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July 22, 2019

# PUBLIC NOTICE OF PENDING ACTION STANDARD COASTAL DEVELOPMENT PERMIT

The Mendocino County Coastal Permit Administrator, at a regular meeting to be held on Thursday, August 22, 2019 in the Fort Bragg Public Library, 499 East Laurel Street, Fort Bragg, California, at 10:00 a.m. or as soon thereafter as the item may be heard, will hear the below described project that is located in the Coastal Zone.

**CASE#**: CDP\_2018-0035 **DATE FILED**: 12/31/2018

**OWNER/APPLICANT: ERIC & ELAINE HILLESLAND** 

**REQUEST:** Standard Coastal Development Permit, pursuant with MCC Section 20.684.030(H) *Visitor Serving Facilities Combining District Lodging Unit Allocation Procedures*, to allow 1 additional Visitor Serving Unit at the Alegria Inn, formerly 1021 Main Street Inn, where 5 are currently allowed.

**ENVIRONMENTAL DETERMINATION:** Categorically Exempt

**LOCATION:** In the Coastal Zone In the Town of Mendocino, on the south side of Main St (CR 407E) near its intersection with Evergreen St (CR 407P), located at 44781 Main St, Mendocino

(APN: 119-250-31).

SUPERVISORIAL DISTRICT: 5

**STAFF PLANNER: JULIANA CHERRY** 

The staff report and notice will be available for public review 10 days prior to the hearing at 860 North Bush Street, Ukiah and 120 West Fir Street, Fort Bragg, California and on the Department of Planning and Building Services website at:

https://www.mendocinocounty.org/government/planning-building-services/meeting-agendas/coastal-permit-administrator

As you are an adjacent property owner and/or interested party, you are invited to appear at the hearing, or to direct written comments to Planning and Building, Services 860 N Bush Street, Ukiah, CA 95482, attention Commission Staff. If you would like to be notified of the Coastal Permit Administrator's action, please submit a written request to this office. All correspondence should contain reference to the above noted case number.

The decision of the Coastal Permit Administrator shall be final unless a written appeal is submitted to the Board of Supervisors with a filing fee within 10 calendar days thereafter. If appealed, the decision of the Board of Supervisors to approve the project shall be final unless appealed to the Coastal Commission in writing within 10 working days following Coastal Commission receipt of a Notice of Final Action on this project.

If you challenge the above case in court, you may be limited to raising only those issues described in this notice or that you or someone else raised at the public hearing, or in written correspondence delivered to the Coastal Permit Administrator at or prior to, the public hearing.

Additional information regarding the above noted case may be obtained by calling the Planning and Building Services Department at 964-5379, Monday through Friday.

BRENT SCHULTZ, Director of Planning and Building Services

## AUGUST 22, 2019 CDP 2018-0035

### **SUMMARY**

OWNER/APPLICANT: ERIN & ELAINE HILLESLAND

PO BOX 803

MENDOCINO, CA 95460

REQUEST: Standard Coastal Development Permit, pursuant with

MCC Section 20.684.030(H) Visitor Serving Facilities Combining District Lodging Unit Allocation Procedures, to allow 1 additional Visitor Serving Unit at the Alegria Inn, formerly 1021 Main Street Inn, where 5 are currently

allowed.

**LOCATION:** In the Coastal Zone in the Town of Mendocino, on the

south side of Main St (CR 407E) near its intersection with Evergreen St (CR 407P), located at 44781 Main St,

Mendocino (APN: 119-250-31).

**TOTAL ACREAGE:** 0.31± Acres

**GENERAL PLAN:** General Plan, Coastal Element Chapter 4.13

Commercial (C:U)

**ZONING:** Mendocino Town Zoning Code

Mendocino Commercial (MC:12K)

**SUPERVISORIAL DISTRICT:** 5<sup>th</sup> Supervisorial District (Williams)

**ENVIRONMENTAL DETERMINATION:** Categorically Exempt

**APPEALABLE:** Yes, Appeal Jurisdiction and not a principally permitted

use type. See Mendocino Town Plan Policy TPA-5(c)

**RECOMMENDATION:** Approve with Conditions

**STAFF PLANNER:** JULIANA CHERRY

### **BACKGROUND**

**PROJECT DESCRIPTION:** A Standard Coastal Development Permit request, pursuant with MCC Section 20.684.030(H) *Visitor Serving Facilities Combining District Lodging Unit Allocation Procedures*, to increase the allowed number of lodging units from five to six at the Alegria Inn, 44781 Main Street, a site with an asterisk (\*) combining designation for a Visitor Serving Facility land use type. The proposal is to convert a storage area to an additional lodging unit at the Alegria Inn (See attached *Building B Plan*).

**APPLICANT'S STATEMENT:** "The project is to add an additional license for a visitor serving unit. No new construction, renovations, landscaping, lighting, or site improvements will be done. There are five units existing and we are applying to add one more making a total of six visitor serving units on the property. There is one manager's unit on site consisting of a bedroom and bathroom of which neither are in use by a manager. It is now storage. Groundwater Extraction Permit would allow eight units."

### **RELATED APPLICATIONS:**

#### On-Site:

- MHRB Permits for signs, spa, fencing, and exterior painting.
- CDP 90-16

### **Neighboring Property:**

• APN: 119-250-32: U 2015-0014 authorizing a single-unit rental

**SITE CHARACTERISTICS:** The property is a less than a half-acre parcel located west of State Route 1 and in the Town of Mendocino (See attached *Location Map*). The site is 44781 Main Street (CR 407E) Street (See attached *Aerial Imagery*). The property is located approximately 200 feet north of the shoreline and has an elevation of approximately 80 feet (See attached *Topographic Map*). The property is developed with five authorized lodging units and one Manager's Unit. There are six buildings on-site (See attached *Site Plan*). Building A has two floors and 2 lodging units (See attached *Building A Second Floor*). Building B has two floors; the first is designated for storage and the second is an unused Manager's Unit (See attached *Building B Plan*). Detached Buildings C, D, and E each have one lodging unit. Building F is a laundry building.

The site is classified Commercial and is mapped within the Mendocino Commercial District (See attached Mendocino Town Land Use and Mendocino Town Plan Zoning). LCP Land Capabilities & Natural Hazards mapping identifies potential bedrock and beach deposit seismicity hazards near the project site. South of the site is Big River Street, which is mapped as a potential flooding hazard (See attachment). On the Mendocino Headlands State Park lands, which are adjacent to this project site, LCP Habitats & Resources mapping identifies potential fresh water marsh areas (See attached and Adjacent Parcels). The California Coastal Commission Appeal Jurisdiction follows the southern boundary of CR 407E (See attachment Appealable Areas). The Town of Mendocino, including the project area, is mapped with a Moderate Fire Hazard rating and the local agency is the Mendocino Fire Protection District (See attachment Fire Hazard Zones & Responsibility Areas). The Town and project site are mapped as a Critical Water Area (See attachment Ground Water Resources). The project site soil is Western Soil Type 219 (See attachment Local Soils).

**SURROUNDING LAND USE AND ZONING:** As listed on Table 1, the surrounding lands are classified Commercial, Mixed-Use, or Open Space. The lot is situated facing Main Street and surrounding lots are developed with Commercial and Visitor Accommodation Use Types, including a Single-Unit Rental on the adjoining easterly lot.

Table 1: Surrounding Land Use and Zoning						
	GENERAL PLAN	ZONING	LOT SIZES	USES		
NORTH	Mixed Use	Mendocino Mixed Use	0.27 acre	Commercial		
EAST	Commercial	Mendocino Commercial	0.37 acre	Visitor Serving		
SOUTH	Open Space	Mendocino Open Space	0.24 acre	Open Space		
WEST	Commercial	Mendocino Commercial	0.23 acre	Visitor Serving		

Distribution of Visitor Serving Facilities (VSF) and the allocation of lodging units in Town are regulated. Capacity is limited to 237 lodging units distributed among the Mendocino Visitor Serving Facility Combining District sites (shown on maps with \* and \*B). The Alegria Inn, at 44781 Main Street, is one combining district site. Listed on Table 2 are the 1992 allowed VSF units for each *Hotel, Inn*, and *Bed & Breakfast Accommodation*.

The proposed change in allocation of one VSF lodging unit to the Alegria Inn is shown Table 2, under the

# COASTAL PERMIT ADMINISTRATOR STAFF REPORT FOR COASTAL DEVELOPMENT STANDARD PERMIT

column labeled "Section 20.684.030(H)" (which references the *Visitor Serving Facilities Combining District Lodging Unit Allocation Procedure*). (*NB*: CDP\_2018-0026 previously authorized seven units at the Headlands Inn and MCC Section 20.684.030(H)(1) sets aside seven units specifically for the Nicholson House Inn, located at 44861 Ukiah Street.)

As shown in Table 2, adding one additional lodging unit at the Alegria Inn will increase the allocation of Hotel and Inn Units to 194-lodging units. The "Additional Units Available for Allocation" would decrease to 13-lodging units. The "Total Allocation of Units" would remain 237-lodging units.

