

## **RESOLUTION PC25-14**

**RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF SAN PABLO APPROVING A MAJOR DESIGN REVIEW FOR A 12-UNIT APARTMENT PROJECT. THE APARTMENTS WOULD BE SIDE-BY-SIDE TOWNHOUSE STYLE WITH TWO ATTACHED APARTMENT UNITS PER BUILDING AND SIX SEPARATE STRUCTURES TOTAL, TO BE LOCATED AT 2424 CHURCH LANE, SAN PABLO, APN: 417-090-024.**

**WHEREAS**, the project site at 2424 Church Lane consists of a vacant parcel with a General Plan land use designation of Medium Density Residential; and

**WHEREAS**, the project site is currently owned by Creekside Village, LLC and is proposed to be developed with a multifamily residential project containing six separate buildings with two attached units per building; and

**WHEREAS**, an application has been submitted by Mark Lee of Lee Jagoe Architecture, Inc., on behalf of the owner Creekside Village LLC, on July 15, 2025, in PLAN2501-0003 for approval of a Major Design Review; and

**WHEREAS**, the proposed development is currently located in a split zoned lot, with both Multifamily Residential (R-3) zoning and Institutional (I) designations, but is in the process of being rezoned to contain just the R-3 designation, with the passage of the rezoning via Ordinance 2025-002 on August 4, 2025, effective September 3, 2025; and

**WHEREAS**, in granting approval, the Planning Commission shall determine that the project under consideration adequately meets the requirements of the applicable design guidelines; and

**WHEREAS**, the City staff analysis shows the project to be categorically exempt from the California Environmental Quality Act (CEQA) in accordance with CEQA Guidelines Section 15332, In-Fill Development Projects, as it involves development on a site that is five acres or less, is surrounded by urban uses, has no value as habitat for endangered, rare, or threatened species, is adequately served by all required utilities and public services, and would not result in any significant effects on traffic, noise, air quality or water quality, and would be consistent with general plan and zoning regulations; and,

**WHEREAS**, a public hearing notice has been provided by mail to the applicant, local affected agencies and to all property owners within 300 feet of the subject property, this notice has been published in the West County Times newspaper (West Contra Costa edition of the East Bay Times) in accordance with the requirements of Government Code Section 65091, and a public hearing was held on August 26, 2025, at which public testimony was considered.

**NOW, THEREFORE, BE IT RESOLVED** that the foregoing recitals are true and correct and are incorporated herein as findings.

**BET IT FURTHER RESOLVED** that the Planning Commission of the City of San Pablo has reviewed the proposed project and hereby determines that the project is exempt from review pursuant to the California Environmental Quality Act ("CEQA") in accordance with CEQA Guidelines section 15332 and further hereby grants approval of the permit for Major Design Review, for PLAN2501-003, based on the above recitals which are true and correct and incorporated herein, all information contained in the staff report and administrative record for this project, and contingent upon the effective date of September 3, 2025 for Ordinance 2025-002, which established the R-3 zoning on the entire property, and further based on the following findings:

### **California Environmental Quality Act exemption**

- A. The proposed project would be categorically exempt from the provisions of the California Environmental Quality Act (CEQA), in accordance with CEQA Guidelines pursuant to Section 15332, In-Fill Development Projects, as it involves development on a site that is five acres or less, is surrounded by urban uses, has no value as habitat for endangered, rare, or threatened species, is adequately served by all required utilities and public services, would not result in any significant effects on traffic, noise, air quality, or water quality, and would be consistent with general plan and zoning regulations.

*Pursuant to CEQA Guidelines Section 15332, the City finds as follows: (a) the project is consistent with the applicable general plan and zoning designations, policies, and regulations; (b) the project occurs within City limits on a site that is less than five acres which is substantially surrounded by urban uses; (c) the project is located on a site that has no value as habitat for endangered, rare, or threatened species; (d) approval of the project would not result in any significant effect relating to traffic, noise, air quality, or water quality; and (e) the site can be adequately served by all required utilities and public services.*

### **General Plan Conformance**

- B. The proposed project is responsive to General Plan policies calling for planned land uses that are compatible with existing uses, create safe, walkable and attractive urban environments, encourage new residential development in a manner which fosters day and nighttime activity and visual presence on the street level, protects and enhances the quality of life in the City's residential neighborhoods, and promotes a variety of housing types and prices within neighborhoods that offer a range of amenities, including public and private open space, landscaping, and direct access to commercial services, public transit, and community gathering areas.

