Zoning District and conforms to the Rowhouse Development Standards and Design Guidelines. The project complies with the General Plan neighborhood goals, including the following three policies: LUD 6.1, which seeks to ensure that new developments in residential neighborhoods is compatible with neighborhood character; LUD 6.3, which encourages building facades and frontages that create a presence at the street; and LUD 6.5, which supports pedestrian and bicycling improvements and connections between neighborhoods;
- B. The architectural design of structures, including colors, materials, and design elements (i.e., awnings, exterior lighting, screening of equipment, signs, etc.), is compatible with surrounding development based on the superior design, attention to details, and use of high-quality materials that will complement the surrounding neighborhood, and the Development Review Committee (DRC) recommends approval of the application;
- C. The location and configuration of structures, parking, landscaping, and access are appropriately integrated and compatible with surrounding development, including public streets and sidewalks and other public property, by aligning the front of the homes along North Rengstorff Avenue and implementing a wide entryway in the center of the project and sidewalks along the interior side of the two proposed driveways for pedestrian access off North

Owner

Agent

File

Fire

Public Works

Rengstorff Avenue into the development, incorporating porches and front yards in front of each home for street interest and presence, and having the garages face the rear of the homes making them less visible from the street;

- D. The general landscape design ensures visual relief, complements structures, provides an attractive environment, and is consistent with any adopted landscape program for the general area by adding approximately 89 new trees throughout the site and incorporating an amenity area that will be surrounded by the homes that is accessible to all residents;
- E. The design and layout of the proposed project will result in well-designed vehicular and pedestrian access, circulation, and parking by adding walkways for pedestrian access into the residential complex in three separate locations off North Rengstorff Avenue, and having vehicles enter the complex only through one driveway on the southwest corner and exiting only through the driveway on the northwest corner. The applicant will also install pedestrian pathways and paseo walkways along buildings and over some of the drive aisles for added safety; and
- F. The approval of the Development Review Permit for the proposed use is in compliance with the California Environmental Quality Act (CEQA) pursuant to Section 15332. This project is consistent with the applicable General Plan land use designation and policies and consistent with all zoning regulations and designation, and the proposed development and site is within City limits on a project site of no more than 5 acres and is substantially surrounded by urban uses.

The Planned Unit Development Permit to demolish an existing apartment complex and construct 29, three-story rowhouses is approved based upon the conditions contained herein and upon the following findings:

- A. The proposed rowhouse development is allowed within the R3-2.2 (Multiple-Family) Zoning District and in the Medium-Density Residential (13 to 25 units per acre) Land Use Designation of the General Plan and the Planned Unit Development (PUD) in this zone allows for higher density, detached rowhomes, yet is lower in density than multi-family complexes. The zoning allows some deviation from the R3 Zone Development Standards but requires compliance with the Rowhouse Design Guidelines and standards;
- B. The site is physically suitable for the type and intensity of the land use being proposed since the parcel is located in the R3-2.2 (Multiple-Family) District, which allows for the construction of rowhomes with a proposed density of 17 units per acre, is well designed, and is compatible with neighboring uses;
- C. The proposed project would be harmonious and compatible with existing and future developments within the zoning district and surrounding area based on being located adjacent to parcels with two- and three-story multi-family homes that are similar in height and overall mass. This site is also located within one-half mile of the Rengstorff Park and Pool;
- D. The proposed residential project will constitute a residential environment of sustained desirability and stability and will result in an intensity of land utilization no higher than, and standards of open space no less than, permitted for a similar development within the zoning district because the proposed project is below the maximum allowable density and provides open space for each home and a large amenity area central to all residents;
- E. The location, size, design, and operating characteristics of the proposed project are not detrimental to the public interest, health, safety, convenience, or welfare of the community because the project meets the Rowhouse Design Guidelines and standards, is compatible with the homes in the surrounding neighborhood, and will provide housing opportunities for the community;
- F. The proposed project is in substantial compliance with the intent of requirements of the R3-2.2 (Multiple-Family) Zoning District and Rowhouse Design Guidelines, and implementation of the proposed harmonious and integrated Planned Unit Development design is superior to standard development in the underlying zone;
- G. The proposed project complies with the Rowhouse Design Guidelines; and

- H. The approval of the Planned Unit Development Permit for the proposed project complies with the California Environmental Quality Act (CEQA) per Section 15332 and approval of this project would not result in any significant effect relating to traffic, noise, air or water quality, and this site can be adequately served by all of the required utilities and public services.

The Heritage Tree Removal Permit to remove 38 Heritage trees (Tree Nos. 1, 2, 3, 4, 6, 7, 8, 9, 10, 12, 13, 14, 17, 18, 21, 22, 23, 24, 25, 26, 27, 28, 30, 35, 36, 37, 38, 45, 47, 48, 62, 72, 81, 85, 87, 88, 89, and 91) is conditionally approved based on the conditions contained herein and the following findings:

- A. It is appropriate and necessary to remove the trees due to the condition of the trees with respect to age of the trees relative to the life span of that particular species, disease, infestation, general health, damage, public nuisance, danger of falling, proximity to existing or proposed structures, and interference with utility services based on the arborist report prepared by Ray Morneau dated August 1, 2005, and updated February 3, 2013, which states that many of the trees have structural defects from poor pruning techniques, age of the tree, and stress from drought and disease, posing an increased risk of limb failure. Construction of the proposed project will require removal of most of the trees on-site. Two Heritage redwood trees are being preserved in the northeast corner and will be protected during demolition and construction.
- B. It is appropriate and necessary to remove the trees in order to construct the improvements and/or allow reasonable and conforming use of the property when compared to other similarly situated properties based on the arborist reports and comments which indicate that construction of the proposed project will require removal of most of the trees on-site. Some important adjustments were made, however, to the project to preserve two Heritage redwood trees located in the northeast corner of the parcel. These will be protected during demolition of the existing building and construction of the new rowhomes.
- C. It is appropriate and necessary to remove the trees based on the nature and qualities of the trees as Heritage trees, including their maturity, aesthetic qualities such as canopy, shape and structure, majestic stature, and visual impact on the neighborhood.
- D. It is appropriate and necessary to remove the trees to implement good forestry practices such as, but not limited to, the number of healthy trees a given parcel of land will support, the planned removal of any tree nearing the end of its life cycle, and replacement with young trees to enhance the overall health of the urban forest.
- E. Removal of the trees will not adversely affect the topography of the land or create soil erosion through diversion or increase flow of surface waters.
- F. Removal of the trees will not adversely affect the remaining number, species, size, and/or location of existing trees on the site or in the general vicinity because the applicant will be planting a minimum of 89 new trees for the site to recapture the canopy loss due to the Heritage tree removals.
- G. Removal of the trees will not adversely affect the shade, noise attenuation, protection from wind damage and air pollution, historic value, or scenic beauty of the area, nor shall the removal adversely affect the general health, safety, prosperity, and general welfare of the City as a whole.
- H. The approval of the Heritage Tree Removal Permit for the removal of 38 Heritage trees complies with the California Environmental Quality Act (CEQA) per Section 15304, this project involves grading on land with a slope of less than 10 percent, minor trenching and backfilling where the surface is restored, and new landscaping, including the replacement of existing conventional landscaping with water-efficient landscaping in some parts.

