

Agenda City of Beaumont Planning Commission Regular Session 6:00 PM

550 E 6th Street, Beaumont, Ca **Tuesday, August 13, 2019**

Materials related to an item on this agenda submitted to the Planning Commission after distribution of the agenda packets are available for public inspection in the City Clerk's office at 550 E. 6th Street during normal business hours

Any Person with a disability who requires accommodations in order to participate in this meeting should telephone the City Clerk's office at 951 769 8520, at least 48 hours prior to the meeting in order to make a request for a disability related modification or accommodation.

Page

REGULAR SESSION

CALL TO ORDER

Chairman Tinker, Vice Chairman St. Martin, Commissioner Smith, Commissioner Barr, Commissioner Stephens

Pledge of Allegiance:

Approval/Adjustments to Agenda:

Conflict of Interest Disclosure:

PUBLIC COMMENT PERIOD (ITEMS NOT ON THE AGENDA)

Any one person may address the Planning Commission on any matter not on this agenda. If you wish to speak, please fill out a "Public Comment Form" provided at the back table and give to the City Clerk. There is a three (3) minute time limit on public comments. There will be no sharing or passing of time to another person. State Law prohibits the Commission from discussing or taking actions brought up by your comments.

ACTION ITEMS/PUBLIC HEARINGS/REQUESTS

Approval of all Ordinances and Resolutions to be read by title only.

1. Approval of Minutes

3 - 5

Recommended Committee Action(s): Approve minutes dated July 23, 2019.

PC Minutes 07.23.19

2. Conduct a Public Hearing and Consider Conditional Use Permit 2019-0035 for a Large Family Daycare at 1349 Quince Street (Play N' Learn Family Daycare).

7 - 27

Recommended Committee Action(s):

- 1. Hold a Public Hearing;
- 2. Approve Conditional Use Permit No. 2019-0035, subject to the proposed conditions of approval; and
- 3. Direct staff to prepare a Notice of Exemption for the applicant

to record with the County Clerk.

Staff Report - Html

Attachment A - Draft Conditions of Approval

Attachment B - Floor Plan

Attachment C - General Plan Land Use Designation Map

Attachment D - Zoning Map

<u>Attachment E - Aerial Photograph</u>

Attachment F - Sundance Land Use Table

3. Conduct a Public Hearing and Consideration of a Request to Subdivide 8.93 Acres into Two (2) Parcels with an Existing Storage Facility on a 5.28-Acre Parcel and a 3.65-Acre Vacant Parcel for Financing and Conveyance Purposes Only. The Proposed Map is Located North of East First Street, South of East Second Street, East of Pennsylvania Avenue and West of Commerce Way at 1422 East First Street.

29 - 53

Recommended Committee Action(s):

- 1. Hold a Public Hearing; and
- 2. Recommend to the City Council, Approval of Tentative Parcel Map No. 37791 (PM2019-0005) for a two-year period, subject to the attached conditions of approval.

Staff Report - Html

Attachment A - Draft Conditions of Approval

Attachment B - Tentative Parcel Map No. 37791

Attachment C - General Plan Land Use Designation Map

<u>Attachment D - Zoning Map</u>

Attachment E - Aerial

Attachment F - Parcel Map No. 31948

COMMUNITY DEVELOPMENT DIRECTOR COMMENTS

Adjournment of the Planning Commission of the August 13, 2019 Meeting at ____ p.m.

The next regular meeting of the Beaumont Planning Commission is scheduled for Tuesday, September 10, 2019, at 6:00 p.m. or thereafter as noted on the posted Agenda at City Hall.

Beaumont City Hall - Online www.BeaumontCa.gov



MINUTES Planning Commission Meeting Council Chambers 550 E 6th St. Beaumont, Ca. Regular Session: 6:00 PM Tuesday, July 23, 2019

REGULAR SESSION

CALL TO ORDER at 6:00 p.m.

Present: Chairman Tinker, Commissioner Barr, Commissioner Stephens

Absent: Vice Chairman St. Martin, Commissioner Smith

Pledge of Allegiance

Approval/Adjustments to Agenda: None

Conflict of Interest Disclosure: Commissioner Stephens has a conflict with Item 2.

PUBLIC COMMENT PERIOD (ITEMS NOT ON THE AGENDA)

Any one person may address the Planning Commission on any matter not on this agenda. If you wish to speak, please fill out a "Public Comment Form" provided at the back table and give to the City Clerk. There is a three (3) minute time limit on public comments. There will be no sharing or passing of time to another person. State Law prohibits the Commission from discussing or taking actions brought up by your comments.

No speakers

ACTION ITEMS/PUBLIC HEARINGS/REQUESTS

Approval of all Ordinances and Resolutions to be read by title only.

1. Approval of Minutes

> **Motion Commissioner Barr Second Commissioner Stephens**

- _√_ Commissioner Stephens _√_ Commissioner Barr
- absent Commissioner Smith
- absent Vice Chair St. Martin
- ✓_ Chairman Tinker

To approve minutes dated June 25, 2019.

Approved by a 3-0 vote

2. Conduct a Public Hearing and Consider Conditional Use Permit 2019-0035 for a Large Family Daycare at 1349 Quince Street (Play N' Learn Family Daycare)

Commissioner Stephens recused himself to avoid any potential conflict. Public Hearing opened at 6:05 p.m.

S. Silver – Spoke regarding concerns with the location and traffic concerns and requested additional information.

Public Hearing continued to August 13, 2019.

3. Conduct a Public Hearing and Consider Conditional Use Permit 2019-0036 for a Tattoo Studio (Roots Tattoo Studio) Located at 257 E. 6th Street, Suite A

Public Hearing opened at 6:12 p.m.

S. Enriquez and M. Morales – Answered questions of the Commission Public Hearing closed at 6:15 p.m.

Motion Commissioner Barr

Second Commissioner Stephens

- _√_ Commissioner Stephens
- _√_ Commissioner Barr
- _absent_ Commissioner Smith
- _absent_ Vice Chair St. Martin
- _√_ Chairman Tinker

To approve Conditional Use Permit No. 2019-0036, subject to the proposed conditions of approval; and direct staff to prepare a Notice of Exemption for the applicant to record with the County Clerk.

Approved by a 3-0 vote

4. Conduct a Public Hearing and Consider PLAN2019-0276 for an Amendment to the Beaumont Crossroads Logistics Center Sign Program Located at 1010 W. 4th Street in the Rolling Hills Ranch Industrial Specific Plan

Public Hearing opened at 6:25

B. McDonald – Representing the owner, answered questions of the Commission. Public Hearing closed at 6:30 p.m.

Motion Commissioner Stephens

Second Commissioner Barr

- _√_ Commissioner Stephens
- _√_ Commissioner Barr
- absent Commissioner Smith
- absent Vice Chair St. Martin
- _√_ Chairman Tinker

To approve PLAN2019-0036 to amend the Beaumont Crossroads Logistics Center Sign Program as presented.

Approved by a 3-0 vote

5. Proposed Amendment to Table 17.03-3 Permitted Uses in Base Zone District and Addition of Chapter 17.18 Regarding Wireless Telecommunications Facilities

Continued Public Hearing was closed at 6:47 p.m. Motion by Commissioner Barr Second by Commissioner Stephens
√ Commissioner Stephens
√ Commissioner Barr
absent Commissioner Smith
absent Vice Chair St. Martin
√ Chairman Tinker

To forward a recommendation of approval of the ordinance to the City Council.

Community Development Director Comments

Gave an overview of the upcoming meeting schedule.

ADJOURNMENT

Adjournment of the Special Planning Commission of the July 23, 2019 Meeting at 6:50 p.m.

The next regular meeting of the Beaumont Planning Commission is scheduled for Tuesday, August 13, 2019, at 6:00 p.m. or thereafter as noted on the posted Agenda at City Hall.

Beaumont City Hall – Online www.BeaumontCa.gov



Staff Report

TO: Planning Commissioners

FROM: Carole Kendrick, Senior Planner

DATE: August 13, 2019

SUBJECT: Conduct a Public Hearing and Consider Conditional Use Permit 2019-0035

for a Large Family Daycare at 1349 Quince Street (Play N' Learn Family

Daycare).

APPLICANT: Guadalupe Mendoza

Background and Analysis:

The project was originally scheduled for a public hearing with the Planning Commission on July 23, 2019, but was continued to the next available meeting due to a lack of quorum. The Planning Commission did open the public hearing and one resident did speak on the item. The resident raised concerns related to safety, traffic and noise. The speaker also had questions regarding the number and age of the children and if the use is allowed within the Sundance development. Additional information regarding the proposed project is provided in the analysis portion of this staff report.

