# Before the Zoning Administrator in and for the County of Monterey, State of California 

In the matter of the application of:
1536 VENADERO LLC - PENN (PLN170198)

## RESOLUTION NO. 18-007

Resolution by the Monterey County Zoning
Administrator:

1) Adopting a Mitigated Negative Declaration;
2) Approving a Combined Development Permit consisting of 1) a Coastal Development Permit to allow landscaping improvements including replacement and reconfiguration of driveway, patios, walkways, fountains, and plants within a positive archaeological site; and 2) a Variance to exceed the 9,000 square feet impervious surface limit by 553 square feet; and
3) Adopting a Mitigation Monitoring and Reporting Plan
[PLN170198, 1536 Venadero LLC, 1536 Venadero Road, Del Monte Forest Land Use Plan (APNs: 008-422-012-000 and 008-422-013-000]

The 1536 Venadero LLC Combined Development Permit application (PLN170198) came on for public hearing before the Monterey County Zoning Administrator on February 22, 2018. Having considered all the written and documentary evidence, the administrative record, the staff report, oral testimony, and other evidence presented, the Zoning Administrator finds and decides as follows:

## FINDINGS AND EVIDENCE

1. FINDING: CONSISTENCY - The Project, as conditioned and mitigated, is, under the circumstances of this case, consistent with the applicable plans and policies which designate this area as appropriate for development.
EVIDENCE: a) Plan Conformance: During the course of review of this application, the project has been reviewed for consistency with the text, policies, and regulations in:

- the 1982 Monterey County General Plan;
- Del Monte Forest Land Use Plan;
- Monterey County Coastal Implementation Plan Part 5;
- Monterey County Zoning Ordinance (Title 20);

Potential conflicts with cultural resource policies, due to the historic nature of the existing structures and the potential for impacts to archaeological resources have been identified. In addition, potential conflicts with land use development policy 77 of the Del Monte Forest Land Use Plan which limits impervious surfaces to 9,000 square feet have been identified during review of the project. However, changes to the plan have been incorporated and based on the circumstances of the case, the project is designed appropriately to balance reasonable residential development with resource protection policies of the
applicable regulations. Findings to support a Variance to the 9,000square foot impervious surface area can be made in this case (see Findings 6-8) and conditions and mitigations are proposed to minimize impacts to cultural resources consistent with the applicable text, policies, and regulations.
b) Allowed Use: The property is located at 1536 Venadero Road, Pebble Beach (Assessor's Parcel Numbers 008-422-012-000 and 008-422-013000), Del Monte Forest Land Use Plan area. The parcel is zoned Low Density Residential, 1.5 acres per unit, with a Design Control Overlay, in the Coastal Zone [LDR/1.5-D (CZ)], which allows residential uses and development as a principally permitted use. The project involves landscape improvements associated with an existing residential use of the property. Therefore, the project is an allowed land use for this site.
c) Design Review: The project site is subject to the design criteria contained in Chapter 20.44 of the Coastal Implementation Plan, Part 1 (the Design Control "D" Zoning District), which regulates the location, size, configuration, materials, and colors of structures and fences to assure the protection of the public viewshed and neighborhood character. The project involves minor changes to the existing gate and fencing surrounding the site and changes to flat surfaces such as driveway materials, patios, and walkways. The landscape improvements are appropriately sited in locations that already contain similar improvements and by their nature require location near the existing residential structures. Proposed colors and materials are consistent with the area and with the historic integrity of the existing structures and include stone pavers and gravel. The project is not in the public viewshed and will be consistent with the character of the site and surrounding neighborhood.
d) Cultural Resources: The project site contains an existing residence, garage/guesthouse, and greenhouse that have been determined to be historic structures that qualify for listing on the Monterey County register of Historic Resources and has been identified as containing potentially significant archaeological resources.
Historic Structure: A phase II historic analysis was prepared for the project (LIB170280), by Kent Seavey. The Phase II report determined that the proposed landscape improvements are consistent with the historic setting of the site, are consistent with the Secretary of the Interior Standards for the Rehabilitation of historic resources, and the project will not adversely impact the historic resources.
Archaeological and Tribal Cultural Resources: A Phase I archaeological survey and a Phase II archaeological investigation were conducted for the project. In addition, the tribal chairperson of the Ohlone, Coastanoan, Esselen Nation was consulted to review potential impacts to tribal cultural resources. Consistent with Policy 60 of the Del Monte Forest Land Use Plan, revisions to the project were required to minimize potential impacts to resources including modification of the locations of the proposed patios and walkways and the proposed depths of the footings for new landscape improvements. In addition, conditions and mitigations have been incorporated that require monitors and
appropriate treatment of resources if discovered (Conditions Numbers: 13,14 , and 15 )
e) Variance: The site is located within the "Pescadero Watershed" area of the Del Monte Forest which is an area that drains to the Carmel Bay Area of Special Biological Significance (ASBS). The Del Monte Forest Land Use Plan calls for heightened concern of non-point sources of pollutants to the Carmel Bay ASBS. Specific policies to protect freshwater and marine resources are provided that require erosion control measures and stormwater runoff best management practices for all development projects in the watershed. This Penn project is required to implement erosion control measures during construction (Condition 6) and will provide on-site retention of stormwater.

