CITY OF MANHATTAN BEACH DEPARTMENT OF COMMUNITY DEVELOPMENT

TO: Planning Commission

FROM: Richard Thompson, Director of Community Development

BY: Esteban Danna, Associate Planner

DATE: December 11, 2013

SUBJECT: Consideration of a Coastal Development Permit and Use Permit to allow a new 2-

story commercial building (retail space on the ground floor and office space on the second floor) located at 211/213 Manhattan Beach Blvd and 208/214 Center Place.

RECOMMENDATION

Staff recommends that the Planning Commission **CONDUCT** the Public Hearing and **ADOPT** the attached Draft Resolution, approving the project with conditions.

APPLICANT

Kyle Ransford on behalf of 213 Manhattan Beach Blvd Partners, LLC. 2301 Rosecrans Ave

El Segundo, CA 90254

PROJECT OVERVIEW

Location

Location 211/213 Manhattan Beach Blvd and 208/214 Center Place

Area District III

<u>Legal Description</u> Lots 6 and 7, Block 66, Manhattan Beach Division No. 2.

Coastal Zone Non-Appealable

Landuse

General Plan Downtown Commercial Zoning CD – Downtown Commercial

Existing Land Use Mixed-use building with retail and residential uses

<u>Proposed Land Use</u> Commercial Building with retail (ground level) and office uses (second

level)

Neighboring Zoning

and Land Uses North – CD (Downtown Commercial) – Restaurant/Parking Structure

South – CD (Downtown Commercial) – Retail

East – CD (Downtown Commercial) – Retail/Personal Services/Office

West – CD (Downtown Commercial) – Bank

Project Description

The proposed 2-story building will include a pedestrian-friendly street-front with large retail windows adjacent to the sidewalk and access directly off the ground floor on Manhattan Beach Boulevard. The second floor offices will also have an entrance at the sidewalk level. Although not required, building bulk reduction is provided through decks at the second level. The building also features a mid-level towards the rear to provide storage for its tenants. Vehicular access to the six required parking spaces is located on Center Place. Secondary access to the building and an elevator are provided next to the parking area.

ENVIRONMENTAL REVIEW

The Project is Categorically Exempt from the requirements of the California Environmental Quality Act (CEQA), pursuant to Section 15332.

BACKGROUND:

The subject property is currently developed with three buildings consisting of two tenant retail spaces on the ground floor and two residential units on the second floor on two unmerged lots. The property does not currently have a Use Permit. The applicant proposes to demolish the existing buildings and build a new two-story commercial building with 3,371 square feet of retail space on the ground floor and 3,073 square feet of office space on the second floor. The second floor will also have a 1,061 square-foot deck. A Coastal Development Permit and Use Permit are required. The applicant is also required to complete the lot merger process in order to build the structure which straddles the existing property line. The lot merger is an administrative application on which the Community Development Department will take action.

DISCUSSION:

Code Requirements

The proposed building will comply with all required Zoning Code standards for the district in which it is located. Specifically, the project complies with square footage, height, and parking requirements as follows:

Square Footage

The maximum allowed square footage for the 5,400 square-foot lot is 8,100 square feet. The project proposes to build 6,927 square feet of building area. This proposal merges two standard 2,700 square-foot lots. The Zoning Code does not limit lot size in commercial districts.

Height

The maximum allowed building height for the Downtown Commercial district is 26 feet above the average of the four lot corner elevations, which, for the subject property is 240.93'. The proposed top of building will be 240.29'.

Parking

Parking requirements are calculated based on proposed uses and square footage for each use. MBMC Section 10.64.050 exempts the floor area equal to the lot area, in this case 5,400 square feet, from the parking requirement. The subject project proposes 3,371 square feet of retail space and 3,073 square feet of office space. Section 10.64.030 requires one parking space per 200 square feet of retail space and one parking space per 300 square feet of office space. The project is required to provide parking for 1,322 square feet. A total of six off-street parking spaces are thus required. One of the six proposed parking spaces, or 16.67 percent, will be compact. Section 10.64.100 allows up to 30 percent of the parking spaces to be compact.

Setbacks

The Zoning Code does not require setbacks on commercial properties and does not require a daylight plane when the commercial property does not abut a residential property. The proposed setbacks vary throughout the building. The chart below shows the minimum and maximum setbacks provided per side and per level.

	First Level	Second Level
North (rear)	22.5 – 27.5 ft.	10.5 – 15.5 ft.
South (front)	0 ft.	5.5 - 26 ft.
East (side)	0 ft.	0 - 13.5 ft.
West (side)	0 ft.	5 – 21.5 ft.

Encroachment

A separate Encroachment permit will be required for the installation of an awning over the public sidewalk at Manhattan Beach Boulevard. The awning will be required to comply with all City of Manhattan Beach standards and will be processed administratively.

Coastal Development Permit Requirement

A Coastal Development Permit is required for the proposed project as it is located in the Non-appealable section of the City's Coastal Zone. The Use Permit will incorporate all of the Coastal Development Permit facts and findings.

Coastal Development Permit Findings

The project is consistent with the policies of the Manhattan Beach Local Coastal Program as follows:

Policy I.C.4: The City shall ensure that future residential and commercial development provides the parking necessary to meet the standards set forth in Section A.64 of Chapter 2 of the Implementation Plan, except that residential parking requirements shall not be reduced for units less than 550 square feet.

- Policy I.C.7: The City shall require, when feasible, that commercial development using on-site ground level parking provide vehicular access from the rear of the lot only, so as not to conflict with pedestrian traffic.
- Policy II.A.2: Preserve the predominant existing commercial building scale of one and two stories, by limiting any future development to a 2-story maximum, with a 30' height limitation as required by Sections A.04.030, A.16.030, and A.60.050 of Chapter 2 of the Implementation Plan.
- *Policy II.A.3:* Encourage the maintenance of commercial area orientation to the pedestrian.
- *Policy II.A.4:* Discourage commercial lot consolidations of greater than two standard city lots.

Additionally, the project is also consistent with Section A.16.010 of the Local Coastal Program, which identifies specific purposes for the commercial district regulations as follows:

- A. Provide appropriately located areas consistent with the General Plan and Local Coastal Plan for a full range of office, retail commercial, and service commercial uses needed by residents of, and visitors to, the Coastal Zone.
- B. Strengthen the city's economic base, but also protect small businesses that serve city residents.
- C. Create suitable environments for various types of commercial and compatible residential uses, and protect them from the adverse effects of inharmonious uses.
- D. Minimize the impact of commercial development on adjacent residential districts.
- E. Ensure that the appearance and effects of commercial buildings and uses are harmonious with the character of the area in which they are located. Commercial projects involving the combination of three or more lots or on sites exceeding 5,400 square feet shall be approved only if the scale and articulation of the facade of the proposed structure is consistent with this purpose statement.
- F. Ensure the provision of adequate off-street parking and loading facilities.
- G. Provide sites for public and semipublic uses needed to complement commercial development or compatible with a commercial environment.
- H. Encourage commercial buildings that area oriented to the pedestrian, by providing windows and doors accessible from city sidewalks at or near sidewalk level, protecting pedestrian access along sidewalks and alleys and maintaining pedestrian links to parks, open space, and the beach.

I. Carry out the policies and programs of the certified Land Use Plan.

Use Permit Requirement

Per Manhattan Beach Municipal Code (MBMC) Section 10.16.020, a use permit is required when the proposed building area exceeds 5,000 square feet or an office use in downtown exceeds 2,500 square feet.

Use Permit Findings

In order to approve a Use Permit the following findings must be made by the Planning Commission in accordance with MBMC Section 10.84.060. The findings are met as follows:

1. The proposed location of the use is in accord with the objectives of this title and the purposes of the district in which the site is located.

The proposed building is located within the downtown commercial district. The proposed uses are consistent with MBMC Section 10.16.010 which states that the district is intended to provide opportunities for commercial uses, to provide a broad range of community businesses, and to serve beach visitors.