The Municipal Code of the City of Beaumont requires the approval of a conditional use permit by the Planning Commission for large family daycare centers. The purpose of this requirement is to establish a formal review of such proposals, which involves conducting a public hearing and giving written notice to property owners within a 300-foot radius of the site.

Through the conditional use permit process, the Planning Commission has the opportunity to determine if the proposed use, or the location of that use, is compatible with surrounding uses, or through conditions, can be made compatible. The Planning Commission can either deny or approve the proposal, and may establish conditions of approval for the business' operations to ensure that it will not be a detriment to the community.

The subject site has an existing 3,246 square foot, two story, single-family residence that was constructed in 2014. The project setting can also be seen in the following materials attached to this staff report:

- General Plan Land Use Map (Attachment C)
- Zoning Map (Attachment D)
- Aerial Photograph (Attachment E)

The applicant currently operates a small family daycare at this location which allows for up to 8 children, which was licensed by the State of California Department of Social Services on October 5, 2018. The state's website does not show that the facility has had any citations or complaints to date. The applicant has filed a Conditional Use Permit Application to expand the in-home day-care for up to 14 children. The home is located in the Sundance community, which is zoned Specific Plan Area (SPA) and is a conditionally permitted use per Table 10 (Residential Permitted Uses) of the Sundance Specific Plan (see Attachment F).

Analysis:

The nature of this project is child care. The business would be in operation 5 days a week, Monday through Friday, from 6:30 am to 6:00 pm. The daycare utilizes indoor and outdoor areas on the first floor. The first-floor interior space includes a family room, living room, two (2) dining rooms, two (2) bathrooms, a bedroom and a kitchen. A fire extinguisher is located near the main entry to the home as well as fire alarms throughout the home. Staff feels that the available interior and exterior play areas should be suitable for a large home day-care facility; however, a final determination of adequacy of the site is to be made by the State of California as part of its facility licensing.

As with all applications of this type, concerns typically exist with compatibility of a single-family residential neighborhood. The consideration of this use functioning without impacts to the neighborhood should be evaluated in the public hearing process with neighborhood input. With a large-family daycare the requested scale of operations may potentially result in concerns, including noise, increased activity levels and parking and circulation problems associated with drop-off and pick-up traffic.

Staff has added a condition that there shall be two driveway parking spaces available at all times to accommodate the pick-up and drop-off traffic. Staff feels two driveway parking spaces would be sufficient for this facility. Additionally, the applicant offers pick-up and drop-off service which alleviates some of the traffic. To date, the City has not received any complaints related to the existing daycare currently operating at the residence.

As with all in-home day care facilities, these businesses are subject to State of California licensing, inspection and monitoring. The City's role is limited to land use appropriateness, while all operational matters are handled by the state.

Concerns:

Homeowner's Association (HOA) and Conditions Covenants & Restrictions (CC&R's)

During the public hearing, a resident asked if the use could be allowed if there were deed restrictions prohibiting running a business from the residence. California Health and Safety Code § 1597.40(b) and (c) prohibits deed restrictions that try to stop providers from operating large or small family child care homes and such restrictions are considered void and cannot be enforced, regardless of when it was created.

Number of Children and Age Range

Per California Health and Safety Code § 1597.465 large family day care homes may care for up to 14 children, as long as at least one child is in kindergarten and a second child is at least six (6) years old and other licensing criteria are met. Otherwise, large family day care homes may care for only up to 12 children.

The applicant has indicated that the large family day care intends to care for up to 14 children. The current license allows for children ranging in age from 6 months to 10 years old, however the applicant pending approval of the large family day care will be modifying the age range from 1 to 10 years old.

City Authority

Large family day cares are subject to local zoning requirements and are subject to a Conditional Use Permit per the Beaumont Municipal Code and the Sundance Specific Plan. The City may place *reasonablerequirements* on large family day cares. The use can be conditioned to make certain changes in the property or that the use operates in a way that will minimize the inconvenience to neighbors. Conditions must be limited to reasonable restrictions concerning traffic and noise control, parking, and spacing and concentration.

CEQA Review:

This project is exempt from review under the California Environmental Quality Act as it falls in a class of project which have been determined not to have a significant effect on the environment. Per CEQA Section 15274.(a), CEQA does not apply to the establishment or operation of a large family day care home, which provides in-home care for up to 14 children.

Findings:

The Planning Commission may approve and/or modify a Conditional Use Permit in whole or in part, with or without conditions, provided, all the following findings of fact are made:

1. The proposed use is one conditionally permitted within the subject zone and complies with the intent of all applicable provisions of this Zoning Ordinance. Large Family Day Care uses with 7 to 14 children are conditionally permitted in the residential planning areas of the Sundance Specific Plan, per Table 10. The subject site is located within Sundance Specific Plan and has a land use designation of low density

- residential. Approval of this use would be consistent with conditionally allowable uses and the intent of the Sundance Specific Plan.
- 2. The proposed use would not impair the integrity and character of the zone in which it is to be located. The Sundance Specific Plan allows for large family day care uses subject to a Conditional Use Permit. Allowing this use in this zone would be not impair the integrity and character of the existing and surrounding uses in the area and is subject to the attached conditions of approval to further protect the character of the neighborhood.
- 3. The subject site is physically suitable for the type of land use being proposed. The location of the proposed use as a large family day care is physically suitable. The site is currently operating as a small family day care and wishes to expand the use to allow up to 14 children. The site has adequate access for circulation and emergency response. This application has been reviewed by the City's staff and is found to be compatible.
- 4. The proposed use is compatible with the land uses presently on the subject property. The subject property is an existing single-family residence and is surrounded by single family residences. Allowing a large family day care at the location would be compatible with other existing residences in the area, as a large family day care are a conditionally permitted use in the Sundance Specific Plan and residential zones. The project has been conditioned to provide adequate parking and has limited hours of operation, to protect the character of the neighborhood.
- 5. The proposed use would be compatible with existing and future land uses within the zone and the general area in which the proposed use is to be located. A large family day care is compatible with current and future land uses in the Sundance Specific Plan. The Sundance Specific Plan is intended to provide a variety of residential uses. The use is also consistent with what will be allowed in the future area zoning and in the general plan update.
- 6. There would be adequate provisions for water, sanitation, and public utilities and services to ensure that the proposed use would not be detrimental to public health and safety. The site is adequately served by all public utilities and there is no public health or safety concerns.
- 7. There would be adequate provisions for public access to serve the subject proposal. The site was constructed as a single-family residence. There is adequate access to the site to serve the public and provide for public safety access as was determined through project review of the underlying subdivision map and the conditions of approval.
- 8. The proposed use is consistent with the objectives, policies, general land uses, and programs of the City of Beaumont General Plan. The proposed use is consistent with the overall General Plan and its contents. The City strives to provide a balance of land use and development types. Allowing this use in the Sundance Specific Plan works toward achieving these goals.
- 9. The proposed use would not be detrimental to the public interest, health, safety, convenience, or welfare. The proposed use will not be detrimental to the public interest, health, safety, convenience, or welfare because as conditioned, the large family day care must comply with the proposed conditions of approval, the Sundance Specific Plan and the Municipal Code.
- 10. The proposed design and elevations preserve and maximize the image, character, and visual quality of the neighborhood. *The residence is existing and as approved*

- meets the City's development guidelines. The project is not proposing any modifications to the elevations and will maintain the residential character of the neighborhood.
- 11. The Planning Commission shall find that the proposed use does not have a disproportionately high and adverse human health or environmental effect on minority and low-income populations. The proposed use will provide child cares services in a residential setting. The services offered provide an alternative to commercial day care facilities. The allowance of a large family day care will not induce new environmental impacts as a result.

Incorporated herein by Reference:

- City of Beaumont General Plan
- City of Beaumont Zoning Ordinance
- Project Site's Riverside Conservation Authority Multi-Species Habitat Conservation Plan Informational Map
- Contents of City of Beaumont Planning Department Project File CUP2019-0035, Sundance Specific Plan and BP2014-00565

Fiscal Impact:

The proposed conditional use permit has no financial impact.

Recommendation:

- 1. Hold a Public Hearing;
- 2. Approve Conditional Use Permit No. 2019-0035, subject to the proposed conditions of approval; and
- 3. Direct staff to prepare a Notice of Exemption for the applicant to record with the County Clerk.