Policy 77 of the Del Monte Forest Land Use Plan limits impervious surfaces in the Pescadero watershed to 9,000 square feet per parcel. Assessor's Parcel Number 008-422-012-000 is currently considered legal non-conforming and contains 15,666 square feet of impervious area. The project would substantially reduce impervious surface area by 6,113 square feet but would still exceed the 9,000 square foot limit (9,553 square feet proposed). Overall, with adequate protections for erosion and stormwater runoff, the balance of the project design with respect to cultural resources, and the significant reduction in impervious area, staff believes that the project has been sited and designed in such a manner consistent with LUP policies. Findings for a Variance to exceed the Pescadero Watershed impervious surface area by 553 square feet can be made in the case (See Findings 6-8 below). Improvements located on Assessor's Parcel Number 008-422-013-000 would conform to the impervious surface area policies as proposed ( 2,093 square feet existing, 2,033 square feet proposed).
f) Advisory Committee: The project was referred to the Del Monte Forest Land Use Advisory Committee (LUAC) for review. There were no public comments or concerns with approval of the project expressed by the LUAC at the meeting and the LUAC unanimously recommended approval of the project.
g) Public Access: The subject property is not described as an area where the Local Coastal Program requires access and is not indicated as part of any designated trails or shoreline access as shown in Figure 8 of the Del Monte Forest Area Land Use Plan.
h) The application, project plans, and related support materials submitted by the project applicant to Monterey County RMA-Planning for the proposed development found in Project File PLN170198.
2. FINDING: SITE SUITABILITY - The site is physically suitable for the use proposed.
EVIDENCE: a) The project has been reviewed for site suitability by the following departments and agencies: RMA- Planning, Pebble Beach Community Services District, RMA-Public Works, RMA-Environmental Services, Environmental Health Bureau, and Water Resources Agency. There has been no indication from these departments/agencies that the site is not suitable for the proposed development. Conditions recommended have been incorporated.
b) Staff identified potential impacts to Archaeological Resources and Historic Resources. The following reports have been prepared:

- "Archaeological Subsurface Testing" (LIB170279) prepared by John Schlagheck of Holman \& Associates Archeological Consultants, San Francisco, CA, July 2016 and revised June 2017.
- "Phase II Historic Report" (LIB170280) prepared by Kent Seavey, Pacific Grove, CA, July 8, 2017.
Conditions and Mitigations suggested in these reports have been incorporated and the project, as conditioned and mitigated, as recommended by the above-mentioned technical reports, is suitable for the proposed project. County staff has independently reviewed these reports and concurs with their conclusions.
c) Necessary public facilities are available to serve the development. Water for landscape irrigation will be provided by Cal-Am.
d) The project involves revisions to an existing landscape surrounding an existing residential structure/use and is located within a residential zone.
e) The application, project plans, and related support materials submitted by the project applicant to Monterey County RMA - Planning for the proposed development found in Project File PLN170198.