2. The proposed location of the use and the proposed conditions under which it would be operated or maintained will be consistent with the General Plan; will not be detrimental to the public health, safety or welfare of persons residing or working on the proposed project site or in or adjacent to the neighborhood of such use; and will not be detrimental to properties or improvements in the vicinity or to the general welfare of the city.

The proposed uses pose no detrimental effects to the public health, safety, or welfare of persons working on the proposed project site or on the adjacent properties.

The General Plan of the City of Manhattan Beach poses certain goals and policies which reflect the expectations and wishes of the City with respect to land uses. Specifically, the project is consistent with the following Goals and Policies of the General Plan:

Goal LU-6: Maintain the viability of the commercial areas of Manhattan Beach.

Policy LU-6.1: Support and encourage small businesses throughout the City.

Policy LU-6.2: Encourage a diverse mix of businesses that support the local tax base, are

beneficial to residents, and support the economic needs of the community.

Policy LU-6.3: Recognize the need for a variety of commercial development types and

designate areas appropriate for each. Encourage development proposals

that meet the intent of these designations.

Goal LU-7: Continue to support and encourage the viability of the Downtown area of

Manhattan Beach.

Policy LU-7.1: Encourage the upgrading and growth of businesses in the downtown area to

serve as a center for the community and to meet the needs of local residents

and visitors.

Policy LU-7.2: Encourage the use of the Downtown Design Guidelines to improve the

Downtown's visual identification as a unique commercial area.

Policy LU-7.3: Support pedestrian-oriented improvements to increase accessibility in and

around Downtown.

Policy LU-7.4: Encourage first-floor street front businesses with retail, restaurants,

service/commercial, and similar uses to promote lively pedestrian activity on Downtown streets, and consider providing zoning regulations that

support these uses.

3. The proposed use will comply with the provisions of this title, including any specific condition required for the proposed use in the district in which it would be located;

The proposed retail and office uses on the site will be in compliance with applicable provisions of the (CD) Downtown Commercial zone and the required notice, hearing, and findings for the Coastal Development Permit and Use Permit.

4. The proposed use will not adversely impact nor be adversely impacted by nearby properties. Potential impacts are related but not necessarily limited to: traffic, parking, noise, vibration, odors, resident security and personal safety, and aesthetics, or create demands exceeding the capacity of public services and facilities which cannot be mitigated.

The proposed project will not adversely impact nearby resident or commercial properties as they are related to traffic, parking, noise, vibration, odors, personal safety, or aesthetics, or create demands exceeding the capacity of public services and facilities. The proposed uses will provide the required off-street parking and will not create an additional demand for public services and facilities which cannot be mitigated.

Downtown Design Guidelines

As part of the plan review in preparation for the Planning Commission's hearing and discussion, Staff ensures that the proposed project is consistent with the Downtown Design Guidelines.

The Downtown Design Guidelines identifies the following goals:

Goal 1: Preserve the small-town village character of downtown Manhattan Beach.

Goal 2: Preserve and enhance the pedestrian orientation of downtown Manhattan Beach.

Goal 3: Protect and encourage streetscape amenities.

Upon review, it is Staff's opinion that the project is consistent with the aforementioned goals. Specifically, the architectural design adds to the mixed nature of downtown architectural design. The building layout is consistent with surrounding buildings while providing articulation through bulk reduction at the second level. The building also enhances pedestrian orientation with retail space on the ground floor street front and office on the second floor.

City Council Strategic Plan

One of the objectives included in the current six month (July 2013 through July 2014) City Council Strategic Plan is for Staff to review the current commercial regulations on office, banks and other uses in the Downtown area. The recommendation is to encourage a vibrant and sustainable downtown environment that increases retail business and sales tax revenue by encouraging retail uses to be located on the ground floor and thus create pedestrian-friendly streets. The proposed project is consistent with the City Council's desire to encourage retail businesses at street level.

Planning Commission Authority

In accordance with Chapter 10.84 of the MBMC, the Planning Commission conducts a public hearing and has the authority to approve, approve with conditions or deny the Use Permit application. With any action the Use Permits findings must be considered (10.84.060A), and conditions may be placed on an application (10.84.070). The Commission has the ability to approve only portions of the request and modify the proposal to meet the Use Permit purpose, findings, and criteria.

City Departments Input

Plans of the proposed project were circulated through the City's Building, Public Works, Fire, and Police Departments. Planning Staff did not receive comments opposing the project.

Public Input

A public notice for the project was mailed to the property owners within 500 feet of the site and published in the Beach Reporter newspaper. Staff did not receive any comments at the writing of this report.

CONCLUSION

The project before the Planning Commission is a Coastal Development Permit and Use Permit to allow a new two-story commercial building with retail space on the ground floor and office space on the second floor located at 211/213 Manhattan Beach Blvd and 208/214 Center Place. Conditions limit ground floor uses to retail and office and personal services on the second floor. The conditions prohibit office uses on the ground floor and eating and drinking establishments on the site. Staff recommends that the Planning Commission review the information presented in the report, open the public hearing, discuss the project, close the public hearing, and adopt the Draft Resolution approving the project with conditions.

Attachments:

- A. Draft Resolution No. PC 13-XX
- B. Application Materials
- C. Public Notice
- D. Vicinity Map
- E. Plans

RESOLUTION NO. PC 13-XX

RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF MANHATTAN BEACH APPROVING A COASTAL DEVELOPMENT PERMIT AND USE PERMIT TO ALLOW A NEW 2-STORY COMMERCIAL BUILDING (RETAIL SPACE ON THE GROUND FLOOR AND OFFICE SPACE ON THE SECOND FLOOR) AT 211/213 MANHATTAN BEACH BLVD AND 208/214 CENTER PLACE

THE PLANNING COMMISSION OF THE CITY OF MANHATTAN BEACH DOES HEREBY RESOLVE AS FOLLOWS:

<u>SECTION 1.</u> The Planning Commission of the City of Manhattan Beach hereby makes the following findings:

- A. Pursuant to applicable law, the Planning Commission of the City of Manhattan Beach conducted a public hearing on December 11, 2013, received testimony, and considered an application for a Coastal Development and Use Permit to allow a new 2-story commercial building located on the properties legally described as Lots 6 and 7, in Block 66, Manhattan Beach Division No. 2, located at 211/213 Manhattan Beach Blvd and 208/214 Center Place in the City of Manhattan Beach.
- B. The proposed 2-story building will include a pedestrian-friendly street-front with large retail windows adjacent to the sidewalk and access directly off the ground floor on Manhattan Beach Boulevard. The second floor offices will also have an entrance at the sidewalk level. Although not required, building bulk reduction is provided through decks at the second level. The building also features a mid-level towards the rear to provide storage for its tenants. Vehicular access to the six required parking spaces is located on Center Place. Secondary access to the building and an elevator are provided next to the parking area.
- C. The proposed project requires a Certificate of Compliance for the merger of two contiguous lots and an Encroachment Permit for the projection of a commercial awning over the public right-of-way. Both are administrative applications, will be subject to all applicable standards, and are subject to review and approval by the Community Development Department.
- D. The applicant for the subject project is Kyle Ransford on behalf of 213 Manhattan Beach Blvd Partners, LLC.
- E. Pursuant to the Manhattan Beach Local Coastal Program, a Coastal Development permit is required for the proposed demolition of the existing building and construction of the new building. This document constitutes the required Coastal Development Permit.
- F. Pursuant to Manhattan Beach Municipal Code (MBMC) Section 10.16.020 (Subsections L-24 and B), a Use Permit is required for projects exceeding 2,500 square feet of office use and/or 5,000 square feet of buildable floor area.
- G. The subject properties or uses therein are currently not under a use permit.