This approval is granted to construct 29 three-story rowhouses located on Assessor Parcel No. 150-53-023. Development shall be substantially as shown on the project materials listed below, except as may be modified by conditions contained herein:

- a. Project drawings prepared by Moshe Dinar for Mounir Kardosh dated November 21, 2014, and consisting of 37 sheets.

- b. Color and materials board prepared by Moshe Dinar for Mounir Kardosh dated November 21, 2014, and kept on file in the Planning Division of the Community Development Department.

THIS REQUEST IS GRANTED SUBJECT TO THE FOLLOWING CONDITIONS:

Community Development Department – (650) 903-6306

1. **EXPIRATION:** If the approved use does not commence within two years of this approval, subject to all applicable conditions and permits from applicable government agencies, this approval shall be null and void.

PLANS AND SUBMITTAL REQUIREMENTS

2. **ZONING INFORMATION:** The following information must be listed on the lower right-hand corner of the title sheet of the building permit drawings: (a) zoning permit application number; (b) zoning designation; (c) floor area ratio (or density in units per acre if residential); (d) lot area (in square feet); and (e) total number of parking spaces.
3. **CERTIFICATION OF BUILDING PERMIT PLANS:** The project architect shall certify in writing that the architectural design shown in the building permit plans match the plans approved by the City Council/Zoning Administrator. Any changes must be clearly noted. The project architect shall also certify that the structural plans are consistent with the architectural plans. In the event of a discrepancy between the structural plans and the architectural plans, the architectural plans shall take precedence, and revised structural drawings shall be submitted to the Building Inspection Division.
4. **REVISIONS TO THE APPROVED PROJECT:** Minor revisions to the approved plans shall require approval by the Zoning Administrator. Major modifications as determined by the Zoning Administrator shall require a public hearing, which can be referred to City Council.
5. **PLANNING INSPECTION:** Inspection(s) by the Planning Division are required for the foundation, framing, application of exterior materials, and final completion of each structure to ensure that the construction matches the approved plans.
6. **COLOR CHIPS:** Color chips shall be attached to the title sheet of two sets of the building permit drawings and the color scheme shall be shown on the elevations.

SITE DEVELOPMENT AND BUILDING DESIGN

7. **EXTERIOR MATERIALS:** High-quality materials and finishes shall be used throughout the project and shall remain in compliance with the materials identified in the approved plans, except as modified by the conditions of approval herein. Details regarding all color and architectural details shall be provided in the building permit plan submittal and shall be subject to review and approval by the Zoning Administrator prior to building permit submittal.
8. **ARCHITECTURAL ELEMENTS:** Architectural elements, such as corbels, trim, molding, and fascia shall be wood. Earth-tone porcelain tile shall be used at the base of each home. **(PROJECT-SPECIFIC CONDITION)**.
9. **SPECIAL PAVING MATERIALS:** Permeable pavers are to be used where indicated on the approved plans. The color, material, design, and product specifications for the special paving materials used on-site shall be submitted with the building permit drawings. Final paving design details shall be subject to review and approval by the Zoning Administrator prior to the issuance of building permits.
10. **WINDOWS:** Manufacturer type, design, material, and installation details for all windows within the project shall be specified for each unit in the building permit drawings for review and approval by the Zoning Administrator prior to the issuance of building permits.

11. **MOCK-UP:** The applicant shall set up a large material and color mock-up on-site, prior to building permit issuance, for final selection and approval by the Zoning Administrator. At a minimum, the mock-up shall include painted cement plaster siding, painted wood trim and molding, double-glazed and wood-clad windows, earth-tone porcelain tile at base, and paint samples.
12. **COLOR SCHEME:** The applicant shall paint a small portion of the building with the proposed color scheme for inspection. The color(s) shall not be considered approved until after inspection and approval by the Zoning Administrator.
13. **OUTDOOR STORAGE:** There is to be no outdoor storage without specific Development Review approval.
14. **FENCE/WALL:** All fencing and walls are to be shown on construction plans submitted for building permit review and shall not exceed 6' in height, measured from adjacent grade to the top of the fence or wall. The design and location must be approved by the Zoning Administrator and comply with all setback requirements.
15. **PLAY STRUCTURE/COMMON AMENITIES:** Details for a children's play yard and any other common amenities, including appropriate equipment and hardscape to be located in the common lot on this parcel, shall be included on the landscape plans to be approved by the Zoning Administrator and installed prior to any occupancy. The provision of such facilities and their location must be included in sales information to prospective purchasers.
16. **PARKING SPACE DESIGN:** All parking spaces (except parallel spaces) must be double-striped. Double stripes shall be 12" apart, from outside edge to outside edge of the stripe. The 8-1/2' parking space width is measured from the center of one double stripe to the other, such that the space between stripes is 7'. For parallel parking spaces, only single-striped is required. Single stripes shall be measured from interior edge to interior edge of the stripe, such that the space between stripes is 24'.
17. **LIGHTING PLAN:** The applicant shall submit a lighting plan with the application for building permit. This plan should include photometric contours, manufacturer's specifications on the fixtures, and mounting heights. The design and location of outdoor lighting fixtures shall ensure there will be no glare and light spillover to surrounding properties. The lighting plan submitted with building permit drawings must be approved by the Zoning Administrator prior to building permit submittal.
18. **BIKE RACKS:** The applicant shall provide at least 29 bike racks (Class II/III at one space per unit). The racks shall be an "inverted U," or equivalent as approved by the Zoning Administrator, and must secure the frame and both wheels. Racks should be located near the building entrance (i.e., within constant visual range) unless it is demonstrated that they create a public hazard or locating them there is otherwise infeasible. If space is unavailable near building entrances, the racks must be designed so that the lock is protected from physical assault.

GREEN BUILDING AND SUSTAINABILITY MEASURES

19. **GREEN BUILDING – RESIDENTIAL NEW CONSTRUCTION:** The project is required to meet the mandatory measures of the California Green Building Standards Code and meet the intent of 70 GreenPoint Rated points. All mandatory prerequisite points and minimum point totals per category to attain GreenPoint Rated status must be achieved, unless specific point substitutions or exceptions are approved by the Community Development Department. Formal project registration and certification through Build It Green is not required for compliance with the Mountain View Green Building Code (MVGBC). The project is also required to comply with Title 24, Part 6.