Table 2: Mendocino Town Plan Visitor S	erving Facilities		
VISITOR SERVING FACILITY NAME	ADDRESS	1992 ALLOWED UNITS	SECTION 20.684.030(H)
Hill House Hotel	10701 Palette Dr	44	
Heeser House	45080 Albion St	25	
MacCallum House	45065 Albion St	21	
Mendocino Hotel	45080 Albion St	26	
Joshua Grindle Inn	44800 Little Lake St	10	
MacCallum House Suites	10691 Palette Dr	5	
Dougherty House	45110 Ukiah St	8	
Sea Gull Inn	44960 Albion St	9	
Headlands Inn See CDP_2018-0026	10453 Howard St	6	Δ7
Whitegate Inn / Blue Door Inn	10481 Howard St	5	
Sears House / Sweetwater Inn	44840 Main St	8	
1021 Main Street / Alegria Inn	44781 Main St	5	Δ6
Village / Didgeradoo Inn	44860 Main St	13	
Nicholson House See CDP_2018-0033	44861 Ukiah St	-0-	Δ7
* Hotels and Inns Total		185	Δ 194
Lockey Seaside Cottage	10940 Lansing St	3	
Schrode / Mendocino Views	44920 Little Lake St	2	
Cameron/ Mattos	10521 School St	2	
McNamara / Packard House	45170 Little Lake St	4	
Wickersham / Blair House	45110 Little Lake St	4	
Friedman Village Cottages	45320 Little Lake St	3	
Parsons / Langters Inn	45101 Little Lake St	2	
Reeves	45141 Ukiah St	2	
Blue Heron Inn	390 Kasten St	4	
McElroy's Inn / Raku House	44820 Main St	4	
*B Bed & Breakfast Subtotal:		30	30
	Total Initially Allocated	215	
	Additional Available for Allocation	22	Δ 13
	Total Allocation of Units	237	237

### **LOCAL COASTAL PROGRAM CONSISTENCY**

The proposed six lodging units at the Alegria Inn would be consistent with the goals and policies of Coastal Element Chapter 4.13 *Mendocino Town Plan*, and this segment of Mendocino County's Local Coastal Program, as detailed below.

**LAND USE:** The project is situated within the Town of Mendocino and is subject to the goals and policies of the General Plan's Coastal Element Chapter 4.13. The parcel is classified as Commercial (C:U) (See

# COASTAL PERMIT ADMINISTRATOR STAFF REPORT FOR COASTAL DEVELOPMENT STANDARD PERMIT

attachment *Mendocino Town Land Use*). The Commercial classification is intended "to provide an area within the Town suitable for commercial development that is compatible with existing commercial uses and the scale of the Town" (Coastal Element Chapter 4.13). Chapter 4.13, Section 6.7 describes the implementation of general plan goals intended to distribute 237 lodging units among existing Visitor Serving Facilities in Town (See Policies GM-12, GM-14, GM-15, and GM-22). The applicant requests authorization of one additional lodging unit at their existing five unit inn. As proposed, the project would be consistent with the goals and policies of Coastal Element Chapter 4.13.

**ZONING:** The project site is located within the Mendocino Commercial (MC) District (See attachment Mendocino Town Zoning). Pursuant with MCC Chapter 20.664, "This district is intended to provide an area within the Town suitable for commercial development compatible with existing commercial uses; to support existing visitor accommodations in the Visitor Serving Facilities Combining District on sites designated with an asterisk (\*) or asterisk-B (\*B) on the certified Town Plan Land Use and Zoning Maps." The site is also designated as a Mendocino Visitor Serving Facilities Combining District. Pursuant with MCC Chapter 20.684, "this combining district is intended to provide for, and protect, visitor accommodations within the Town of Mendocino, and shall apply to those specific sites that have been reserved and deemed appropriate for commercial visitor serving facilities providing overnight accommodations, as listed in Appendix 2 of the Mendocino Town Plan, and as depicted with an asterisk (\*) or asterisk-B (\*B) on the certified Town Land Use and Zoning Maps, including hotels and inns of five (5) units or more (\*), and bed and breakfast accommodations of four (4) rooms or fewer (\*B)."

*Visitor Accommodation Use Types*, including *Hotels* or *Inns*, are permitted uses in the MC District when it is combined with the *Mendocino Visitor Serving Facilities Combining District* (See MCC Section 20.664.010(A)(3)). The Alegria Inn, located at 44781 Main Street, is a designated VSF site and the innkeeper requests authorization of one additional lodging unit. No new buildings or additions to existing structures are proposed.

Pursuant with MCC Section 20.684.030(H)(2), fourteen unallocated visitor serving facility lodging units are available for application, permitting, and use at designated VSF sites. Pursuant with MCC Section 20.684.030(H)(3), the property owner filed an application to authorize one additional lodging unit at 44781 Main Street prior to January 1, 2019 and PBS found the filed application complete on May 20, 2019. As proposed, the project would be consistent with the regulations of MCC Chapters 20.664 *Mendocino Commercial* and 20.684 *Mendocino Visitor Serving Facilities Combining District*.

HAZARDS MANAGEMENT AND MCC SECTION 20.692.025: Mapping does not associate the following with the subject site: faults, bluffs, landslides, erosion, or flood hazards (See attachment *LCP Land Capabilities & Natural Hazards*). The parcel is located in an area classified as a "Moderate Fire Hazard" (See attachment *Fire Hazard Zones & Responsibility Areas*). Fire protection services are provided by the Mendocino Fire Protection District (MFPD). On May 6, 2019, the application was referred to MFPD for input; however, no response has been received. The applicant applied for a preliminary clearance from California Department of Forestry and Fire Prevention (CalFire) and CalFire responded that State Fire Regulations do not require any Conditions of Approval be granted from this office. As proposed, the project would be consistent with MCC Section 20.692.025 which refers to additional requirements for all districts, including MCC Chapter 20.500 *Hazard Areas*.

**VISUAL RESOURCES AND MCC SECTION 20.692.025:** Pursuant with MCC Section 20.504.020(A), the Town of Mendocino is the only recognized special community in the Coastal Element. The Mendocino Town Zoning Code establishes specific criteria for development in Mendocino. The site is not mapped as a Highly Scenic Area.

A change of occupancy in an existing building is proposed; the proposed would not change the exterior appearance of the existing buildings. On June 3, 2019, the project was referred to Mendocino Historical Review Board for their comment. At their public hearing, the Review Board stated they have no comments. Requesting comments from the Review Board is consistent with MCC Section 20.720.035(A)(7), as the Review Board may judge whether proposed development conforms with adopted design standards for the historic district.

As proposed, the project would be consistent with MCC Section 20.692.025, which refers to additional requirements for all districts, including MCC Chapter 20.504 *Visual Resource and Special Treatment Areas* and the project would be consistent with MCC Section 20.720.035(A)(7).

**HABITATS AND NATURAL RESOURCES AND MCC SECTION 20.692.025:** The Alegria Inn is not situated in a sensitive coastal resource area. The parcel is mapped as barren land and no ground disturbing activity is proposed (See attachment *LCP Habitat and Resources*). The proposed project would not affect sensitive coastal resources; therefore, the Department of Fish and Wildlife was not contacted when staff distributed the application to agencies for their comment. As proposed, the project would be consistent with MCC Section 20.692.025 which refers to additional requirements for all districts, including MCC Section 20.532.060 *Environmentally Sensitive Habitat Area-Supplemental Application Procedures*.

**GRADING, EROSION, AND RUN-OFF AND MCC SECTION 20.692.025:** The site is characterized as beach deposits and stream alluvium (See attachment *LCP Land Capabilities & Natural Hazards*) and is mapped with a Western Soil Class #219 (See attachment *Local Soils*). As no grading is proposed, the project would satisfy County policies for grading, erosion, and run-off and MCC Chapter 20.717 *Water Quality Protection* and the project would be consistent with MCC Section 20.692.025 which refers to additional requirements for all districts, including MCC Chapter 20.492 *Grading, Erosion, and Run-Off.* 

ARCHAEOLOGICAL/CULTURAL RESOURCES AND MCC SECTION 22.12.090: Mendocino County Department of Planning and Building Services procedure is to not refer these types of projects to either the California Historic Resource Information Center (CHRIS) or the Mendocino County Archaeological Commission. PBS procedure (as detailed in a Staff Memorandum) was reviewed by the Mendocino County Archaeological Commission in 2005 and again in 2014 and it was determined to be an appropriate guidance document for what projects would require archaeological review. Staff notes that a Standard Condition advises the property owner of the "Discovery Clause," which prescribes the procedures subsequent to the discovery of any cultural resources during construction of the project (See Condition #8). As proposed, the project would be consistent with Mendocino County policies for protection of paleontological and archaeological resources including MCC Section 22.12.090. As conditioned, the project would satisfy County policies for archaeological and cultural resources, including MCC Section 22.12.090.

On May 6, 2019, the project was referred to three local tribes for review and comment, including the Cloverdale Rancheria, Sherwood Valley Band of Pomo Indians, and the Redwood Valley Little River Band of Pomo Indians; however, there are no comments at this time.

**TRANSPORTATION/CIRCULATION AND MCC CHAPTER 20.714:** The project would contribute to minimal traffic on local and regional roadways. The cumulative effects of traffic resulting from the existing Inn and its associated development were considered when the Coastal Element land use classifications were assigned. Staff recommends the project would not affect transportation or circulation and would be provided with adequate access. On May 6, 2019, the application was distributed to Mendocino County Department of Transportation (MCDOT) for their comment. On May 15, 2019, MCDOT offered three conditions for consideration:

- 1. A private road approach shall be constructed onto Main Street (CR 407E), in accordance with Mendocino County road and Development Standards No. A51B or as modified by applicant and approved by Department of Transportation staff during field review, to be paved with asphalt concrete or comparable surfacing to the adjacent road. Concrete driveways shall not be permitted.
- 2. Applicant shall pave with hot mix asphalt concrete or comparable surfacing to the extent of the property fronting Main Street (CR 407E) from the property line to the edge of the County Road.
- 3. Applicant shall obtain an encroachment permit from the Mendocino County Department of Transportation for work within County rights-of-way.