- H. The project is Categorically Exempt (Section 15332) from the requirements of the California Environmental Quality Act (CEQA).
- I. The project will not individually nor cumulatively have an adverse effect on wildlife resources, as defined in Section 711.2 of the Fish and Game Code.
- J. The General Plan designation for the property is Downtown Commercial. The General Plan encourages commercial uses such as this that serve City residents and visitors.
- K. The zoning designation for the property is CD (Downtown Commercial).
- L. The zoning districts surrounding the property are CD (Downtown Commercial). The existing land use for the property is commercial and residential.
- M. Pursuant to the City's Local Coastal Program, the project is consistent with the following policies of the Manhattan Beach Local Coastal Program:
 - Policy I.C.4: The City shall ensure that future residential and commercial development provides the parking necessary to meet the standards set forth in Section A.64 of Chapter 2 of the Implementation Plan, except that residential parking requirements shall not be reduced for units less than 550 square feet.
 - Policy I.C.7: The City shall require, when feasible, that commercial development using on-site ground level parking provide vehicular access from the rear of the lot only, so as not to conflict with pedestrian traffic.
 - Policy II.A.2: Preserve the predominant existing commercial building scale of one and two stories, by limiting any future development to a 2-story maximum, with a 30' height limitation as required by Sections A.04.030, A.16.030, and A.60.050 of Chapter 2 of the Implementation Plan.
 - Policy II.A.3: Encourage the maintenance of commercial area orientation to the pedestrian.
 - Policy II.A.4: Discourage commercial lot consolidations of greater than two standard city lots.

Additionally, the project is also consistent with Section A.16.010 of the Local Coastal Program, which identifies specific purposes for the commercial district regulations as follows:

- 1. Provide appropriately located areas consistent with the General Plan and Local Coastal Plan for a full range of office, retail commercial, and service commercial uses needed by residents of, and visitors to, the Coastal Zone.
- 2. Strengthen the city's economic base, but also protect small businesses that serve city residents.

- 3. Create suitable environments for various types of commercial and compatible residential uses, and protect them from the adverse effects of inharmonious uses.
- 4. Minimize the impact of commercial development on adjacent residential districts.
- 5. Ensure that the appearance and effects of commercial buildings and uses are harmonious with the character of the area in which they are located. Commercial projects involving the combination of three or more lots or on sites exceeding 5,400 square feet shall be approved only if the scale and articulation of the facade of the proposed structure is consistent with this purpose statement.
- 6. Ensure the provision of adequate off street parking and loading facilities.
- 7. Provide sites for public and semipublic uses needed to complement commercial development or compatible with a commercial environment.
- 8. Encourage commercial buildings that area oriented to the pedestrian, by providing windows and doors accessible from city sidewalks at or near sidewalk level, protecting pedestrian access along sidewalks and alleys and maintaining pedestrian links to parks, open space, and the beach.
- 9. Carry out the policies and programs of the certified Land Use Plan.
- N. Pursuant to Section 10.84.060 of the Manhattan Beach Municipal Code and Section A.84.060 of the Manhattan Beach Local Coastal Program, the following findings for the Use Permit are made:
 - 1. The proposed location of the use is in accord with the objectives of this title and the purposes of the district in which the site is located.
 - The proposed building is located within the downtown commercial district. The proposed uses are consistent with MBMC Section 10.16.010 which states that the district is intended to provide opportunities for commercial uses, to provide a broad range of community businesses, and to serve beach visitors.
 - 2. The proposed location of the use and the proposed conditions under which it would be operated or maintained will be consistent with the General Plan; will not be detrimental to the public health, safety or welfare of persons residing or working on the proposed project site or in or adjacent to the neighborhood of such use; and will not be detrimental to properties or improvements in the vicinity or to the general welfare of the city.

The proposed uses pose no detrimental effects to the public health, safety, or welfare of persons working on the proposed project site or on the adjacent properties. The General Plan of the City of Manhattan Beach poses certain goals and policies which reflect the expectations and wishes of the City with respect to land uses. Specifically, the project is consistent with the following Goals and Policies of the General Plan:

Goal LU-6: Maintain the viability of the commercial areas of Manhattan Beach.

Policy LU-6.1: Support and encourage small businesses throughout the City.

Policy LU-6.2: Encourage a diverse mix of businesses that support the local tax base, are beneficial to residents, and support the economic needs of the community.

Policy LU-6.3: Recognize the need for a variety of commercial development types and designate areas appropriate for each. Encourage development proposals that meet the intent of these designations.

Goal LU-7: Continue to support and encourage the viability of the Downtown area of Manhattan Beach.

Policy LU-7.1: Encourage the upgrading and growth of businesses in the downtown area to serve as a center for the community and to meet the needs of local residents and visitors.

Policy LU-7.2: Encourage the use of the Downtown Design Guidelines to improve the Downtown's visual identification as a unique commercial area.

Policy LU-7.3: Support pedestrian-oriented improvements to increase accessibility in and around Downtown.

Policy LU-7.4: Encourage first-floor street front businesses with retail, restaurants, service/commercial, and similar uses to promote lively pedestrian activity on Downtown streets, and consider providing zoning regulations that support these uses.

3. The proposed use will comply with the provisions of this title, including any specific condition required for the proposed use in the district in which it would be located;

The proposed retail and office uses on the site will be in compliance with applicable provisions of the (CD) Downtown Commercial zone and the required notice, hearing, and findings for the Coastal Development Permit and Use Permit.

4. The proposed use will not adversely impact nor be adversely impacted by nearby properties. Potential impacts are related but not necessarily limited to: traffic, parking, noise, vibration, odors, resident security and personal safety, and aesthetics, or create demands exceeding the capacity of public services and facilities which cannot be mitigated.

The proposed project will not adversely impact nearby resident or commercial properties as they are related to traffic, parking, noise, vibration, odors, personal safety, or aesthetics, or create demands exceeding the capacity of public services and facilities. The proposed uses will provide the required off-street parking and will not create an additional demand for public services and facilities which cannot be mitigated.

- N. As part of the plan review in preparation for the Planning Commission's hearing and discussion, Staff ensures that the proposed project is consistent with the Downtown Design Guidelines. This project is consistent with the said guidelines. The Downtown Design Guidelines identifies the following goals:
 - Goal 1: Preserve the small-town village character of downtown Manhattan Beach.
 - Goal 2: Preserve and enhance the pedestrian orientation of downtown Manhattan Beach.
 - Goal 3: Protect and encourage streetscape amenities.
- O. One of the objectives included in the six month (July 2013 through July 2014) City Council Strategic Plan is for Staff to review the current commercial regulations on office, banks and other uses in the Downtown area. The recommendation is to encourage a vibrant and sustainable downtown environment that increases retail business and sales tax revenue by encouraging retail businesses to be located on the ground floor and thus create pedestrian-friendly streets. The proposed project is consistent with the City Council's desire to encourage retail businesses at street level.

<u>SECTION 2.</u> The Planning Commission of the City of Manhattan Beach hereby **APPROVES** the subject Use Permit and Coastal Development Permit subject to the following conditions:

Site Preparation / Construction

- 1. The project shall be in substantial compliance with the submitted plans and project description as approved by the Planning Commission on December 11, 2013. Any substantial deviation from the approved plans and project description must be reviewed and approved by the Planning Commission.
- 2. All electrical, telephone, cable television system, and similar service wires and cables shall be installed underground to the appropriate utility connections in compliance with all applicable Building and Electrical Codes, safety regulations, and orders, rules of the Public Utilities Commission, the serving utility company, and specifications of the Public Works Department.
- 3. All defective or damaged curb, gutter, street paving, and sidewalk improvements shall be removed and replaced with improvements as required by the Public Works Department. New sidewalk shall be constructed along Manhattan Beach Blvd with tile or other materials as required by the Public Works Department.
- 4. Right-of-way trees shall be replaced if required by the Public Works Department. Tree size and species shall be approved by the Public Works Department prior to installation.
- 5. No waste water shall be permitted to be discharged from the premises. Waste water shall be discharged into the sanitary sewer system.
- 6. Property line clean outs, mop sinks, erosion control, and other sewer and storm water items shall be installed and maintained as required by the Department of Public Works or Building Official.

- 7. Security lighting for the site shall be provided in conformance with Municipal Code requirements and shall include glare prevention design.
- 8. During building construction of the site, the soil shall be watered in order to minimize the impacts of dust on the surrounding area.