LANDSCAPING

20. **LANDSCAPING:** Detailed landscape plans encompassing on- and off-site plantable areas out to the curb must be included in the Building Inspection Division application. Minimum plant sizes are flats or 1-gallon containers for ground cover, 5-gallon for shrubs, and 24" box for trees. The drawings must be approved by the Zoning

Administrator prior to building permit issuance and implemented prior to occupancy. All plans should be prepared by a licensed Landscape Architect and should comply with the City's Landscape Guidelines, including the Water Conservation in Landscaping Regulations.

21. **BIORETENTION LANDSCAPE:** The applicant shall submit a revised landscape plan that shows appropriate landscape material for the bioretention basins and shall be approved by the Zoning Administrator prior to issuance of building permits. **(PROJECT-SPECIFIC CONDITION)**
22. **CERTIFICATION:** Prior to occupancy, the Landscape Architect shall certify in writing the landscaping has been installed in accordance with all aspects of the approved landscape plans, subject to final approval by the Zoning Administrator.
23. **STREET TREE:** The applicant shall complete the "Proposed Street Tree" form available in the Planning Division. Once completed, the applicant shall return the original to the Parks Division, located at 235 North Whisman Road.
24. **LANDSCAPE SCREENING:** All utility meters, lines, transformers, backflow preventers, etc., on-site or off-site, must be shown on all site plan drawings and landscape plan drawings. All such facilities shall be located so as to not interfere with landscape material growth and shall be screened in a manner which respects the building design and setback requirements.

HERITAGE TREES

25. **IMPLEMENTATION:** Permits to remove, relocate, or otherwise alter Heritage trees cannot be implemented until a project building permit is secured and the project is pursued.
26. **REPLACEMENT:** The applicant shall offset the loss of the Heritage trees with a total of 88 replacement trees. Sixty-three (63) of the replacement trees shall be no smaller than 24" box and shall be noted on the landscape plan as Heritage replacement trees. One of the 24" box trees shall be located in the planter where the Heritage redwood tree (Tree No. 17) will be removed. The remaining trees shall be no smaller than 15 gallons.
27. **TREE PROTECTION MEASURES:** The tree protection measures listed in the arborist's report prepared by Ray Morneau and dated November 20, 2014, shall be included as notes on the title sheet of all grading and landscape plans. These measures shall include, but may not be limited to, 6' chain link fencing at the drip line, a continuous maintenance and care program, and protective grading techniques. Also, no materials may be stored within the drip line of any tree on the project site.

NOISE

28. **MECHANICAL EQUIPMENT:** The noise emitted by any mechanical equipment shall not exceed a level of 55 dB(A) during the day or 50 dB(A) during the night, 10:00 p.m. to 7:00 a.m., when measured at any location on the adjoining residentially used property.
29. **INTERIOR NOISE LEVELS:** Construction drawings must confirm that measures have been taken to achieve an interior noise level of 45 dB(A) L_{dn} that shall be reviewed and approved by a licensed acoustical engineer prior to building permit submittal.
30. **CONSTRUCTION NOISE REDUCTION:** The following noise reduction measures shall be incorporated into construction plans and contractor specifications to reduce the impact of temporary construction-related noise on nearby properties: (a) comply with manufacturer's muffler requirements on all construction equipment engines; (b) turn off construction equipment when not in use, where applicable; (c) locate stationary equipment as far as practical from receiving properties; (d) use temporary sound barriers or sound curtains around loud stationary equipment if the other noise reduction methods are not effective or possible; and (e) shroud or shield impact tools and use electric-powered rather than diesel-powered construction equipment.

CONSTRUCTION PRACTICES AND NOTICING

31. **SINGLE-PHASE DEVELOPMENT:** Construction of the project shall be done in a single phase unless a phased construction project schedule is approved by the Zoning Administrator (or City Council).
32. **WORK HOURS:** No work shall commence on the job site prior to 7:00 a.m. nor continue later than 6:00 p.m., Monday through Friday, nor shall any work be permitted on Saturday or Sunday or any holiday unless prior approval is granted by the Chief Building Official. At the discretion of the Chief Building Official, the general contractor or the developer may be required to erect a sign at a prominent location on the construction site to advise subcontractor and material suppliers of the working hours. Violation of this condition of approval may be subject to the penalties outlined in Section 8.6 of the City Code and/or suspension of building permits.
33. **NOTICE OF CONSTRUCTION:** The applicant shall notify neighbors within 300' of the project site of the construction schedule in writing, prior to construction. A copy of the notice and the mailing list shall be submitted prior to issuance of building permits.
34. **DISTURBANCE COORDINATOR:** The project applicant shall designate a "disturbance coordinator" who will be responsible for responding to any local complaints regarding construction noise. The coordinator (who may be an employee of the general contractor) will determine the cause of the complaint and will require that reasonable measures warranted to correct the problem be implemented. A telephone number of the noise disturbance coordinator shall be conspicuously posted at the construction site fence and on the notification sent to neighbors adjacent to the site.
35. **NOTICE TO TENANTS:** The applicant shall provide notice to the existing tenants at 333 North Rengstorff Avenue and shall complete such tasks as follows: (1) the existing units will be demolished; (2) the property will be redeveloped with other units; (3) the existing tenants have at least 90 days to vacate; (4) the applicant will pay for a 60-day subscription fee to a rental agency and post the periodical in a central location accessible to all existing tenants; (5) the applicant will refund the security deposit for all tenants in full upon vacation of the premises; and (6) the applicant will provide each tenant with an information packet from the Santa Clara County Housing Authority and the Mid-Peninsula Housing Coalition.
36. **AIR QUALITY:** The applicant will be required to secure a permit from the Bay Area Air Quality Management District or provide written assurance that no permit is required prior to issuance of a building permit.
37. **BASIC AIR QUALITY CONSTRUCTION MEASURES:** The applicant shall require all construction contractors to implement the basic construction mitigation measures recommended by the Bay Area Air Quality Management District (BAAQMD) to reduce fugitive dust emissions. Emission reduction measures will include, at a minimum, the following measures. Additional measures may be identified by the BAAQMD or contractor as appropriate, such as: (a) all exposed surfaces (e.g., parking areas, staging areas, soil piles, graded areas, and unpaved access roads) will be watered two times per day; (b) all haul trucks transporting soil, sand, or other loose material off-site will be covered; (c) all visible mud or dirt track-out onto adjacent public roads will be removed using wet power vacuum street sweepers at least once per day. The use of dry power sweeping is prohibited; (d) all vehicle speeds on unpaved roads will be limited to 15 mph; (e) all roadways, driveways, and sidewalks to be paved will be completed as soon as possible. Building pads will be laid as soon as possible after grading unless seeding or soil binders are used; and (f) post a publicly visible sign with the telephone number and person to contact at the lead agency regarding dust complaints. This person will respond and take corrective action within 48 hours. The BAAQMD's phone number will also be visible to ensure compliance with applicable regulations.
38. **DISCOVERY OF CONTAMINATED SOILS:** If contaminated soils are discovered, the applicant will ensure the contractor employs engineering controls and Best Management Practices (BMPs) to minimize human exposure to potential contaminants. Engineering controls and construction BMPs will include, but not be limited to, the following: (a) contractor employees working on-site will be certified in OSHA's 40-hour Hazardous Waste Operations and Emergency Response (HAZWOPER) training; (b) contractor will stockpile soil during redevelopment activities to allow for proper characterization and evaluation of disposal options; (c) contractor will