Attachments:

Attachment A - Draft Conditions of Approval

Attachment B - Floor Plan

Attachment C - General Plan Land Use Designation Map

Attachment D - Zoning Map

Attachment E - Aerial Photograph

<u>Attachment F - Sundance Land Use Table</u>



CITY OF BEAUMONT PLANNING DEPARTMENT CONDITIONS OF APPROVAL

CONDITIONAL USE PERMIT NO. CUP2019-0035 CONDITIONAL USE PERMIT FOR ESTABLISHMENT OF A LARGE FAMILY DAYCARE LOCATED AT 1349 QUINCE STREET (APN 419-710-033)

PLANNING COMMISSION APPROVAL DATE:							

STANDARD CONDITIONS

- 1. The permit for the above referenced Conditional Use Permit and property consists of all Conditions of Approval herein.
- 2. The use hereby permitted is for the establishment of a large family daycare.
- 3. The permittee shall defend, indemnify, and hold harmless the City of Beaumont, the Beaumont Redevelopment Agency, its agents, officers, consultants, and employees from any claims, action, or proceeding against the City of Beaumont or its agents, officers, consultants, or employees to attack, set aside, void, or annul, an approval of the City of Beaumont, its advisory agencies, appeal boards, or legislative body concerning Conditional Use Permit No. CUP2019-0035. The City of Beaumont will promptly notify the permittee of any such claim, action, or proceeding against the City of Beaumont and will cooperate fully in the defense. If the City fails to promptly notify the permittee of any such claim, action or proceeding or fails to cooperate fully in the defense, the permittee shall not, thereafter, be responsible to defend, indemnify, or hold harmless the City of Beaumont.
- 4. This approval shall be used within one (1) year of the approval date; otherwise, it shall become null and void and of no effect whatsoever. By use is meant the beginning of operation permitted by this approval within the one (1) year period which is thereafter diligently pursued to completion and commencement of uses consistent with the land use entitlements authorized by this permit. Prior to the expiration of the one (1) year period the permittee may request a one (1) year extension of time in which to use this permit.
- 5. The development and uses entitled pursuant to the permit shall comply with the Beaumont Municipal Code and all other applicable City of Beaumont ordinances and state and federal codes. The development of the premises shall conform substantially with that as shown on the approved site plan, unless otherwise amended by these conditions of approval.

Conditions of Approval CUP2019-0035

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- 6. All subsequent submittals required by these conditions of approval, including but not limited to improvement plans, building plans, shall be subject to the payment of review fees by the permittee as set forth herein.
- 7. The hours of operation for the business are limited to 6:30am to 6:00pm Monday Friday.
- 8. A valid business license shall be maintained in force at all times.
- 9. Outdoor storage and/or discarded materials on the property are prohibited.
- 10. Any new signage on the site is subject to a sign permit application from the City.
- 11. Tenant Improvement Plans may be required dependent on the improvements made within the home. Please contact the Building and Safety Department with any questions concerning any building improvements.
- 12. For Sales Tax Purposes, this location shall be the "Point-of-Sale" for all transactions conducted.
- 13. The Community Development Director shall monitor the subject use to ensure that the scale of the use does not exceed the limitations of the existing site improvements. In the event that the Director determines that the scale of the use has exceeded site limitations, a hearing shall be scheduled before the Planning Commission to review the permit and consider modification or revocation thereof.
- 14. The scale of the operation shall be limited to a maximum of 14 clients, all of which are required to be minors. The care of adults is not permitted at this location.
- 15. The applicant shall be responsible for securing clearance, permits and approvals from all relevant agencies, including the Building Department, Fire Department and the State of California's Department of Social Services.
- 16. This permit shall be for the benefit of the applicant in whose name the permit was issued, for the specific approved location. The permit shall not be transferrable to another individual or location.
- 17. There shall be two (2) driveway parking space available at all times to accommodate the pick-up and drop-off traffic.

Conditions of Approval CUP2019-0035 Page 3

FIRE DEPARTMENT

- 18. Fire protection shall be provided in accordance with the requirements to be set forth by the Riverside County Fire Department.
- 19. New and existing buildings shall be provided with approved 4-inch address numbers on front of the building. CFC-section-505.
- 20. Provide 2A10BC Fire Extinguishers throughout the site. See fire department for locations and mounting height. CFC section-906.1.
- 21. Provide 'NO SMOKING' signs throughout the site. CFC section-31.
- 22. Submit a site and floor plan to the Riverside County Fire Department in Beaumont Ca. Along with an 850 form from Community Care License.
- 23. Address, Fire Alarm, Smoke Alarms, Carbon Monoxide Alarms, Exiting, garage separation, etc. will be required prior to fire final. To read more Office of the Fire Marshal has a handout and you can call for a pre-fire inspection prior to submittal to CCL.
- 24. F1. FIRE FINAL and life safety conditions will be addressed when the Office of the Fire Marshal reviews building plans. These conditions will be based on occupancy, use, California Building Code, California Fire Code, and other related codes which are in force at the time of building plan submittal.
- 25. F2. PREMISES IDENTIFICATION/COMMERCIAL BUILDING NUMBERS Prior to issuance of Certificate of Occupancy or building final, all commercial buildings shall display street numbers in a prominent location on the street side and rear access locations. The numerals shall be a minimum of twelve (12) inches in height for building(s) up to 25 feet in height, and 24 inches in height for building(s) exceeding 25 feet in height. All addressing must be legible, of a contrasting color with the background, and (6) inches in height for suite identification on contrasting background. During construction of this project, the site address shall be clearly marked with a minimum of 24 inch numbers. Unobstructed lighting of the address (s) shall be by means approved by the Office of the Fire Marshal. In multiple suite centers (strip malls), business shall post the name of the business on the rear door (s). CFC section-505.1 & Riverside County Fire Ordinance 787.

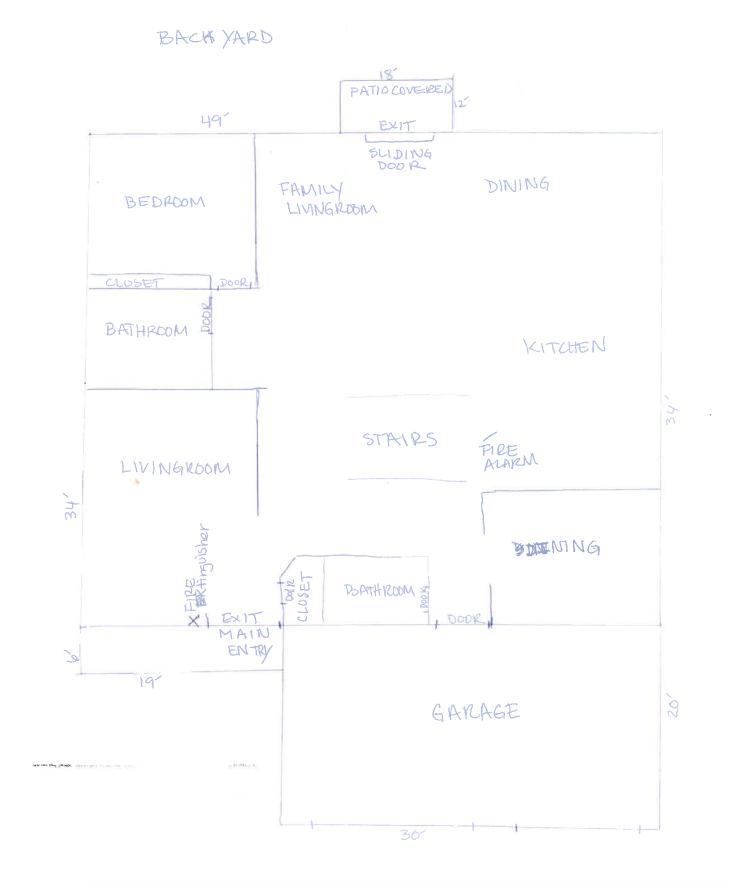
Conditions of Approval CUP2019-0035 Page 4