Commercial Operational Restrictions

- 9. The subject site may include up to 6,928 square feet of commercial space. Commercial uses shall be limited to Retail on the ground floor, and General Office or Personal Services on the second floor. Other uses permitted in the Downtown Commercial zone with parking requirements that do not exceed those of the approved uses that promote a pedestrian-oriented environment may be allowed with the approval of the Director of Community Development. Eating and Drinking Establishments shall be prohibited. Banks and Office uses shall be prohibited on the ground floor.
- 10. Parking shall be provided in conformance with the current Manhattan Beach Municipal Code. Commercial parking spaces shall not be labeled or otherwise restricted for use by any individual tenant and customers of the property. Gates or other obstructions to commercial parking areas shall be prohibited.
- 11. Wheel stops shall be installed for each parking stall as required by the Community Development Department.
- 12. The management of the property shall police the property and all areas adjacent to the business during hours of operation to keep it free of litter and debris.
- 13. No refuse generated at the subject site shall be located in the public right-of-way for storage or pick-up.
- 14. A covered trash enclosure, with adequate capacity for refuse and recycling, shall be provided on the site subject to the specifications and approval of the Public Works Department, Community Development Department, and City's waste contractor. A trash and recycling plan shall be provided as required by the Public Works Department.
- 15. All signs shall be in compliance with the City's Sign Code. Pole signs and internally illuminated awnings shall be prohibited. A sign program shall be submitted to the Community Development Department for review and approval prior to occupancy.
- 16. Any outside sound or amplification system or equipment is prohibited.
- 17. Operations shall remain in compliance with all Fire and Building occupancy requirements at all times.
- 18. The Fire Department Connection (FDC), fire suppression valve, and related equipment shall be incorporated into the design of the project and screened from off-site views to the extent reasonably possible.
- 19. The operators of the facility shall provide adequate management and supervisory techniques to prevent loitering and other security concerns outside the subject businesses.

20. The project shall conform to all disabled access requirements subject to the approval of the Building Official. Property must provide one handicap parking space as required by 2010 Building Code for the entire site.

Procedural

- 21. This Coastal Development Permit and Use Permit shall lapse two years after its date of approval, unless implemented or extended pursuant to 10.84.090 of the Municipal Code and the standards set forth by the City's Local Coastal Program.
- 22. Pursuant to Public Resources Code section 21089(b) and Fish and Game Code section 711.4(c), the project is not operative, vested or final until the required filing fees are paid.

Applicant shall defend, indemnify, and hold the City, its elected officials, officers, employees, volunteers, agents, and those City agents serving as independent contractors in the role of City officials (collectively "Indemnitees") free and harmless from and against any and all claims (including, without limitation, claims for bodily injury, death, or damage to property), demands, obligations, damages, actions, causes of action, suits, losses, judgments, fines, penalties, liabilities, costs, and expenses (including, without limitation, attorneys' fees, consequential damages, disbursements, and court costs) of every kind and nature whatsoever (individually, a "Claim," collectively, "Claims"), in any manner arising out of or incident to: (i) this approval and related entitlements, (ii) the City's environmental review of this project, (iii) any construction related to this approval, or (iv) the use of the property that is the subject of this approval. Applicant shall pay and satisfy any judgment, award or decree that may be rendered against City or the other Indemnitees in any such suit, action, or other legal proceeding arising out of or incident to this approval, any construction related to this approval, or the use of the property that is the subject of this approval. The City shall have the right to select counsel of its choice. Applicant shall reimburse the City, and the other Indemnitees, for any and all legal expenses and costs incurred by each of them in connection therewith or in enforcing the indemnity herein provided. Applicant's obligation to indemnify shall not be restricted to insurance proceeds, if any, received by Applicant or Indemnitees. This indemnity shall apply to all Claims and liability regardless of whether any insurance policies are applicable. Nothing in this Section shall be construed to require Applicant to indemnify Indemnitees for any Claim arising from the sole negligence or willful misconduct of the Indemnitees. In the event such a legal action is filed challenging the City's determinations herein or the issuance of the coastal permit, the City shall estimate its expenses for the litigation. Applicant shall deposit said amount with the City or enter into an agreement with the City to pay such expenses as they become due.

23. At any time in the future, the Planning Commission or City Council may review the Coastal Development Permit and Use Permit for the purposes of revocation or modification. Modification may consist of conditions deemed reasonable to mitigate or alleviate impacts to adjacent land uses.

SECTION 3. Pursuant to Government Code Section 65009 and Code of Civil Procedure Section 1094.6, any action or proceeding to attack, review, set aside, void or annul this decision, or concerning any of the proceedings, acts, or determinations taken, done or made prior to such decision or to determine the reasonableness, legality or validity of any condition attached to this decision shall not be maintained by any person unless the action or proceeding is commenced within 90 days of the date of this resolution and the City Council is served within 120 days of the date of this resolution. The City Clerk shall send a certified copy of this resolution to the applicant, and if any, the appellant at the address of said person set forth in the record of the proceedings and such mailing shall constitute the notice required by Code of Civil Procedure Section 1094.6.

I hereby certify that the foregoing is a full, true, and correct copy of the Resolution as adopted by the Planning Commission at its regular meeting of December 11, 2013 and that said Resolution was adopted by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:
RICHARD THOMPSON Secretary to the Planning Commission
Rosie Lackow Recording Secretary



MASTER APPLICATION FORM

CITY OF MANHATTAN BEACH COMMUNITY DEVELOPMENT DEPARTMENT

Office Use Only
Date Submitted: タリスかリス
Received By: M ト ド 作 たり
F&G Check Submitted:

213 MANHATTAN BEACH BLVD, MANHATTAN BEACH, CA	A	F&G Check Sul	bmitted:
Project Address LOT 6 & 7, BLOCK 66, MANHATTAN BEACH DIVISION NO			
M.B. 1-95-96, APN 4179-021-005			OA 13
Legal Description			~ 1 3.
COMMERCIAL DISTRICTS	CD	111	(2A) / /
General Plan Designation	Zoning Designation	Area District	O
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For projects requiring a Coastal Development Perm		ving determinations	`:
Project located in Appeal Jurisdiction Major Development (Public Hearing required)	Project not located in		
Minor Development (Public Hearing, if requeste	X Public Hearing Re	equirea (aue to OP,	var.,
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Cubmitted Application (shorts all that		,	
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(X) Coastal Development Permit 1660	(X) Use Permit (C		8255 .
(X) Environmental Assessment 215	() Use Permit An		
() Minor Exception	() Variance		
() Subdivision (Map Deposit)4300 () Subdivision (Tentative Map)	(X) Public Notifica		_85
() Subdivision (Final)	() Park/Rec Quir () Lot Merger/Ad		foo
() Subdivision (Lot Line Adjustment)	() Other		166
Fee Summary: Account No. 4225 (calc	ulato foos on rovan	so)	
Pre-Application Conference: Yes NoNo	Detail	5e <i>)</i>	
Amount Due: \$ 10,315 (less Pre			
Receipt Number: Date Paid	d: Ca	ashier:	·········
Applicant(s)/Appellant(s) Information	1		
213 MANHATTAN BEACH BLVD PARTNERS, LLC	ONTACT PERSON: KYLE RA	NSFORD	
Name	ONTRE PERSON RIVER	WEST OND	- Market
2301 ROSECRANS AVENUE, SUITE 4194, EL SEGUNDO, O	^A 00254		
Mailing Address	-A 90234		
OWNER			
Applicant(s)/Appellant(s) Relationship to Property			
STARR DESIGN GROUP/ JONATHAN STARR/ DESIGNER	210 276 6	007 : @!	
Contact Person (include relation to applicant/appell		997 jon@starr-desi number / e-mail	gn.com
	ant) Frione i	iumber / e-maii	
643 CYPRESS AVENUE, HERMOSA BEACH, CA 90245			
Address,			
		9955 kyle@cardinali	nvestments.com
Applicant(s)/Appellant(s) Signature	Phone n	umber	
Occupate Ductor December 1		****	
Complete Project Description- incl	luaing any aemo	olition (attach	additional
pages if necessary)			
NEW MIXED USE PROECT W/ RETAIL SPACES, AND OFF	ICE UNITS. DOMOLITION C	F EXISTING BUILDING	GS