monitor area around construction site for fugitive vapor emissions with appropriate field screening instrumentation; (d) contractor will water/mist soil as it is being excavated and loaded onto transportation trucks; (e) contractor will place any stockpiled soil in areas shielded from prevailing winds; and (f) contractor will cover the bottom of excavated areas with sheeting when work is not being performed.

39. **DISCOVERY OF ARCHAEOLOGICAL RESOURCES:** If prehistoric or historic-period cultural materials are unearthed during ground-disturbing activities, it is recommended that all work within 100' of the find be halted until a qualified archaeologist and Native American representative can assess the significance of the find. Prehistoric materials might include obsidian and chert-flaked stone tools (e.g., projectile points, knives, scrapers) or tool-making debris; culturally darkened soil ("midden") containing heat-affected rocks and artifacts; stone milling equipment (e.g., mortars, pestles, handstones, or milling slabs); and battered-stone tools, such as hammerstones and pitted stones. Historic-period materials might include stone, concrete, or adobe footings and walls; filled wells or privies; and deposits of metal, glass, and/or ceramic refuse. If the find is determined to be potentially significant, the archaeologist, in consultation with the Native American representative, will develop a treatment plan that could include site avoidance, capping, or data recovery.
40. **PRECONSTRUCTION NESTING BIRD SURVEY:** To the extent practicable, vegetation removal and construction activities shall be performed from September 1 through January 31 to avoid the general nesting period for birds. If construction or vegetation removal cannot be performed during this period, preconstruction surveys will be performed no more than two days prior to construction activities to locate any active nests as follows:

The applicant shall be responsible for the retention of a qualified biologist to conduct a survey of the project site and surrounding 500' for active nests—with particular emphasis on nests of migratory birds—if construction (including site preparation) will begin during the bird nesting season, from February 1 through August 31. If active nests are observed on either the project site or the surrounding area, the project applicant, in coordination with the appropriate City staff, shall establish no-disturbance buffer zones around the nests, with the size to be determined in consultation with the California Department of Fish and Wildlife (usually 100' for perching birds and 300' for raptors). The no-disturbance buffer will remain in place until the biologist determines the nest is no longer active or the nesting season ends. If construction ceases for two days or more and then resumes during the nesting season, an additional survey will be necessary to avoid impacts on active bird nests that may be present.

TECHNICAL REPORTS

41. **GEOTECHNICAL REPORT:** The applicant shall have a design-level geotechnical investigation prepared which includes recommendations to address and mitigate geologic hazards in accordance with the specifications of California Geological Survey (CGS) Special Publication 117, *Guidelines for Evaluating and Mitigating Seismic Hazards*, and the requirements of the Seismic Hazards Mapping Act. The report will be submitted to the City prior to the issuance of building permits, and the recommendations made in the geotechnical report will be implemented as part of the project. Recommendations may include considerations for design of permanent below-grade walls to resist static lateral earth pressures, lateral pressures caused by seismic activity, and traffic loads; method for backdraining walls to prevent the buildup of hydrostatic pressure; considerations for design of excavation shoring system; excavation monitoring; and seismic design.

CC&RS

42. **CC&Rs:** Four copies of the proposed Covenants, Codes, and Restrictions (CC&Rs) for the homeowners association shall be submitted to the Planning Division and approved by the City Attorney prior to building permit issuance. The applicant shall attach a completed CC&R checklist to the CC&Rs upon submittal. The checklist can be obtained in the Planning Division.
43. **BIORETENTION BASINS:** The bioretention basins located in the front yard of the homes that face North Rengstorff Avenue (Lots 1 through 8) are hydraulically connected across property lines. If there is a blockage or modification to the drainage system, this creates potential drainage conflicts. The applicant must provide a mechanism to ensure that the bioretention systems along the Rengstorff Avenue frontage are routinely maintained

and prohibit private property owners from modifying the bioretention basins, landscaping, or any associated drainage. This information shall also be included in the CC&Rs for prospective buyers and renters. Additionally, the bioretention basin located in the common amenity area shall receive the same protection from modification and shall only contain plant materials appropriate for this area. **(PROJECT-SPECIFIC CONDITION)**

44. **GARAGES:** Garages are to be used for resident parking only. Storage is permitted so long as it does not prevent use of garage for required vehicle parking.
45. **PROJECT INFORMATION:** All marketing and sales literature, leasing information, and the Covenants, Codes, and Restrictions (CC&Rs) for the complex shall clearly state that this project is complete as built and that no further expansions to the building structures are permitted without Planning Division approval. Any revisions to the project would require a separate application to the City by the homeowners association and would need to establish rules for all units in the complex.

LEGAL AGREEMENTS

46. **TENANT RELOCATION:** The applicant shall comply with the City of Mountain View's Tenant Relocation Ordinance adopted by the City Council in February 2010, which requires the applicant to adhere to certain noticing and relocation assistance payment requirements. The primary requirements of the Ordinance are listed below. The property owner shall refer to the 2010 Tenant Relocation Assistance Ordinance for a complete list of requirements.
- Issue a Notice of Intent informing the tenants that the site will be redeveloped and that low income tenants may be eligible to receive relocation assistance;
 - Hire a relocation assistance firm, subject to the City's approval, which shall determine which tenants are eligible for assistance and oversee payment of relocation assistance to eligible tenants;
 - Open an escrow account and deposit relocation assistance funds, in an amount determined by the Community Development Department, into that account to be used by the relocation assistance firm for relocation assistance payments;
 - Pay relocation assistance to eligible tenant households, which shall include a 60-day subscription fee to a rental agency; refund of the security deposit; a cash payment equivalent to two months of the current rent amount; and, for eligible households with a child or children under 18 years of age, a person who is 62 years of age or older, or a disabled person, an additional cash assistance payment in an amount of \$2,154, which will be adjusted annually, based on the Consumer Price Index for the San Francisco Bay Area; and
 - Provide written notice of termination to all tenants subject to displacement at least 90 days prior to the date a tenant must vacate the unit.