3. FINDING:

HEALTH AND SAFETY - The establishment, maintenance, or operation of the project applied for will not under the circumstances of this particular case be detrimental to the health, safety, peace, morals, comfort, and general welfare of persons residing or working in the neighborhood of such proposed use, or be detrimental or injurious to property and improvements in the neighborhood or to the general welfare of the County.
EVIDENCE: a) The project was reviewed by RMA - Planning, Pebble Beach Community Services District, RMA - Public Works, Environmental Health Bureau, and Water Resources Agency. The respective agencies have recommended conditions, where appropriate, to ensure that the project will not have an adverse effect on the health, safety, and welfare of persons either residing or working in the neighborhood.
b) Water for landscape irrigation will be provided by Cal-Am.
c) The project involves revisions to an existing landscape surrounding an existing residential structure/use and is located within a residential zone.
d) Staff conducted a site inspection on August 31, 2017 to verify that the site is suitable for this use.
e) The application, project plans, and related support materials submitted by the project applicant to Monterey County RMA - Planning for the proposed development found in Project File PLN170198.
4. FINDING: NO VIOLATIONS - The subject property is in compliance with all rules and regulations pertaining to zoning uses, subdivision, and any other applicable provisions of the County's zoning ordinance. No violations exist on the property.
EVIDENCE: a) Staff conducted a site inspection on August 31, 2017 and researched County records to assess if any violation exists on the subject property.
b) There are no known violations on the subject parcel.
c) The application, plans and supporting materials submitted by the project applicant to Monterey County RMA-Planning for the proposed development are found in Project File PLN170198.
5. FINDING: CEQA (Mitigated Negative Declaration) - On the basis of the whole record before the Monterey County Zoning Administrator, there is no substantial evidence that the proposed project as designed, conditioned and mitigated, will have a significant effect on the environment. The Mitigated Negative Declaration reflects the independent judgment and analysis of the County.
EVIDENCE: a) Public Resources Code Section 21080.d and California Environmental Quality Act (CEQA) Guidelines Section 15064.a. 1 require environmental review if there is substantial evidence that the project may have a significant effect on the environment.
b) Monterey County RMA-Planning prepared an Initial Study pursuant to CEQA. The Initial Study is on file in the offices of RMA-Planning and is hereby incorporated by reference (PLN170198).
c) The Initial Study identified several potentially significant effects, but revisions have been made to the project and the applicant has agreed to proposed mitigation measures that avoid the effects or mitigate the effects to a point where clearly no significant effects would occur.
d) All project changes required to avoid significant effects on the environment have been incorporated into the project and/or are made conditions of approval. A Condition Compliance and Mitigation Monitoring and/or Reporting Plan has been prepared in accordance with Monterey County regulations, is designed to ensure compliance during project implementation, and is hereby incorporated herein by reference. The applicant must enter into an "Agreement to Implement a Mitigation Monitoring and/or Reporting Plan as a condition of project approval.
e) The Draft Mitigated Negative Declaration ("MND") for PLN170198 was prepared in accordance with CEQA and circulated for public review from November 7, 2017 through December 8, 2017 (SCH\#: 2017111023).
f) Issues that were analyzed in the Mitigated Negative Declaration include: cultural resources, land use/planning, and tribal cultural resources.
g) Potential impacts to archaeological resources and tribal cultural resources were identified in the MND. Mitigations were applied (Conditions 13, 14, and 15) that require an onsite archaeological monitor and on-site tribal monitor during construction and direct appropriate treatment and analysis of resource if discovered. With the mitigations applied, the project will have a less than significant impact on the environment.
h) Evidence that has been received and considered includes: the application, technical studies/reports (see Finding 2/Site Suitability), staff reports that reflect the County's independent judgment, and information and testimony presented during public hearings. These documents are on file in RMA-Planning (PLN170198) and are hereby incorporated herein by reference.
i) Staff analysis contained in the Initial Study and the record as a whole indicate the project could result in changes to the resources listed in

Section 753.5(d) of the California Department of Fish and Wildlife (CDFW) regulations. All land development projects that are subject to environmental review are subject to a State filing fee plus the County recording fee, unless the Department of Fish and Wildlife determines that the project will have no effect on fish and wildlife resources. The Initial Study was sent to the California Department of Fish and Wildlife for review, comment, and to recommend necessary conditions to protect biological resources in this area. No comments were received; however, the project will be required to pay the State fee plus a fee payable to the Monterey County Clerk/Recorder for processing said fee and posting the Notice of Determination (NOD).
j) The County has considered the comment received by the California Coastal Commission staff during the public review period. The project has been modified by the applicant to address the comments received. Modification includes additional reductions in the proposed impervious surface area by replacing the entire driveway with pervious surface and reducing the size of the proposed patios and walkway along the side and rear of the home. In addition, the MND was modified to provide clarification and amplification of the analysis in support of the conclusion that the project is consistent with the intent of the Pescadero Watershed coverage limitation. Revisions made to the project plans in response to the Coastal Commission comments on the MND do not create new effects or change the information or determinations made in the MND. The revisions to the MND clarify and amplify the analysis contained in the MND and no new impacts or mitigations are required for the project. Therefore, pursuant to Section 15073.5 of the CEQA guidelines, recirculation of the MND is not required.
k) Proposed mitigation measures are incorporated into the conditions of approval and as proposed and conditioned, the project will not have a significant adverse effect on the environment.
l) Monterey County RMA-Planning, located at 1441 Shilling Place, 2nd Floor, Salinas, California, 93901, is the custodian of documents and other materials that constitute the record of proceedings upon which the decision to adopt the negative declaration is based.
6. FINDING: VARIANCE (SPECIAL CIRCUMSTANCE) - There are special circumstances applicable to Assessor's Parcel Number 008-422-012000, including size, shape, topography, location or surroundings. As a result, the strict application of Title 20 and Policy 77 of the Del Monte Forest Land Use Plan would deprive the subject property of privileges enjoyed by other properties in the vicinity and under identical zone classification. Although it was determined that special circumstances exist, Variances are granted on a case-by-case basis and the findings and evidence for this project do not necessarily apply to other parcels.
EVIDENCE: a) Assessor's Parcel Number 008-422-012-000 was developed in the 1920's and 1930's and contains an historically significant Spanish eclectic style residence with surrounding driveway, patios and walkways. Together the structures and landscape surfaces total 15,666 square feet of impervious surface area which does not conform to the