¹ An Application for a Coastal Development Permit shall be made prior to, or concurrent with, an application for any other permit or approvals required for the project by the City of Manhattan Beach Municipal Code. (Continued on reverse)

ATTACHMENT B PC MTG 12-11-13

OWNER'S AFFIDAVIT

STATE OF CALIFORNIA COUNTY OF LOS ANGELES

I/We 213 MANHATTAN BEACH BLVD PARTNERS, LLC	being duly sworn,
depose and say that I am/we are the owner(s) of the property involved	in this application and that
the foregoing statements and answers herein contained and the infor	mation herewith submitted
are in all respects true and correct to the best of my/our knowledge and I	belief(s).
9-301-1	7
Signature of Property Owner(s) – (Not Owner in Escrow or Lessee)	
213 MANHATTAN BEACH BLVD PARTNERS, LLC Print Name	**************************************
2301 ROSECRANS AVENUE, SUITE 4194, EL SEGUNDO, CA 90245 Mailina Address	
Mailing Address	
310-780-9955	
Telephone	
Subscribed and sworn to before me,	
this, 20	
in and for the County of	
in and for the County of	
State of Stat	
Notarization 15	Notary Public
******************************	******
Fee Schedule Summary	
Below are the fees typically associated with the corresponding applic	estione Additional foos not
shown on this sheet may apply - refer to current City Fee Resolu	tion (contact the Planning
Department for assistance.) Fees are subject to annual adjustment.	tion (contact the Flaming
•	
Submitted Application (circle applicable fees, apply total to Fee Su	mmary on application)
Coastal Development Permit Filing Fee (public hearing – no other discretionary approval requi	ired): \$ 4,615 🖾
Filing Fee (public hearing – no other discretionary approval require	
Filing Fee (no public hearing required – administrative):	920
Use Permit	920 3
Use Permit Filing Fee:	\$ 5,200
Master Use Permit Filing Fee:	8,255
Master Use Permit Amendment Filing Fee:	4,740 🖾
Master Use Permit Conversion:	4,075
Variance	
Filing Fee:	\$ 5,160
Minor Exception Filing Fee (without notice):	\$ 1,775
Filing Fee (with notice):	2,020
Subdivision	2,020
Certificate of Compliance:	\$ 1,560
Final Parcel Map + mapping deposit:	515
Final Tract Map + mapping deposit:	595
Mapping Deposit (paid with Final Map application):	500
Merger of Parcels or Lot Line Adjustment:	1,155
Quimby (Parks & Recreation) fee (per unit/lot):	1,817
Tentative Parcel Map (4 or less lots / units) No Public Hearing:	915
Tentative Parcel Map (4 or less lots / units) Public Hearing: Tentative Tract Map (5 or more lots / units):	3,325
remative tractiviap (5 of more loss / units).	4,080 🖾
Environmental Review (contact Planning Division for applicable fee)	
Environmental Assessment (no Initial Study prepared):	\$ 215
Environmental Assessment (if Initial Study is prepared):	2,260
Fish and Game/CEQA Exemption County Clerk Posting Fee ² :	75
Public Notification Fee applies to all projects with public hearing	s and \$ 85
covers the city's costs of envelopes, postage and handling the mailing of public notices. Add this to filing fees above, as applic	able.
maining or public notices. Add this to filling fees above, as applic	apie.

²Make a separate \$75 check payable to LA County Clerk, (DO NOT PUT DATE ON CHECK)

CALIFORNIA JURAT WITH AFFIANT STATEMENTGOVERNMENT CODE § 8202

■ See Attached Document (Notary to cross out line □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–6 to be complete) □ See Statement Below (Lines 1–	
1	
2	
3	
4	
5	
Signature of Document Signer No. 1	Signature of Document Signer No. 2 (if any)
State of California	Subscribed and sworn to (or affirmed) before me
County of Los Augeles	on this day of, 20, by Date Month Year (1) Kyle Ransford
KELSEY K. SMOOT Commission # 2033298 Notary Public - California Los Angeles County My Comm. Expires Jul 13, 2017	(2) Name(s) of Signer(s) proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.
Place Notary Seal Above	Signature of Notary Public
	TIONAL
	s information can deter alteration of the document is form to an unintended document.
Description of Attached Document	
Title or Type of Document: Owners As	fidavit
	Number of Pages: 2(3with attached)
Signer(s) Other Than Named Above: NA -	
© 2013 National Notary Association • www.NationalNota	ary.org • 1-800-US NOTARY (1-800-876-6827) Item #5910



ENVIRONMENTAL INFORMATION FORM

(to be completed by applicant)

CITY OF MANHATTAN BEACH COMMUNITY DEVELOPMENT DEPARTMENT

Date Filed:	
APPLICANT INFORMATION	
Name: 213 MANHATTAN BEACH BLVD PARTNERS, LLC 2301 ROSECRANS AVENUE,	Contact Person: STARR DESIGN GROUP
Address: SUITE 4194, EL SEGUNDO, CA 90245	Address: 643 CYPRESS AVENUE, HERMOSA BEACH
Phone number: <u>310-780-9955</u>	Phone number: <u>310.376.6997</u>
Relationship to property: OWNER	Association to applicant: DESIGNER
PROJECT LOCATION AND LAND USE	
Project Address:213 MANHATTAN BEACH BLVD, MA	NHATTAN BEACH, CA
Assessor's Parcel Number: M.B. 1-95-96, APN 4179	-021 - 005
Legal Description: LOT 6 & 7, BLOCK 66, MANHATTAN	BEACH DIVISION NO.2
Area District, Zoning, General Plan Designation	n: Area III, CD, Commercial districts
Surrounding Land Uses:	
North PARKING	West COMMERCIAL
South COMMERCIAL	East COMMERCIAL
Existing Land Use: COMMERCIAL, RESIDENTIAL	
PROJECT DESCRIPTION Type of Project: Commercial X Residential If Residential, indicate type of deve condominium, etc.) and number of units	lopment (i.e.; single family, apartment,
use anticipated, hours of operation,	ghborhood, citywide, or regional), type of number of employees, number of fixed g, sales, and storage areas:
If use is other than above, provide anticipated intensity of the developmen	detailed operational characteristics and t:
	Removed/

Project Site Area:	Existing 5400 SF	Proposed	Required	<u>Demolished</u>
Building Floor Area:	4989 SF	7041 SF	8100 SF MAX	ALL EXISTING
Height of Structure(s)	~28′	25.5'	26'	ALL EXISTING
Number of Floors/Stories:	2	2	/	ALL EXISTING
Percent Lot Coverage:	N/A	N/A	N/A	N/A
Off-Street Parking:	6	6	6	ALL EXISTING
Vehicle Loading Space:	N/A	N/A	N/A	N/A
Open Space/Landscaping:	N/A	N/A	N/A	N/A
Proposed Grading: Cut10158 CBFT Fill	Balance	Importe	d Ext	ported 10158 CBFT
or hills, or sub X Changes to a X A change in p X A generation of objectionable X Water quality X An increase in X A site on filled X The use of po X An increased X An increase in	xisting feature stantial altera scenic vista of attern, scale of significant a air quality reodors? impacts (surfar existing noise I land, or on a tentially hazardemand for mand for mand for land, or on a tentially hazardemand for mand for mand for mand for mand for mand for land, or on a tentially hazardemand for mand for mand for mand for land, and larger problems.	es or any bay tion of ground or scenic highwor or character of amount of solid egulations/requace or ground) ace or ground) te levels? slope of 10% rdous chemica nunicipal service ption? oject, or series	s, tidelands, I contours? vay? a general are divaste or litte uirements, or , or affect drait or more? als? ces? s of projects?	er? the creation of inage patters?
CERTIFICATION: I hereby cerexhibits present the data and of my ability, and that the factorrect to the best of my knew Signature: Date Prepared: Revised 7/97	information rets, statement edge and beli	equired for this	s initial evalua ation present	ation to the best

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CITY OF MANHATTAN BEACH

NOTICE OF A PUBLIC HEARING BEFORE THE PLANNING COMMISSION OF THE CITY OF MANHATTAN BEACH TO CONSIDER AN APPLICATION FOR A NEW COASTAL DEVELOPMENT PERMIT AND USE PERMIT TO BUILD A NEW 2-STORY COMMERCIAL BUILDING LOCATED AT 213 MANHATTAN BEACH BLVD

Applicant: 213 Manhattan Beach Blvd Partners, LLC. (Kyle Ransford)

Filing Date: September 30, 2013

Project Location: 213 Manhattan Beach Blvd

Project Description: Application for a new Coastal Development Permit and Use Permit to build

a new 2-story commercial building with retail space on the ground floor

and office space on the second floor.