(PROJECT-SPECIFIC CONDITION)

47. **BMR FOR SALE, IN-LIEU:** Prior to issuance of building permits, the applicant shall enter into written agreements with the City of Mountain View that will require the applicant to pay a Below-Market-Rate (BMR) Housing In-Lieu Fee to the City of Mountain View consistent with Sections 36.80 through 36.89 of the City Code and the Below-Market-Rate Housing Program Administrative Guidelines and Directives. The in-lieu fee payment shall be 3 percent of the actual gross sales price of each unit and shall be paid upon the close of escrow for each unit.
48. **BMR, PROCESS:** Following project approval, the applicant shall submit the following information to the Administrative and Neighborhood Services Manager in the Community Development Department, (650) 903-6379: (a) a copy of the first page of the Findings Report; (b) a copy of the page from the Findings Report that contains the Below-Market-Rate (BMR) condition; and (c) a legal description of the property.

At the time of submittal for building permits, the applicant shall contact the Administrative and Neighborhood

Services Manager, (650) 903-6379, and a BMR agreement will be prepared for the project. Before building permits can be issued, the BMR agreement must be signed by the developer, and a 10 percent deposit of the required BMR fees must be paid to the City.

49. **NOTICE OF DEVELOPMENT RESTRICTIONS:** A Notice of Development Restrictions indicating the related development permit conditions that are to be completed with the development of the property is required for all planned developments and common-interest developments. The notice shall be in a form approved by the Planning Division and City Attorney's Office and shall be signed and notarized by the subdivider. The approved and executed Notice of Development Restrictions must be recorded on the land of the subdivision before the approval of the parcel or final map.
50. **INDEMNITY AGREEMENT:** Prior to the issuance of any building permits, the applicant shall agree, in writing, to defend, indemnify, and hold harmless the City and its officers, agents, and employees in any action brought by a third party to void this Planned Unit Development Permit. The agreement shall be in a form satisfactory to the City Attorney and Zoning Administrator. It shall run with the land and shall not be amended without prior City consent.

Public Works Department – (650) 903-6311

RIGHTS-OF-WAY

51. **PUBLIC UTILITY EASEMENT:** Dedicate a public utility easement for the proposed public utilities behind the public sidewalk (up to 7' wide) to the satisfaction of the Public Works Director.

FEES

52. **STORM DRAINAGE FEE:** Pay the off-site storm drainage fee per Section 28.51(b) and with the rates in effect at time of payment.
53. **WATER AND SEWER CAPACITY FEES:** For building permits issued after July 15, 2015, pay the Water and Sewer Capacity Fees as outlined in the City Council Report from April 8, 2014 Amending Chapters 28 and 35 of the Mountain View City Code.
<https://mountainview.legistar.com/LegislationDetail.aspx?ID=1694006&GUID=3B26F71F-FD13-4830-9705-6C9EDC48D254>
54. **PARK LAND DEDICATION FEE:** Pay the Park Land Dedication Fee (approximately \$15,000 to \$30,000 per unit) for each new residential unit in accordance with Chapter 41 of the City Code prior to the issuance of the building permit. No credit against the Park Land Dedication Fee will be allowed for private open space and recreational facilities. Provide the most current appraisal or escrow closing statement of the property with the following information to assist the City in determining the current market value of the land: (1) a brief description of the existing use of the property; (2) square footage of the lot; and (3) size and type of each building located on the property at the time the property was acquired. Prior to the issuance of the building permit, the applicant shall either: (1) pay the Park Land Dedication Fee; or (2) sign an agreement to defer the payment of the fee in accordance with Section 66007.a of the Government Code and submit a certificate of deposit made payable to the City as security guaranteeing payment of the fee. Guidelines for certificates of deposit are available from the Public Works Department.

STREET IMPROVEMENTS

55. **PUBLIC IMPROVEMENTS:** Install or reconstruct standard public improvements that are required for the subdivision and as required by Chapters 27 and 28 of the Mountain View City Code. These improvements include curb gutter and sidewalk along Rengstorff Avenue; new storm, sewer, water, and joint trench connections; undergrounding of existing overhead utilities; landscaping; and irrigation.
- a. **IMPROVEMENT AGREEMENT:** The property owner must sign a Public Works Department improvement agreement for the installation of the public improvements prior to the approval of the building permit. Sign a Public Works Department faithful performance bond (100 percent) and materials/labor bond (100 percent) or provide cash deposit (100 percent) or provide a letter of credit (150 percent) securing the installation and warranty of the off-site and on-site common improvements in a form approved by the City Attorney's Office. The surety (bond company) must be listed as an acceptable surety on the most current Department of the Treasury's Listing of Approved Sureties on Federal Bonds, Department Circular 570. This list of approved sureties is available through the Internet at <http://www.fms.treas.gov/c570/index.html>. The bond amount must be below the underwriting limitation amount listed on the Department of the Treasury's Listing of Approved Sureties. The surety must be licensed to do business in California. Guidelines for certificates of deposit are available at the Public Works Department.
- b. **INSURANCE:** Provide a certificate of insurance and endorsement naming the City an additional insured from the entity that will sign the improvement agreement prior to the approval of the building permit. The insurance coverage amounts are a minimum of One Million Dollars (\$1,000,000) Commercial General Liability, Automobile Liability, and Workers' Compensation. The insurance requirements are available from the Public Works Department.
56. **OFF-SITE PLANS:** Prepare off-site improvement plans in accordance with the City's Standard Design Criteria. The plans are to be drawn on 24"x36" sheets at a minimum scale of 1" = 20'. The plans shall be stamped by a registered civil engineer and shall show all public improvements and other applicable work within the public right-of-way. A traffic control plan indicating the work areas, delineators, signs, and other traffic control measures is required for work that impacts traffic on an existing street. Locations of on-site parking for construction equipment and construction workers must be submitted for review and approval. Off-site plans (nine sets), construction cost estimate, and copy of the current preliminary title report or property deed must be submitted together as a separate package concurrent with the first submittal of the building plans. The off-site plans must be approved and signed by the Public Works Department. After the plans have been signed by the Public Works Department, 10 black-line sets, one Xerox Mylar (4 mil) set of the plans, and CD with CAD file and PDF must be submitted to the Public Works Department prior to the issuance of the building permit.
57. **INFRASTRUCTURE QUANTITIES:** Submit a construction cost estimate form indicating the quantities of the street and utility improvements with the submittal of the improvement plans. The construction cost estimate is used to estimate the cost of street and utility improvements and to determine the Public Works plan check and inspection fees.
58. **PARKING RESTRICTION:** Parking shall be prohibited within the common driveways, excluding approved guest parking, as the parking would obstruct the use of the driveway. These parking prohibitions shall be stated within the CC&Rs. A copy of the CC&Rs with this provision highlighted shall be submitted to the Public Works Department. The common driveway shall be signed and/or striped as "No Parking" or "No Parking – Fire Lane."
59. **ENCROACHMENT RESTRICTIONS:** Private steps, fences, and retaining walls shall not encroach into the public right-of-way.
60. **SPECIAL PAVERS AND CONCRETE:** The proposed pavers, colored concrete, or textured concrete will not be allowed within the public street or sidewalk.

