EL DORADO COUNTY DEVELOPMENT SERVICES PLANNING COMMISSION STAFF REPORT

Agenda of:

July 12, 2007

Item No.:

11.

Staff:

Patricia Kelly

SUBDIVISION MAP CORRECTION

FILE NUMBER:

TM 91-1239C/Serrrano Village H, Unit 3

APPLICANT:

John and Patricia Grigsby

REQUEST:

Map correction to the recorded final map for Serrano/Village H, Unit 3,

Lot 117, to remove the recorded vehicular access restriction adjacent to

Gresham Drive to allow for a secondary driveway.

LOCATION:

East side of Gresham Drive approximately 600 feet northwest of the

intersection with Bent Creek Court, in the El Dorado Hills area,

Supervisorial District 1. (Exhibit A)

APN:

123-110-22

ACREAGE:

.95 acre

GENERAL PLAN:

Serrano El Dorado Hills Area Plan (AP) (Exhibit B)

ZONING:

One-family Residential-Planned Development (R1-PD) (Exhibit C)

ENVIRONMENTAL DOCUMENT:

Statutorily Exempt from CEQA pursuant to

Section 15268(b) (3)

SUMMARY RECOMMENDATION:

Recommend conditional approval

BACKGROUND: Serrano Village H was created with Planned Development PD 91-05 which was approved by the Planning Commission on March 3, 1992. The portion of Tentative Parcel Map TM91-1239 that created Village H, Unit 3, was approved by the Board of Supervisors on May 13, 1997, and recorded on June 2, 1997, as Subdivision Map H-129.

A grading permit was issued for the property on March 8, 2005, and a building permit for a singlefamily dwelling was issued on July 6, 2005. During the review process for these permits it was found that a secondary driveway access was prohibited until the vehicular access restriction adjacent to Gresham Drive was removed.

Serrano Associates submitted map correction TM91-1239C on May 2, 2005, with the intent to remove the vehicular access restriction at the rear of the property.

The Planning Commission reviewed the map correction request on September 8, 2005, and forwarded a recommendation to the Board of Supervisors that the request be denied because the necessary findings in Section 16.72.040 of the County Zoning Ordinance could not be made, specifically 16.72.040 (C) that the modifications proposed do not alter any right, title or interest in the real property reflected in the recorded map. The Planning Commission found that the removal of the vehicular access restriction to allow the proposed design and grading for a circular driveway spanning Lot 117 and adjoining Lot 118 would alter the title. At the November 8, 2005, Board of Supervisor hearing, the applicant's agent requested the matter be withdrawn; no action was taken by the Board.

STAFF ANALYSIS

Project Description: The applicant is requesting reconsideration of the map correction to remove the portion of the recorded vehicular access restriction from Gresham Drive that is adjacent to the westerly boundary of Lot 117 to allow for a secondary access. The balance of the easements would remain as recorded. Those easements include a 5-foot postal easement, 10-foot drainage and public utility easements, and a 20-foot slope easement. Lot 118 adjoins to the north and is under the same ownership but it is not encumbered by a recorded vehicular access restriction.

Site Description: The parcel has been graded, and a single family residence is currently being constructed. The eastern portion of Lot 117 has 0 to 10 percent slopes that increase to approximately 30 percent to the westerly boundary adjacent to Gresham Drive. The driveway proposed to encroach onto Gresham Drive has been graded and graveled and has a less than 20 percent slope.

Adjacent Land Uses:

	Zoning	General Plan	Land Use/Improvements
Site	R1-PD	AP	Developed Single Family Residential Lots
North	PD	HDR	Developed Single-Family Residential Lots
South	PD	HDR	Developed Single-Family Residential Lots
East	PD	HDR	Developed Single-Family Residential Lots
West	PD	HDR	Developed Single-Family Residential Lots

Discussion: The subject parcel and surrounding project parcels are part of an approved developing subdivision. The drainage easements have been maintained and the easements to support utility infrastructure of the subdivision would not be affected by the subject map correction.

General Plan: The subject parcel is designated on the General Plan Land Use Map as Area Plan (AP). This designation is suitable for single-family residences and the approved Serrano Village H, Unit 3, is consistent with the designation.

The General Plan designates the project parcel as Area Plan (AP). This designation recognizes areas for which specific land use plans have been adopted. These plans are accepted and incorporated by reference, and the respective land use map associated with each plan is hereby adopted as the General Plan Map for each area. The AP designation is suitable for single-family residences, and the approved Serrano Village H, Unit 3, is consistent with the designation.

Zoning Ordinance: The subject parcel is zoned One-family Residential-Planned Development (R1-PD). No new conflicts with setbacks or easements relative to the structure under construction or any other development standard or requirements of the Zoning Ordinance would be created by the elimination of the vehicular access restriction as proposed by this project. Accordingly, based on comments received from public agencies, as discussed below and included in the analysis contained within this report, staff finds that the project would not be detrimental to the public health, safety and welfare and not be injurious to the neighborhood.