Environmental

Determination: This project is Categorically Exempt, Section 15332, California

Environmental Quality Act (CEQA) Guidelines.

Project Planner: Esteban Danna, 310-802-5514, edanna@citymb.info

Public Hearing Date: Wednesday, December 11, 2013

Time: 6:30 p.m

Location: Council Chambers, City Hall, 1400 Highland Avenue, Manhattan Beach

Further Information: Proponents and opponents may be heard at that time. For further

information contact project Planner. The project file is available for review

at the Community Development Department at City Hall.

A Staff Report will be available for public review at the Police Department on Saturday, December 7, 2013, or at the Community Development Department on Monday, December 9, 2013, or City website:

http//www.citymb.info on Friday December 6, 2013 after 5 p.m.

Public Comments: Anyone wishing to provide written comments for inclusion in the Staff

Report must do so by December 4, 2013. Written comments received after this date will be forwarded to the Planning Commission at, or prior to, the public hearing, but will not be addressed in the Staff Report. Oral and

written testimony will be received during the public hearing.

Appeals: The Planning Commission's decision is appealable to the Manhattan

Beach City Council within 15 days from the date of the Planning Commission's decision, of the City's final action. Appeals to the City

Council shall be accompanied by a fee in the amount of \$500.

If you challenge the proposed actions in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this Notice, or in correspondence delivered to the Planning Commission at, or prior

to the public hearing.

Mail: November 22, 2013

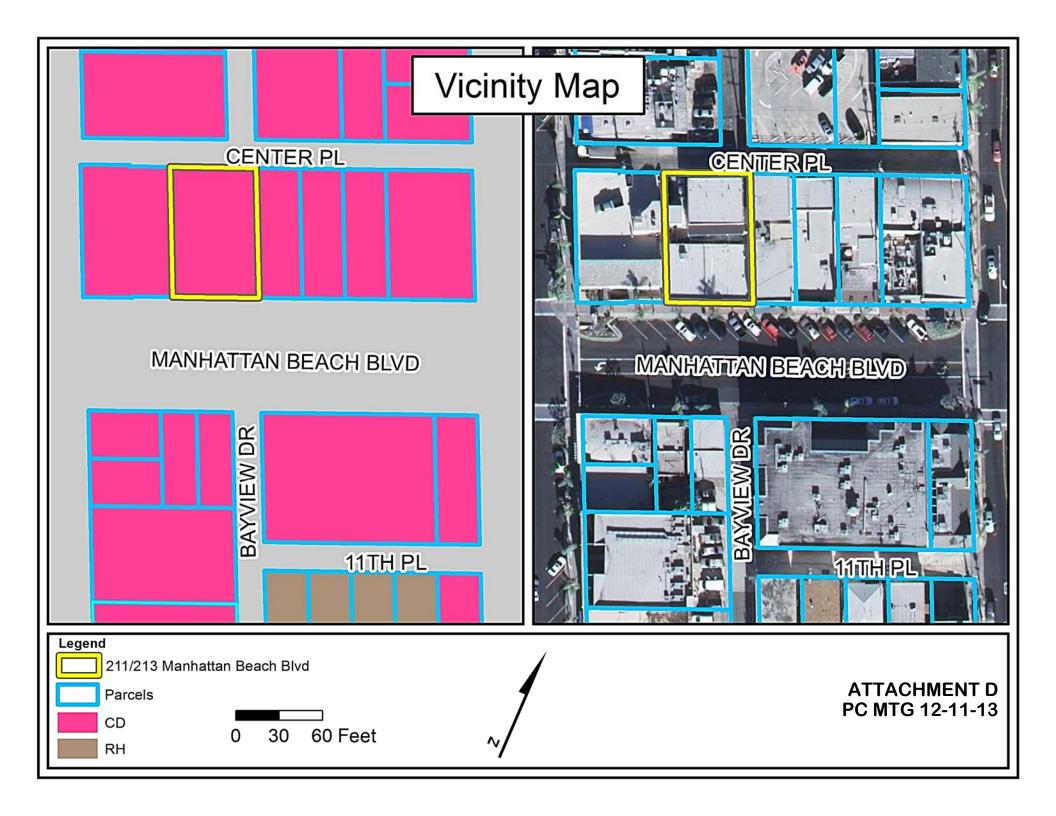
Publish: November 28, 2013 – Beach Reporter