61. **CORNER SIGHT TRIANGLE:** At street corners of uncontrolled intersections, no sign over 3' in height shall be located within a vehicle sight triangle formed by measuring 35' along the front and side property lines.

UTILITIES

62. **WATER AND SEWER SERVICE:** Each dwelling, townhouse, apartment house, restaurant, or place of business shall have its own water meter and sanitary sewer lateral in accordance with City Code Section 35.38.
63. **SEPARATE FIRE SERVICE:** Domestic water and fire services shall have separate lines connected to the City's water main, except when supplying NFPA 13D fire sprinkler systems as approved by the City Fire Protection Engineer. On-site fire lines, post indicator valves, Fire Department connections, and detector checks also require approval from the City's Fire Protection Engineer.
64. **SEPARATE IRRIGATION SERVICE AND METER:** A separate water service and water meter for irrigation will be required.
65. **WATER AND SEWER APPLICATIONS:** Prior to the issuance of the building permit, complete applications for water and sewer service if new water services, water meters, fire services, or sewer laterals are required. Any unpaid water and sanitary sewer fees must also be paid.
66. **UTILITY SERVICES:** The size and location of all existing and new water meters, backflow preventers, water services, fire services, sewer laterals, sewer cleanouts, gate valves, and utility mains are to be shown on the plans. Sewer laterals, water services, and fire services shall have a minimum 5' horizontal separation from each other. Existing water services shall be shown to be disconnected and plugged at the main, unless they are satisfactory for reuse as determined by the Public Services Division. Water services 4" or larger that are not reused shall be plugged at the main by removing the gate valve and installing a blind flange and thrust block at the tee. Existing sanitary sewer laterals and storm connections that are not reused shall be abandoned, and existing face-of-curb drains that are not reused shall be removed.
67. **BACKFLOW PREVENTER:** Aboveground reduced-pressure backflow preventer is required for the new irrigation water services. Backflow preventer shall be located directly behind the water meter or as reasonably close as possible at a location preapproved by the Public Services Division and screened from view with landscaping.
68. **UNDERGROUND SERVICES:** All new and existing electric, telephone, and cable television services serving the site are to be placed underground (including transformers). The undergrounding of the new and existing electric, telephone, and cable television services is to be completed prior to issuance of a Certificate of Occupancy for any new buildings within the site. (Aboveground transformers shall be located so they are screened or not visible from the street or to the general public as approved by the Community Development and Public Works Departments.)
69. **JOINT UTILITY PLANS:** Submit joint utility plans showing the location of the proposed electric, gas, telephone, and cable television conduits and vaults. These plans shall be combined and made a part of the improvement plans. Dedicate utility easements that are necessary for the common utility on the final map.

SIDEWALKS AND DRIVEWAYS

70. **ADA SIDEWALK REQUIREMENTS:** A minimum 4' wide Americans with Disabilities Act-compliant public sidewalk shall be provided behind new driveway approaches.
71. **DRIVEWAY REMOVAL:** Replace abandoned driveways with standard curb, gutter, and sidewalk and show the replacement work on the plans.
72. **RED CURB AT DRIVEWAY ENTRANCE:** Street curbs that are located within 10' of the driveway shall be painted red.

RECYCLING

73. **RECOLOGY MOUNTAIN VIEW:** Recology Mountain View is the City's exclusive hauler for recycling and disposal of construction and demolition debris. For all debris boxes, contact Recology. Using another hauler may violate Mountain View City Code Sections 16.13 and 16.17 and result in Code Enforcement action.
74. **CONSTRUCTION AND DEMOLITION ORDINANCE:** This project must comply with the City's Construction and Demolition Ordinance (Mountain View City Code Chapter 16, Article III).

STREET TREES

75. **STREET TREES:** Install standard City street trees along the street frontage.
76. **STREET TREE LOCATION:** The location of existing trees to remain, existing trees to be removed, and new street trees shall be shown on the grading, utility, and landscaping plans. New street trees are to be planted a minimum of 10' from sanitary sewer lines and 5' from water lines, fire lines, and driveways in accordance with Detail F-1 of the Standard Provisions. New street tree species must be selected from the City's official street tree list and as approved by the City's Parks and Open Space Division per Proposed Street Tree Form (CD-51).
77. **STREET TREE IRRIGATION:** Street trees are to be irrigated by the property owner in accordance with Chapter 32 of the City Code.

GRADING AND DRAINAGE IMPROVEMENTS (ON-SITE)

78. **GRADING, DRAINAGE, AND UTILITY PLANS:** Prepare on-site drainage, grading, and utility plans in accordance with Chapter 28 of the City Code and the Standard Design Criteria for Common Green and Townhouse-Type Condominiums. The plans are to be drawn on 24"x36" sheets at a minimum scale of 1" = 30'. Drainage, grading, and utility plans (nine sets) and completed infrastructure data form must be submitted together as a separate package concurrent with the first submittal of the building plans. The drainage, grading, and utility plans must be approved and signed by the Public Works Department. After the plans have been signed by the Public Works Department, 10 black-line sets and 1 Xerox Mylar (4 mil) set of the plans must be submitted to the Public Works Department prior to the issuance of the building permit. Where both off-site improvement plans and on-site drainage, grading, and utility plans are required, the plans shall be combined into one set. For on-site common driveway improvements, utility improvements, and public improvements, the developer shall sign an improvement agreement prepared by the City, submit bonds, or letter of credit in a form approved by the City Attorney's Office, provide a certificate of insurance and endorsement naming the City an additional insured, and pay plan check and inspection fees for the work, prior to the issuance of a building permit.
79. **SURFACE WATER RELEASE:** Provide a surface stormwater release for the lots, driveways, alleys, and private streets that prevents the buildings from being flooded in the event the storm drainage system becomes blocked or obstructed.