- 26. F3. RAPID ENTRY KNOX BOX a Knox Box Rapid Entry System shall be provided. The Knox Box (s) and or a Knox Pad Lock shall be installed in an accessible location approved by the Fire Code Official (to the right of the door, 6 foot to the top of the box). The Knox Box may be supervised by the alarm system. Provide 3 sets of keys, and each key shall have a durable and legible tag affixed for identification. CFC section-506.1.
- 27. F4. SAFETY PRECAUTIONS Approval of the safety precautions for buildings being constructed, altered or demolished shall be required by the Fire Code Official in addition to other approvals for specific operations or processes associated with such construction, alteration or demolition. Structure, facilities and conditions which in the opinion of the fire code official, constitute a distinct hazard to life or property. The fire code official is authorized to order the posting of signs in a conspicuous location in each structure. The posting of signs shall not be obscured, removed, defaced, mutilated, or destroyed.
- 28. F5. FIRE DEPARTMENT INSPECTION APPROVAL Construction or work for which the Office of the Fire Marshal's approval is required shall be subject to inspection by the Fire Code Official and such construction or work shall remain accessible and exposed for inspection purposes until approved.
- 29. F6. AUTHORITY TO INSPECT The Office of the Fire Marshal shall maintain the authority to inspect as often as necessary for buildings and premises, including such other hazards or appliances designated by the Fire Code Official for the purpose of ascertaining and causing to be corrected any conditions which would reasonably tend to cause fire or contribute to its spread, or any violation of the purpose or provisions of this code and of any other law or standard affecting fire safety.
- 30. F7. ALTERATIONS Any alterations, demolitions, or change in design, occupancy and use of buildings or site will require plan submittal to the Office of the Fire Marshal with review and approval prior to installation.
- 31. F8. FIRE EXTINGUISHERS Install portable fire extinguishers with a minimum rating of 2A-10BC and signage. Fire extinguishers shall be mounted no higher than 5 feet above finished floor, measured to the top of the extinguisher. Extinguishers must have current CSFM service tags affixed; or within one year if from the date of month and year manufacture. Higher Hazards shall require a higher hazard fire extinguisher. CFC section- 906.1.
- 32. F9. BUILDING OPENINGS Access to building openings and roofs shall be maintained readily accessible for emergency access by the fire department. Finished grade to be flat and accessible on all sides of the building were ground ladder access is the only means to reach the highest point on the building from the exterior. Obstructions will not be placed

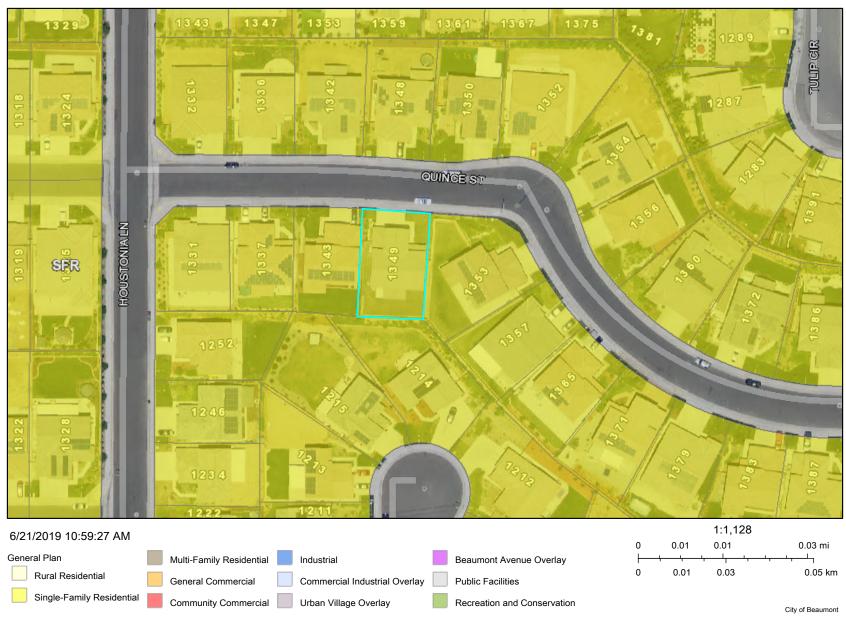
Conditions of Approval CUP2019-0035 Page 5

as to interfere with ground ladder placement. CFC Chapter 5, section 504.1~& RVC Ordinance 787.8.

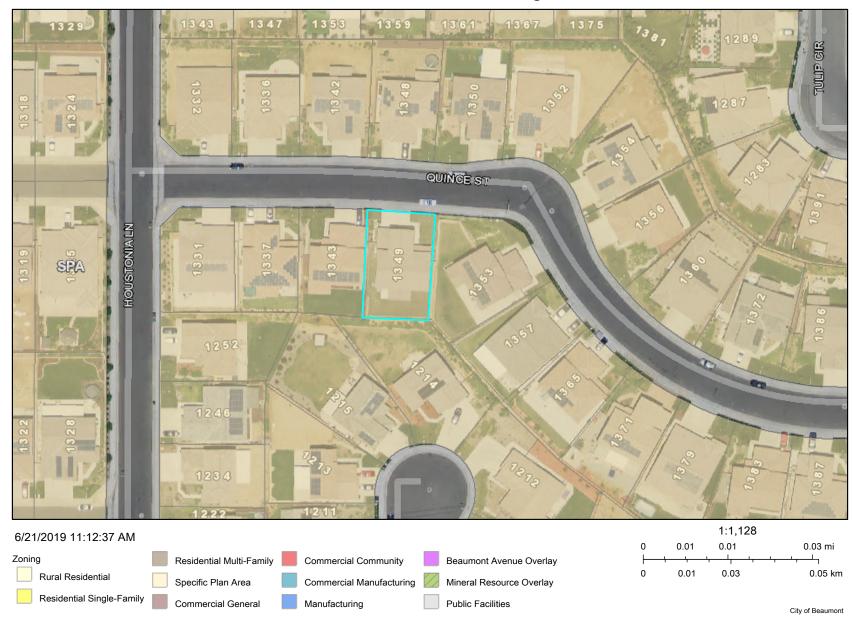
END CONDITIONS



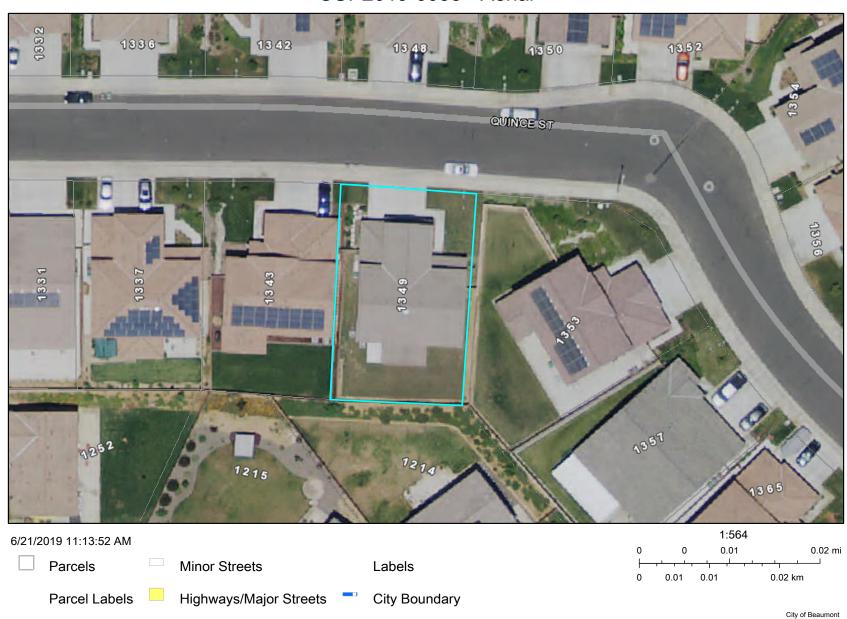
CUP2019-0035 - General Plan Land Use Designation



CUP2019-0035 - Zoning



CUP2019-0035 - Aerial





a. Permitted Uses

The following uses, as defined in Table 10, shall be permitted within the residential planning areas of the Sundance Specific Plan.

