

# COUNTY OF MENDOCINO DEPARTMENT OF PLANNING AND BUILDING SERVICES

860 NORTH BUSH STREET · UKIAH · CALIFORNIA · 95482 120 WEST FIR STREET · FT. BRAGG · CALIFORNIA · 95437 BRENT SCHULTZ, DIRECTOR TELEPHONE: 707-234-6650 FAX: 707-463-5709 FB PHONE: 707-964-5379 FB FAX: 707-961-2427 pbs@mendocinocounty.org www.mendocinocounty.org/pbs

March 27, 2019

Department of Transportation Environmental Health - Ukiah Building Inspection - Ukiah Emergency Services Assessor Air Quality Management Russian River Flood Control Native Plant Society Trails Advisory Committee

California Highway Patrol
RWQCB
State Clearinghouse
US Dept. of Fish and Wildlife
US Dept. of Health Services
US Dept. of Parks and Recreation
Mendocino Transit Authority

Ukiah Valley Sanitation District County Addresser LAFCO Ukiah Valley Fire District City of Ukiah Planning Department Ukiah City Public Works Ukiah Unified School District

**CASE#:** UM\_2019-0001 **DATE FILED:** 3/15/2019

**OWNER:** RURAL COMMUNITIES HOUSING DEVELOPMENT CORP.

APPLICANT: RCHDC AGENT: RYAN LARUE

**REQUEST:** Use Permit Modification for U\_2016-0003 to allow for project phasing and to change the target population from

exclusively senior housing to mixed population low income housing.

**LOCATION:** Bordering the Ukiah City limits, lying on the south side of Brush Street (CR 217) at the eastern intersection of Orr Street (CR 216), 250± ft. from the intersection of Orchard Avenue (City Limits) to the west. The property is bounded on the

south by 1,000± ft. of Orr Creek, which defines the limits between the City and County (APN: 002-101-26). **ENVIRONMENTAL DETERMINATION:** Addendum to previously adopted Mitigated Negative Declaration.

**STAFF PLANNER:** SUSAN SUMMERFORD **RESPONSE DUE DATE:** April 10, 2019

#### PROJECT INFORMATION CAN BE FOUND AT:

https://www.mendocinocounty.org/government/planning-building-services/public-agency-referrals

Mendocino County Planning & Building Services is soliciting your input, which will be used in staff analysis and forwarded to the appropriate public hearing. You are invited to comment on any aspect of the proposed project(s). Please convey any requirements or conditions your agency requires for project compliance to the project coordinator at the above address, or submit your comments by email to <a href="mailto:pbs@mendocinocounty.org">pbs@mendocinocounty.org</a>. Please note the case number and name of the project coordinator with all correspondence to this department.

Ve have reviewed the above application and recommend the following (please check one):							
☐ No comment at this time.							
☐ Recommend conditional approval (atta	ached).						
Applicant to submit additional information (attach items needed, or contact the applicant directly, copying Planning and Building Services in any correspondence you may have with the applicant)							
☐ Recommend denial (Attach reasons for	or recommending denial).						
☐ Recommend preparation of an Enviro	nmental Impact Report (attach re	easons why an EIR should be required).					
Other comments (attach as necessary	<b>/</b> ).						
REVIEWED BY:							
Signature	Department	Date					

CASE: UM\_2019-0001

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AGENT: RYAN LARUE

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101-26).

**APN:** 002-101-2600

**PARCEL SIZE:** 6.08± acres

**GENERAL PLAN:** SR:FP:PD (Suburban Residential with Flood Plain and Planned Development Combining Districts) **ZONING:** R3:FP:PD (R-3 Multi-family Residential with Flood Plain and Planned Development Combining Districts)

**EXISTING USES:** Vacant

**SUPERVISORIAL DISTRICT: 2** 

RELATED CASES: B 4-2008, CC 7-2002, GP 2-2004, R 3-2004, AP 28-95, B 11-95 and U\_2016-0003

NORTH:	ADJACENT GENERAL PLAN MUBST (Mixed Use Brush Street Triangle)	ADJACENT ZONING I-1 (Industrial)	ADJACENT LOT SIZES 1-4 + acres	ADJACENT USES Undeveloped/Self Storage
EAST:	City of Ukiah & part MUBST	City of Ukiah & part I-1	2.02 <u>+</u> acres	Undeveloped
SOUTH:	City of Ukiah Residential Planned Development	City of Ukiah	0.05-0.85 <u>+</u> acres	Residential
WEST:	City of Ukiah C-2 (Commercial)	City of Ukiah	3.1 <u>+</u> acres	Undeveloped/Church