Pursuant with MCC Section 20.684.030(E), "one parking space shall be provided onsite for each lodging unit, or where available space or the requirements of Division III preclude off-street parking, an in-lieu fee shall be paid for provision of off-street parking." Staff recommends a condition requiring the property owner to provide eight onsite parking spaces or, pursuant with MCC Section 20.714.015(B), pay an in-lieu fee for the number of spaces that cannot be accommodated on-site. As conditioned, the project would satisfy County policies for transportation and circulation, and satisfies MCC Chapter 20.714 *Circulation and Parking* and MCC Section 20.684.030(E) requirements.

**PUBLIC ACCESS AND MCC CHAPTER 20.718:** The site, located in the Town of Mendocino and adjacent to the Mendocino Headlands State Park, is not designated as a potential public access trail location. As shown on an *LCP Map 17 Mendocino*, existing public access to the shore is located along Main Street and throughout Mendocino Headlands State Park. On May 6, 2019, the project was referred to California State Parks; a response was received that State Parks staff have no comment at this time. As proposed, the project would be consistent with Public Access and Recreation Policies of Coastal Element Chapter 4.13, including Policy PAR-8, and MCC Chapter 20.718 *Public Access*.

**GROUNDWATER RESOURCES AND MCC CHAPTER 20.744:** The project site is located within a mapped Critical Water Resources Area (See attachment *Ground Water Resources*). Included with the filed application is a July 8, 1996, Groundwater Extraction Permit Application Approval from Mendocino City Community Services District (MCCSD) that authorizes "8 B&B units in addition to the managers." On May 6, 2019, the application was referred to MCCSD and Mendocino County Department of Environmental Health (DEH) for comment. DEH commented that water and sewer would be referred to MCCSD. MCCSD responded that they have approved six short-term visitor servings units and one long-term residence. The property has demonstrated access to sufficient groundwater and sewer connection. As proposed, the project would satisfy County policies for groundwater resources as implemented by MCC Chapter 20.744 *Ground Water Evaluation*.

### **ENVIRONMENTAL DETERMINATION**

The Secretary for Resources has found that certain classes or projects have been determined not to have a significant effect on the environment and are therefore exempt from the requirement for the preparation of environmental documents. The six unit inn would meet the criteria for a Categorical Exemption from the California Environmental Quality Act (CEQA) under Class 3, Section 15303 (e), which reads "the construction of a structure in an urban, commercial district."

#### PROJECT FINDINGS AND CONDITIONS

Pursuant to the provisions of Chapter 20.720 of the Mendocino Town Zoning Code, the Coastal Permit Administrator approves the proposed project and adopts the following findings and conditions.

### FINDINGS:

- 1. Pursuant with MCC Section 20.720.035(A)(1), one additional Visitor Serving Unit at the Alegria Inn development satisfies the goals and policies of the Coastal Element Chapter 4.13 *Mendocino Town Plan* (including GM-12, GM-14, GM-15, GM-22) and Visitor Serving Facilities are intended for the classification in which the project is proposed; and
- 2. Pursuant with MCC Section 20.720.035(A)(2), a six-unit Visitor Serving Facility would be provided with adequate utilities, access roads, drainage, and other necessary facilities. The commercial lot has access to sufficient ground water and sewer connection; and
- 3. Pursuant with MCC Section 20.720.035(A)(3), one additional Visitor Serving Unit at the Alegria Inn is consistent with the purpose and intent of the Mendocino Commercial District, as well as all other provisions of the Mendocino Town Zoning Code, including MCC Section 20.684.030(H) *Visitor Serving Facilities (VSF) Combing District Lodging Unit Allocation Procedures*; and

- 4. Pursuant with MCC Section 20.720.035(A)(4), one additional Visitor Serving Unit at the Alegria Inn would not have any significant adverse impacts on the environment within the meaning of the California Environmental Quality Act; and
- 5. Pursuant with MCC Section 20.720.035(A)(5), a six-unit Visitor Serving Facility would not have any adverse impact on any known archaeological or paleontological resources and Condition 8 is in place when archaeological sites or artifacts are discovered; and
- 6. Pursuant with MCC Section 20.720.035(A)(6), other public services, including but not limited to, solid waste and public roadway capacity have been considered and are adequate to serve the site. One additional Visitor Serving Unit at the Alegria Inn would not affect demands on public services; and
- 7. Pursuant with MCC Section 20.720.035(A)(7), the six-unit Visitor Serving Facility conforms with the design standards of Section 20.760.050 and the Mendocino Historical Review Board stated thay had no comment on this project.

#### **CONDITIONS OF APPROVAL:**

- 1. This action shall become final on the 11th day following the decision unless an appeal is filed pursuant to Section 20.720.045 of the Mendocino County Code. The permit shall become effective after the ten (10) working day appeal period to the Coastal Commission has expired and no appeal has been filed with the Coastal Commission. The permit shall expire and become null and void at the expiration of two years after the effective date except where construction and use of the property in reliance on such permit has been initiated prior to its expiration.
- 2. To remain valid, progress towards completion of the project must be continuous. The property owner(s) have sole responsibility for renewing this application before the expiration date. The County will not provide a notice prior to the expiration date
- 3. The application, along with supplemental exhibits and related material, shall be considered elements of this permit, and that compliance therewith is mandatory, unless an amendment has been approved by the Coastal Permit Administrator.
- 4. This permit shall be subject to the securing of all necessary permits for the proposed development from County, State and Federal agencies having jurisdiction.
- 5. The Property Owner(s) shall secure all required building permits for the proposed project as required by the Building Inspection Division of the Department of Planning and Building Services.
- 6. This permit shall be subject to revocation or modification upon a finding of any one or more of the following:
  - a. The permit was obtained or extended by fraud.
  - b. One or more of the conditions upon which the permit was granted have been violated.
  - c. The use for which the permit was granted is conducted so as to be detrimental to the public health, welfare or safety, or to be a nuisance.
  - d. A final judgment of a court of competent jurisdiction has declared one or more conditions to be void or ineffective, or has enjoined or otherwise prohibited the enforcement or operation of one or more such conditions.
- 7. This permit is issued without a legal determination having been made upon the number, size or shape of parcels encompassed within the permit described boundaries. Should, at any time, a legal determination be made that the number, size or shape of parcels within the permit described

boundaries are different than that which is legally required by this permit, this permit shall become null and void.

- 8. If any archaeological sites or artifacts are discovered during site excavation or construction activities, the property owner shall cease and desist from all further excavation and disturbances within 100 feet of the discovery, and make notification of the discovery to the Director of the Department of Planning and Building Services. The Director will coordinate further actions for the protection of the archaeological resources in accordance with Section 22.12.090 of the Mendocino County Code.
- 9. Standard Best Management Practices (BMPs) shall be employed to assure minimization of erosion resulting from construction. Ground disturbance shall be limited to the minimum necessary and disturbed soil areas shall be stabilized as soon as feasible. Any soil stockpiles shall be covered or otherwise stabilized to prevent dust impacts. Any bare soil created by the construction phase of the project shall be revegetated with native vegetation and/or native seed mixes for soil stabilization.
- 10. Project approval by the Mendocino Historical Review Board shall be obtained prior to initiating project construction, including alterations to pedestrian pathways or driveway access to County roads.
- 11. To the satisfaction of the Director and prior to the expiration date of CDP\_2018-0035, and pursuant with MCC Section 20.714.015(A) and (B), the development may meet the parking requirements through project design, recorded off-site parking agreements with third parties, or participation in an in-lieu fee parking program. Where no off-street parking is feasible in otherwise permitted development, the applicant shall pay an in-lieu fee to the County, or to an entity acceptable to the County, provided that such fees shall be proportionate to the cost of parking construction and maintenance, and shall be used solely in the Town of Mendocino for street and public parking improvements within existing public street rights-of-way or on other publicly owned land.
- 12. A private road approach shall be constructed onto Main Street (CR 407E), in accordance with Mendocino County road and Development Standards No. A51B or as modified by applicant and approved by Department of Transportation staff during field review, to be paved with asphalt concrete or comparable surfacing to the adjacent road. Concrete driveways shall not be permitted.
- 13. Applicant shall pave with hot mix asphalt concrete or comparable surfacing to the extent of the property fronting Main Street (CR 407E) from the property line to the edge of the County Road.
- 14. Applicant shall obtain an encroachment permit from the Mendocino County Department of Transportation for work within County rights-of-way.