Table 10
Residential Permitted Uses

Residential Uses	Very Low Density	Low Density	Low-Medium Density	Medium Density	High Density
Single family dwellings, detached	Р	Р	Р	Р	Р
Single lot subdivisions	Х	Х	Х	Р	Р
Patio Homes	X	Х	Р	Р	Р
Townhomes/condominiums	X	Х	X/P/PP ¹	X/P/PP1	P/PP
Multi-family apartments	X	Х	Х	X	P/PP
Open Space, parks, recreational facilities, trails	Р	Р	Р	Р	Р
Daycare (small family)	Н	Н	H	Н	Н
Daycare (Large family)	С	С	С	С	С
Daycare Centers	X	X	C/PP	C/PP	C/PP
Churches, temples or other places of religious worship	С	С	С	С	С
Educational Institutions	С	С	С	С	С
Governmental Uses	С	С	С	С	С
Hospitals or other facilities licensed by the California Department of Health	С	С	С	С	С
Public Utilities	С	С	С	С	С
Accessory buildings, structures and uses related to a permitted use (including swimming pools, spas, sports courts, patios and patio covers, mail boxes, garden structures, storage sheds, greenhouses) ²	Р	Р	Р	Р	Р
Accessory Dwelling Unit	Р	Р	Р	P	Р
Temporary real estate offices for lot sales on the tract upon which the office is located for not more than two years. ³	PP	PP	PP	PP	PP
Home Occupations	PP	PP	PP	PP	PP
Construction trailer during active construction only	PP	PP	PP	PP	PP
Nurseries, Horticultural uses, during the development of the Specific Plan area	PP	PP	PP	PP	PP
Detention basins/flood control facilities	Р	Р	Р	Р	Р
Model Home Complex	PP	PP	PP	PP	PP
Recreation Vehicle Storage ⁴	X	Х	X	С	С

P = Permitted, C = Conditional Use Permit, H= Home Occupation Permit, PP=Plot Plan approval required X=Not Permitted

¹ Attached Townhomes/condominiums are not permitted in the Low Medium and Medium Density categories; however, detached homes sold as condominiums are considered a permitted use subject to plot plan approval.

² Allowed in accordance with the site development standards outlined in this section

³ Extensions may be granted by the Planning Commission

⁴ Allowed for residents only of the specific residential project the storage yard is made part of. The storage yard is to be maintained and operated by a homeowners association and not for commercial purposes.



Staff Report

TO: Planning Commissioners

FROM: Carole Kendrick, Senior Planner

DATE: August 13, 2019

SUBJECT: Conduct a Public Hearing and Consideration of a Request to Subdivide 8.93

Acres into Two (2) Parcels with an Existing Storage Facility on a 5.28-Acre Parcel and a 3.65-Acre Vacant Parcel for Financing and Conveyance Purposes Only. The Proposed Map is Located North of East First Street, South of East Second Street, East of Pennsylvania Avenue and West of

Commerce Way at 1422 East First Street.

APPLICANT: COORG Corporation

Background and Analysis:

The subject property is currently partially developed with a storage facility and caretakers' unit. The storage use was approved by the Planning Commission on May 13, 2003, under Plot Plan 03-PP-10. On March 3, 2005, Parcel Map No. 31948 was recorded, and the subject property was included in the subdivision as a remainder parcel as shown in Attachment F. The subdivision map showed a street called Monmouth Avenue that connected First and Second Streets on the west side of the storage facility. Monmouth Avenue was proposed as an 80-foot-wide street.

Monmouth Avenue was later vacated on March 2, 2006, under Street Vacation 05-5V-02, therefore half widths of the street were returned to the adjacent property owners. The development of the storage facility occurred in 2006, and buildings were constructed in the vacated area. The applicant is currently in the process of refinancing the property and was required to adjust the lot lines to correspond with the existing development and vacant land.

The applicant originally submitted a Lot Line Adjustment (PW2019-0338) on April 11, 2019, with the intention to move the line between Assessor's Parcel Nos. 419-260-044 and 419-260-054. However, the Assessor's parcel numbers only represent a tax number and only one legal lot exists, therefore the applicant submitted a tentative parcel map for financing and conveyance purposes only to subdivide the storage facility and the vacant land east of the facility.

Fiscal Impact:

The proposed subdivision has no financial impact.

Recommendation:

- 1. Hold a Public Hearing; and
- 2. Recommend to the City Council, Approval of Tentative Parcel Map No. 37791 (PM2019-0005) for a two-year period, subject to the attached conditions of approval.

Attachments:

Attachment A - Draft Conditions of Approval

Attachment B - Tentative Parcel Map No. 37791

Attachment C - General Plan Land Use Designation Map

Attachment D - Zoning Map

Attachment E - Aerial

Attachment F - Parcel Map No. 31948



CITY OF BEAUMONT PLANNING DEPARTMENT CONDITIONS OF APPROVAL

TENTATIVE PARCEL MAP NO. 37791 (PM2019-0005) TO SUBDIVIDE 8.93 ACRES INTO TWO (2) PARCELS LOCATED ON THE NORTH SIDE OF FIRST STREET, SOUTH SIDE OF SECOND STREET AND WEST OF COMMERCE WAY AT 1422 EAST FIRST STREET. (APN 419-260-044 & 419-260-054)

PLANNING COMMISSION	١
APPROVAL DATE:	

DRAFT

STANDARD CONDITIONS

- 1. The following conditions of approval are for TENTATIVE PARCEL MAP NO. 37791 (PM2019-0005).
- 2. The subdivider shall defend, indemnify, and hold harmless the City of Beaumont, its agents, officers, and employees from any claim, action, or proceeding against the City of Beaumont, its agents, officers, or employees to attack, set aside, void, or annul an approval of the City of Beaumont, its advisory agencies, appeal boards, or legislative body concerning TENTATIVE TRACT MAP NO. 37791 and related documents, which action is brought within the time period provided for in California Government Code, Section 66499.37. The City of Beaumont will promptly notify the subdivider of any such claim, action, or proceeding against the City of Beaumont and will cooperate fully in the defense. If the City fails to promptly notify the subdivider of any such claim, action, or proceeding or fails to cooperate fully in the defense, the subdivider shall not, thereafter, be responsible to defend, indemnify, or hold harmless the City of Beaumont.
- 3. The subdivision shall comply with the State of California Subdivision Map Act and to all the pertinent requirements of The Beaumont Municipal Code, unless modified by the conditions listed below.
- 4. This conditionally approved tentative map will expire two (2) years after the original approval date, unless extended as provided by the Beaumont Municipal Code, the State Subdivision Map Act or by a development agreement. Action on a minor change and/or revised map request will not extend the time limits of the tentative map. Approval of the final map by the City Council is required.

- 5. The final map shall be prepared by a licensed land surveyor or registered civil engineer subject to all the requirements of the State of California Subdivision Map Act and The Beaumont Municipal Code.
- 6. If deemed necessary by the Community Development Director, within ten (10) days of approval by the City Council ten (10) copies of an Amended Per Final Conditions map shall be submitted to and approved by the Community Development Director prior to release of the final conditions of approval.
- 7. Any subsequent review/approvals required by the conditions of approval, including but not limited to grading, landscaping, plot plan and/or building plan review, shall be reviewed on an hourly basis based on, or such fee as may be in effect at the time of submittal, listed in Ordinance No. 506.
- 8. The proposed subdivision map is a "financing and conveyance map". It cannot lead directly to development nor does it require any physical improvements, as the future applications dictate the manner of site development. The function of the map is to simply permit the simplified conveyance of portions of the parcel to individual users, or to separate project elements for financing.

AGENCY CONDITIONS

- 9. The subdivider shall comply with the requirements of the Beaumont Unified School District.
- 10. The subdivider shall comply with the requirements set forth by the Beaumont Fire Department.
- 11. The subdivider shall comply with the requirements as set forth by the Beaumont-Cherry Valley Water District.

RECORDATION CONDITIONS

Prior to the <u>RECORDATION</u> of any final map, all the following conditions shall be satisfied:

12. The subdivider shall submit written clearances to the Public Works Director that all pertinent requirements from the following agencies have been met:

City Fire Department

City Police Department

City Community and Economic Development Department

Beaumont Cherry Valley Water District

13. All delinquent property taxes, special taxes and/or any other assessments shall be paid to the Riverside County Tax Collectors Office.

14. Easements, when required for roadway slopes, drainage facilities, utilities, etc., shall be shown on the final map if they are located within the land division boundary. All offers of dedication and conveyances shall be submitted and recorded as directed by the Public Works Director.