# REFERRAL AGENCIES

# LOCAL

□ Air Quality Management District

☑ Assessor's Office☑ Building Division Ukiah☑ County Addresser

□ Department of Transportation (DOT)

☑ Environmental Health (EH)

☑ LAFCO

 $\ oxtimes$  Ukiah City Planning Department

☑ Emergency Services☑ Ukiah Valley Fire District

☑ Russian River Flood Control/WCID

☑ Ukiah Valley Sewer District☑ Ukiah Unified School District☑ City of Ukiah Water District

☑ Trails Advisory Council☑ Ukiah City Public Works

STATE

☑ California Dept. of Fish & Wildlife☑ California Highway Patrol

□ California Native Plant Society

☑ California State Clearinghouse

☑ CALTRANS

☑ Regional Water Quality Control Board

<u>FEDERAL</u>

☑ US Department of Fish & Wildlife☑ US Department of Health Services☑ US Department of Parks & Recreation

ADDITIONAL INFORMATION: Arch survey prepared in 2004 found no sites discovered and accepted by the County Archeological Commission on November 10, 2004.

Use Permit Modification limited to project phasing, changed target population, environmental document addendum.

**STAFF PLANNER:** SUSAN SUMMERFORD **DATE:** 3/26/2019

# **ENVIRONMENTAL DATA**

1. MAC:

None

2. FIRE HAZARD SEVERITY ZONE:

No

3. FIRE RESPONSIBILITY AREA:

Local Response Area

4. FARMLAND CLASSIFICATION:

None

5. FLOOD ZONE CLASSIFICATION:

Yes

**6. COASTAL GROUNDWATER RESOURCE AREA:** 

No

7. SOIL CLASSIFICATION:

Talmage Gravelly Sandy Loam

8. PYGMY VEGETATION OR PYGMY CAPABLE SOIL:

No

9. WILLIAMSON ACT CONTRACT:

**10. TIMBER PRODUCTION ZONE:** 

No

11. WETLANDS CLASSIFICATION:

None

**12. EARTHQUAKE FAULT ZONE:** 

No

13. AIRPORT LAND USE PLANNING AREA:

No

14. SUPERFUND/BROWNFIELD/HAZMAT SITE:

**15. NATURAL DIVERSITY DATABASE:** 

16. STATE FOREST/PARK/RECREATION AREA ADJACENT:

No

**17. LANDSLIDE HAZARD:** 

RM-61: General Plan 4-44

18. WATER EFFICIENT LANDSCAPE REQUIRED:

19. WILD AND SCENIC RIVER:

20. SPECIFIC PLAN/SPECIAL PLAN AREA:

UVAP

21. STATE CLEARINGHOUSE REQUIRED:

22. OAK WOODLAND AREA:

No

23. HARBOR DISTRICT:

No



Case No:	
CalFire No:	
Date Filed:	
Fee:	
Receipt No:	
Received By:	
	Office use only

# **APPLICATION FORM**

APPLICANT Name: Rural Communities Ho	using Development Corporation	Phone: 707-463-1975 ext 139	
Mailing Address: 499 Leslie Street			
City: Ukiah	State/Zip: CA/95482	email: rlarue@rchdc.org	
PROPERTY OWNER Name: Rural Communities Hou	using Development Corporation	Phone: 707-463-1975 ext 139	
Mailing Address: 499 Leslie Street			
City: Ukiah	State/Zip: CA/95482	email: rlarue@rchdc.org	
AGENT Name: N/A		Phone:	Hadari - Isabari
Mailing Address:			
City:	State/Zip:	email:	
Parcel Size: 232174 SF/5.33 acr	es (Sq. feet/Acres) Address of Prop	erty <u>:</u> rlarue@rchdc.org	
Assessor Parcel Number(s): _	002-101-26-00		
TYPE OF APPLICATION:			
☐ Administrative Permit ☐ Agricultural Preserve ☐ Airport Land Use ☐ CDP- Admin ☐ CDP- Standard ☐ Certificate of Compliance ☐ Development Review ☐ Exception	☐ Flood Hazard ☐ General Plan Amendm ☐ Land Division-Minor ☐ Land Division- Major ☐ Land Division-Parcel ☐ Land Division-Resubdi ☐ Modification of Conditi ☐ Reversion to Acreage	□ Use Permit-Minor □ Use Permit-Major □ Variance vision ■ Other ับู่ ≥ Permit Med√โย	ietie n
I certify that the information su	bmitted with this application is tru	ue and accurate.	
Signature of Applicant/Agent	3/13-2019	Signature of Owner Date	_
Signature of Applicant/Agent	/ Date	Signature of Owner Date	_