Subdivisions Ordinance: Section 16.72.040 of the County Subdivision Ordinance allows the modification of a Final Map by a Certificate of Correction or amending of a recorded map. As detailed in Attachment 2, the proposed request to remove the vehicle access restriction is found to be consistent with Section 16.72.040 of the County Subdivisions Ordinance. The location of the proposed driveway, as depicted in the 1995 Map Amendment Application proposed a circular driveway originally proposed near the common property line of Lots 116 and Lot 117 and to the south at the common property lines of Lot 117 and Lot 118. Lot 116 is not owned by the applicant. This application driveway design proposes to locate on Lot 117 only and is approximately 60% of the length of the original design proposed in 2005. Access from Lot 118 was eliminated. The proposed driveway location reduces the amount of grading required and visual impacts in the vicinity as compared to the proposed design in 2005

Agency and Public Comments: No comments were received from solicited private parties. The comments received from public agencies solicited on the proposed project are listed below. Copies of their written comments are available at the Development Services Department.

El Dorado County. Office of the County Surveyor: The applicant shall be required to submit a Certificate of Correction to the County Surveyor's Office prior to recordation. This requirement is included in Attachment 2, Conditions of Approval.

El Dorado County Department of Transportation (DOT): DOT supports the removal of the vehicular access restriction provided a deed restriction is placed on the subject property along the entire frontage of Gresham Drive to maintain a minimum sight distance for access to the site. This restriction shall limit the height of landscaping, or any obstruction, to a maximum height of six (6) inches above the existing ground and shall be confined to the remaining right-of-way behind the curb and gutter and the 20-foot wide slope easement along Gresham Drive.

The encroachment, to access the site of Gresham Drive, shall meet the provisions of El Dorado County Standard Plan 103A-1.

El Dorado Hills Community Services District: The CSD recommended approval of the application.

El Dorado Hills Fire Department: The El Dorado Hills Fire Department requested the driveway be designed to a slope of 20 percent or less and serve one single-family dwelling only. This requirement is included in Attachment 2, Conditions of Approval.

ENVIRONMENTAL REVIEW

This request for a Certificate of Map Correction has been found to be Statutorily Exempt form the requirements of CEQA pursuant to Section 15268(b)(3) stating that the approval of a Final Subdivision Map is presumed to be ministerial and is exempt from further environmental review. Pursuant to Resolution No. 240-93, a \$50.00 processing fee is required by the County recorder to file the Notice of Exemption.

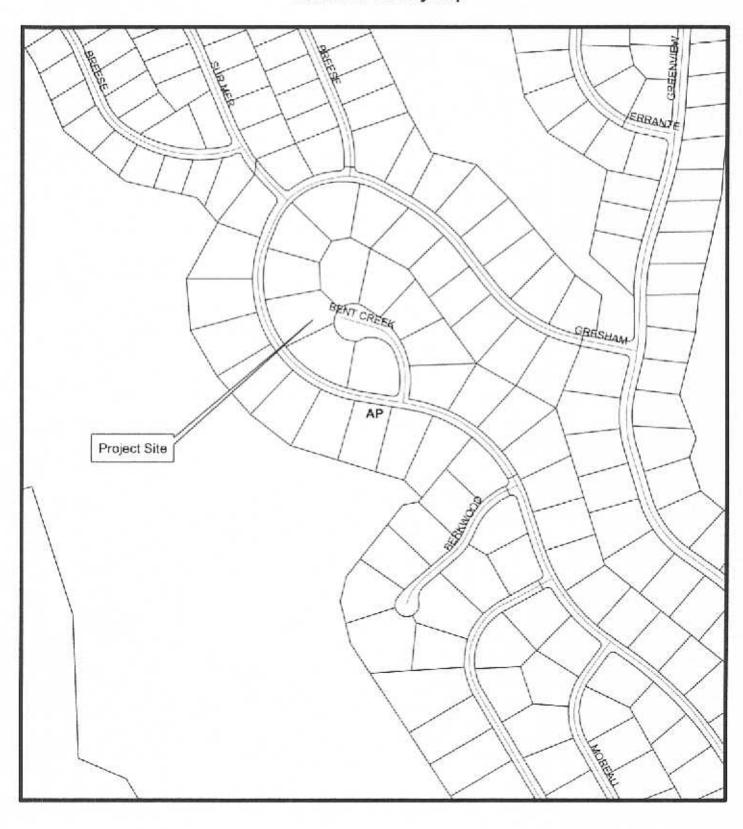
RECOMMENDATION Conditional approval

SUPPORT INFORMATION

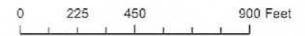
Attachments to Staff Report:

Exhibit A	Vicinity Map
Exhibit B	General Plan Land Use Map
Exhibit C	Zoning Map
Exhibit D	Assessor's Map
Exhibit F	Applicant's Proposed Map Amendment
Exhibit F	Serrano Village H Unit 3 Subdivision Map
Exhibit F	Site Visit Photos