PUBLIC WORKS

Section 1 – General

- 1.1 The design of public infrastructure elements shall conform to the requirements of the City General Plan, Water Quality Management Plan, City of Beaumont Master Plans, City of Beaumont Standards, Caltrans Standard Specifications and the Standard Specifications for Public Works Construction, current edition, as required by the City Engineer. Grading work outside of road right of way shall conform to the latest edition of California Building Code and the City of Beaumont standards and practices. All existing utilities that will be abandoned shall be removed and called out on plans for removal.
- 1.2 The following plans and reports, if required, shall be prepared by a competent California licensed civil engineer prior to any site development. All required plans shall be drawn in ink at appropriate scales on mylar sheets as approved by the City Engineer. At approval of the plans, digital copies of the singed/approved shall be given to the City on a CD in PDF format. Upon request of the City, the AutoCAD files for the plans shall also be submitted to the City.
- 1.3 The developer shall pay all applicable fees relating to the development, at the time of development. Applicable Fees shall consist of but not be limited to improvement plan review fees, construction inspection fees, TUMF fees, sewer connection fees, local development impact fees, and Beaumont Unified School District fees.
- 1.4 Advisory Upon development, developer shall submit the following Plans:
 - A. Street Improvement Plans
 - B. Rough Grading and Precise Grading Plans Rough grading plans shall include erosion/sediment control plans
 - C. Water, Sewer, and Storm Drain Improvement Plans
 - D. Wall and Fence Plans

- E. Landscape and Irrigation Plans
- F. Street Lighting Plans
- G. Storm Water Pollution Prevention Plan shall be prepared and approved by the California State Water Quality Control Board, Santa Ana Region prior to any site grading.
- H. Water Quality Management Plan
- 1.5 Final maps shall meet all requirements of the Beaumont Municipal Code, and shall include the following:
 - A. Existing easements and proposed easements within the Tract. Utility easements may be required for City maintenance purposes. Developer shall give City appropriate utility easements.
 - B. All street right-of-way
 - C. All required off-site Right of Way shall be acquired by the developer pursuant to the Subdivision Map Act and the Beaumont Municipal Code and dedicated to the City at no cost.
- 1.6 The following reports are required:
 - A. A preliminary title report accompanied by copies of all recorded documents cited therein shall be submitted to the City Engineer for review along with the first submittal of the final map for checking.
 - B. A preliminary soils report prepared by a competent California licensed geotechnical engineer or civil engineer skilled in soils/foundation investigations shall be submitted for review to the City Engineer along with the first submittal of grading plans, street improvements plans and /or other improvement plans for review. Within the required soils report special attention shall be directed to the rippability of the proposed road cuts and stability of manufactured slopes. The geotechnical engineer shall determine the setback requirements to support loading without failures in the soil mass.

- C. Any grading and/or utility excavations and backfilling, both on and off site, shall be done under the continuous direction of a licensed geotechnical/civil engineer who shall obtain all required permits and submit reports on progress and test results to the City Engineer for review and approval as determined by the City. Upon completion of all soils related work, the geotechnical engineer shall submit a final report to the City Engineer for review and approval, which may require additional tests at the expense of the developer. Permits to build structures will not be issued until a report has been submitted by a geotechnical engineer and approved by the City Engineer attesting to the sufficiency of all building pads to sustain proposed foundation loading and graded in compliance with the geotechnical recommendations.
- D. Advisory Upon development of Parcel 2 a hydrology/hydraulics report shall be prepared and approved prior to the issuance of a construction permit. Said report shall be based upon methodology which is acceptable to the City Engineer, and shall address the potential 10-year and 100-year storm event impacts of local drainage upon the project as well as downstream impacts resulting from the project, and shall identify the level of responsibility of the project in correcting downstream problems. The report shall be submitted for review to the City Engineer along with the first submittal of Street Plans and/or other improvement plan for review.

1.7 The following Fees are required:

- A. At the time of first submittal of final map, the developer shall pay to the City of Beaumont all applicable fees based on City requirements.
- B. At the time of requesting recordation of final map, the developer shall provide securities to guarantee setting final survey monumentation within the tract map. Final monumentation certificates shall be provided by the developer to the City Engineer ensuring monuments were set within the tract map.
- C. Prior to the issuance of any permits to construct any public improvements, the developer shall pay to the City of Beaumont all applicable fees.
- D. Prior to the issuance of any permits to construct any public improvements, the developer shall provide securities to guarantee completion of construction and payment of labor and materials in accordance with the Beaumont Municipal Code.

Section 2 – Street Improvements

2.1 <u>Advisory</u> – Prior to issuance of any future building permits, any required off-site street improvements shall be approved and developer shall provide securities to guarantee completion of construction and payment of labor and materials in accordance with the Beaumont Municipal Code.

Section 3- Sewer Improvements

3.1 <u>Advisory</u> – Prior to issuance of any future building permits, any required off-site street improvements shall be approved and developer shall provide securities to guarantee completion of construction and payment of labor and materials in accordance with the Beaumont Municipal Code.

Section 4 – Water Improvements

- 4.1 <u>Advisory</u> Any future entitlements and/or developments shall comply with the requirements of the Beaumont Cherry Valley Water District.
- 4.2 Developer shall be responsible for obtaining potable water and reclaimed water for future development.

Section 5 – Storm Drain Improvements

- 5.1 The stormwater generated within the future development shall be captured into appropriate drainage facilities. The stormwater shall be treated per the requirements of the WQMP. The drainage facilities shall be designed to accommodate a 100-year storm flow event.
- 5.2 <u>Advisory</u> Prior to entitlement for any future development and/or building permits, a Hydrology/Hydraulics report shall be submitted to the Public Works department. The report shall include the amount of stormwater flow that is generated for a 10-year and 100-year storm flow event. Drainage areas shall be clearly delineated and show the direction of flow into the appropriate drainage facilities.

Section 6 - NPDES and Water Quality

6.1 <u>Advisory</u> – Any future development will require a National Pollutant Discharge Elimination System (NPDES) Construction General Permit for storm water discharges

Conditions of Approval TPM37791 (PM2019-0005) Page 7

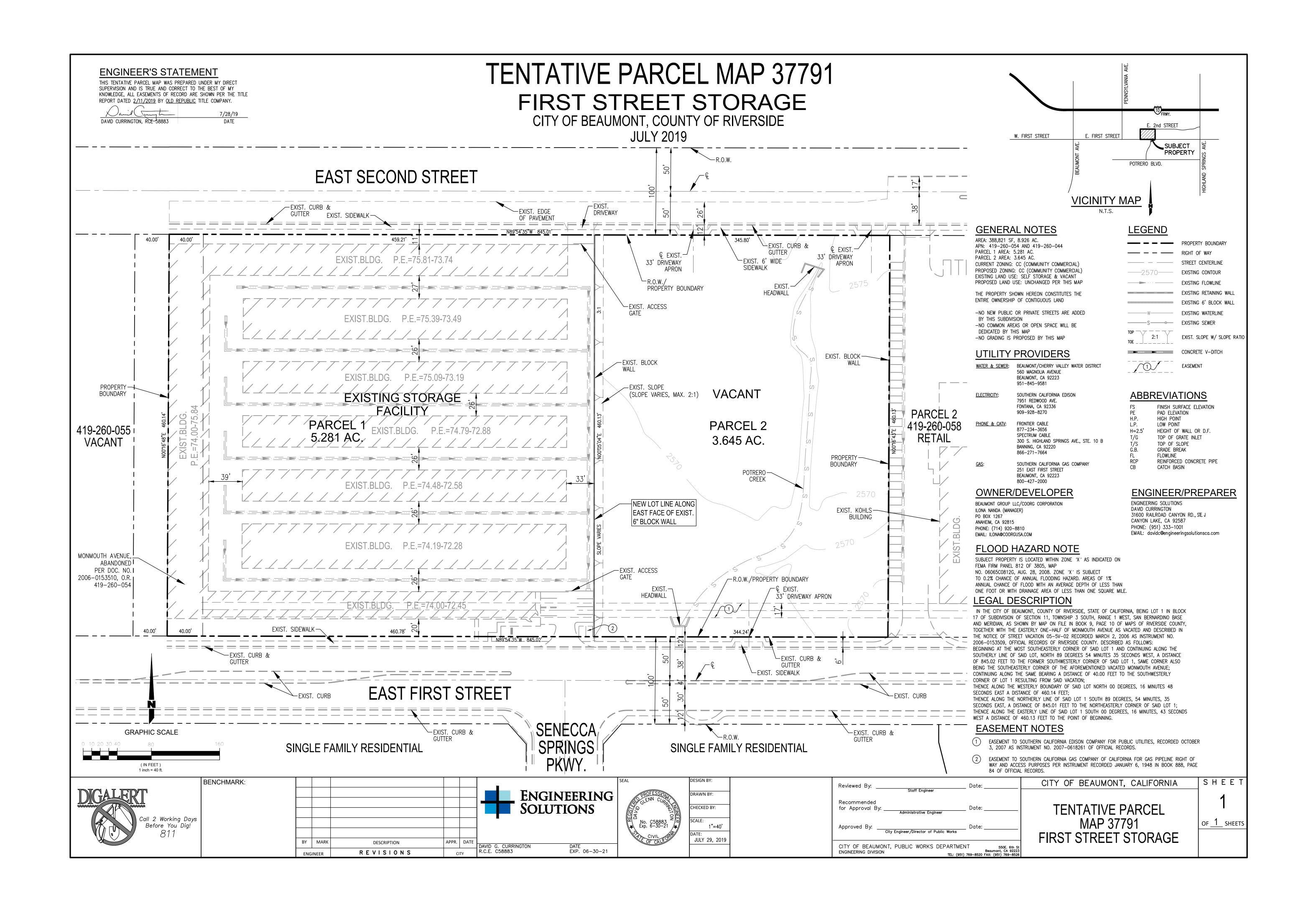
associated with construction activities as directed by the California Water Resources Control Board.

