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CITY OF SACRAMENTO

CITY PLANNING DEPARTMENT

915 "I" STREET

SACRAMENTO, CALIF. 95814 TELEPHONE (918) 449-5804 Marty Van Duyn

PLANNING DIRECTOR

February 7, 1980

FEB 8 1980

City Council Sacramento, California

Honorable Members in Session:

SUBJECT: Application for:

SER 1 2 1980

FILED

By the City Council
Office of the City Clark

1. Rezone from A to R-1

2. Subdivision Modification to create lots less than 100 feet deep

3. Tentative Map (P-8873)

LOCATION: 7452 Pocket Road

SUMMARY

The request involves the division of 3.45+ vacant acres into eight (8) single family lots and a Lot A to be dedicated to the City as a portion of the Sacramento River Parkway. The City Planning Commission recommended approval of the Tentative Map as illustrated on Exhibit A and subject to conditions.

BACKGROUND

The proposed site abuts the Sacramento River and is located in an area developing with single family residences.

Staff has several concerns regarding the proposed site design (Exhibit A) which was recommended by the Planning Commission. Among those concerns are the creation of eight lots that are substandard in depth by 17 feet and consideration for future development of the parcels to the north.

Staff has provided an alternate site design (Exhibit B) which provides for an equal number of lots (8), containing comparable square footage, with only one substandard lot (a deep lot). This design also provides for a stub street to the north and would allow the development of the adjacent parcel with a minimal amount of substandard lots as shown on Exhibit C. If Exhibit A is approved, it would encourage the development of the adjacent parcel to the north with a similar design with a culde-sac and substandard depth lots.

VOTE OF COMMISSION

At their regular meeting of January 10, 1980, the Planning Commission recommended approval of the Tentative Map as proposed by the applicant by a vote of seven ayes, one no, one absent.

RECOMMENDATION

The staff recommends that the Tentative Map as shown on Exhibit B be approved subject to the conditions listed in the attached staff report and that a Subdivision Modification to create one deep lot be granted.

The City Planning Commission recommends approval of Exhibit A subject to the conditions listed on the attached Tentative Map Resolution. In addition, the Planning Commission recommends granting the Subdivision Modification to create lots substandard in depth.

Both staff and the Planning Commission recommend granting the request to rezone to single family residential.

If the City Council concurs with the Planning Commission, the proper action would be to adopt the attached Tentative Map Resolution for Exhibit A and the Rezoning Ordinance.

If the City Council concurs with staff's recommendation, the proper action would be to adopt the attached Tentative Map Resolution for Exhibit B and the Rezoning Ordinance.

Respectfully submitted,

Marty Van Duyn, Planning Direc

FOR TRANSMITTAL TO COUNCIL:

MVD:DP:jm Attachments

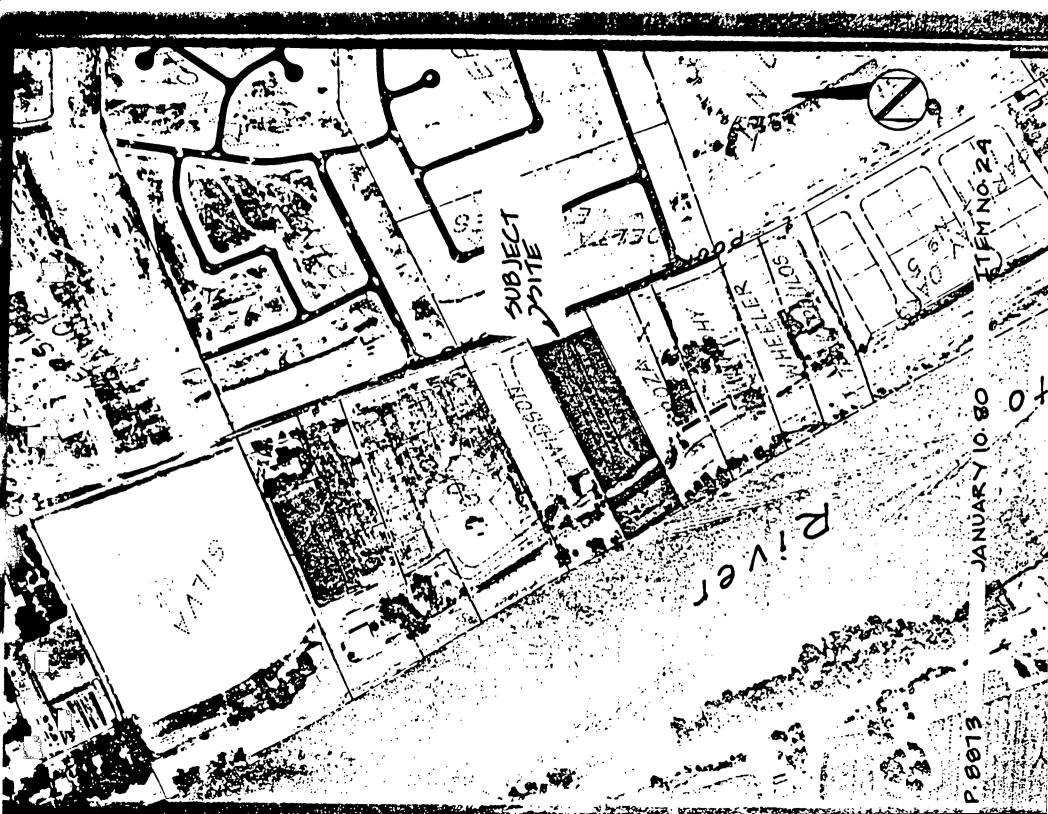
P-8873

February 12, 1980

District No. 8

SACRAMENTO CITY PLANNING COMMISSION

MEETING DATE (MINIARY 10, 1980	REZONING V TENTATIVE MAP
MEETING DATE	SPECIAL PERMIT EIR DETERMINATION
*************************************	VARIANCE EXT. OF PERMIT
	SUBD. MOD.
Recommendation:	LOCATION: 7452 Achet Brad.
Favorable Potition Corresponde	
Unfavorable Petition Corresponde	
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	2450 Portest Port Inche Occ
	PONENTS POCKET REACH, WALLE. 95831
<u>NAME</u>	ADDRESS
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MOTION NO.	MOTION:
YES NO MOTION 2ND	TO APPROVE
Augusta /	TO DENY
Flores GINTY	TO APPROVE SUBJECT TO COND. & BASED ON
Fong	FINDINGS OF FACT IN STAFF REPORT
Goodin Hunter	INTENT TO APPROVE SUBJ. TO COND. & BASED
Muraki	ON FINDINGS OF FACT DUE
Simpson P	TO RECOMMEND APPROVAL FORWARD TO CITY COUNCIL
Simpson S Silva Art	TO RATIFY NEGATIVE DECLARATION
	TO CONTINUE TO MEETING
EXHIBITS: A. Site Plan B. Floor Plan	OTHER
C. Elevation	
D. Landscaping 🔲	



STAFF REPORT AMENDED 1-10-80

CITY PLANNING COMMISSION

915 "I" STREET - SACRAMENTO, CALIFORNIA 95814

APPLICANT Spink Corp., P.O. Box 2511 Sacramento, CA 95811

OWNER Louie Fon Yeun, 3112 O Street, Suite 10, Sacramento, CA 95816

PLANS BY Spink Corp., P.O. Box 2511 Sacramento, CA 95811

FILING DATE 11-20-79 50 DAY CPC ACTION DATE 2-21-80 REPORT BY: DF:1c

NEGATIVE DEC 12-31-79 EIR ASSESSOR'S PCL NO 031-020-21

APPLICATION:

1. Environmental Determination

2. Rezone from Agriculture (A) to Single-family (F-1)

3. Variance/Subdivision Modification to create lots less than 100' deep

4. Tentative Map (P-8873)

LOCATION:

7452 Pocket Road

PROPOSAL:

The applicant is requesting the necessary entitlements to divide $3.45\pm$ acres into eight (8) single-family lots

and Lot A to be dedicated to the City.