*The proposed project would be responsive to these policies by developing 12 new apartment units on a site that will be well-integrated into its surroundings, and in close proximity to amenities, such as the San Pablo Library, College Center Shopping Plaza, Community Center, Helms Middle School, and commercial uses along San Pablo*

*Avenue and San Pablo Dam Road. As noted above, the project would also offer on-site amenities for its residents, including a small playground and open space area.*

- C. The proposed project would also be responsive to Housing Element policies calling for the provision of a diversity of housing types to meet the needs of all economic segments and family types in San Pablo.

*The design of the project would be compatible with the surrounding neighborhood. In terms of housing, the project would provide additional housing options for rent by developing a medium density residential project. In addition, the project would provide progress in meeting the City's Regional Housing Needs Allocation (RHNA) numbers which are to be implemented by the Housing Element during the sixth cycle of 2023 to 2031. According to the City's most recent RHNA report, the City had developed 179 units of 746 allocated units since 2023 (about 24%). There are 567 units remaining to be produced by 2031. The proposed 12 qualifying units would count towards the progress needed for meeting the housing needs allocation for this 6th RHNA cycle.*

## **Major Design Review**

- D. The proposal is consistent with applicable design guidelines

*The project would meet the findings necessary for Major Design Review approval. It would be consistent with the relevant design guidelines and with the pertinent provisions of the San Pablo General Plan.*

- E. The proposal is consistent with any community design plan or specific plan

*The proposed use is in compliance with each of the applicable provisions of the zoning ordinance and general plan at the time the approval will be effective. The site is not located within the boundaries of a specific plan. The Modern Craftsman-style design of the project would be compatible with the surrounding neighborhood.*

- F. The proposed project is consistent with the Land Use and Physical Design, Open Space and Conservation, and Housing Elements of the San Pablo General Plan.

*The proposed project would be responsive to general plan policies from the Land Use & Physical Design, Open Space & Conservation, and Housing Elements by developing 12 new apartment units on a site that will be well-integrated into its surroundings. As noted above, the project would also offer on-site amenities for its residents, including a private park. In terms of housing, the project would add new rental housing options and would provide progress in meeting the City's Regional Housing Needs Allocation (RHNA) numbers which are to be implemented by the Housing Element during the sixth cycle of 2023 to 2031.*

- G. The location and design of proposed development gives particular consideration to privacy, views, and sunlight on adjoining properties and fosters the orderly and

harmonious development and preservation of the public health and welfare of the city and its neighborhoods.

*The design is such that it would protect the privacy, views and sunlight of adjoining properties and would foster the orderly and harmonious development and preservation of the public health and welfare of the City and its neighborhoods.*

- H. The architectural design of structures and their colors and materials are visually harmonious with surrounding development, landforms, and vegetation.

*The site is in an urban area surrounded by other residential and commercial developments and is physically suitable for the type and density of development proposed. The project would fit well within the surrounding neighborhood by offering a needed housing choice in an attractive setting with high-quality design and lifestyle features. The architectural design of the structures and their colors and material would be visually harmonious with the surrounding development patterns and with the natural areas.*

**BE IT FURTHER RESOLVED** that the Planning Commission of the City of San Pablo hereby grants approval of the Major Design Review, for PLAN2501-0003 along with and contingent upon the following Conditions of Approval:

### **General Conditions**

1. This approval shall be effective on September 3, 2025, which is the effective date of Ordinance 2025-002, adopted by City Council on August 4, 2025, and which established the R-3 zoning on the entire property.
2. The proposed use and project construction shall be conducted in substantial compliance with the planning submittal, including the site plans, floor plans, elevations, and landscape plan that were submitted to Planning Staff on July 8, 2025, which are on file with the Community Development Department, under PLAN 2501-0003.
3. Minor amendments to this approval and modifications to the design review may be approved by the Zoning Administrator, if the proposed changes generally comply with the overall intent of the permit and/or are in response to revisions required by other approving agencies.
4. The applicant shall obtain all necessary City of San Pablo Building and Public Works permits as well as any outside agency permits for water, waste, fire and any proposed work and shall submit payment of fees and agency permits and approval from relevant agencies for any proposed work.
5. The design review approval shall expire if building permits have not been issued within one year from the date of final approval. A time extension not exceeding one year beyond the initial one-year period may be granted by the Zoning Administrator.