MISCELLANEOUS

80. **WELL QUESTIONNAIRE:** Complete a Santa Clara Valley Water District well questionnaire and return it to the Public Works Department. Well questionnaire forms are available from the Public Works Department. All existing wells shall be shown on the site plans as to remain or be sealed in accordance with the Santa Clara Valley Water District standards.
81. **STREET CLEANING:** The owner/developer shall comply with, and the off-site and grading drainage and utility plans shall include, a general note as follows: "The prime contractor or developer is to hire a street cleaning contractor to clean up dirt and debris from City streets that are attributable to the development's construction activities. The street cleaning contractor is to have the capability of sweeping the streets with both a broom-type sweeper and a regenerative air vacuum sweeper, as directed by the Public Works Director, or his/her designated

representative.”

82. **OCCUPANCY RELEASE:** For residential developments, no residential units will be released for occupancy unless the improvements to be constructed to City standards and/or to be accepted for maintenance by the City, including water meters and sanitary sewer cleanouts, are substantially complete per the City of Mountain View Standard Provisions for Public Works construction. For phased developments, portions of the units may be released for occupancy, at the City’s sole discretion, provided that all public and private improvements, conditions of approval, and Building Code requirements that are necessary to support the units to be released for occupancy have been completed as determined by the City. When all of the improvements are complete and/or ready for acceptance for maintenance by the City Council, the remaining units may be released for occupancy, provided that all other conditions of approval and Building Code requirements have been met. The Public Works Director shall make the determination of what public improvements are substantially complete.
83. **PRELIMINARY TITLE REPORT:** Submit a current preliminary title report or land deed indicating the exact name of the current legal owners of the property, their type of ownership (individual, partnership, corporation, etc.), and legal description of the property involved to the Public Works Department. This information is required for the preparation of Public Works agreements and documents.
84. **SUBDIVISION:** This site plan is a subdivision of an existing parcel(s). Any combination or division of land for purpose of sale, lease, or financing requires the filing and approval of a preliminary parcel or tentative map, completion of all conditions of subdivision approval, and the recordation of the parcel or final map, all prior to issuance of the building permit. In order to place the approval of a final map on the Council agenda, all related materials must be completed and approved 40 calendar days prior to the Council meeting.

Building Inspection Division – (650) 903-6313

85. **BUILDING PERMITS:** A building permit is required for this project. This review by the Building Inspection Division is preliminary and only attempting to identify critical or significant code concerns. Building plan check review will be part of a separate permit application process that can be applied for once the Planning approvals have been obtained and the 10-day appeal period has passed. Submit complete sets of construction drawings at the Building Counter. Please refer to the Building Inspection Division’s current “Submittal Requirements” for document submittal requirements. No construction work can be commenced without an appropriate building permit and no new occupancy shall commence without a Certificate of Occupancy. Please contact the Building Inspection Division for submittal requirements at (650) 903-6313.
86. **BUILDING CODES:** Construction plans will need to meet the current codes adopted by the Building Inspection Division upon submittal. Current codes are the 2013 California Codes: Building, Fire, Electrical, Mechanical, Plumbing, CALGreen, and Mountain View Green Building Code.
87. **ACCESSIBILITY:** Project will be required to comply with the accessibility requirements in the CBC, Chapter 11A, per CRC R320.
88. **ADDRESSES:** Street names and numbers will be processed immediately prior to the Building Inspection Division approval of the project. Apartment and suite numbers are issued by the United States Post Office.
89. **FIRE PROTECTION:** Overhangs and other projections will not be permitted to cross property lines between units unless access easements are provided.
90. **FIRE SPRINKLERS:** All proposed plans for new dwellings will be required to install a fire sprinkler system regardless of size per the CRC, Section 313.2.
91. **PEDESTRIAN PROTECTION:** Public sidewalks are required to remain open during the course of construction. Please provide sufficient information at the time of plan submittal to show how pedestrians will be protected per CBC, Section 3306.

92. **SURVEY:** A survey will be required to be completed to verify structure placement.

Fire Department – (650) 903-6343

FIRE PROTECTION SYSTEMS AND EQUIPMENT

93. **FIRE SPRINKLER SYSTEM:** Provide an automatic fire sprinkler system to be monitored by a central station monitoring alarm company. This monitoring shall include water flow indicators and tamper switches on all control valves. Three (3) sets of shop-quality drawings shall be submitted for review and approval. All work shall conform to NFPA 13 (2013 Edition), NFPA 72 (2013 Edition), and Mountain View Fire Department specifications. Call the Building Inspection Division at (650) 903-6313 for a copy of specifications and submittal requirements. (Mountain View City Code, Sections 14.10.27, 14.10.28, and California Fire Code, Section 903.) **(NFPA 13D systems are allowed if this Building Inspection Division classifies the occupancy as R-3 instead of R-2.)**
94. **FIRE HYDRANTS:** Hydrants in accordance with the Department of Public Works Standard Provisions shall be located **every 300'**.
95. **FIRE EXTINGUISHERS:** Install one 2-A:10-B:C fire extinguisher for every 50'/75' of travel or every 3,000 square feet. Fire extinguisher locations shall be indicated on the architectural floor plans. (California Code of Regulations, Title 19, Chapter 3 and California Fire Code, Section 906.) **(Required for R-2 occupancy classification.)**
96. **SMOKE ALARMS:** All residential occupancies shall be provided with California State Fire Marshal-listed smoke alarms. Smoke alarms shall be installed in accordance with the California Building Code and the approved manufacturer's instructions. (California Fire Code, Section 907.)

FIRE DEPARTMENT ACCESS

97. **FIRE APPARATUS ACCESS ROADS:** Access roads shall have 13'6" unobstructed vertical clearance, 20' of unobstructed width (26' where building occupied floors exceed 30' height), and minimum turning radii of 21' (inside turning radius). Unobstructed width shall mean a clear travelway, excluding parking width, and designed for an emergency vehicle weight of 70,000 pounds. Unobstructed width shall not include the width of rolled curbs, sidewalks, or nondrivable surfaces. (California Fire Code, Section 503, and Mountain View City Code, Sections 14.10.17, 14.10.18.)
98. **FIRE APPARATUS TURNAROUNDS:** Dead-end fire apparatus access roads in excess of 150' in length shall be provided with approved provisions for the turning around of apparatus. "Approved provisions" shall mean that turnarounds, in accordance with Mountain View Fire Department specifications, are provided in locations such that fire apparatus shall never be more than 150' away from the closest turnaround. Call the Building Inspection Division at (650) 903-6313 for specifications. (California Fire Code, Section 503.)
99. **FIRE LANE MARKING:** "NO PARKING – FIRE LANE" signs shall be posted along fire lanes and curbs shall be painted red with the words: NO PARKING – FIRE LANE stenciled in white on the top and side of the curb. Call the Building Inspection Division at (650) 903-6313 for specifications and application. (California Fire Code, Section 503.)
100. **ALL-WEATHER FIRE APPARATUS ACCESS ROADS:** Prior to combustible construction, an all-weather access road capable of supporting emergency vehicles (70,000 pounds) shall be constructed to allow access within 150' of every portion of the project. Access roads shall have 13'6" overhead clearance, 20' of unobstructed width, and 21' inside turning radius. (California Fire Code, Section 503.)