PROJECT INFORMATION

General Plan Designation:

Residential; Major Recreational or

Open Space

South Pocket Community

Plan Designation:

Low density residential; Park-

Open Space

Existing Zoning of Site: Existing Land Use of Site:

Agriculture (A)

Vacant

Surrounding Land Use and Zoning:

North: Agricultural/Residential; and A South: Agricultural/Residential; and A

East: Resident

Residential; and R-1

West: Sacramento River

Property Dimensions: 3.45+ acres Density of Development: 3 du/ac North/South Orientation: 6 to 8

North/South Orientation: 6 to Topography: Flat

Street Improvements: To be provided

Utilities: Available to site

School District: Sacramento City Unified School District

SUBDIVISION REVIEW COMMITTEE RECOMMENDATION:

On December 20, 1979, by a vote of 8 ayes, 1 abstention, the Subdivision Review Committee recommended approval of the subdivision modification to allow lots less than 100 feet in depth and of the tentative map subject to the following conditions:

1. The applicant shall dedicate proposed Lot A to the City.

APPLC. NO. _P-8873

MEETING DATE January 10, 1980

CPC ITEM NO. 2^{14}

- 2. The applicant shall dedicate a 10' wide easement from the levee eastward to the State Reclamation Board.
- 3. The applicant shall name the Cul de Sac a "Court".
- 4. The applicant shall prepare a sewer and drainage study for the review and approval of the City Engineer.
- 5. The applicant shall provide standard subdivision improvements, including street lights, pursuant to Section 40.811 of the Subdivision Ordinance.
- 6. The applicant shall provide an off-site right-of-way for the transition along Pocket Road.
- 7. The applicant shall file the necessary segregation request and fee on existing assessments.
- 8. The Cul de Sac shall not intrude more than 20' into the Parkway pursuant to Resolution 77-165.

STAFF EVALUATION:

The subject site is located in an area developing with single-family residences. In accordance with the residential designation of the 19^{74} General Plan and the South Pocket Community Plan, staff recommends the request to rezone from Agriculture (A) to Single-family Residential (R-1) be granted.

Staff has several concerns regarding the site design. Foremost among our concerns are the substandard in depth lots (8) that are proposed and consider of the for future development of the parcels to the north and the south. As an alternative to the applicant's proposal, staff recommends the site design shown on Exhibit "B" for the following reasons:

- 1. The design provides for 8 lots, only one of which is substandard.
- 2. The design allows for the parcel to the north to be designed with a minimum of substandard lots (see Exhibit "C").
- 3. The design allows for more variety in housing types by increasing the number of corner lots.

In light of the alternative lot design, staff finds it difficult to find hardship to recommend the granting of a variance to create eight lots substandard in depth. Staff recommends that instead, one variance to create a deep lot (lot 3) be granted.

The Sacramento City Unified School District has reviewed the proposed projects and anticipates a maximum yield of three (3) elementary, one (1) junior high, and two (2) senior high school students. The District has indicated that additional portable classrooms will be provided should enrollment increase beyond current physical capacity.

As a point of information, Regional Transit has indicated that an on-street bus stop by lot 8 may be installed in the future depending upon stop spacing along the extent of the route.

STAFF RECOMMENDATION:

Staff recommends that:

- 1. The Negative Declaration be ratified.
- 2. The rezoning from Agriculture (Λ) to Single-family Residential (R-1) be approved.
- 3. The Variance to create lots substandard in death be denied.
- 4. The Variance to create a deep lot be approved.
- 5. The tentative map as shown on Exhibit "B" be approved subject to the following conditions: (CPC amended to...as shown on Exhibt A be...)
 - a. The applicant shall dedicate proposed Lot A to the City.
 - b. The applicant shall dedicate a 10' wide easement from the levee eastward to the State Reclamation Board.
 - c. The applicant shall name the Cul de Sac a "Court".
 - d. The applicant shall prepare a sewer and drainage study for the review and approval of the City Engineer.
 - e. The applicant shall provide standard subdivision improvements, including street lights, pursuant to Section 40.811 of the Subdivision Ordinance.
 - f. The applicant shall provide an off-site right-of-way for the transition along Pocket Road.
 - g. The applicant shall file the necessary segregation request and fee on existing assessments.
 - h. The Cul de Sac shall not intrude more than 20' into the Farkway pursuant to Resolution 77-165.