9,000 square foot impervious surface limitations that currently are applicable to the site.
b) Due to the historic nature of the site, particular attention must be made to avoid significantly altering the landscaping and areas surrounding the home to avoid adverse effects on the historic setting.
c) Strict interpretation of the 9,000 square foot impervious surface limitations could adversely impact the historic setting and would deprive the property of reasonable exterior living spaces such as walkways and patios.
d) One dwelling is located on two parcels. If the total impervious surfaces were divided among the two parcels, the limit of 9,000 square feet per parcel would be met.

## 7. FINDING:

VARIANCE (SPECIAL PRIVILEGE) - The Variance does not constitute a grant of special privileges inconsistent with the limitation upon other properties in the vicinity and identical zoning classification in which such property is situated
a) Other property owners in the vicinity and under identical zoning classification have been afforded the same privilege sought by the property owner of this application. The Steakley project (PC93167) established the precedence to allow a Variance for a developed parcel to exceed the 9,000 square foot combined coverage limitation where a net reduction in the existing combined coverage will occur. Within the general vicinity, several residential projects have been granted similar variances. For PLN980384 (Rachleff), PLN020361 (Griggs), PLN980540 (Schwab), PLN090061 (Rachleff), PLN120663 (Bardis) and PLN170535 (Heverdejs) the Zoning Administrator approved Variances to exceed the structural and impervious coverage limitations, and allowed an increase to structural coverage, based on a reduction of impervious surface coverage, and an overall net reduction in total coverage.
b) The subject project would reduce the impervious surfaces on the lot from 15,666 square feet to 9,553 square feet.
8. FINDING: VARIANCE (AUTHORIZED USE) - This project will not constitute a grant for an activity or use otherwise not expressly authorized by the zone regulations governing the parcel.
EVIDENCE: Single Family residential uses, inclusive of patios, driveways, walkways, and landscaping improvements are listed as principally permitted uses in the LDR zoning district.
9. FINDING:

EVIDENCE: a) Board of Supervisors: Pursuant to Section 20.86.030 of the Monterey County Zoning Ordinance (Title 20), an appeal may be made to the Board of Supervisors by any public agency or person aggrieved by a decision of an Appropriate Authority other than the Board of Supervisors.
b) California Coastal Commission: Pursuant to Section 20.86.080.A of the Monterey County Zoning Ordinance (Title 20), the project is subject to
appeal by/to the California Coastal Commission because it involves development between the sea and the first through public road paralleling the sea (State Route 1), and development that is permitted in the underlying zone as a conditional use (i.e.; development within an area of known archaeological resources).

## DECISION

NOW, THEREFORE, based on the above findings and evidence, the Zoning Administrator does hereby:

1. Adopt a Mitigated Negative Declaration;
2. Approve a Combined Development Permit consisting of 1) a Coastal Development Permit to allow landscaping improvements including replacement and reconfiguration of driveway, patios, walkways, fountains, and plants within a positive archaeological site; and 2) a Variance to exceed the 9,000 square feet impervious surface limit by 553 square feet, in general conformance with the attached sketch and subject to the attached conditions, all being attached hereto and incorporated herein by reference; and
3. Adopt the attached Mitigation Monitoring and Reporting Program.