6.2 Advisory – Prior to entitlement for any future development, a preliminary project-specific Water Quality Management Plan (WQMP) shall be submitted to Public Works Department. The WQMP shall be approved prior to the issuance of a grading permit. The WQMP shall incorporate, but not limited to, the following: site design BMP's, applicable source control BMP's, treatment control BMP's, long term operation and maintenance requirements, and inspection and maintenance checklist. Maintenance and funding requirements shall be outlined in the WQMP for the maintenance of the development BMP's. The post construction Best Management Practices (BMPs) outlined in the approved final project-specific WQMP shall be incorporated in the improvement plans.

<u>Section 7 – Onsite Improvements and Grading</u>

7.1 No on-site grading is proposed. No on-site improvements and/or grading on Parcel 2 will be allowed prior to entitlement for any future development.

END CONDITIONS



TPM37791 PM2019-0005 General Plan



TPM37791 PM2019-0005 Zoning



TPM37791 PM2019-0005 Aerial



NUMBER AREA =

RIVERS

ARC! 948

BEING A SUBDIVISION OF A PORTION OF LOT 1 AND LOT 2 OF AMENDED MAP OF A PORTION OF THE SUBDIVISION OF SECTION 11, T.3 S., R.1 W., S.B.B.M.

AS SHOWN BY MAP ON FILE IN BOOK 23, PAGE 73 OF MAPS, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA, TOGETHER WITH LOT 1, IN BLOCK 176 OF AMENDED MAP OF THE TOWN OF BEAUMONT AS SHOWN BY MAP ON FILE IN BOOK 9, PAGE 10 OF MAPS, RECORDS OF SAN BERNARDINO COUNTY, CALIFORNIA, AND LOTS 1 AND 2, IN BLOCK 17 AND LOT 1, BLOCK 18 OF THE SUBDIVISION OF SECTION 11, T.3 S., R.1 W., S.B.B.I AS SHOWN BY MAP ON FILE IN BOOK 9, PAGE 10 OF MAPS, RECORDS OF SAN BERNARDINO COUNTY, CALIFORNIA, ADJUSMENT #04-LLA-11 RECORDED 11-45-4 AS WIST. NO. 2004-0179172, O.R., RECORDS OF SAID RIVERSIDE COUNTY MICHAEL SIMON, P.L.S. 6034 TAIT & ASSOCIATES, INC.

DATE OF SURDIVISION OF SECTION 11, T.3 S., R.1 W., S.B.B.I MICHAEL SIMON, P.L.S. 6034 TAIT & ASSOCIATES, INC.

M., LARRY W. WIND

COUNTY ASSESSOR-CLERK-RECORDER BY: M. Ohmour DEPUTY
SUBDIVISION GUARANTEE: FIRST AMERICAN TITLE
INSURANCE COMPANY

PRINT NAME: Ucrlon w. 51
TITLE: Vice President

PRINT NAME: GALY MC46- SCING

NOTARY ACKNOWLEDGMENT

PUBLIC, PERSONALLY APPEARED VERLON W. FROST

PERSONALLY PERSONALLY KNOWN TO N

Mary L. Bulle

MARY K. BECKER

PRINCIPAL PLACE OF BUSINESS IS IN ...

NOTARY ACKNOWLEDGMENT
STATE OF CALIFORNIA COUNTY OF OCOUNTY OCOUNTY OF OCOUNTY OF OCOUNTY OCOUNTY

ON Dec. 20, 2004, BEFORE ME, MCODY JOLIDDE!

NOTARY PUBLIC IN AND FOR SAID STATE

Melody Jo Lidde !!

MY PRINCIPAL PLACE OF BUSINESS IS IN MY COMMISSION EXPIRES $4.23\cdot05$ Orange

NOTARY ACKNOWLEDGMENT STATE OF CALIFORNIA SS

HARCH 2, 2005, BEFORE ME, 1/2 AREV

NESS MY HAND:

P. CHREY

RECORDER'S STATEMENT SHEET 1 OF 7

FILED THIS 3" DAY OF March 2005,

AT 8 A.M. IN BOOK 212 OF PARCEL

MAPS, AT PAGES 11-17, AT THE

REQUEST OF THE CITY CLERK, CITY OF BEAUMONT.

NO. 2005-0172652

FEE \$ 19.00

I HEREBY STATE THAT I AM A LICENSED LAND SURVEYOR OF THE STATE OF CALIFORNIA AND THAT THIS MAP, CONSISTING OF SIX (6) SHEETS, CORRECTLY REPRESENTS A SURVEY MADE UNDER MY SUPERVISION DURING SEPTEMBER OF 2003; THAT ALL MONUMENTS SHOWN HEREON ACTUALLY EXIST AND THEIR POSITIONS ARE CORRECTLY SHOWN, OR WILL BE SET IN ACCORDANCE WITH THE TERMS OF THE MONUMENT ARREMENT FOR THE MAP; THE MONUMENTS WILL BE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.

DATED: JAN. 13 . 2005. ER 6/3/05

CITY ENGINEER'S STATEMENT:

1 HEREBY STATE THAT I HAVE EXAMINED THE WITHIN MAP: THAT THE SUBDIVISION AS SHOWN HEREON IS SUBSTANTIALLY THE SAME AS IT APPEARED ON THE TENTATIVE MAP OF PARCEL MAP 31948, REVISED NO. 1 BY THE BEAUMONT CITY COUNCIL ON LONG APPLICABLE AT THE TIME OF APPROVAL OF THE TENTATIVE MAP HAVE BEEN COMPLIED WITH: THAT I AM SATISFIED THAT THE MAP IS TECHNICALLY CORRECT; THAT THE PLANS FOR THE DRAINS, DRAINAGE WORKS AND SEWERS SUFFICIENT TO PROTECT ALL LOTS IN THE SUBDIVISION FROM FLOODS HAVE BEEN APPROVED; THAT ALL IMPROVEMENTS HAVE BEEN COMPLETED IN ACCORDANCE WITH THE SUBDIVISION FROM FLOODS HAVE BEEN AND APPROVED; THAT ALL IMPROVEMENTS HAVE BEEN COMPLETED IN ACCORDANCE WITH THE APPROVED; AND THAT ALL IMPROVEMENTS HAVE BEEN COMPLETED IN ACCORDANCE WITH THE APPROVED PLANS OR THAT THE SUBDIVISION FOR SECURING OF PLANS OR THAT THE SUBDIVISION FOR THE APPROVED; AND THAT ALL IMPROVEMENTS HAVE BEEN COMPLETED IN ACCORDANCE WITH THE APPROVED PLANS OR THAT THE SUBDIVISION FOR SECURING OF ALL INTO AGREEMENT WITH THE CITY OF BEAUMONT COVERING COMPLETION OF ALL IMPROVEMENTS AND SPECIFYING THE TIME FOR COMPLETING THE SAME.

FOR DEEPAK MOORJANI, R.C.E. 51047
CITY ENGINEER, CITY OF BEAUMONT
DATED: 21 JAN , 2005.