# SITE AND PROJECT DESCRIPTION QUESTIONNAIRE

The purpose of this questionnaire is to relate information concerning your application to the Department of Planning and Building Services and other agencies who will be reviewing your project proposal. Please remember that the clearer picture that you give us of your project and the site, the easier it will be to promptly process your application. Please answer all questions. Those questions which do not pertain to your project please indicate "Not applicable" or "N/A".

#### THE PROJECT

1.	Describe your project. Include secondary improvements such as wells, septic systems, grading, vegetation removal, roads, etc.
	RCHDC is requesting an amendment to its current Use Permit U_2016-0003. RCHDC proposes to phase
	the previously approved project by constructing the development in two phases of 40 units each. The color
	scheme and construction materials remain as per U_2016-0003, consisting of early American earth tones,
	wood framing and fiber cement siding. Residential buildings will remain a mix of single and two story
	buildings. Road improvements will remain as per existing Use Permit however, will be phased to align with
	the development of the housing units. Phase 1 will improve offsites adjoining the developed portion of the
	site (see attached site plan dated July 16, 2018). While Phase 2 will improve the remaining offsites per the
	request of Mendocino County Department of Transportation. Offsite improvements include paving of roads,
	installation of class 2 bicycle lanes, curbs, gutters and sidewalks as previously proposed for the project. The
	project will comprise of a mixed use community of special needs residents and general low income. Parking
	will remain as per Use Permit U_2016-0003. The attached parking survey evidences that the tenancy will
	not trigger an increased demand in parking. Orr Creek Commons will develop a class 1 bicycle/walking trail
	along Orr Creek running east to west (approximately 1,000 ft. of trail) as part of Phase 1. Orr Creek
	Commons will retain the development of a bus stop to promote utilization of public transportation. The
	projects funding sources will no longer fund the acquisition of electric vehicles, electric bus or bike share
	program. Bicycle parking will be constructed onsite.

O Standard II at Carrage	Number of Units		Square Footage		
2. Structures/Lot Coverage	Existing	Proposed	Existing	Proposed	Total
☐ Single Family ☐ Mobile Home ☐ Duplex ■ Multifamily ☐ Other:	0	80	0	59,200	59,200
Total Structures Paved Area Landscaped Area Unimproved Area				172974	172974

GRAND TOTAL (Equal to gross area of Parcel) 5.33 acres/232,174 SF

3.	If the project is commercial, industrial or institutional, compl	ete the following:
	Estimated employees per shift: N/A  Estimated shifts per day:  Type of loading facilities proposed:	
4.	Will the proposed project be phased? ■ Yes □ No	If yes, explain your plans for phasing:
	Yes, the project will be developed in 2 phases to ensure sufficient funding will be secur-	ed for both phases. Phase 1 and 2 will be constructed to ensure
	they are harmonious with each other and promote connectivity with the surrounding community as pre	viously proposed. 40 units will be constructed as part of Phase 1 along with the
	offsite improvements previously required by MCDOT. Phase 2 will construct an additional 40 u	nits along with the necessary offsite improvements. Orr Creek Commons
	is structured to remain in alignment with the previously approved project, yet to allow for	or phasing of the development to ensure this much needed housing
	comes to fruition for the benefit of Mendocino County.	
5.	Will vegetation be removed on areas other than the building	ı sites and roads? ■Yes □No Explain:
	Yes, invasive vegetation will be removed from the creek bed pursuant to requests from	
6.	Will the project involve the use or disposal of potentially ha	zardous materials such as toxic substances, flammables,
	or explosives?  Yes No If yes, explain:	
		The state of the s
7.	How much off-street parking will be provided?	
	Number	Size
	Number of covered spaces	0.00%
	Number of standard spaces 64	9x20 ft
	Number of standard spaces  Number of handicapped spaces	
	Number of Handicapped spaces	
	Existing Number of Spaces N/A	
	Proposed Additional Spaces  Total	
	Total 64	
8.	Is any road construction or grading planned?  Plans may be required. Also, describe the terrain to be trained.	□No If yes, grading and drainage
	Roads will be constructed to give access to the development from Brush and Orr Stre	
	Todas will be constructed to give access to the development from brasin and on one	ci. The tortain s nat.
0	For any discount of a section of the following:	
9.	For grading or road construction, complete the following:	
		pic yards
		pic yards
	C. Maximum height of fill slope N/A fee	
	D. Maximum height of cut slope N/A fee  E. Amount of import or export N/A cul	et pic yards
	F. Location of borrow or disposal site NA	500 Julius
	1 1 2 2	