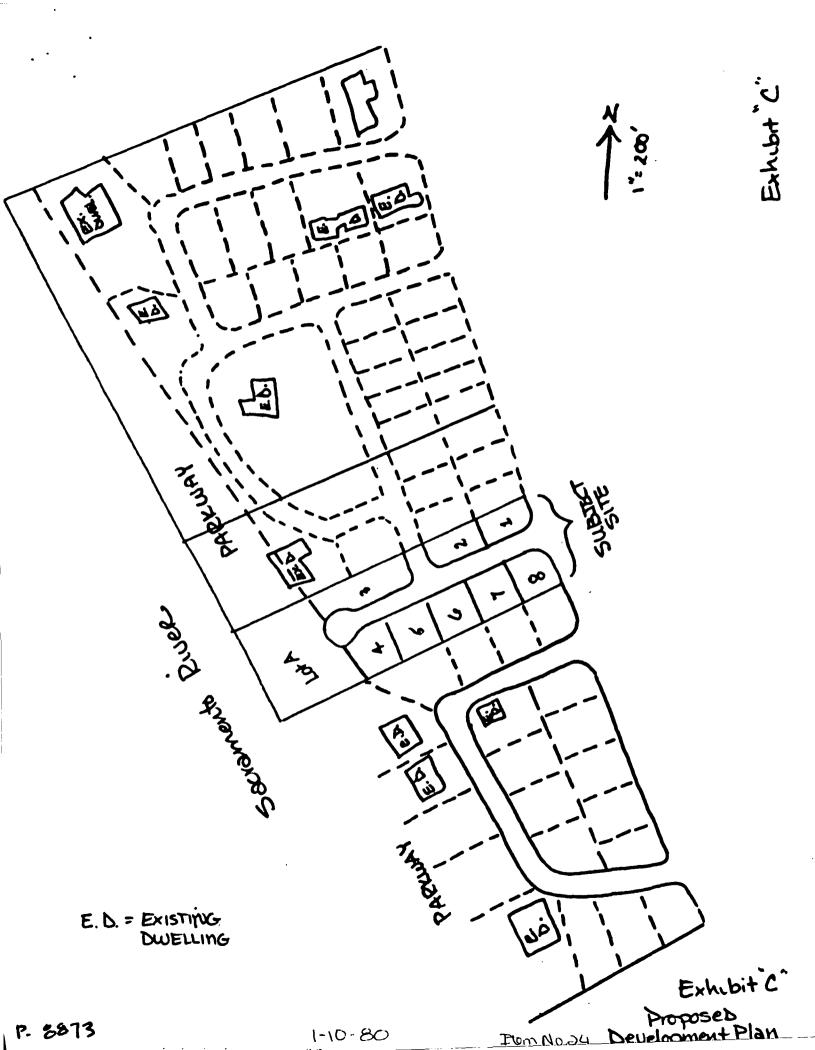
Findings of Fact - Variance to create lots substandard in depth

- 1. The granting of the variance would constitute a special privilege since an alternative site design without lots substandard in depth is available.
- 2. While the use of the parcel for single-family residential lots is allowed under the General and Community Plan designations, creating substandard depth lots is not justifiable.

- 3. The project as proposed by the applicant is potentially injurious to public health, safety and welfare as the substandard depth lots allow for a minimum of open space in the side and rear yards.
- 4. The land use as proposed by the applicant is not consistent with the General Plan in that it does not offer the best design for present and future development.

Findings of Fact - Variance to create a deep lot

- 1. The granting of the variance will not constitute a special privilege in that the subject property is surrounded by deep lots.
- 2. The variance will not be a use variance in that single-family dwellings are permitted in the R-l zone.
- 3. The project will not be injurious to public welfare or to property in the vicinity because it will not significantly alter the characteristics of the area.
- 4. The variance is in harmony with the General Plan in that the area is designated for single-family dwellings.



In the matter of the decision of the) Planning Commission on application) P-8873 for a Variance to create lots) less than 100' deep at 7452 Pocket Rd.)