6. A portion of this parcel is being used as driveway access to the adjacent parcel. The City will require easement documents to be revised (if needed), reviewed, approved and recorded.
7. The applicant shall obtain any permits and licenses needed for the proposed use.
8. All roof-mounted and other mechanical equipment, if any, shall be screened from view from adjacent public rights-of-way as well as from adjoining properties, subject to the review and approval during the Plan Check review process.
9. The site shall be kept clean of all debris (boxes, junk, garbage, etc.) at all times. All scrap materials shall be stored in a container and shall be removed regularly.
10. All construction improvements shall be designed by the appropriately licensed design professional. The standards imposed by the City for the private improvements shall be considered as minimum requirements and the standards may be increased by the design professional where judgment and prudence dictate.
11. Applicant shall submit joint trench and/or utility undergrounding plans to City's Public Works Engineering Division for review prior to the work. Plans shall be prepared and signed by the appropriate professional.
12. After construction is complete, Applicant shall provide City with bound copies of grading, improvement, joint trench and landscaping plans. Plans must be the final approved versions, with red lines denoting any as-built deviations from the plans. Additionally, CADD files of said plans shall be provided to City.
13. Prior to construction, Applicant shall submit to City's Public Works Engineering Division, product and material cut sheets for key components, including storm drain pipes, manholes, inlets, streetlights and pull boxes, if applicable.
14. All abandoned pipes and other abandoned miscellaneous improvements shall be removed.
15. All equipment such as backflow prevention devices, meters and transformers shall be screened with landscaping or other means, and not visible from the public right of way.
16. In the event of the encounter of subsurface materials suspected to be an archaeological or paleontological nature, all grading or excavation shall cease in the immediate area and the find left untouched. Applicant shall select and provide a qualified professional archaeologist certified by the Register of Professional Archaeologists or paleontologist with a degree in paleontology or geology, to evaluate. The recommendation of the qualified professional shall be implemented before work may proceed. The applicant shall be liable for all costs associated therewith.
17. All applicable ordinances, regulations and requirements of Federal, State and local governments shall be met, including all the requirements of the City of San Pablo Municipal Code. All noise, building permit and grading permit requirements shall be met as applicable.

18. Failure to comply with any of the terms or conditions of this Use Permit is considered to be a violation of the City of San Pablo Municipal Code and is subject to the enforcement provisions prescribed by Chapter 17.10, Enforcement, and any and all other penalties and remedies that may be provided by law.
19. Indemnification: Pursuant to Government Code Section 66474.9, the applicant (including any agent thereof) shall defend, indemnify, and hold harmless the City of San Pablo and its agents, officers, or employees from any claim to attack, set aside, void or annul, the City's approval concerning this planning application, which action is brought within the time period provided for in Section 66499.37. The City will promptly notify the applicant of any such claim, action, or proceeding and cooperate fully in the defense.

### **Building Division Conditions**

20. Plans and permits will be required for building, mechanical, plumbing, and electrical work per California Code of Regulations, Title 24, and applicable City Ordinance in effect at the time of the completed Building Permit application date and required fees shall be paid at the time of application.
21. Fees will apply to the current fiscal year of Building permit applications.
22. Must obtain approvals from West Contra costa wastewater district, Fire Department, and Eastbay municipal utility district.
23. If the proposed project is located within Flood Zone A, the proposed design shall comply with the requirements of the California Building Codes for structures located in the flood hazard area.
24. Noise and construction hours shall be observed as required by Chapter 17 of the San Pablo Municipal Code.
25. Structural observations shall be required in accordance with the engineer's design and applicable risk category
26. Per Building Code Section 1104A.1 All ground-floor dwelling units in nonelevator buildings shall be adaptable and on an accessible route, unless an accessible route is not required as determined by site impracticality provisions in Section 1150A.
27. At least one accessible route shall connect accessible buildings, facilities, elements and spaces that are on the same site. Accessible routes shall be provided between accessible buildings and accessible site facilities when more than one building or facility is located on a site.
28. Newly constructed covered multifamily dwellings, which can also be defined as public housing, shall be subject to the requirements of Chapter 11A and Chapter 11B.