Staff Report prepared by:

DATE

JULIANA CHERRY

Appeal Period: 10 Days Appeal Fee: \$1610.00

### **ATTACHMENTS:**

- A. Location Map
- B. Aerial Imagery
- C. Aerial Imagery
- D. Topographical Map

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- E. Site Plan
- F. Building A First Floor
- G. Building A Second Floor
- H. Building A West & East Elevations
- I. Building A South & North Elevations
- J. Building B Plan
- K. Building B Elevations
- L. Building C Plan
- M. Building D Plan
- N. Building E Plan
- O. Sign Plan
- P. Sign Post
- Q. Mendocino Town Plan Zoning
- R. Mendocino Town Land Use
- S. LCP Land Capabilities & Natural Hazards
- T. LCP Habitats & Resources
- U. Appealable Areas
- V. Adjacent Parcels
- W. Fire Hazard Zones & Responsibility Areas
- X. Ground Water Resources
- Y. Water Districts
- Z. Estimated Slope
- AA. Local Soils

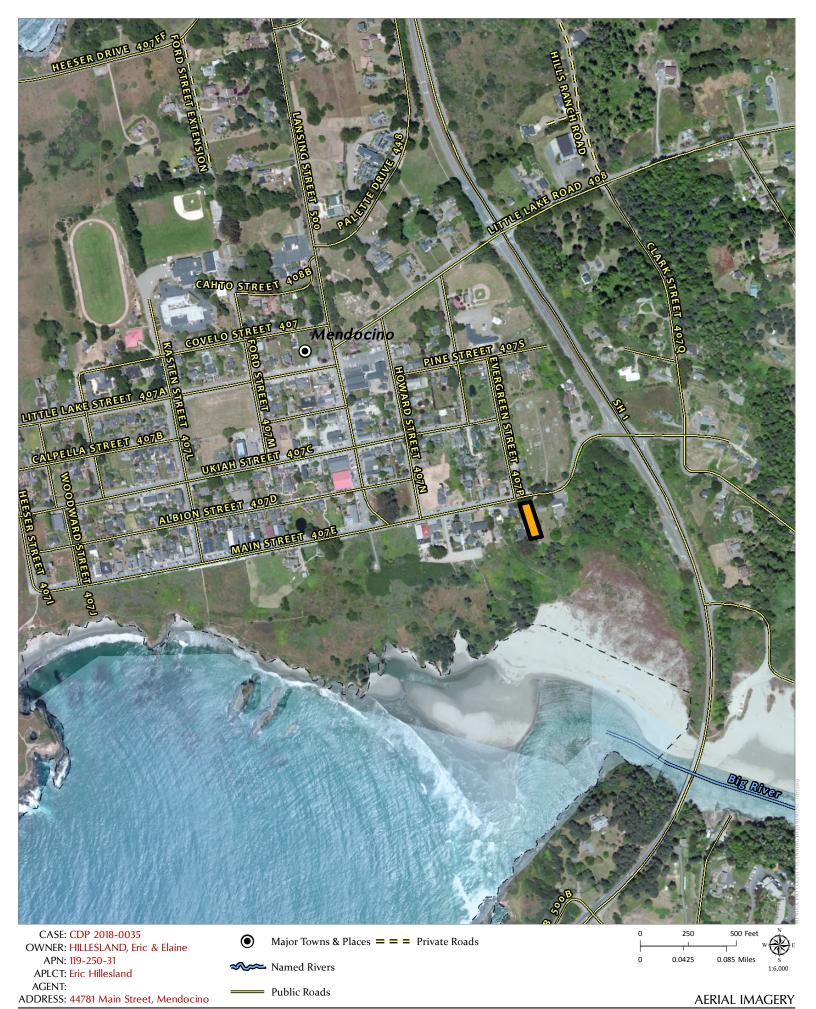
### **RERFERRAL AGENCIES:**

Planning – Ukiah Comments Department of Transportation No Response Environmental Health - Fort Bragg Comments Building Inspection - Fort Bragg No Response Assessor No Response California Coastal Commission No Response California Department of Parks & Recreation – District Planner No Comment

California Department of Parks & Recreation - Northern Service Center No comment

State Clearinghouse No Response Mendocino Fire District No Response Mendocino City Community Services Comments Cloverdale Rancheria No Response Redwood Valley Rancheria No Response Sherwood Valley Rancheria No Response







OWNER: HILLESLAND, Eric & Elaine

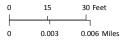
APN: 119-250-31

APLCT: Eric Hillesland

AGENT:

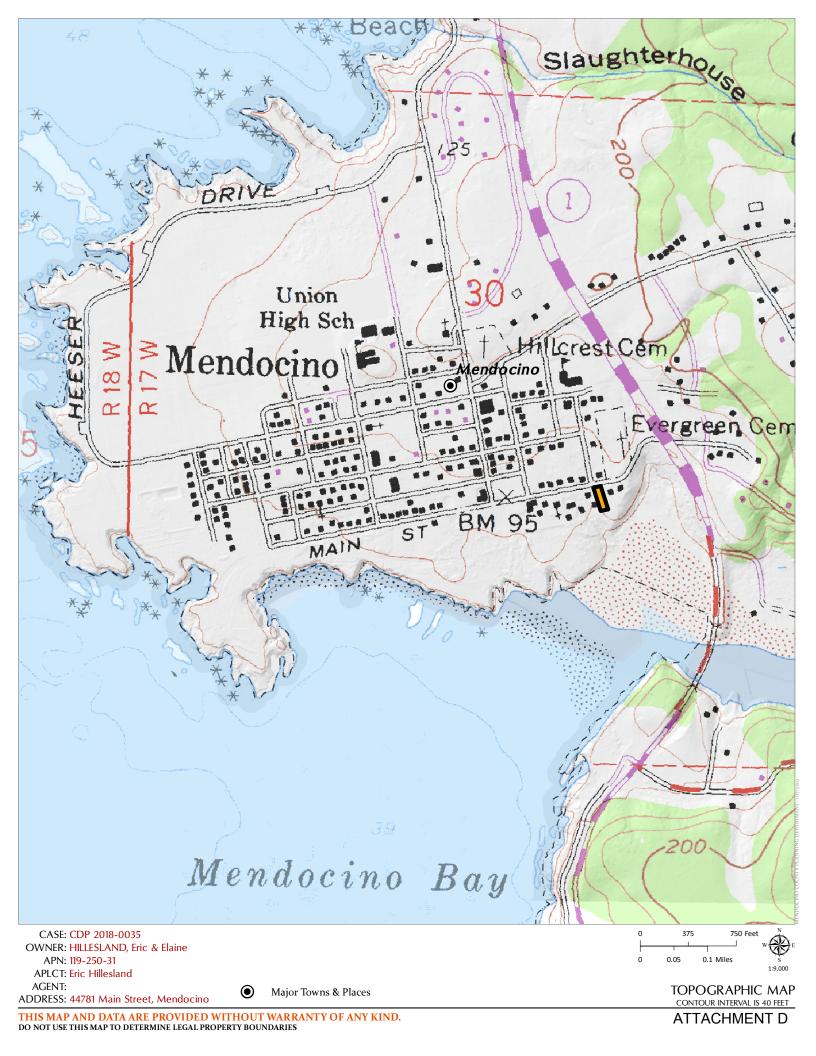
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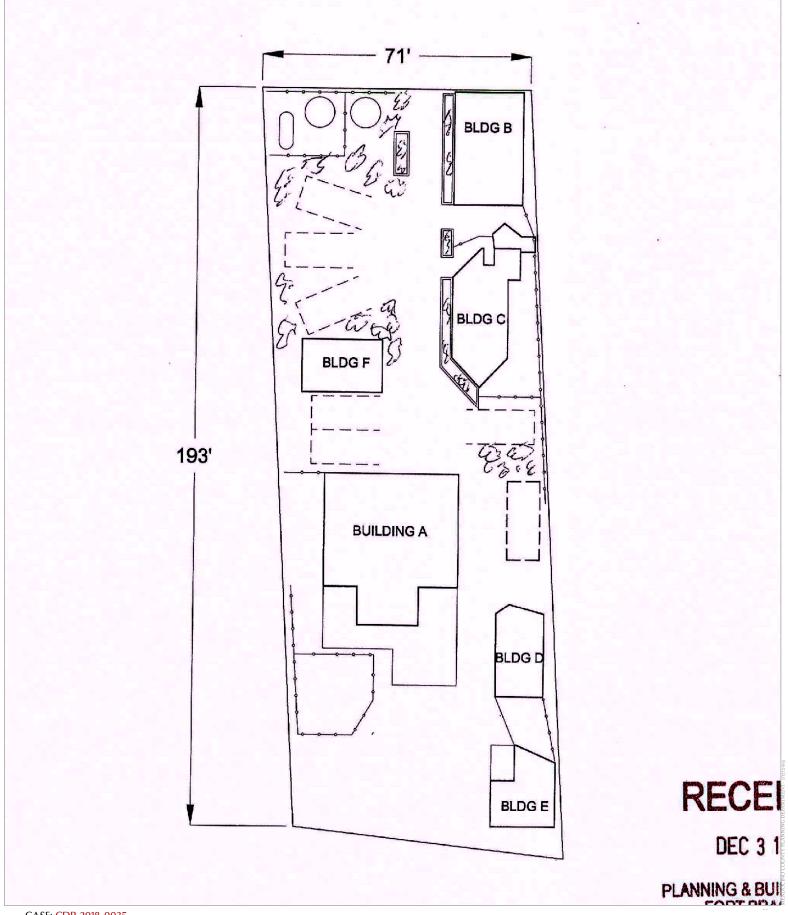
— Public Roads