EGRESS AND FIRE SAFETY

101. **ON-SITE DRAWINGS:** Submit two (2) 8.5"x11" plot plan drawings according to Fire Department specifications prior to final Certificate of Occupancy.

EXTERIOR IMPROVEMENTS

102. **PREMISES IDENTIFICATION:** Approved numbers or addresses shall be provided for all new and existing buildings in such a position as to be plainly visible and legible from the street or road fronting the property. Address signs shall be a minimum of 6" in height. (Mountain View City Code, Section 14.10.20.)

Fire and Environmental Protection Division – (650) 903-6378

URBAN RUNOFF

For more information, guidelines, design criteria, or materials about urban runoff conditions, contact the Fire and Environmental Protection Division of the Fire Department at (650) 903-6378. "Stormwater Quality Guidelines for Development Projects" can also be accessed at the following link to the Fire Department website:

http://www.mountainview.gov/city_hall/fire/programs_n_services/environmental_safety.asp

103. **STATE OF CALIFORNIA CONSTRUCTION GENERAL STORMWATER PERMIT:** A "Notice of Intent" (NOI) and "Stormwater Pollution Prevention Plan" (SWPPP) shall be prepared for construction projects disturbing one (1) acre or more of land. Proof of coverage under the State General Construction Activity Stormwater Permit shall be attached to the building plans.
104. **CONSTRUCTION SEDIMENT AND EROSION CONTROL PLAN:** The applicant shall submit a written plan acceptable to the City which shows controls that will be used at the site to minimize sediment runoff and erosion during storm events. The plan should include installation of the following items where appropriate: (a) silt fences around the site perimeter; (b) gravel bags surrounding catch basins; (c) filter fabric over catch basins; (d) covering of exposed stockpiles; (e) concrete washout areas; (f) stabilized rock/gravel driveways at points of egress from the site; and (g) vegetation, hydroseeding, or other soil stabilization methods for high-erosion areas. The plan should also include routine street sweeping and storm drain catch basin cleaning.
105. **SWIMMING POOLS, SPAS, AND FOUNTAINS:** Swimming pools, spas, and fountains shall be installed with a sanitary sewer cleanout in a readily accessible nearby area to allow for draining.
106. **LANDSCAPE DESIGN:** Landscape design shall minimize runoff and promote surface filtration. Examples include: (a) no steep slopes exceeding 10 percent; (b) using mulches in planter areas without ground cover to avoid sedimentation runoff; (c) installing plants with low water requirements; and (d) installing appropriate plants for the location in accordance with appropriate climate zones. Identify which practices will be used in the building plan submittal.
107. **EFFICIENT IRRIGATION:** Common areas shall employ efficient irrigation to avoid excess irrigation runoff. Examples include: (a) setting irrigation timers to avoid runoff by splitting irrigations into several short cycles; (b) employing multi-programmable irrigation controllers; (c) employing rain shutoff devices to prevent irrigation after significant precipitation; (d) use of drip irrigations for all planter areas which have a shrub density that will cause excessive spray interference of an overhead system; and (e) use of flow reducers to mitigate broken heads next to sidewalks, streets, and driveways. Identify which practices will be used in the building plan submittal.
108. **PRIVATE STREET MAINTENANCE:** For residential projects with private streets, the following ongoing maintenance shall be provided: (a) private streets shall be swept at least four times per year; (b) private storm drain inlets shall be cleaned at least once per year prior to October 15; and (c) common area trash management and litter control. Attach a copy of the contract or maintenance agreement identifying the name, address, and phone number of the party carrying out these maintenance activities.

109. **PRIVATE STORM DRAIN INLET STENCILING:** For residential subdivisions with private streets, storm drain inlets shall be labeled in accordance with the City's storm drain inlet label program ("No Dumping, Flows to Bay").
110. **STORMWATER TREATMENT (C.3):** This project will create or replace more than ten thousand (10,000) square feet of impervious surface; therefore, stormwater runoff shall be directed to approved permanent treatment controls as described in the City's guidance document entitled, "Stormwater Quality Guidelines for Development Projects." The City's guidelines also describe the requirement to select Low-Impact Development (LID) types of stormwater treatment controls; the types of projects that are exempt from this requirement; and the Infeasibility and Special Projects exemptions from the LID requirement.

The "Stormwater Quality Guidelines for Development Projects" document requires applicants to submit a Stormwater Management Plan, including information such as the type, location, and sizing calculations of the treatment controls that will be installed. Include three stamped and signed copies of the Final Stormwater Management Plan with the building plan submittal. The Stormwater Management Plan must include a stamped and signed certification by a qualified Engineer, stating that the Stormwater Management Plan complies with the City's guidelines and the State NPDES Permit. Stormwater treatment controls required under this condition may be required to enter into a formal recorded Maintenance Agreement with the City.

Please include responses to the following preliminary comments about the proposed stormwater treatment facilities: (1) Three drainage areas and associated bioretention facilities are indicated. The BMP sizing calculation for the bioretention areas are for the entire site. Sizing calculations for each drainage area must be provided to show that each bioretention area is adequately sized to comply with the requirement. (2) Indicate how runoff will drain into the bioretention facilities (i.e. surface flow through a curb cut, hard piping, etc. (3) Conceptual plan indicates that Area 1 drains to bioretention in the central area, but these areas also show play structures and artificial turf which will prevent treatment from being installed. Provide an explanation for this treatment area and additional details. (4) Conceptual plan indicates that areas 1 and 2 drain to bioretention areas located in private property across the frontage of homes along Rengstorff and may create an issue regarding drainage liability. Provide an explanation for this treatment area and additional details.

NOTE: The applicant shall file a final map for approval and recordation in accordance with the approved Planned Unit Development (PUD), the City Code, and the State Map Act. The permit authorizing approval of the PUD is conditioned upon obtaining an approved final map. Failure to obtain an approved subdivision shall render the PUD invalid.

NOTE: Zoning permits may be extended for up to an additional two years after Public Hearing review by the Zoning Administrator in compliance with the procedures described in the Zoning Ordinance. An application for extension must be filed with the Planning Division of the Community Development Department, including appropriate fees, prior to the original expiration date of the permit.

GERRY BEAUDIN, ZONING ADMINISTRATOR

GB/EC/3/FDG
277-13-PUD