29. Specify how the project is funded and show plans and details according per applicable codes:

- Privately funded housing project - prepare plans per CBC Chapter 11A
- Privately funded housing projects that are part of a state or local housing program and tax exempted per California Tax Allocation Committee - prepare plans per CBC Chapters 11A, CBC Chapter 11B Section 11B 233, 2010 ADAS and FHAA
- Publicly funded housing project - prepare plans per CBC Chapter 11B

30. Separate permits are required for trash enclosure, fence, signs, Arbor, playground equipment.

31. Soils report will be required for foundation design.

32. Interior roof access will be required.

33. Provide disinfection of potable water system certificate from approved testing agency at building final inspection.

34. 1102A.3.1 Multistory apartment or condominium dwellings in buildings with no elevator.

This section shall apply to multistory dwelling units on the ground floor of buildings without elevators for which an application for a construction permit is submitted on or after July 1, 2005. Exception: Carriage units as defined in Chapter 2 and regulated only by the Department of Housing and Community Development as referenced in Section 1.8.2.1.2. At least 10 percent but not less than one of the multistory dwellings in apartment buildings with 3 or more dwelling units and/or condominiums with 4 or more dwelling units shall comply with the following: 1. The primary entry to the dwelling unit shall be on an accessible route unless exempted by site impracticality tests in Section 1150A. 2. At least one powder room or bathroom shall be located at the primary entry level, served by an accessible route and shall comply with the provisions in Division IV. 3. All rooms or spaces located at the primary entry level shall be served by an accessible route and shall comply with the provisions in Division IV. Rooms and spaces located on the primary entry level and subject to this chapter may include but are not limited to kitchens, powder rooms, bathrooms, living rooms, bedrooms or hallways. 4. Common use areas covered by this section shall be accessible as required by this chapter. Public use areas as defined in Chapter 2 of this code are subject to provisions of the Division of the State Architect (DSA-AC) and are referenced in Section 1.9.1.1.1. The minimum number of multifamily dwelling units which must comply with this section shall be calculated using the total number of all multistory dwelling units in buildings on a site which are subject to this section. Any fraction thereof shall be rounded to the next highest whole number.

35. 1109A.2.1 Private garages. Private garages, accessory to covered multifamily dwelling units, shall be accessible as required in Section 1109A. Private garages include individual garages and multiple individual garages grouped together. Exception: A private garage attached to and directly serving a single covered multifamily dwelling unit providing at least one of the following options: 1. A door leading directly from the

covered dwelling unit, which immediately enters the garage. The door shall comply on both sides with Sections 1132A.3 through 1132A.9. 2. An accessible route of travel from the covered dwelling unit to an exterior door entering the garage. See Section 1132A.1 for requirements at both exit doors. 3. An accessible route of travel from the dwelling unit's primary entry door to the vehicular entrance at the garage. See Section 1132A.1 for requirements at the primary entry door.

36. The applicant shall submit complete sets of electronic plans, including the following: Plot Plan; Foundation Plan; Floor Plan; Ceiling and roof framing plan; Electrical Plans including size of main switch, number and size of service entrance conductors, circuit schedule and demand load; Plumbing and sewer plan and isometric, including underground diagram, water piping diagram, sewer location, fixture units, gas piping and vents, and heating and air conditioning diagram; Landscape and Irrigation plans, and Stormwater Control plan. Landscape plans shall be compliant with the San Pablo MWELO requirements and approved prior to the issuance of any Building Permits.
37. The applicant shall submit electronic sets of structural calculations, energy conservation calculations and soils reports. Architects/Engineers stamp and wet signature is required prior to submittal of plan check.
38. All contractors shall be licensed by the State of California and shall obtain City of San Pablo business licenses.
39. No work shall be performed until the required permits are obtained.
40. All fees shall be paid before the permit is issued
41. No structure shall be occupied until a Certificate of Occupancy issued by the Building Official has been granted.
42. It is the responsibility of the person doing the work to call for the required inspections.
43. Changes or deviation from the approved set of plans shall be resubmitted for plan check.
44. All work shall remain accessible until inspected and approved by the Building Official.
45. Best management practices shall be observed during construction to avoid pollutants entering the storm drain system.
46. At the time of plan check, the applicant shall incorporate the required California Green Code Mandatory Measures such as E.V. Ready, clean air vehicle parking, bicycle parking, best management practices and storm water pollution prevention, light pollution reduction, energy efficiency, indoor and outdoor water usage efficiency, etc.
47. Cal Green mandatory measures shall be observed during construction, for example:
  - water efficiency and conservation
  - construction waste reduction, disposal and recycling