PASSED AND ADOPTED this $22^{\text {nd }}$ day of February, 2018


COPY OF THIS DECISION MAILED TO APPLICANT ON FEB 232018
THIS APPLICATION IS APPEALABLE TO THE BOARD OF SUPERVISORS.
IF ANYONE WISHES TO APPEAL THIS DECISION, AN APPEAL FORM MUST BE COMPLETED AND SUBMITTED TO THE CLERK TO THE BOARD ALONG WITH THE APPROPRIATE FILING FEE ON OR BEFORE MAR 052018

THIS PROJECT IS LOCATED IN THE COASTAL ZONE AND IS / IS NOT APPEALABLE TO THE COASTAL COMMISSION. UPON RECEIPT OF NOTIFICATION OF THE FINAL LOCAL ACTION NOTICE (FLAN) STATING THE DECISION BY THE FINAL DECISION MAKING BODY, THE COMMISSION ESTABLISHES A 10 WORKING DAY APPEAL PERIOD. AN APPEAL FORM MUST BE FILED WITH THE COASTAL COMMISSION. FOR FURTHER INFORMATION, CONTACT THE COASTAL COMMISSION AT (831) 427-4863 OR AT 725 FRONT STREET, SUITE 300, SANTA CRUZ, CA

This decision, if this is the final administrative decision, is subject to judicial review pursuant to California Code of Civil Procedure Sections 1094.5 and 1094.6. Any Petition for Writ of Mandate must be filed with the Court no later than the 90th day following the date on which this decision becomes final.

## NOTES

1. You will need a building permit and must comply with the Monterey County Building Ordinance in every respect.

Additionally, the Zoning Ordinance provides that no building permit shall be issued, nor any use conducted, otherwise than in accordance with the conditions and terms of the permit granted or until ten days after the mailing of notice of the granting of the permit by the appropriate authority, or after granting of the permit by the Board of Supervisors in the event of appeal.

Do not start any construction or occupy any building until you have obtained the necessary permits and use clearances from Monterey County RMA-Planning and RMA-Building Services Department office in Salinas.
2. This permit expires 3 years after the above date of granting thereof unless construction or use is started within this period.

# Conditions of Approval/Implementation Plan/Mitigation Monitoring and Reporting Plan 

PLN170198

## 1. PD001-SPECIFIC USES ONLY

| Responsible Department: | RMA-Planning |
| ---: | :--- |
| Condition/Mitigation <br> Monitoring Measure: | This Combined Development Permit and Variance (PLN170198) allows Landscaping |
| improvements including replacement and reconfiguration of driveway, patios, |  |

## 2. PD002 - NOTICE PERMIT APPROVAL

Responsible Department: RMA-Planning
Condition/Mitigation Monitoring Measure:

The applicant shall record a Permit Approval Notice. This notice shall state:
"A Combined Development Permit and Variance (Resolution Number 18-007) was approved by the Zoning Administrator for Assessor's Parcel Number's 008-422-012-000 and 008-422-013-000 on February 22, 2018. The permit was granted subject to 15 conditions of approval which run with the land. A copy of the permit is on file with Monterey County RMA - Planning."

Proof of recordation of this notice shall be furnished to the Director of RMA - Planning prior to issuance of grading and building permits, Certificates of Compliance, or commencement of use, whichever occurs first and as applicable. (RMA - Planning)

Compliance or
Monitoring
Action to be Performed:
Prior to the issuance of grading and building permits, certificates of compliance, or commencement of use, whichever occurs first and as applicable, the Owner/Applicant shall provide proof of recordation of this notice to the RMA - Planning.

## 3. PD005-FISH \& GAME FEE NEG DEC/EIR

## Responsible Department:

Condition/Mitigation Monitoring Measure:

Monitoring
Action to be Performed:

RMA-Planning
Pursuant to the State Public Resources Code Section 753.5, State Fish and Game Code, and California Code of Regulations, the applicant shall pay a fee, to be collected by the County, within five (5) working days of project approval. This fee shall be paid before the Notice of Determination is filed. If the fee is not paid within five (5) working days, the project shall not be operative, vested or final until the filing fees are paid. (RMA - Planning)

Within five (5) working days of project approval, the Owner/Applicant shall submit a check, payable to the County of Monterey, to the Director of RMA - Planning.

If the fee is not paid within five (5) working days, the applicant shall submit a check, payable to the County of Monterey, to the Director of RMA - Planning prior to the recordation of the final/parcel map, the start of use, or the issuance of building permits or grading permits.