FINDINGS OF FACT

On January 10, 1980 the City Planning Commission indicated an intent to approve the Variance subject to conditions in amended staff report and based on findings of fact due January 24, 1980.

Based on documentary and oral evidence submitted at the public hearing on January 10, 1980, the Planning Commission approved the variance with conditions and hereby finds:

- 1. The granting of the variance will not constitute a special privilege in that there are similar lots in the area.
- 2. The variance will not be a use variance in that single family dwellings are permitted in the R-1 zone.
- 3. The project will not be injurious to public welfare or to property in the vicinity because it will not significantly alter the characteristics of the area.

4. The varaince is in harmony with the General Plan in that the area is designated for single family dwellings.

Approved by the Commission on January 24, 1980 for the January 10, 1980 Planning Commission meeting.

Chairman,

City Planning Commission

, TOOKIN SEKIES
ORDINANCE AMENDING THE DISTRICTS ESTABLISHED BY THE COMPREHENSIVE ZONING ORDINANCE NO. 2550, FOURTH SERIES, AS AMENDED, BY REMOVING PROPERTY LOCATED AT 7452 Pocket Road FROM THE A Agricultural AND PLACING SAME IN THE R-1 Single Family ZONE (FILE NO. P-8873) (APN: 031-020-21)
BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:
SECTION 1.
The territory described in the attached exhibit(s) which is in the A Agricultural zone(s),
established by Ordinance No. 2550, Fourth Series, as amended, is
hereby removed from said zone(s) and placed in the
R-1 Single Family zone(s).
SECTION 2.
The City Clerk of the City of Sacramento is hereby directed to amend the maps which are a part of said Ordinance No. 2550, Fourth Series, to conform to the provisions of this ordinance.
SECTION 3.
Rezoning of the property described in the attached exhibit(s) by the adoption of this ordinance shall be deemed to be in compliance with the procedures for the rezoning of property prescribed in Ordinance No. 2550, Fourth Series, as said procedures have been affected by recent court decisions.
PASSED FOR PUBLICATION:
PASSED: .
EFFECTIVE:
MAYOR
ATTEST:
CITY CLERK

P-8873

Order No. 407249

EXHIBIT "A"

All that portion of the following described property lying Southwesterly of the centerline of that certain County road, as said County road is shown and delineated on that certain plat of resurvey and subdivision of Swamp Land Survey 147, filed in the office of the County Recorder of Sacramento County on December 26, 1905, in Book 6 of Maps, Map No. 36, described as follows:

That portion of Swamp Land Survey No. 147, Sacramento County Surveys, described as follows:

Beginning at a point on the centerline of said Road 461.40 feet
Northwesterly from the intersection of the centerline of said road and
the South line of said Swamp Land Survey 147; thence along said
centerline 210.70 feet to a point; thence South 60° 32' 30" West 743.40
feet more or less to a point on the left or Easterly bank of the
Sacramento River; thence downstream along said River bank South 32° 45'
East a distance of 204.28 feet more or less to a point in a line
extended Southwesterly which bears South 60° 59' West from the point of
beginning; thence North 60° 59' East 708.44 feet to the point of
beginning.

RESOLUTION NO.

Adopted by The Sacramento City Council on date of

FEBRUARY 12, 1980

ADOPTING FINDINGS OF FACT, APPROVING A REQUEST FOR SUBDIVISION MODIFICATION AND TENTATIVE MAP FOR PARKSIDE ESTATES. (APN: 031-020-21) (P-8873) \mathcal{A}^{J}

WHEREAS, the Planning Commission has submitted to the City Council its report and recommendations concerning the request for a tentative map for Parkside Estates, located at 7452 Pocket Road (hereinafter referred to as the proposed subdivision).