10.	Does the project involve sand removal, mining or gravel extraction?							
11.	Will the proposed development convert land currently or previously used for agriculture to another use? ☐Yes ■No							
	If yes, how many acres will be converted?acres. An agricultural economic feasibility study may be required.							
12.	Will the development provide public or private recreational opportunities?   Yes  No If yes, explain below:  A class 1 bicycle/walking path will be developed running along Orr Creek. This path will act as a connection							
	for the proposed Mendocino Trail Plan.							
	Tot the proposed Methodolilo Trail Flati.							
13.	Is the proposed development visible from State Highway 1 or other scenic route?  ☐Yes ■No  14. Is the proposed development visible from a park, beach or other recreational area? ☐Yes ■No							
15.	Does the development involve diking, filling, dredging or placing structures in open coastal water, wetlands, estuaries or lakes?							
	Diking : ☐Yes ☐No Placement of structures in:							
	Filling: ☐Yes ☐No ☐open coastal waters  Dredging: ☐Yes ☐No ☐wetlands							
	□ estuaries							
	□lakes							
	If so, amount of material to be dredged or filled?cubic yards.							
	Location of dredged material disposal site?							
	Has a U.S. Army Corps of Engineers permit been applied for? ☐Yes ☐No							
16.	Will there be any exterior lighting?							
	placed along the proposed trail and will be dark to the sky.							
17.	Utilities will be supplied to the site as follows:							
	A. Electricity:							
	■Utility Company (service exists to the parcel) Utility Company (requires extension of service to site:feetmiles)							
	■On Site Generation - Specify: Photo-voltaic							
	B. Gas: ☐Utility Company/Tank							
	On Site Generation - Specify:							
	■None C. Telephone: ■Yes □No							
	C. Telephone.							
18.	What will be the method of sewage disposal?							
	■Community sewage system - Specify supplier Septic Tank							
	Other - Specify:							
19.	What will be the domestic water source:							
	Community water system - Specify supplier							
	☐Well ☐Spring							
	Other - Specify:							

20.	Are there any associated projects  ■Yes □No		•	ownership? el Number, address, et	tc.):
	610 North Orchard Ave. Ukiah, CA. Par			•	,
	RCHDC also owns the parcel to the East				
21.	List and describe any other related by other County departments, city,	, regional, state and t	federal agencies:		
	Permits will be required from the Depart	ment of Fish and Wildin	e in relation to creek	restoration and set back of	of proposed trail.
22.	Describe the location of the site in intersections, etc.): Traveling East on Brush Street, the site				•
	Traveling North on Orchard Ave, the site				
23.	Are there existing structures on the If yes, describe below, and identify subdivision.	property?	Yes ■No ucture on the plot p	plan or tentative map if	f the proposal is for a
24.	Will any existing structures be den				site, if applicable.
25.	Project Height. Maximum height of	f existing structures_N	J/A feet. Maximu	ım height of proposed	structures_31feet.
26.	Gross floor area of existing structu area of proposed structures 59200 s	ures <u>N/A</u> square feet ( square feet (including	(including covered parking a	parking and accessor and accessory building	y buildings). Gross floo s).
27.	Lot area (within property lines): 5.33	3 ☐square fee	et <b>a</b> cres.		
28.	Briefly describe the project site as uses, slopes, soil stability, plants at the site that you feel would be help. The project site is currently a vacant field.	and animals, and any pful.	cultural, historical	or scenic aspects. Att	tach any photographs o
	trees. There is no cultural or historical asp	pects. The creek would h	pe considered a sceni	ic aspect of the property w	hich will be
	appreciated by the proposed trail open to	to Orr Creek residents a	s well as all members	s of the community.	
29.	Briefly describe the surrounding pro- aspects. Indicate the type of land u that you feel would be helpful. The surrounding property is mostly vacant	use (use chart below	v) and its general in	ntensity. Attach any ph	hotographs of the vicinit
	west is a church on the other side of Orr St				
30.	Indicate the surrounding land us		East	South	West
	Vacant Residential Agricultural	X	X		
	Commercial Industrial	X X	X	X	X
	Institutional Timberland Other				West
	Other				