- All other applicable codes for the efficient construction and operation of the new structure.
48. Deferred submittals shall be clearly identified in the building plans. This includes submittals such as photovoltaic fire sprinklers, fire alarms, trusses, etc.
49. All building permits shall expire by limitation 12 months after the issuance date. One or more extensions may be granted by the building official. Extensions shall be requested in writing prior to the expiration of the building permit.

## **Fire Protection**

50. Aerial Apparatus Access Required. The apparatus access as shown on Sheet C1.0 does not comply with Fire District requirements. Aerial Fire Apparatus Access is required where the vertical distance between grade plane and the highest roof surface exceeds 30 feet as measured in accordance with Appendix D, Section 105 of the California Fire Code.

Aerial access roads shall have a minimum unobstructed width of 26 feet, exclusive of shoulders, in the immediate vicinity of the building or portion thereof. At least one of the required routes shall be located within a minimum of 15 feet and a maximum of 30 feet from the building and shall be positioned parallel to one entire side of each building that exceeds the 30 feet in height. *Overhead utility and power lines shall not be located over the aerial fire apparatus access road or between the aerial fire apparatus road and building.* (D105) CFC

*When submitting officially to the Fire District for review and approval, provide aerial apparatus access as required, in compliance with the above-mentioned code section.*

51. Fire Lane Identification. Access roadways of less than 28-feet unobstructed width shall have signs posted or curbs painted the red with the words: NO PARKING – FIRE LANE clearly marked, on both sides of the road. (22500.1) CVC, (503.3) CFC

*When submitting officially to the Fire District for review and approval, provide a plan sheet showing compliant red curb markings on the applicable access roads.*

52. Adequate Water Supply. The developer shall verify the site is provided with an adequate and reliable water supply for fire protection with a minimum fire flow of 500 GPM. Required flow must be delivered for a duration of 30 minutes while maintaining 20-pounds residual pressure in the main. (507.1), (B105) CFC

*\*Request a flow test from the Fire District office. Email the Fire District's Permit Technicians at [permittech@cccfd.org](mailto:permittech@cccfd.org) to request an application and begin the request process.*

53. Emergency Escape and Rescue Openings. Provide emergency escape and rescue openings in Group R occupancies of type V construction. Basements and sleeping rooms below the fourth story above grade plane shall have at least one exterior

emergency escape and rescue opening. Such openings shall open directly into a public way or to a yard or court that opens to a public way. Landscaping, signage and other obstructions must not hinder the positioning of firefighting ground ladders from apparatus access to the rescue windows.

54. Land Development Permit Required. A land development permit is required for access and water supply review and approval prior to submitting building construction plans.

The developer shall submit scaled site improvement plans indicating:

- All existing or proposed hydrant locations
- Fire apparatus access road surface material
- Aerial fire apparatus access to all buildings
- Elevations of all buildings
- Size of building and type of construction
- Gates, fences, retaining walls, bio-retention basins, any obstructions to access
- Striping and signage plan to include "NO PARKING-FIRE LANE" markings
- Provide drawings for paths from the public way to under emergency escape and rescue openings showing a proposed clear path and clear space under these openings that allow for the placement of ground ladders at a climbing angle of 70 to 75 degrees and a minimum of 18" clearance from the base of the ladder to any obstruction (see attached ground ladder access standard) for review and approval prior to obtaining a building permit.

This is a separate submittal from the building construction plans. These plans shall be approved prior to submitting building plans for review. (501.3) CFC.