ATTACHMENT C PC MTG 12-11-13

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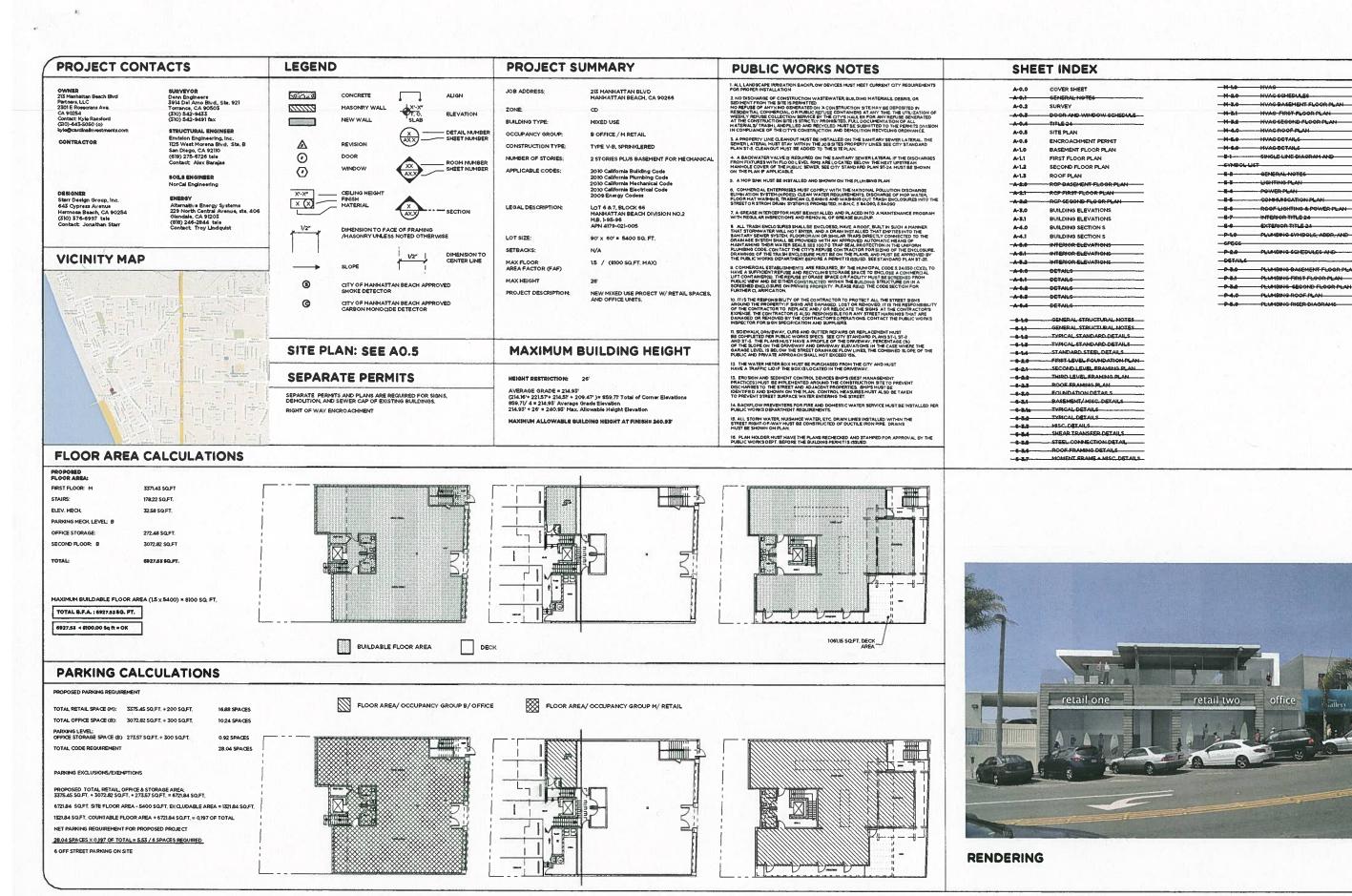
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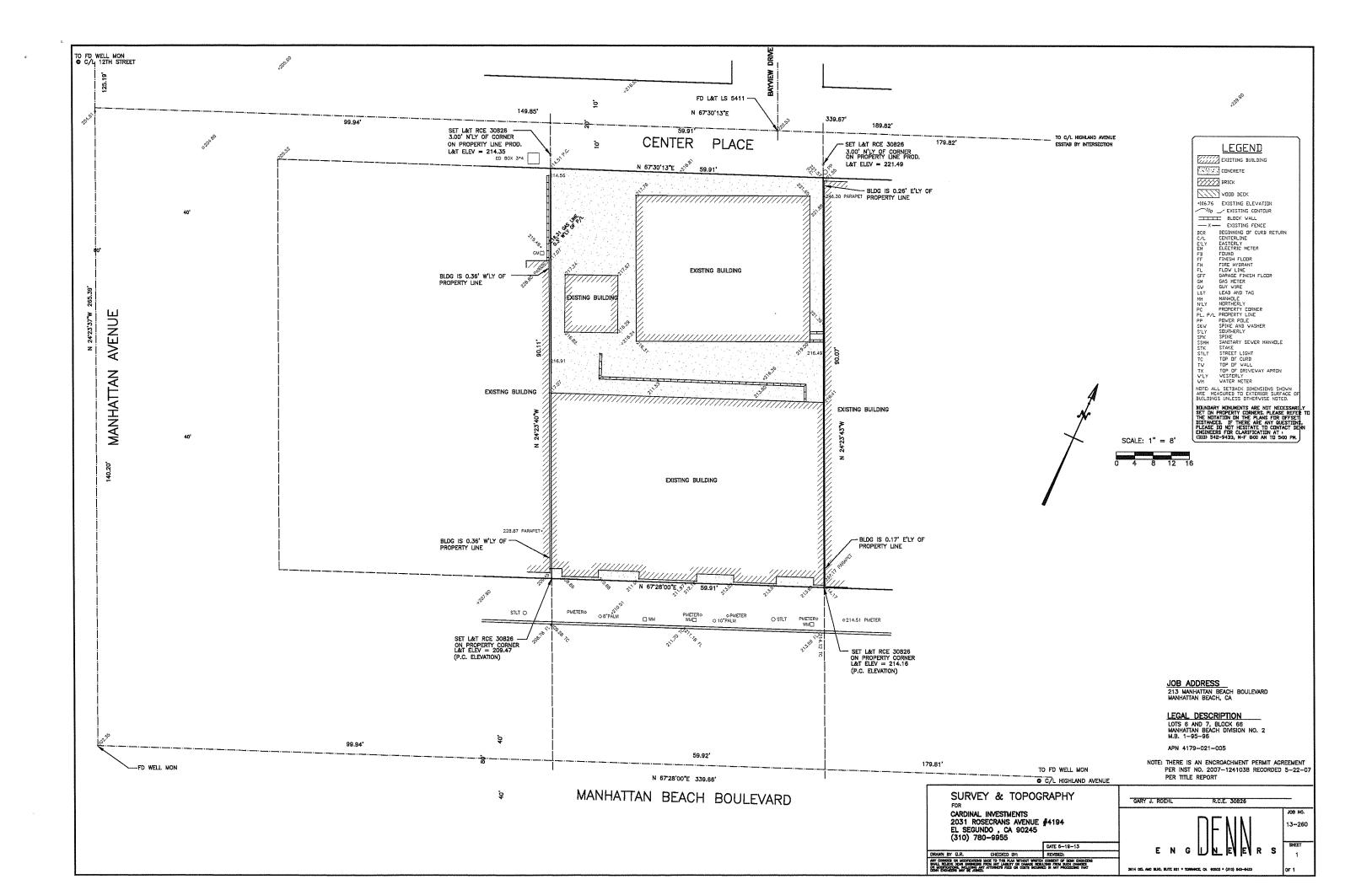
> 09/26/2013 SUBMITTED FOR TO PLANING 10/23/2013 RESUBMITTED FOR PUBLIC HEARING PROJECT NAME 213 **MANHATTAN**