## 4. PD006 - CONDITION OF APPROVAL / MITIGATION MONITORING PLAN

Responsible Department: RMA-Planning
Condition/Mitigation Monitoring Measure:

The applicant shall enter into an agreement with the County to implement a Condition of Approval/Mitigation Monitoring and/or Reporting Plan (Agreement) in accordance with Section 21081.6 of the California Public Resources Code and Section 15097 of Title 14, Chapter 3 of the California Code of Regulations. Compliance with the fee schedule adopted by the Board of Supervisors for mitigation monitoring shall be required and payment made to the County of Monterey at the time the property owner submits the signed Agreement. The agreement shall be recorded. (RMA - Planning)

Compliance or Within sixty (60) days after project approval or prior to the issuance of building and Monitoring

## Action to be Performed:

 grading permits, whichever occurs first, the Owner/Applicant shall:1) Enter into an agreement with the County to implement a Condition of Approval/Mitigation Monitoring Plan.
2) Fees shall be submitted at the time the property owner submits the signed Agreement.
3) Proof of recordation of the Agreement shall be submitted to RMA-Planning.

## 5. PDSP001-HISTORIC RESOURCES ZONING OVERLAY

| Responsible Department: | RMA-Planning |
| ---: | :--- |
| Condition/Mitigation <br> Monitoring Measure: | The applicant shall formally request to re-zone the property adding a "HR" zoning <br> district overlay to assure adequate review and long-term protection of archaeological <br> resources and the house. (RMA - Planning Department) |
| Compliance or <br> Monitoring | Prior to final building inspection, the applicant/owner shall request that the RMA - |
| Action to be Performed: | Planning Department to amend the zoning map to include a "HR" zoning overlay |

## 6. EROSION CONTROL PLAN

| Responsible Department: | Environmental Services |
| ---: | :--- |
| Condition/mitigation <br> Monitoring Measure: | The applicant shall submit an Erosion Control Plan in conformance with the <br> requirements of Monterey County Code Chapter 16.12. |
|  | The Erosion Control Plan <br> shall include a construction entrance, concrete washout, stockpile area (s), material <br> storage area(s), portable sanitation facilities and waste collection area(s), as |
|  | applicable. (RMA-Environmental Services) |

## 7. INSPECTION-DURING ACTIVE CONSTRUCTION

| Responsible Department: | Environmental Services |
| ---: | :--- |
| Condition/Mitigation <br> Monitoring Measure: | The applicant shall schedule an inspection with RMA-Environmental Services to <br> inspect drainage device installation, review the maintenance and effectiveness of |
|  | BMPs installed, and to verify that pollutants of concern are not discharged from the |
|  | site. At the time of the inspection, the applicant shall provide certification that all |
| necessary geotechnical inspections have been completed to that point. This |  |
| inspection requirement shall be noted on the Erosion Control Plan. (RMA - |  |

## 8. INSPECTION-FOLLOWING ACTIVE CONSTRUCTION

| Responsible Department: | Environmental Services |
| ---: | :--- |
| Condition/Mitigation <br> Monitoring Measure: | The applicant shall schedule an inspection with RMA-Environmental Services to <br> ensure all disturbed areas have been stabilized and all temporary erosion and <br> sediment control measures that are no longer needed have been removed. This |
|  | inspection requirement shall be noted on the Erosion Control Plan. |
|  | Environmental Services) |

## 9. INSPECTION-PRIOR TO LAND DISTURBANCE

Responsible Department:
Condition/Mitigation Monitoring Measure:

Compliance or Monitoring Action to be Performed:

Environmental Services
The applicant shall schedule an inspection with RMA-Environmental Services to ensure all necessary sediment controls are in place and the project is compliant with Monterey County regulations. This inspection requirement shall be noted on the Erosion Control Plan. (RMA - Environmental Services)

Prior to commencement of any land disturbance, the owner/applicant shall schedule an inspection with RMA-Environmental Services.