55. Emergency apparatus access roadways and hydrants shall be installed, in service, and inspected by the Fire District prior to construction or combustible storage on site. (501.4) CFC

56. Fire Sprinkler System Required. Based on the proposed plans provided, the duplexes as proposed shall be protected with an approved automatic fire sprinkler system complying with the current, adopted edition of NFPA 13D. Submit automatic fire sprinkler plans, hydraulic calculations, specifications, and an application to this office for review and approval prior to installation. (903.2) CFC.

57. Maintenance of Existing Access to Open Land or Space. Where existing access to open land or space, or to fire trail systems maintained for public or private use is obstructed by new development of any kind, the developer shall provide an alternate means of access into the area that is sufficient to allow access for fire personnel and apparatus. These access roadways shall be a minimum of 16 feet in width to accommodate Fire District equipment. Contra Costa County Ordinance 2022-34.

## **Drainage**

58. It appears that this is a C.3. regulated project per Contra Costa Clean Water Program Stormwater C.3. Guidebook, as it would replace over 5,000 SF of impervious surface.
- Provide a square footage table that outlines the impervious surfaces being created or replaced
  - Include a Stormwater Control Plan (plan sheet) that shows the size of drainage management area and treatment area
  - Include a Stormwater Control Plan (report) using the Contra Costa Clean Water Program template
  - Initial review of the plans and calculation during plan check may require further hydrology study.
59. Grading plan lacks the surface elevation details. Please provide surface elevation during plan check submittal.

### **Lighting**

60. A lighting site plan and contour plan shall be submitted for approval of the Zoning Administrator consistent with required standards. All lighting on the property shall be oriented or screened so as to prevent glare and direct light from reaching adjacent properties.

### **Utilities**

61. Water, gas, electrical, telephone, and sanitary sewer utilities shall be constructed to the minimum standards of the respective utility companies. However, the trench details, pipe slope and other details shown the City's Standard Details shall also be met as minimum requirements. All requirements of the applicable utility companies and departments and the fire department shall be met, including fees and administrative requirements.
62. All proposed overhead wires shall be undergrounded.
63. Contractor shall call 811 before construction for the location of any underground services.

### **Sanitary Sewer**

64. A plot plan showing the locations of sewer laterals and connections shall be submitted, reviewed and approved by West County Wastewater District (WCWD), along with a related fee estimate.
65. A will-serve letter from the WCWD shall be submitted prior to submission for a building permit.
66. The project shall comply with the conditions of WCWD.
67. Improvement plans shall require WCWD approval.

68. WCWD approval is required prior to finalizing permit or prior to granting certificate of occupancy.

### **Water**

69. A will-serve letter from EBMUD shall be submitted prior to submission for a building permit.
70. Water conservation measures for both internal and external use must be incorporated into the design and construction of the proposed project. EBMUD encourages the use of equipment, devices, and methodology that furthers water conservation and provides for long-term efficient water use. EBMUD recommends the use of drought resistant plantings, use of inert materials, and minimum use of turf areas.
71. All private lot landscaping shall consist of non-invasive, drought-tolerant; low-water use plant species.

### **Environmental Hazards**

72. If applicable, any existing or abandoned monitoring wells shall be destroyed pursuant to Contra Costa Environmental Health requirements. Appropriate permits and inspections for this work shall be obtained.
73. If applicable, prior to commencement of site grading or the issuance of a building permit, the applicant shall have the site inspected by a competent hazardous waste materials expert who shall submit a report for the City's review attesting to the removal of any hazardous waste materials on site.
74. The project shall comply with the requirements of the Health Services Department, Environmental Health Division.

### **Landscaping**

75. The property manager for the development shall be responsible for maintaining site landscaping. Landscaping shall be maintained to professional standards on a regular basis.
76. At the back of sidewalks, where the slope of the planting bed may allow soil, mulch or other materials to migrate onto the walkway, appropriate durable border boards shall be placed, or concrete curbs shall be used.
77. Landscaping and irrigation shall be part of the final design drawings (improvement plans).
78. Plants and vegetation that are drought tolerant with a minimal use of pesticide and fertilizer (Bay friendly) are required. See C.3 Guidebook Section B-1-1 for a list of approved plants. List all trees that will be cut or removed and check for any disturbances of natural habitat (nests, etc.) before the removal of any trees or vegetation.

79. An on-site inspection shall be made by the Community Development Department (or Public Works Department) to determine compliance with the approved landscape plan.
80. The property manager will be responsible for sidewalk and landscaping strip maintenance, and the lease agreements shall include this requirement. Root barriers needed to be installed in the landscaping area per City Standards.