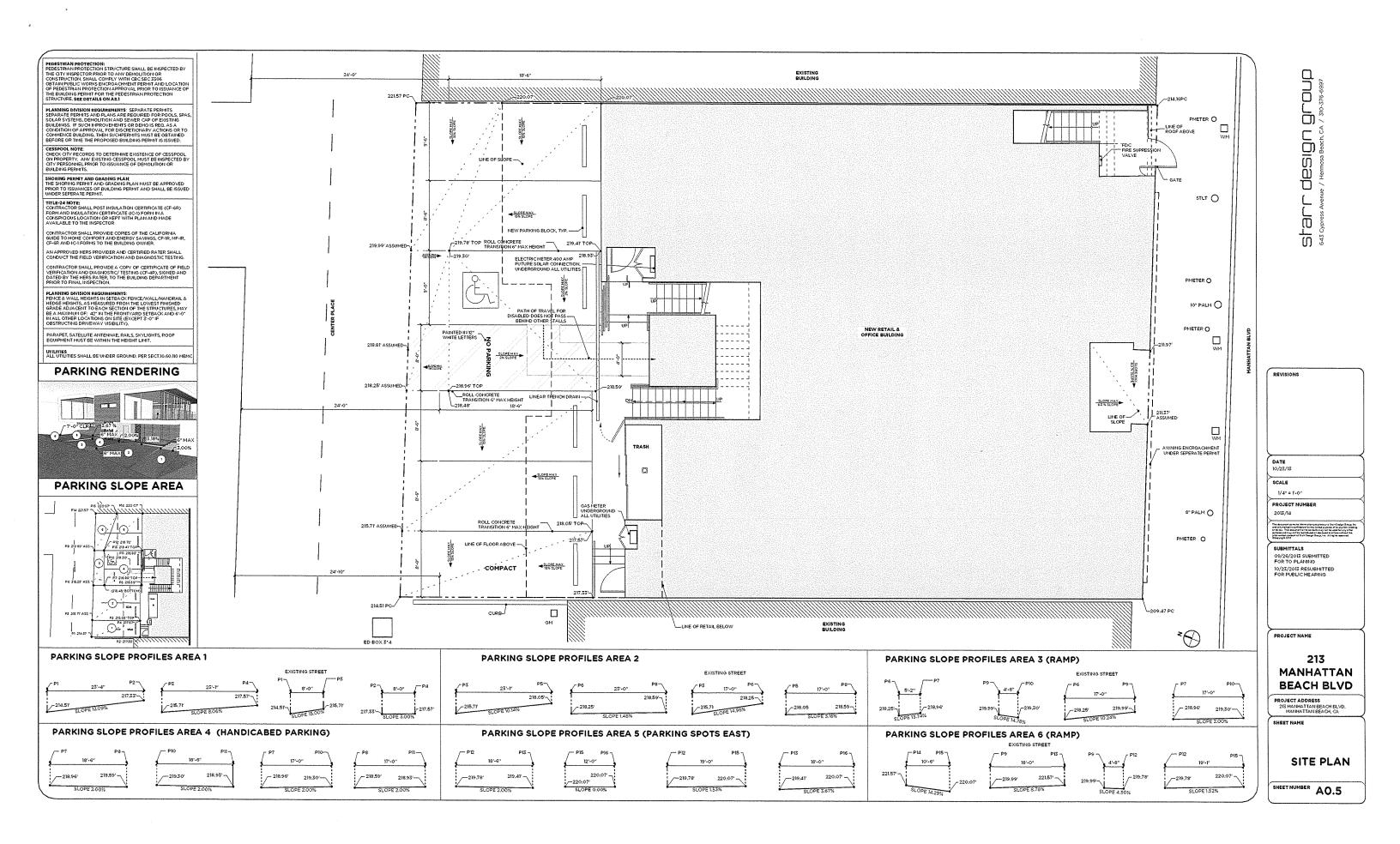
BEACH BLVD PROJECT ADDRESS 213 MANHATTAN BEACH BLVD. MANHATTAN BEACH, CA

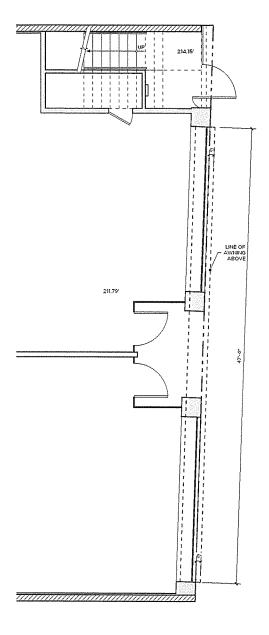
SHEET NAME

COVER SHEET

SHEET NUMBER A-0.0







ENCROACHMENT AREA PLAN



213 MANHATTAN BEACH BLVD

PLANNING DIVISION REQUIREMENTS: FENCE & WALL HEIGHTS IN SETBACK FENCE/WALL/HANDRAIL & HEDGE HEIGHTS, AS MEASURED FROM THE LOWEST FINISHED BRADE ADJACEMT TO EACH SECTION OF THE STRUCTURES, MAY BE A MAXIMUM OF: 42"IN THE FRONTYARD SETBACK AND 6"-0"IN ALL OTHER LOCATIONS ON SITE (EXCEPT 3"-0"IF OBSTRUCTING DRIVEWAY VISIBILITY).

DRIVEWAY VISIBILITY.
VISIBILITY OF A DRIVEWAY CROSSING A STREET PL, SHALL NOT BE BLOCKED
BETWEEN A HEIGHT OF 3 FEET AND 9 FEET FOR A DEPTH OF 5 FEET FROM THE
STREET PL. AS VIEWED FROM THE BOSE OF THE MONT-OF-WAY ON EITHER SIDE
OF THE DRIVEWAY AT A DISTANCE OF IS FEET OR AT THE NEAREST PL.
INTERSECTION THE STREET PL., WHCHEVER IS LESS.

ENCROACHMENT PERMIT:
PROVIDE NOTARIZED DWINER'S ENCROACHMENT PERMIT AGREEMENT AND AGENCY
SIGNED INSURANCE ENDORSEMENT FORM #1 (GENERAL), TO COMMUNITY DEVEL OPMENT
DEPARTMENT PRIOR TO FINAL INSPECTION. NO EASEMENTS KNOWN PER TILE REPORT

SITE DRAINAGE NOTES: PROVIDE PLUMBING DEVICE OR USE SEVERAL PIPES TO DRAIN TO ALLEY TO AVOID CONCENTRATED FLOW.

SITE DRAINS TO DRAIN TO DAYLIGHT AT ALLEY - MIN SLOPE 1%,

ALL SITE DRAINAGE TO BE CONTAINED IN NON-EROSIVE PIPE.

ENCROACHMENT AREA:

PROVIDE NOTARIZED OWNER'S ENCROACHMENT AGREEMENT AND AGENCY-SIGNED INSURANCE ENDORSEMENT FORM #1 TO COMMUNITY DEPT. PRIOR TO FINAL INSPECTION.

REVISIONS

DATE 10/23/13

SCALE

PROJECT NUMBER

SUBMITTALS 09/26/2013 SUBMITTED FOR TO PLANING 10/23/2013 RESUBMITTED FOR PUBLIC HEARING

PROJECT NAME

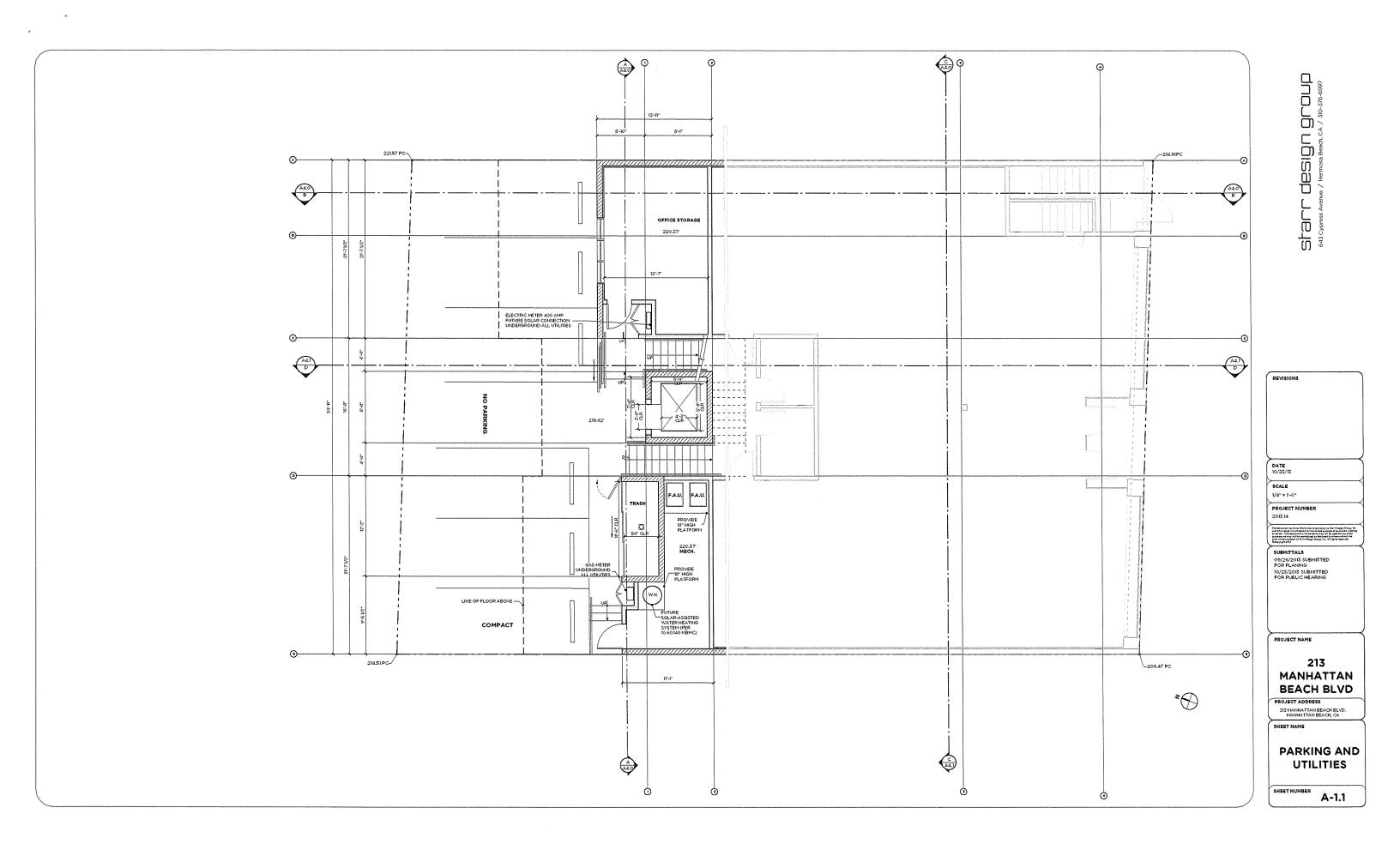
213 **MANHATTAN BEACH BLVD**

PROJECT ADDRESS 213 MANHATTAN BEACH BLVD. MANHATTAN BEACH, CA

SHEET NAME

ENCROACHMENT PLAN

SHEET NUMBER AO.6



213

A3.0