DENNIS W. JANDA, L.S. 6359
(LIC. EXPIRES 12/31/06)

12/31/06

BEAUMONT CITY COUNCIL CERTIFICAT

HEREBY CERTIFY THAT THIS MAP WAS PRESENTED REGULAR MEETING THEREOF HELD ON THE 115 TO SAID COUNCIL DID, BY AN ORDER DULY PASSED AS BEHALF OF THE PUBLIC, SUBJECT TO IMPROVEMENT PURPOSES, LOTS "A" THROUGH "G", INCLUSIVE, AN AS SHOWN HEREON. CITY OF GEALMONT

THE RECORDS OF THIS OFFICE, AS OF THIS DATE, THERE ARE NO IN THE WITHIN MAP FOR UNPAID STATE, COUNTY, MUNICIPAL, OR COLLECTED AS TAXES, EXCEPT TAXES OR SPECIAL ASSESSMENTS NOT YET PAYABLE, WHICH IS ESTIMATED TO BE \$ 2.6,100

DATED:

PAUL MCDONNELL
COUNTY TAX COLLECTOR
BY: Math

OF \$ 86,100 HAS BEEN EXECUTED AND FILED WITH OF RIVERSIDE, CALIFORNIA, CONDITIONED UPON THE PAYMENT LOCAL, AND ALL SPECIAL ASSESSMENTS COLLECTED AS MAP WITH THE COUNTY RECORDER ARE A LIEN AGAINST SAID BOND HAS BEEN DULY APPROVED BY SAID BOARD OF

CASH TAX BOND
PAUL MCDONNELL
COUNTY TAX COLLECTOR

NANCY ROMERO CLERK OF THE BOARD OF SUPERVISORS

1: Matte fear

SIGNATURE OMISSION:

PURSUANT TO THE PROVISIONS OF THE SUBDIVISION MAP ACT, SECTION 86436(a)(3)(A) THE FOLLOWING SIGNATURES HAVE BEEN OMITTED:

THE SIGNATURE OF BEAUMONT LAND AND WATER COMPANY, HOLDER OF AN EASEMENT FOR PIPE LINES AND INCIDENTAL PURPOSES, RECORDED APRIL 5, 1911 AS INSTRUMENT NO. 48, OFFICIAL RECORDS. THE SIGNATURE OF SOUTHERN CALIFORNIA GAS COMPANY AND SOUTHERN COUNTIES GAS COMPANY OF CALIFORNIA, HOLDERS OF AN EASEMENT FOR PIPELINES AND INCIDENTAL PURPOSES, RECORDED MAY 24, 1947 IN BOOK 837, PAGE 151, OFFICIAL RECORDS.

THE SIGNATURE OF SOUTHERN CALIFORNIA GAS COMPANY AND SOUTHERN COUNTIES GAS COMPANY OF CALIFORNIA, HOLDERS OF AN EASEMENT FOR PUBLIC UTILITIES INCIDENTAL PURPOSES, RECORDED OCTOBER 25, 1947 AS INSTRUMENT NO. 3074, OFFICIAL RECORDS.

THE SIGNATURE OF SOUTHERN PACIFIC PIPE LINES, INC., HOLDER OF AN EASEMENT FOR PIPELINES AND NICIDENTAL PURPOSES, RECORDED AUGUST 16, 1955 IN BOOK 1781, PAGE 368, OFFICIAL RECORDS. THE SIGNATURE OF SOUTHERN CALIFORNIA GAS COMPANY, HOLDER OF AN EASEMENT FOR PIPELINES AND NCIDENTAL PURPOSES, RECORDED JANUARY 6, 1948 IN BOOK 888, PAGE 84, OFFICIAL RECORDS.

THE SIGNATURE OF THE CITY OF BEAUMONT, HOLDER OF AN EASEMENT FOR SANITARY SEWER AND NICIDENTAL PURPOSES, RECORDED JULY 25, 1984 AS INSTRUMENT NO. 160767, OFFICIAL RECORDS. THE SIGNATURE OF FOUR CORNERS PIPE LINE COMPANY, HOLDER OF AN EASEMENT FOR PIPE LINES AND INCIDENTAL PURPOSES, RECORDED OCTOBER 9, 1957 IN BOOK 2160, PAGE 197, OFFICIAL RECORDS.

THE SIGNATURE OF GENERAL TELEPHONE COMPANY OF CALIFORNIA, HOLDER OF AN EASEMENT FOR POLE JINES AND INCIDENTAL PURPOSES, RECORDED DECEMBER 2, 1987 AS INSTRUMENT NO. 341644, OFFICIAL RECORDS.

THE SIGNATURE OF SOUTHERN CALIFORNIA EDISON COMPANY, HOLDER OF AN EASEMENT FOR DISTRIBUTING ELECTRICAL ENERGY AND FOR TRANSMITTING INTELLIGENCE BY ELECTRICAL MEANS AND INCIDENTAL PURPOSES, RECORDED FEBRUARY 4, 1988 AS INSTRUMENT NO. 31097, OFFICIAL RECORDS. THE SIGNATURE OF SOUTHERN CALIFORNIA EDISON COMPANY, HOLDER OF AN EASEMENT FOR POLE LINES, CONDUITS OR UNDERGROUND FACILITIES AND INCIDENTAL PURPOSES, RECORDED JULY 12, 1990 AS INSTRUMENT NO. 257631, OFFICIAL RECORDS.

A IN CALIFORNIA AS VYVX, INC., A DELAWARE ISSION OF DATA OR COMMUNICATIONS FOR AND DENTAL PURPOSES, RECORDED AUGUST 15, 2000

OWNER'S SIGNATURE

Page 47 of 53

PARCEI 31948

BEING A SUBDIVISION OF A PORTION OF LOT 1 AND LOT 2 OF AMENDED MAP OF A PORTION OF THE SUBDIVISION OF SECTION 11, T.3 S., R.1 W., S.B.B.M.

AS SHOWN BY MAP ON FILE IN BOOK 23, PAGE 73 OF MAPS, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA, TOGETHER WITH LOT 1, IN BLOCK 176 OF AMENDED MAP OF THE TOWN OF BEAUMONT AS SHOWN BY MAP ON FILE IN BOOK 9, PAGE 10 OF MAPS, RECORDS OF SAN BERNARDINO COUNTY, CALIFORNIA, AND LOT LINE ADJUSTMENT #04-LLA-11 RECORDED NOVEMBER 5, 2004 AS INSTRUMENT NO. 2004-0879172, O.R., RECORDS OF SAID RIVERSIDE COUNTY

MICHAEL SIMON, P.L.S. 6034 TAIT & ASSOCIATES, INC.

DATE OF SURVEY: SEPTEMBER, 2003

BY:
PRINT PRINT PILE:

NOTARY ACKNOWLEDGMENT
STATE OF CALIFORNIA SS
COUNTY OF OTRESS

ON becember 23,2004, BEFORE ME, Katherine A. Komero
PUBLIC, PERSONALLY APPEARED Russell 6. Van Cieve and
Marc Gerber

PUBLIC, PERSONALLY APPEARED RUSSEAL G. VAN CIEVE and

MATC GECTORY

PERSONALLY KNOWN TO ME (OR PROVED TO ME ON

THE BASIC OF CARISTANTORY EMBENGE) TO BE THE PERSON(S) WHOSE NAME(S)

X/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT

BY/SME/THEY EXECUTED THE SAME IN ME/MER/THEIR AUTHORIZED CAPACITY(IES),

AND THAT BY ME/MER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S),

OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

TARY PUBLIC IN AND FOR SAID STATE

Katherine PRINT NAME Romero O

GUARANTY BANK, A FEDERAL SAVINGS BANK, BENEFICIARY UNDER TRUST RECORDED NOVEMBER 5, 2004 AS INSTRUMENT NO. 2004-0882710

PUBLIC, PERSONALLY APPEARED JON LARSON

PERSONALLY KNOWN TO ME (OF PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE) TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT. L.TURNER LARSON

NOTARY PUBLIC IN AND FOR SAID STATE

2. TURNER

PRINT NAME

MY PRINCIPAL PLACE OF BUSINESS IS IN SAN D/E60

BENEFICIARY: VINEYARD BANK, BENEFICIARY UNDER A DEED OF TRI RECORDED OCTOBER 8, 2004 AS INSTRUMENT NO. 2004—0802438

NOTARY ACKNOWLEDGMENT

STATE OF CALIFORNIA SS
COUNTY OF DROWN SS

ON DROWN BEFORE ME, DAYNIES N.

PUBLIC, PERSONALLY APPEARED DAY DAMS

PERSONALLY KNOWN TO ME (OR PROVED TO ME ON BASIS OF SATISFACTORY EVIDENCE) TO BE THE PERSON(S) WHOSE NAME(S) ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT 'SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES), THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT THE PERSON(S) ACTED, EXECUTED THE PERSON(S) ACTED THE

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Page 48 of 53