### **Streets & Sidewalks**

81. All private curb ramps and sidewalks within the property shall meet current ADA and Title 12 requirements and guidelines. Existing public curb ramps along the property frontage which do not meet current ADA and Title 12 requirements shall be upgraded, and tripping hazards in public sidewalks shall be corrected by replacing the offending sections. City inspector may require additional work in the Public Right of Way as needed by public safety and interest.
82. The applicant shall provide for public street improvements as necessitated by the project, including but not limited to median modifications, striping and other pavement markings, curb ramps, sidewalk repairs, monuments, fire hydrants, electroliers/lighting facilities, along the frontage and adjacent properties, if applicable.
83. The applicant shall ensure that improvements near intersections do not obstruct the sight distance to oncoming traffic.
84. All new improvements into the Public Right of Way shall be labelled and called out. This includes but is not limited to any concrete work on the sidewalk, driveway curb cuts, traffic signs, striping changes on the roadway, and utility trenches. A separate encroachment permit will be required for improvements in the Public Right of Way.

### **TDM & Growth Management**

85. The developer shall comply with applicable provisions of Measure J, including any regional traffic improvements that may be required by the Contra Costa County Transportation Authority (Congestion Management Agency) for projects generating more than 100 peak hour trips, if applicable.

### **Waste Minimization/Energy Conservation**

86. Incorporate design features wherever feasible to protect solar access. Inclusion of these measures would not be part of Title 24 compliance, but rather an additional conservation measure.
87. All outdoor lighting shall be LED.

### **Construction**

88. Construction activity shall be limited to between the hours of 7:00 am and 6:00 pm Monday through Friday and from 9:00 am to 5:00 pm on Saturday. Construction is not permitted on Sundays.

89. At least 50% of construction waste must be recycled.
90. The project shall be subject to performance bonds and labor and material bonds for any public improvements. A 100% performance bond and a 100% labor and materials bond shall be required. All bonds and insurance policies shall be approved by the City Attorney. Bonded work shall include the grading work.
91. Erosion control plans for grading shall be subject to City review.
92. At least one week prior to commencement of grading, the applicant shall post the site and mail to the owners of property within 300 feet of the exterior boundary of the project site notice that construction work will commence. The notice shall include a list of contact persons with name, title, phone number and area of responsibility. The person responsible for maintaining the list shall be included. The list shall be kept current at all times and shall consist of persons with authority to indicate and implement corrective actions in their area of responsibility. The names of individuals responsible for noise and litter control, tree protection, construction traffic and vehicles, erosion control, and the 24-hour emergency number, shall be expressly identified in the notice. The notice shall be re-issued with each phase of major grading and construction activity.
93. A copy of the notice shall be concurrently transmitted to the Community Development Department and City Engineer. The notice shall be accompanied by a list of the names and addresses of the property owners noticed, and a map identifying the area noticed.
94. A staging plan for construction must be submitted to the Community Development Department during Plan Check. The plan must include a described narrative on how and where construction staging will occur.
95. A dust and litter control program shall be submitted for the review and approval of the City. Any violation of the approved program or applicable ordinances shall require an immediate work stoppage. Construction work shall not be allowed to resume until, if necessary, an appropriate construction bond has been posted.
96. The applicant shall make a good-faith effort to avoid interference with existing neighborhood traffic flows. Prior to issuance of building permits, the proposed roads serving this development shall be constructed to provide access as required by the City Engineer.
97. The site shall be maintained in an orderly fashion. Following the cessation of construction activity, all construction debris shall be removed from the site.
98. Separate permits will be required from Public Works for the following work: grading, joint trench and site improvements.
99. Truck routes for hauling materials shall be submitted for City approval.

**BE IT FURTHER RESOLVED** that this Resolution is effective on September 3, 2025.

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Adopted this 26th day of August 2025, by the following vote:

AYES:	COMMISSIONERS:
NOES:	COMMISSIONERS:
ABSENT:	COMMISSIONERS:
ABSTAIN:	COMMISSIONERS:

ATTEST:

APPROVED:

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Elizabeth Tyler, Secretary

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Joana Gurdian, Chair