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Responsible Department: Water Resources Agency
    Condition/Mitigation
    Monitoring Measure:
    Compliance or
            Monitoring
Action to be Performed:
The Owner/Applicant shall incorporate measures to ensure runoff is minimized and stormwater infiltration is maximized. New development including replaced impervious surfaces shall comply with the freshwater and marine resource policies of the Del Monte Forest Area Land Use Plan. Provisions shall be made to collect and conduct runoff to drainage areas/devices capable of polluted runoff filtration/treatment (e.g., vegetated filtration strips, detention/retention basins, storm drains, etc.). A registered civil engineer or other qualified professional shall design a stormwater management plan to the satisfaction of the Water Resources Agency. (Water Resources Agency)
Prior to issuance of any construction permit, the Owner/Applicant shall submit a stormwater management plan to the Water Resources Agency for review and approval.
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## 11. WRSP2 - DRIVEWAY RUNOFF - DEL MONTE FOREST

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Responsible Department: Water Resources Agency
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Condition/Mitigation Monitoring Measure:

Monitoring Action to be Performed:

Water Resources Agency
The Owner/Applicant shall incorporate permeable materials or surfaces into the project design. The new or replaced driveway surface shall comply with the freshwater and marine resource policies of the Del Monte Forest Area Land Use Plan. The driveway surface shall be designed to minimize runoff through the use of permeable materials, filtration strips, engineered collection/treatment units, or similar. A registered civil engineer or other qualified professional shall design the driveway runoff measures to the satisfaction of the Water Resources Agency. (Water Resources Agency)

Prior to issuance of any construction permit, the Owner/Applicant shall submit details for the pervious driveway design to the Water Resources Agency for review and approval.

## 12. WRSP3 - WRA INSPECTION - PRIOR TO FINAL

Responsible Department:
Condition/Mitigation Monitoring Measure:

Compliance or
Monitoring
Action to be Performed:

Water Resources Agency
The Owner/Applicant shall schedule an inspection with the Water Resources Agency to ensure all necessary drainage and stormwater controls are in place and the project is compliant with respective water resources policies. This inspection requirement shall be noted on the stormwater management plan. (Water Resources Agency)

Prior to final inspection, the Owner/Applicant shall schedule an inspection with the Water Resources Agency.

## 13. MM1 - ARCHAEOLOGY MONITOR

Responsible Department: RMA-Planning
Condition/Mitigation Monitoring Measure:

Compliance or
Monitoring
Action to be Performed:
The contractor shall sign and record an agreement created by an Archaeologist informing them of the potential for incidental impacts and requirements to contract the archaeologist for monitoring during earth disturbing activities associated with new construction on the parcel, such as grading, foundation excavations, etc. An archaeological monitor shall be on-site during all earth disturbing activities. The monitor shall have the authority to temporarily halt work in order to examine any potentially significant cultural materials or features.

Prior to issuance of a permit, the applicant shall provide the Chief of Planning with a copy of a written agreement demonstrating that an Archaeological monitor will be on-site during earth disturbing activities and a copy of the agreement signed by the contractor, if different. The archaeological monitor shall be authorized to halt excavation activities until finds are property evaluated. Prior to final building inspection, the applicant shall provide evidence of the presence of the Archaeologist on-site during demolition of existing structures and earth disturbing activities. Such evidence shall include measures taken for protection or analysis of resources during construction. The report shall be certified by the Archaeologist.

## 14. MM2 - DATA RECOVERY

Responsible Department:
Condition/Mitigation Monitoring Measure:

RMA-Planning
Prior to footing excavation, archaeological data recovery, consistent with contemporary archaeological practices, shall be conducted within the areas of intact deposits that will be impacted by the Project. At a minimum, the data recovery should include the following:

1. One $1 \times 1$ meter test unit to be excavated in 10 centimeter levels from the surface to 20 centimeters below the cultural deposit and recovered material passed through a $1 / 8$ - inch screen with any materials remaining in the screen transported to a laboratory for fine sorting. Professional analysis of specific categories of artifacts and ecofactural materials will be conducted as warranted by the type and amount of material recovered. Following testing, all items recovered shall be returned to the site and offered to the Native American tribal monitor for treatment and ultimate disposition.
2. At least two radiocarbon dates from single-specimens of mussel shell or other appropriate material shall be obtained with at least one specimen taken from the intact portion of the deposit.

Prior to issuance of permits, the applicant shall provide the Chief of Planning with a copy of a written agreement that includes data recovery functions meeting the standards described in Mitigation Measure \#2 above. Prior to final building inspection, the applicant shall provide evidence that the data recovery has been implemented and carried out in accordance with the required mitigation. The evidence shall also include a summary of the findings from the data recovery efforts.