WHEREAS, the Council of the City of Sacramento, based on testimony submitted at a public hearing conducted on February 12, 1980 hereby finds and determines as follows:

- A. The proposed subdivision, together with the provisions for its design and improvement, is consistent with the City General Plan and the South Pocket Community Plan in that both plans designate the subject site for residential uses. Also, any required improvements are to be designed and constructed within the provisions of the Subdivision Regulations which, by Section 40.102 of said regulations, is designated as a Specific Plan of the City of Sacramento.
- B. The site is physically suitable for the type and proposed density of development in that the subject site is flat with no significant erosional, soil expansion or other similar problems.
- C. The design of the subdivision or proposed improvements are not likely to cause substantial environmental damage, and will not substantially and avoidably injure fish or wildlife or their habitat. The proposed project has been reviewed and assessed by the Environmental Coordinator, who has filed a Negative Declaration, with the City Clerk. By virtue of the Negative Declaration, the proposed project will not cause individual or cumulative adverse effects on the natural and social-physical environment nor substantially and avoidably injure fish, wildlife or their habitat.
- D. The design of the subdivision or the type of improvements are not likely to cause serious public health problems in that community water and sewer systems exist at the site. The site is not within an established floodplain or over a known seismic fault.
- E. The design of the subdivision or the type of improvements will not conflict with easements acquired by the public for access through, or use of, the property within the proposed subdivision, in that there are no access easements for use by the public at large on the subject site.
- F. The discharge of waste from the proposed subdivision into the community sewer system servicing the proposed subdivision will not result in or add to a violation of the waste discharge requirements applicable to said sewer system which were prescribed by the California Regional Water Quality Control Board, Central Valley Region, in that the existing City of Sacramento treatment plants have a design capacity of 75 mgd and that actual treated discharge averages 56 mgd. The discharge from the proposed project will not create a condition exceeding the design capacity.

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- G. The design of the proposed subdivision provides, to the extent feasible, for future passive or natural heating or cooling opportunities in the proposed subdivision, taking into consideration the local climate, the contour and configuration of the parcel to be divided, and such other design and improvement requirements applicable to the proposed subdivision.
- H. In the matter of the requested suddivision modification, the Council determines as follows:
 - a. That the property to be divided is of such size or shape, or is affected by such topographic conditions, or that there are such special circumstances or conditions affecting the property that it is impossible, impracticable or undesirable in the particular case to conform to the strict application of these regulations.

Fact: The site is a long and narrow strip of land which makes it difficult to meet all requirements of the Subdivision Ordinance.

b. That cost to the subdivider of strict or literal compliance with the regulation is not the sole reason for granting the modification.

Fact: The design of the subdivision is subject to the physical constraints of the site.

c. That the modification will not be detrimental to the public health, safety, or welfare or be injurious to other properties in the vicinity.

Fact: The lots being created are typical to the area in size.

d. That granting the modification is in accord with the intent and purpose of these regulations and is consistent with the Gameral Plan and with all other applicable Specific Plans of the City.

Fact: The development is consistent with the South Pocket Community Plan and the General Plan which designate the site for residential uses.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Sacramento as follows:

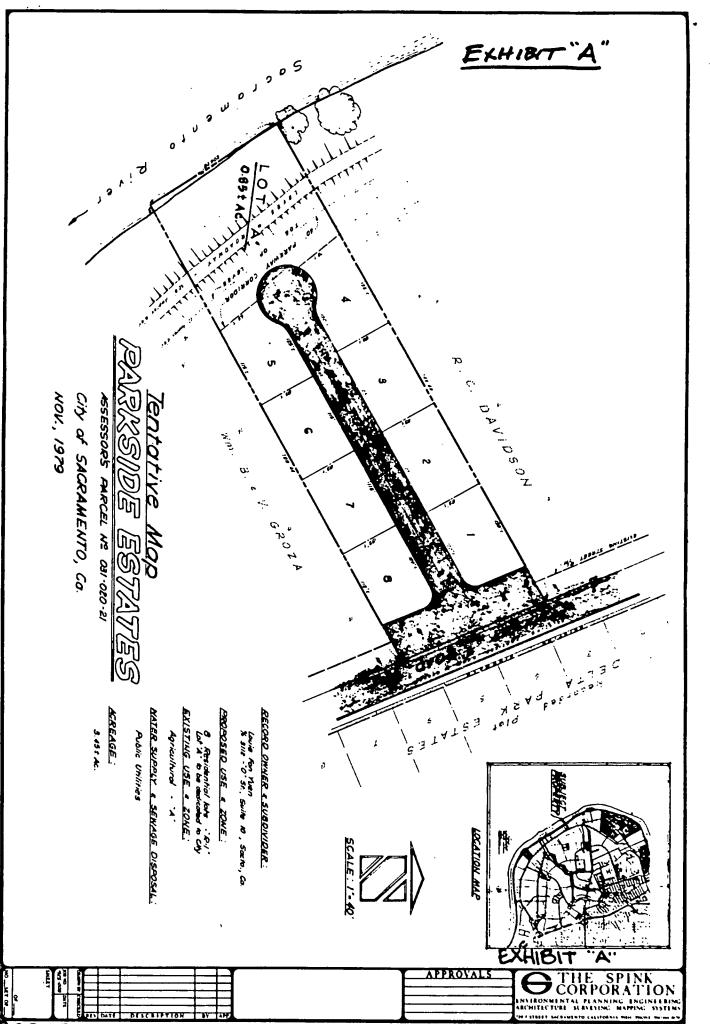
- A. The Negative Declaration be ratified;
- B. The Tentative Map as shown on Exhibit A and Subdivision Modification be approved subject to the following conditions:
 - 1. The applicant shall dedicate proposed Lot A to the City.
 - The applicant shall dedicate a 10-foot wide easement from the levee eastward to the State Reclamation Board.
 - 3. The applicant shall name the cul-de-sac a "Court".
 - 4. The applicant shall prepare a sewer and drainage study for the review and approval of the City Engineer.
 - The applicant shall provide standard subdivision improvements, including street lights, pursuant to Section 40.811 of the Subdivision Ordinance.
 - The applicant shall provide an off-site right-of-way for the transition along Pocket Road.
 - The applicant shall file the necessary segregation request and fee on existing assessments.
 - The cul-de-sac shall not intrude more than 20 feet into the Parkway pursuant to Resolution 77-165.

MAYOR	
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ATTEST:

CITY CLERK .

P-8873



TEM NO 24

1-10-25

RESOLUTION NO.

Adopted by The Sacramento City Council on date of

FEBRUARY 12, 1980

ADOPTING FINDINGS OF FACT, APPROVING A REQUEST FOR SUBDIVISION MODIFICATION AND TENTATIVE MAP FOR PARKSIDE ESTATES. (APN: 031-020-21) (P-8873)

WHEREAS, the Planning Commission has submitted to the City Council its report and recommendations concerning the request for a tentative map for Parkside Estates, located at 7452 Pocket Road (hereinafter referred to as the proposed subdivision).

WHEREAS, the Council of the City of Sacramento, based on testimony submitted at a public hearing conducted on February 12, 1980 hereby finds and determines as follows:

- A. The proposed subdivision, together with the provisions for its design and improvement, is consistent with the City General Plan and the South Pocket Community Plan in that both plans designate the subject site for residential uses. Also, any required improvements are to be designed and constructed within the provisions of the Subdivision Regulations which, by Section 40.102 of said regulations, is designated as a Specific Plan of the City of Sacramento.
- B. The site is physically suitable for the type and proposed density of development in that the subject site is flat with no significant erosional, soil expansion or other similar problems.
- C. The design of the subdivision or proposed improvements are not likely to cause substantial environmental damage, and will not substantially and avoidably injure fish or wildlife or their habitat. The proposed project has been reviewed and assessed by the Environmental Coordinator, who has filed a Negative Declaration, with the City Clerk. By virtue of the Negative Declaration, the proposed project will not cause individual or cumulative adverse effects on the natural and social-physical environment nor substantially and avoidably injure fish, wildlife or their habitat.
- D. The design of the subdivision or the type of improvements are not likely to cause serious public health problems in that community water and sewer systems exist at the site. The site is not within an established floodplain or over a known seismic fault.
- E. The design of the subdivision or the type of improvements will not conflict with easements acquired by the public for access through, or use of, the property within the proposed subdivision, in that there are no access easements for use by the public at large on the subject site.
- F. The discharge of waste from the proposed subdivision into the community sewer system servicing the proposed subdivision will not result in or add to a violation of the waste discharge requirements applicable to said sewer system which were prescribed by the California Regional Water Quality Control Board, Central Valley Region, in that the existing City of Sacramento treatment plants have a design capacity of 75 mgd and that actual treated discharge averages 56 mgd. The discharge from the proposed project will not create a condition exceeding the design capacity.