### CERTIFICATION AND SITE VIEW AUTHORIZATION- SUBMIT ONLY ONE COPY

information in this application, understand that the failure to p of the application shall be grou	d this completed application and that, to tand all attached appendices and exhibits provide any requested information or any unds for either refusing to accept this appoint issued on the basis of such misrepreseper to the County.	, is complete and correct. I misstatements submitted in support lication, for denying the permit, for
and site view the premises for preparation of required reports		obtain information necessary for the
Stad mer	January Core- uthorized Agent	3/13-2218
Owner/A	uthorized Agent	<u>3/13 = 2 = 19</u> Date
NOTE: IF SIGNED BY AGENT,  AUTHORIZATION OF AGENT	<u>OWNER</u> MUST SIGN BELOW.	
I hereby authorize representative and to bind me in	all matters concerning this application.	to act as my
	Owner	Date
To facilitate proper handling of this app you wish correspondence and/or staff r	MAIL DIRECTION  lication, please indicate the names and neports mailed if different from those identi	nailing addresses of individuals to whom fied on Page 1 of the application form.
Name	Name	Name
Mailing Address	Mailing Address	Mailing Address

### **INDEMNIFICATION AND HOLD HARMLESS**

ORDINANCE NO. 3780, adopted by the Board of Supervisors on June 4, 1991, requires applicants for discretionary land use approvals, to sign the following Indemnification Agreement. Failure to sign this agreement will result in the application being considered incomplete and withheld from further processing.

#### **INDEMNIFICATION AGREEMENT**

As part of this application, applicant agrees to defend, indemnify, release and hold harmless the County of Mendocino, its agents, officers, attorneys, employees, boards and commissions, as more particularly set forth in Mendocino County Code Section 1.04.120, from any claim, action or proceeding brought against any of the foregoing individuals or entities, the purpose of which is to attack, set aside, void or annul the approval of this application or adoption of the environmental document which accompanies it. The indemnification shall include, but not be limited to, damages, costs, expenses, attorney fees or expert witness fees that may be asserted by any person or entity, including the applicant, arising out of or in connection with the approval of this application, whether or not there is concurrent, passive or active negligence on the part of the County, its agents, officers, attorneys, employees, boards and commissions.

Applicant:	Rist	to Amill	Date:	37	.20 j. T	
Applicant	Server of		Date			

Attached is a Parking study conducted By Rural Communities Housing Development Corporation's (RCHDC) Property Management Department of the Special Needs Housing Communities currently managed by RCHDC. This study has been conducted in the same manner as the previous parking study performed by RCHDC approved by the County. Please see Use Permit U\_2016-0003.

The data collected in this survey aligns with industry standards for housing developments intended for special needs occupancy. Through RCHDC's extensive experience in developing and managing affordable housing, it recognizes the underutilization of parking located at housing communities that have a set aside for special needs residents. This data shows on average, only 16% of the residents utilized the parking spaces provided on these special needs communities. RCHDC would like to note that this survey is directly supported by Government Code which corroborates RCHDC's findings and experience.

From H&S Code 51312: "For purposes of this chapter, 'special needs housing' means any housing, including supportive housing, intended to benefit, in whole or in part, persons identified as having special needs relating to any of the following: (A) Mental health. (B) Physical disabilities. (C) Developmental disabilities, including, but not limited to, intellectual disability, cerebral palsy, epilepsy, and autism. (D) The risk of homelessness."

"If the development is a special needs housing development, as defined in Section 51312 of the Health and Safety Code, the ratio shall not exceed 0.3 spaces per unit. The development shall have either paratransit service or unobstructed access, within one-half mile, to fixed bus route service that operates at least eight times per day."

Additionally, RCHDC is developing a bus stop at Orr Creek Commons Phase 1 for the local transit authority to the benefit of Mendocino County. Please see attached plans.

Special Needs Parking Count							
Survey Conducted 3/7/19							
	% Utilized						
	Number of	Parking	Parking	(Utilized/# of			
	Units	Available	Utilized	Units)			
Bevins Court	10	15	2	20%			
Holden Street	6	7	2	33%			
Gibson Court	16	16	. 5	31%			
Arcata Bay Crossing	32	5	1	3%			
Total	64	43	10	16%			





