## 15. MM3 - TRIBAL MONITOR

Responsible Department: RMA-Planning
Condition/Mitigation Monitoring Measure:

A tribal monitor from the Ohlone-Coastanon, Esselen Nation shall be present during all earth disturbing activities on the site including any pre-construction data recovery activities conducted by the archaeologist. The tribal monitor shall have the authority to temporarily halt work in order to examine any potentially significant cultural materials or features. If resources are discovered, and following any carbon dating or analysis by the archaeologist, the property owner shall provide an area for reburial of resources on-site or provide an adequate off-site location for reburial. The tribal monitor shall be given the authority to determine the ultimate disposition of any artifacts or remains on site. This mitigation is not intended to alleviate the property owner or applicant from contacting the coroner and complying with state law if human remains are discovered.

Compliance or Monitoring Action to be Performed:

Prior to final inspection, the applicant shall provide the Chief of Planning with photographs during construction and a written statement from the designated tribal monitor that the mitigation has been complied with.

## PENN RESIDENCE

PEBBLE BEACH, CALIFORNIA












## MAIN PLANT LIST

| CAL | COMMON | AMOUNT SIIE |
| :---: | :---: | :---: |
| Nate | foxtal agave | $\underset{\substack{16 \mathrm{ALL} \\ 1 \text { Cal }}}{ }$ |
| 何 |  |  |
| (e) | ¢ |  |
| Crassula ovatauc. |  | ${ }_{1}^{1 \text { OAL }}$ |
| Reimu jack sprit | NZ FLax | 16 AL |
|  |  |  |
|  | doner | ${ }^{6 \cdot \text { Por }}$ |

POTS: PLANT LIST

| PLANTING NOTES | CERTIFICATION |
| :---: | :---: |
| 1. CONTRACTOR TO PLACE PLANTS ON SITE ACCORDING TO THE PLANTING PLAN, FOR APPROVAL by L.A. BEFORE PLANTING | I, ROSEMARY WELLS, CERTIFY THAT THIS LANDSCAPING PLAN COMPLES WITH ALL MONTEREY COUNTY REQUIREMENTS INCLUDING THE USE OF |
| SEE THE BID SHEET FOR MULCH SPECIFICATIONS. | NON-INVASIVE SPECIES, LIMITED TURF, AND LOW-FLOW, WATER-CONSERVING IRRIGATION FIXTURES. |




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(1) GRAVEL W/ STEEL EDGING - SECTION

(5) COBBLE EDGING - SECTION

(9) $\underset{\text { STALEE } 1=1=1 \cdot 10}{\text { STONE PAVING } \& ~ S T E P S ~-~ S E C T I O N ~}$

(2) $\underset{\text { ScAlE: } 1-1 / 12^{-2}: 1 \cdot 0^{\prime \prime}}{\text { D.G. WITH }}$ STEEL EDGING - SECTION

6) REINFORCED STONE WALL - SECTION


(10) TERRA-COTTA TILE PAVING - SECTION SCALE: 1-1/2 $n^{2}=1 \cdot 0^{\prime \prime}$


(3) $\underset{\text { SCALEE } 1 \cdot 1 / 12^{\prime \prime}=1 \cdot 0^{\prime \prime}}{\text { COBBLE PAVING - SECTION }}$

(7) DRY-STACK STONE WALL - SECTION
(12) STONE THRESHOLD - SECTION

(11) RAISED STONE PLANTER - SECTION

(8) PLASTER WALL - SECTION


(13) WROUGHT IRON RAILING

(1) $\begin{aligned} & \text { RENOVATED OUTDOOR } \\ & \text { SCALE: } 12^{\prime \prime}=1-1^{\prime \prime}\end{aligned}$

(4) GATE @ UTILITY AREA - ELEVATION

SCALE: $34^{4}=1 \cdot 1 \cdot 0^{0 / 2}$

'KING CITY' BORDER @
(7) DINING ROOM PATIO - SECTION


RENOVATED OUTDOOR
(2) FIREPLACE - SECTION

(3) $\underset{\text { SCALE: } 1212=1: 10}{\text { DRIVEMA }}$

6) STEPPING STONE IN GRAVEL - SECTION



(1) CURTAIN DRAIN - SECTION

(A) $\underset{\text { SCCALE NONE }}{\text { SUPPORT FOR }}$ ESPALIERED PLANT

(2) CONCRETE PAVING - SECTION

(B) $\underset{\text { SCALE NONE }}{\text { TREE STAKING }}$

(3) $\underset{\text { SCALE: } 122^{\prime \prime}=1 \cdot 1.01}{\text { DISSION TRENCH - SECTION }}$




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 NON-NATIVE SPECIES PLANTING
(D) INSTRUCTIONS

SCALE: NONE


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OUNDATION










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