- G. The design of the proposed subdivision provides, to the extent feasible, for future passive or natural heating or cooling opportunities in the proposed subdivision, taking into consideration the local climate, the contour and configuration of the parcel to be divided, and such other design and improvement requirements applicable to the proposed subdivision.
- H. In the matter of the requested suddivision modification, the Council determines as follows:
 - a. That the property to be divided is of such size or shape, or is affected by such topographic conditions, or that there are such special circumstances or conditions affecting the property that it is impossible, impracticable or undesirable in the particular case to conform to the strict application of these regulations.

Fact: The site is a long and narrow strip of land which makes it difficult to meet all requirements of the Subdivision Ordinance.

b. That cost to the subdivider of strict or literal compliance with the regulation is not the sole reason for granting the modification.

Fact: The design of the subdivision is subject to the physical constraints of the site.

That the modification will not be detrimental to the public health, safety, or welfare or be injurious to other properties in the vicinity.

Fact: The lots being created are typical to the area in size.

d. That granting the modification is in accord with the intent and purpose of these regulations and is consistent with the Ganeral Plan and with all other applicable Specific Plans of the City.

Fact: The development is consistent with the South Pocket Community Plan and the General Plan which designate the site for residential uses.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Sacramento as follows:

- A. The Negative Declaration be ratified;
- B. The Tentative Map as shown on Exhibit B and Subdivision Modification be approved subject to the following conditions:
 - 1. The applicant shall dedicate proposed Lot A to the City.
 - The applicant shall dedicate a 10-foot wide wasement from the levee eastward to the State Reclamation Board.
 - The applicant shall prepare a sewer and drainage study for the review and approval of the City Engineer.
 - 4. The applicant shall provide standard subdivision improvements, including street lights, pursuant to Section 40.811 of the Subdivision Ordinance.
 - 5. The applicant shall provide an off-site right-of-way for the transition along Pocket Road.
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 - The cul-de-sac shall not intrude more than 20 feet into the Parkway pursuant to Resolution 77-165.

MAYOR	

CITY CLERK

P-8873

ATTEST:

Alternative Design by Staff. EXHIBIT "B"

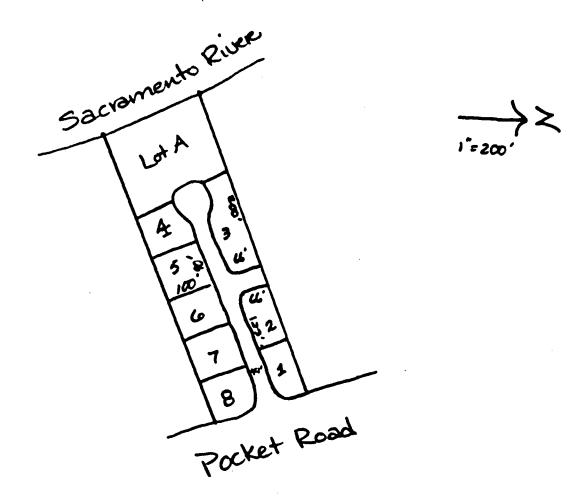


Exhibit "B"

P-8873

1-10-80

Itom No. 24



CITY OF SACRAMENTO



LORRAINE MAGANA CITY CLERK

OFFICE OF THE CITY CLERK

916 I STREET

SACRAMENTO, CALIFORNIA 95814

CITY HALL ROOM 203

TELEPHONE (916) 449-6426

February 13, 1980

Louie Fon Yuen 3112 O Street, Suite 10 Sacramento, CA 95816

Dear Mr. Yuen:

On February 12, 1980, the City Council heard and continued to the following matter to the regular meeting of February 19, 1980:

Various matters relating to property located at 7452 Pocket Road (P-8873)

If you have any questions regarding this matter, please contact Marty VanDuyn, Planning Director, 449-5604.

Sincerely,

Lorraine Magana City Clerk

LM:1

cc: Spink Corporation

Planning Department

28