AERIAL IMAGERY





OWNER: HILLESLAND, Eric & Elaine

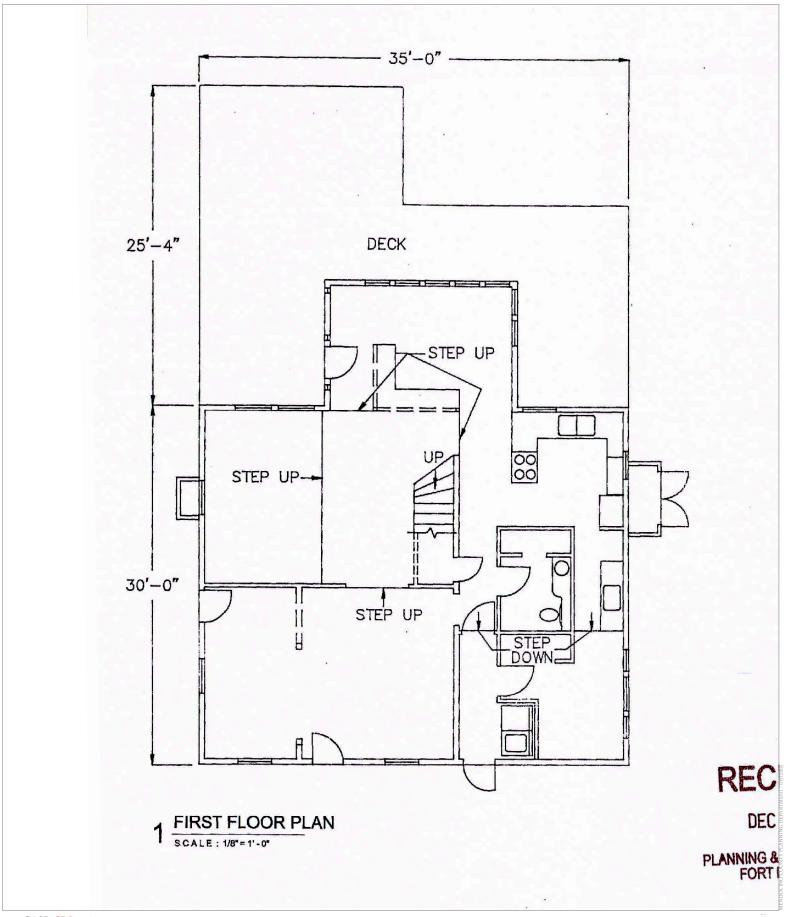
APN: 119-250-31 APLCT: Eric Hillesland

AGENT:

ADDRESS: 44781 Main Street, Mendocino

NO SCALE

SITE PLAN



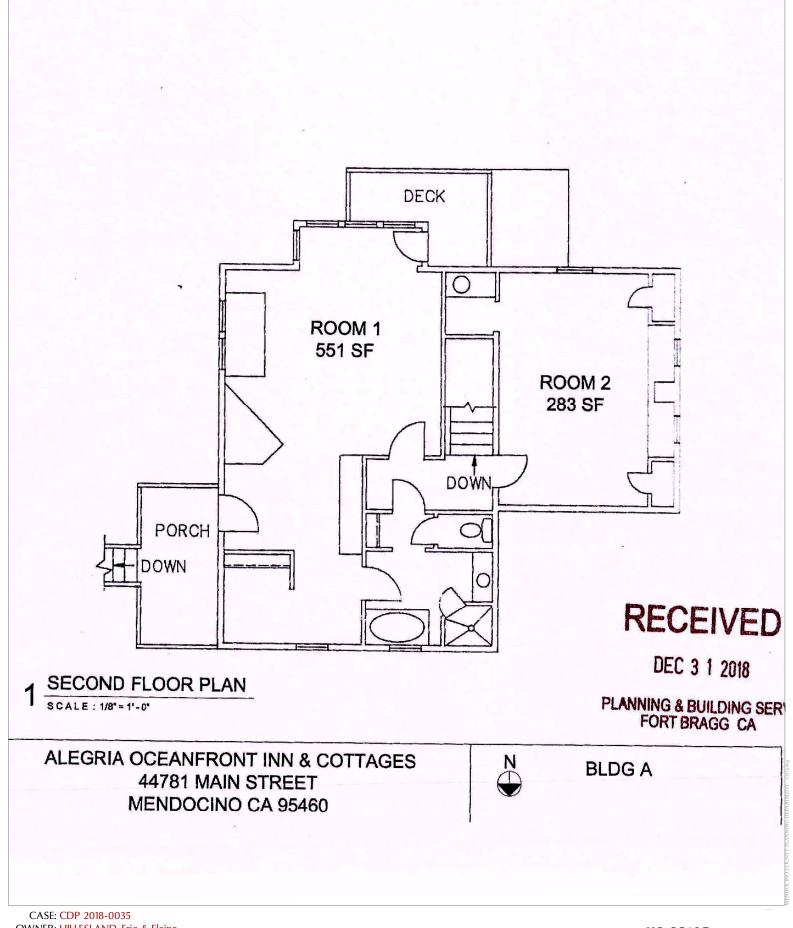
OWNER: HILLESLAND, Eric & Elaine

APN: 119-250-31 APLCT: Eric Hillesland AGENT:

ADDRESS: 44781 Main Street, Mendocino

NO SCALE

**BUILDING A FIRST FLOOR** 



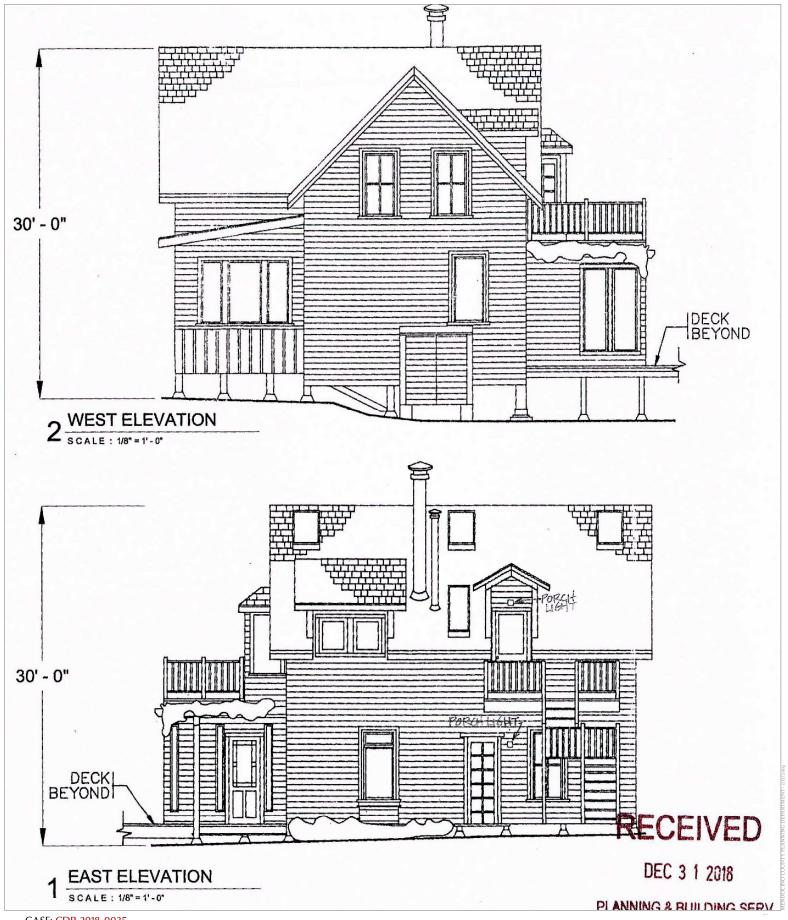
OWNER: HILLESLAND, Eric & Elaine

APN: 119-250-31 APLCT: Eric Hillesland AGENT:

ADDRESS: 44781 Main Street, Mendocino

NO SCALE

**BUILDING A SECOND FLOOR** 



OWNER: HILLESLAND, Eric & Elaine

APN: 119-250-31 APLCT: Eric Hillesland

AGENT:

ADDRESS: 44781 Main Street, Mendocino

NO SCALE

**BUILDING A WEST & EAST ELEVATIONS** 



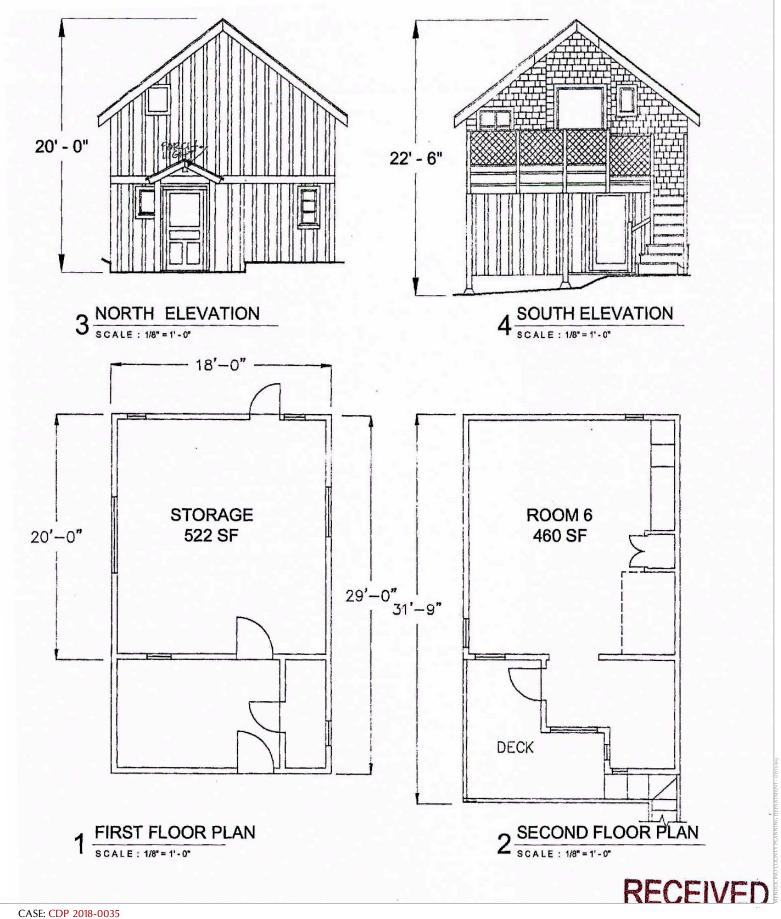
OWNER: HILLESLAND, Eric & Elaine

APN: 119-250-31 APLCT: Eric Hillesland AGENT:

ADDRESS: 44781 Main Street, Mendocino

NO SCALE

**BUILDING A SOUTH & NORTH ELEVATIONS** 



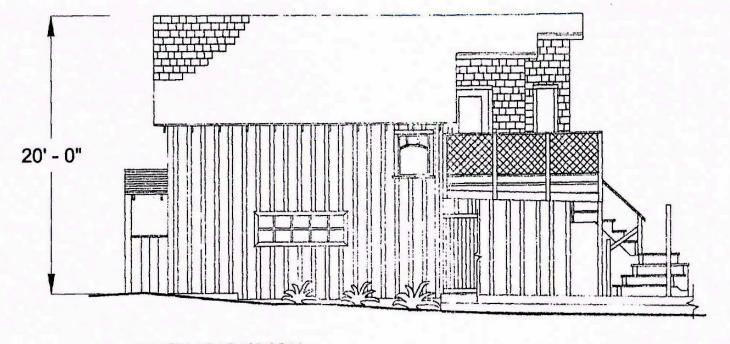
OWNER: HILLESLAND, Eric & Elaine

APN: 119-250-31 APLCT: Eric Hillesland AGENT:

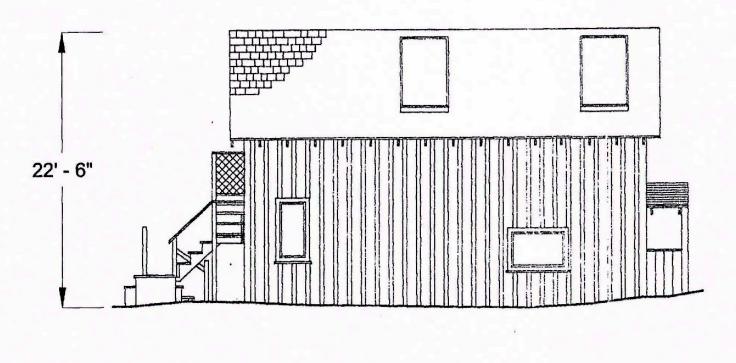
ADDRESS: 44781 Main Street, Mendocino

NO SCALE

**BUILDING B PLAN** 



1 WEST ELEVATION
SCALE: 1/8" = 1'-0"



1 EAST ELEVATION
SCALE: 1/8" = 1'-0"

CASE: CDP 2018-0035

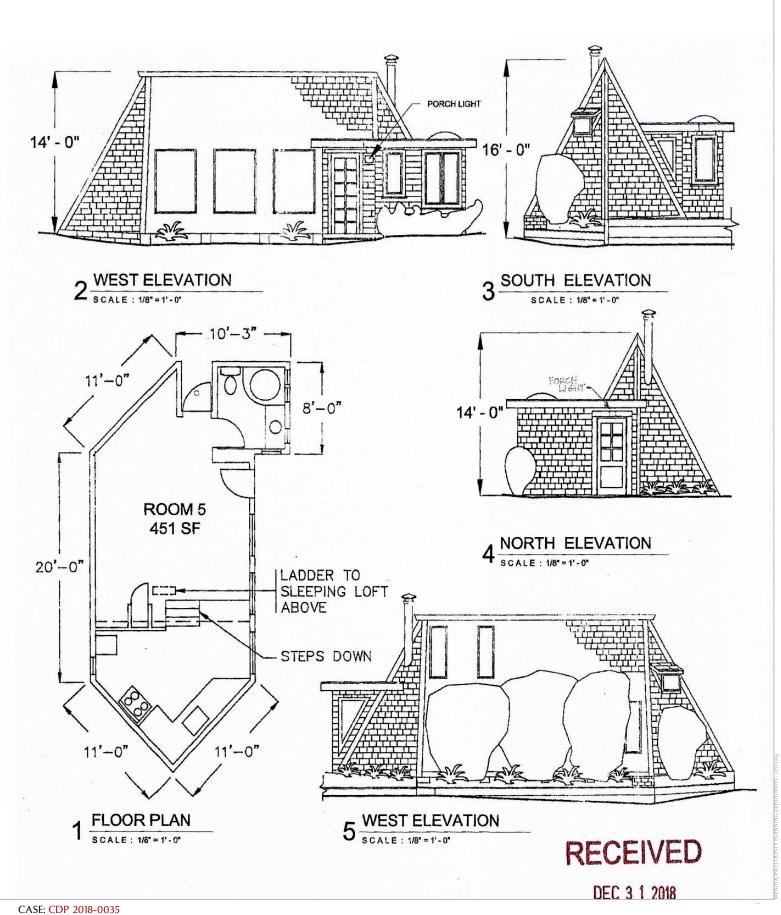
OWNER: HILLESLAND, Eric & Elaine

APN: 119-250-31 APLCT: Eric Hillesland AGENT:

ADDRESS: 44781 Main Street, Mendocino

NO SCALE

**BUILDING B ELEVATIONS** 



OWNER: HILLESLAND, Eric & Elaine

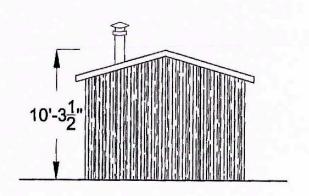
APN: 119-250-31 APLCT: Eric Hillesland

AGENT:

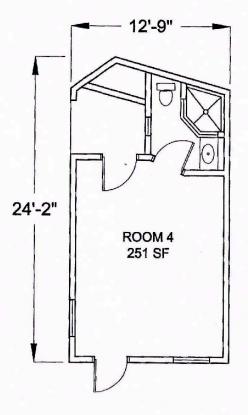
ADDRESS: 44781 Main Street, Mendocino

NO SCALE

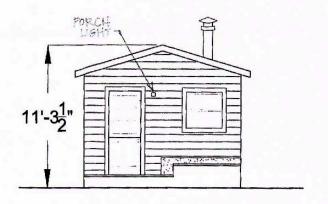
**BUILDING C PLAN** 



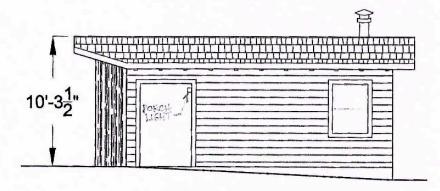
2 NORTH ELEVATION SCALE: 1/8" = 1'-0"



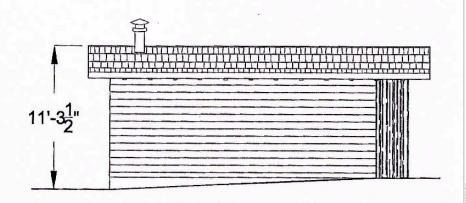
1 FLOOR PLAN
SCALE: 1/8" = 1'-0"



3 SOUTH ELEVATION



4 WEST ELEVATION
SCALE: 1/8" = 1'-0"





DEC 3 1 2018

CASE: CDP 2018-0035

OWNER: HILLESLAND, Eric & Elaine

APN: 119-250-31 APLCT: Eric Hillesland

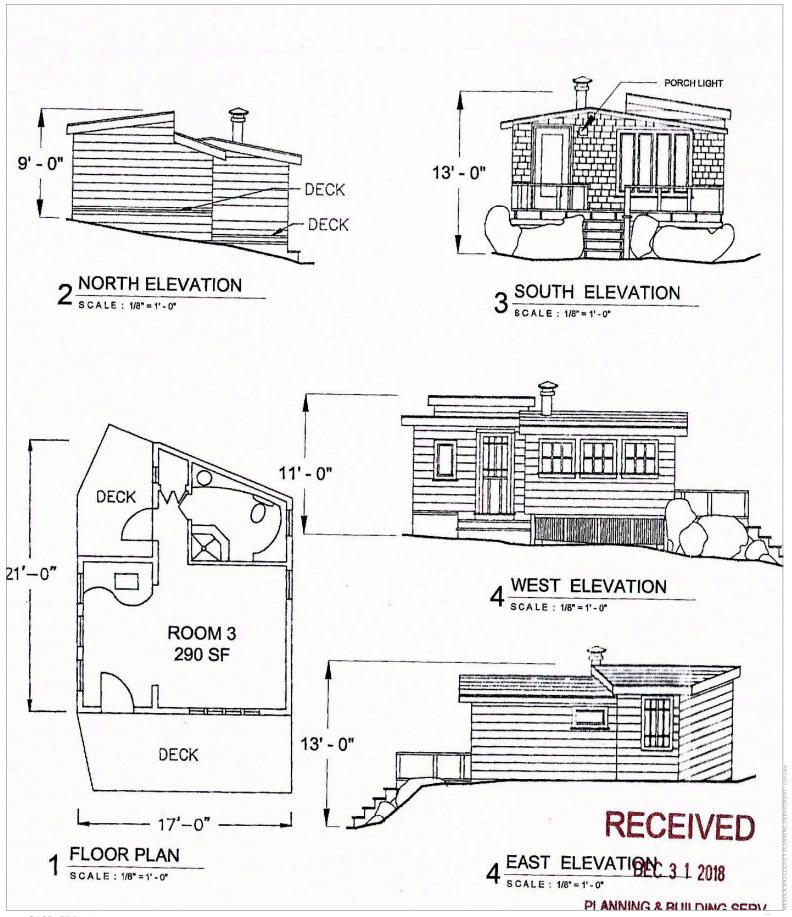
AGENT:

ADDRESS: 44781 Main Street, Mendocino

NO SCALE

BUILDING D PLAN

ATTACHMENT M



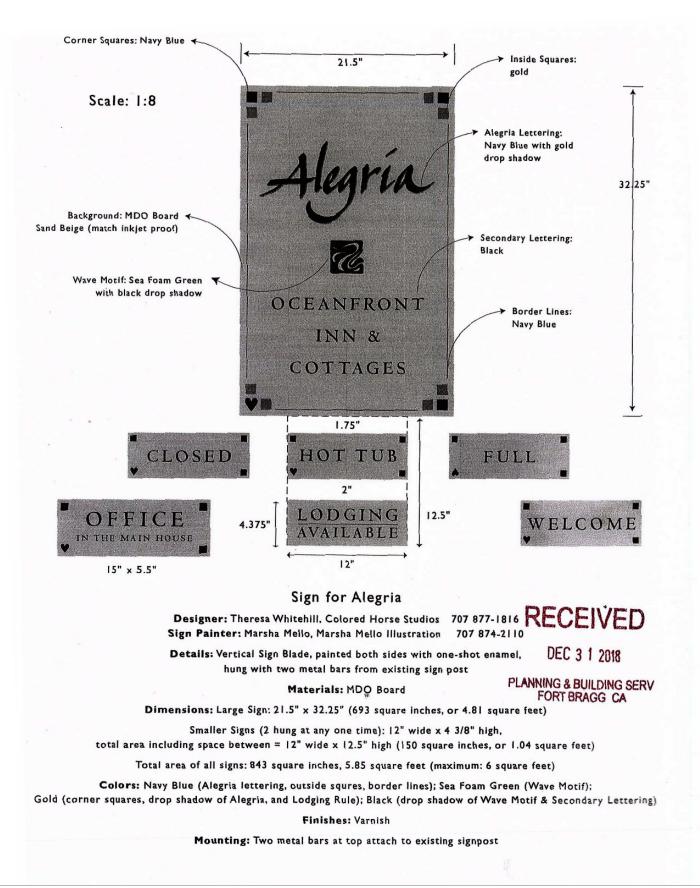
OWNER: HILLESLAND, Eric & Elaine

APN: 119-250-31 APLCT: Eric Hillesland AGENT:

ADDRESS: 44781 Main Street, Mendocino

NO SCALE

BUILDING E PLAN



OWNER: HILLESLAND, Eric & Elaine

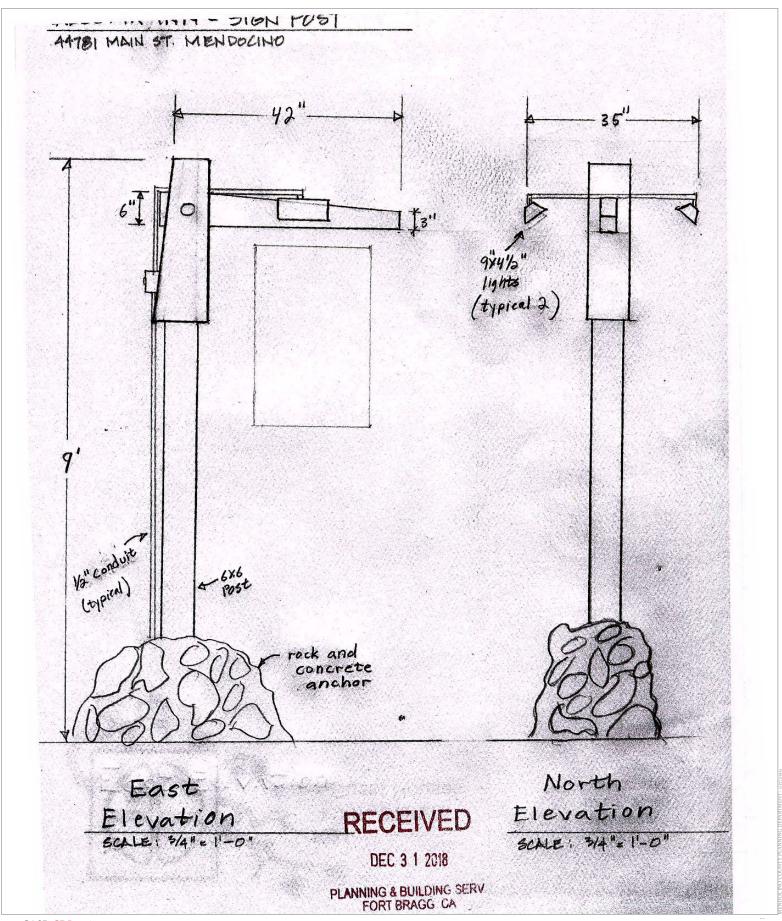
APN: 119-250-31 APLCT: Eric Hillesland

AGENT:

ADDRESS: 44781 Main Street, Mendocino

NO SCALE

SIGN PLAN



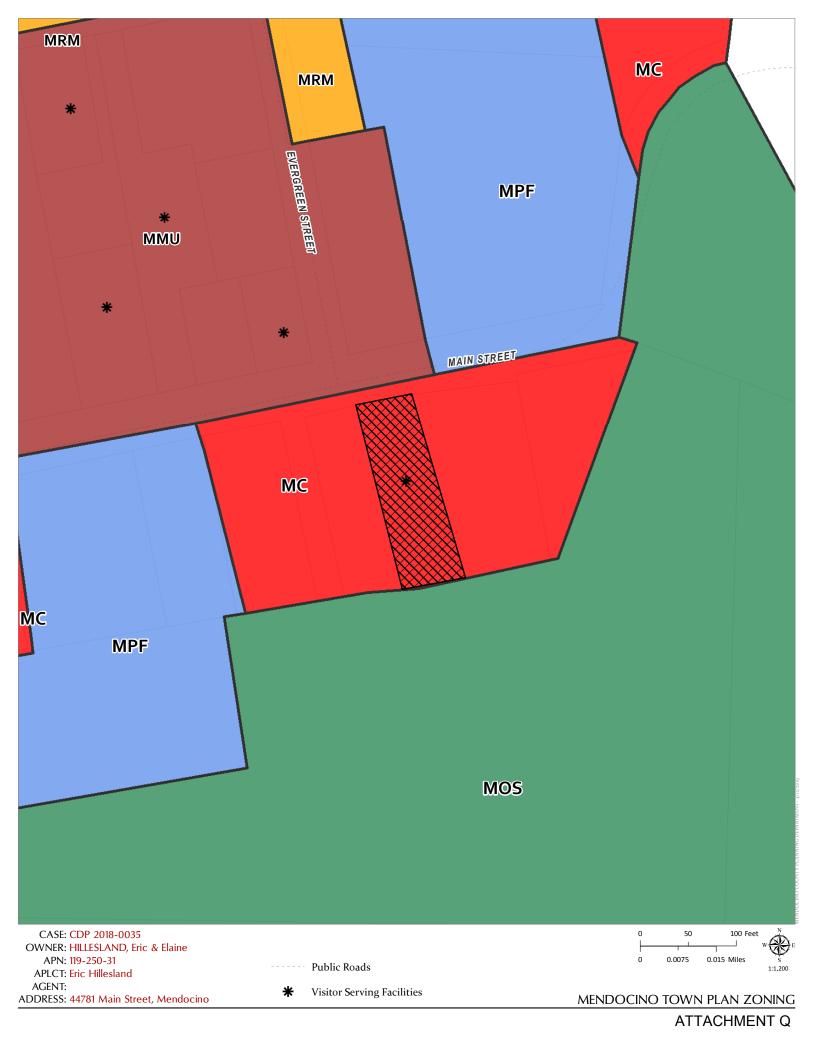
OWNER: HILLESLAND, Eric & Elaine

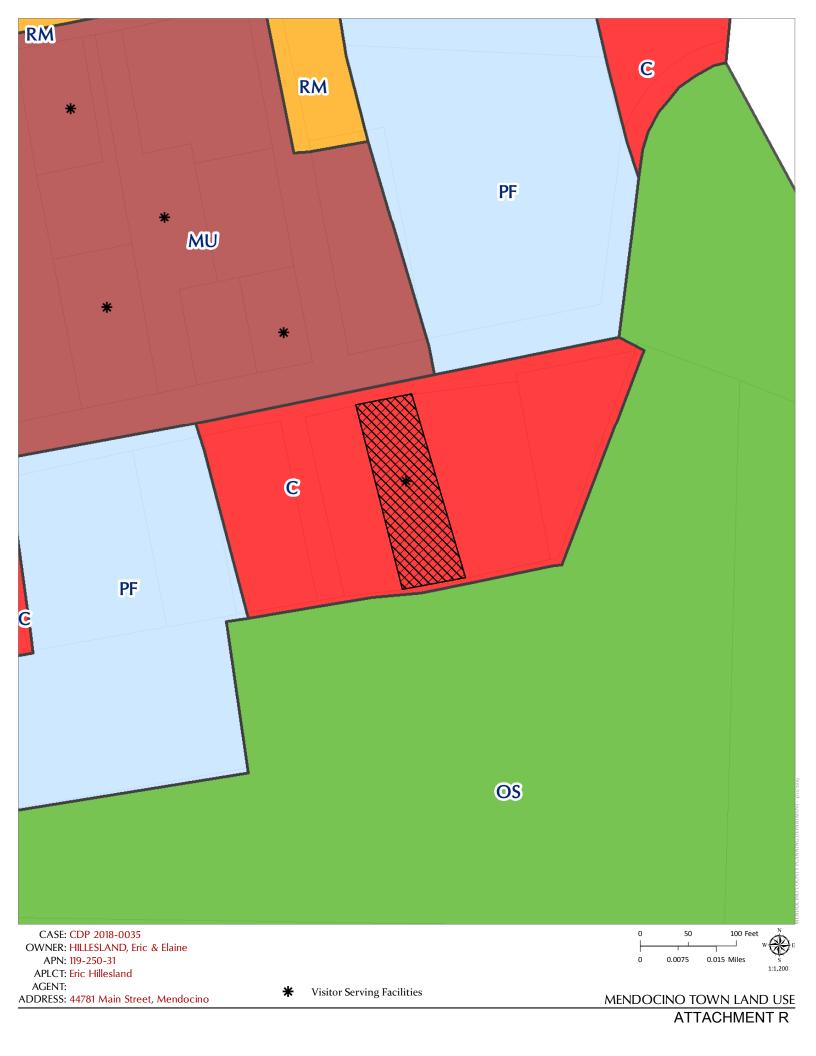
APN: 119-250-31 APLCT: Eric Hillesland AGENT:

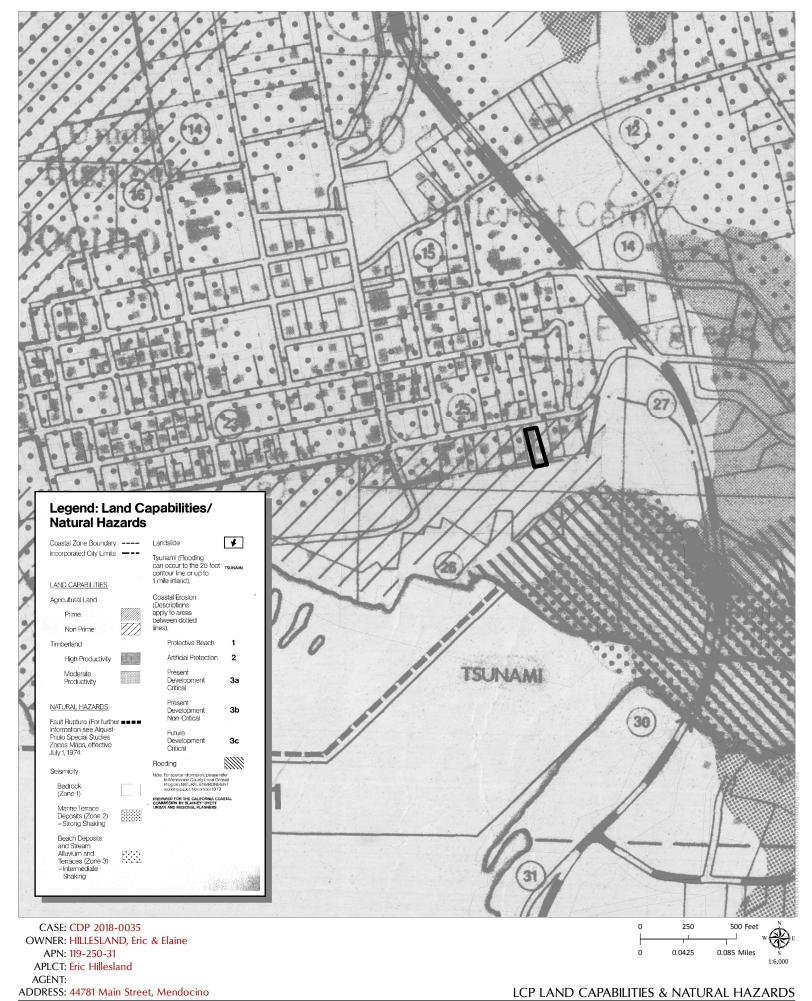
ADDRESS: 44781 Main Street, Mendocino

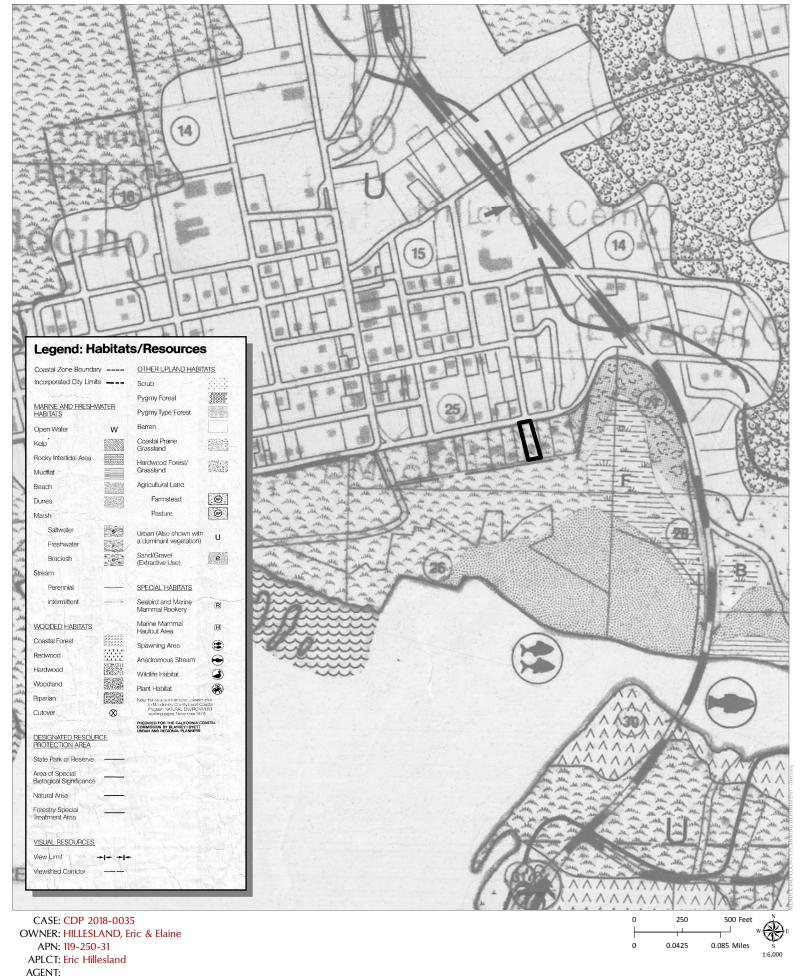
NO SCALE

SIGN POST



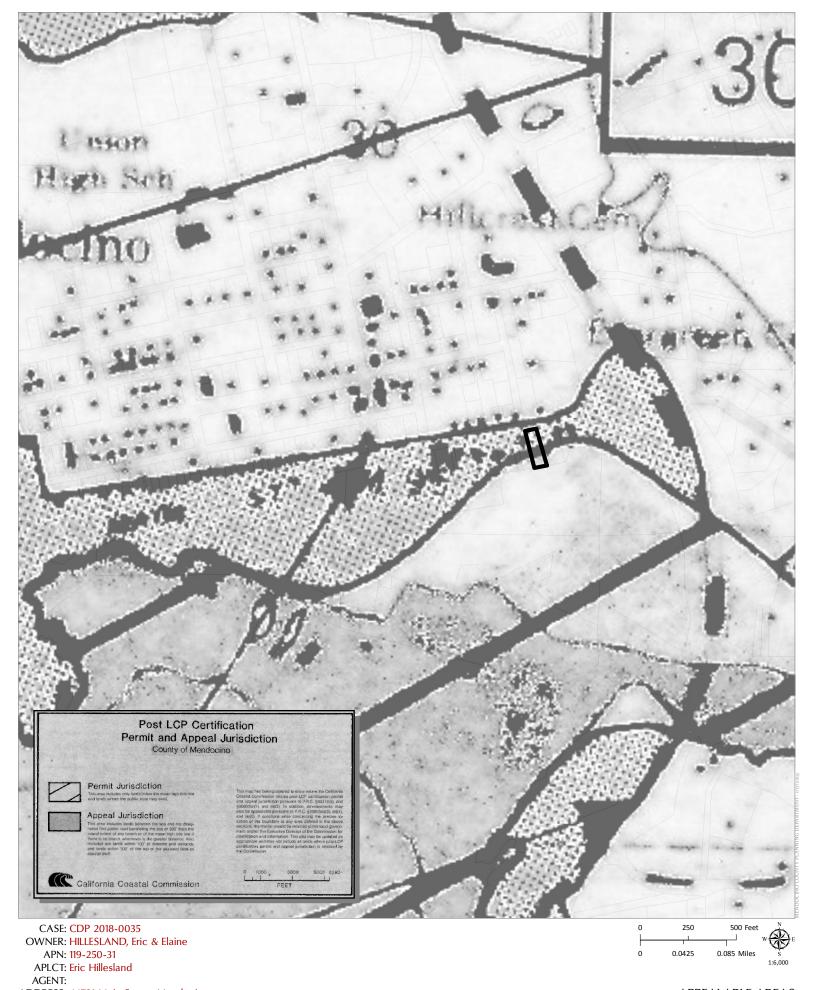






ADDRESS: 44781 Main Street, Mendocino

LCP HABITATS & RESOURCES



ADDRESS: 44781 Main Street, Mendocino

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APPEALABLE AREAS