John and Patricia Grigsby Subdivision Map Correction (TM91-1239C) Exhibit A- Vicinity Map

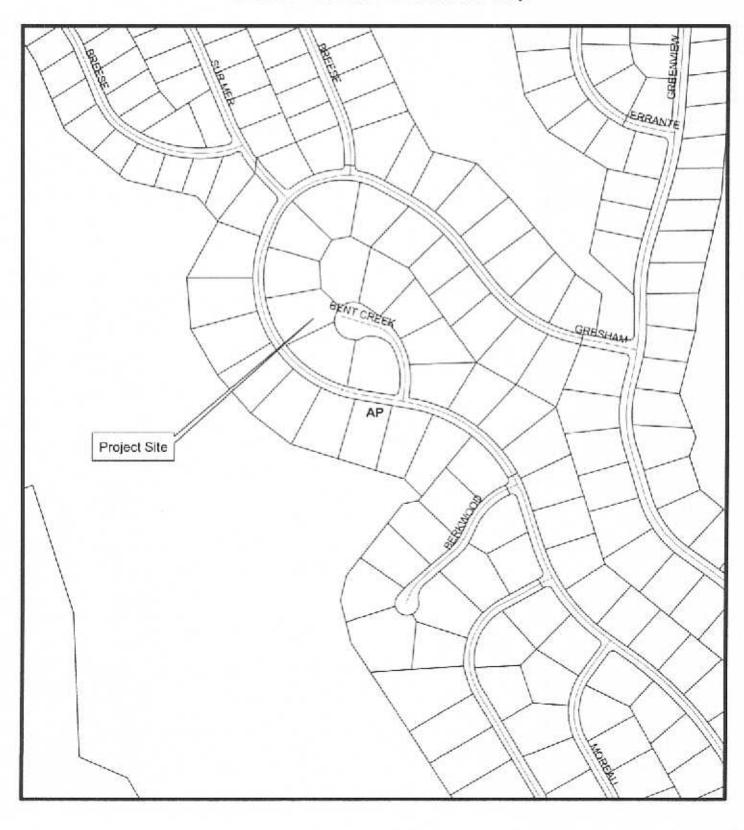


Map prepared by: Mel Pabalinas El Dorado County Planning Services

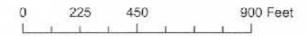




John and Patricia Grigsby Subdivision Map Correction (TM91-1239C) Exhibit B- General Plan Land Use Map

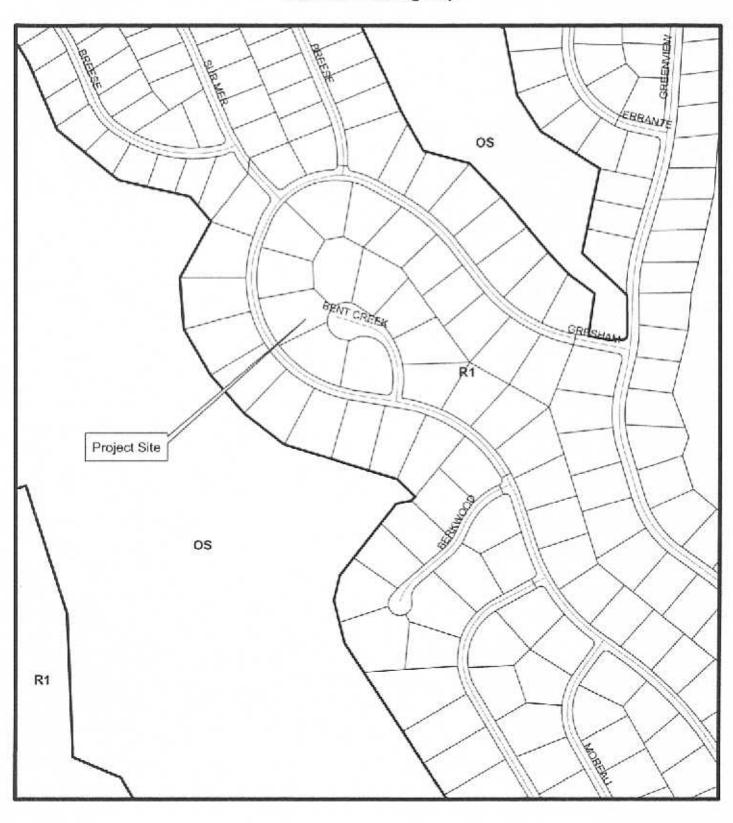


Map prepared by: Mel Pabalinas El Dorado County Planning Services





John and Patricia Grigsby Subdivision Map Correction (TM91-1239C) Exhibit C- Zoning Map



Map prepared by: Mel Pabalinas El Dorado County Planning Services

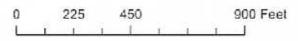




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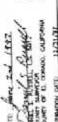
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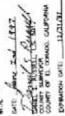
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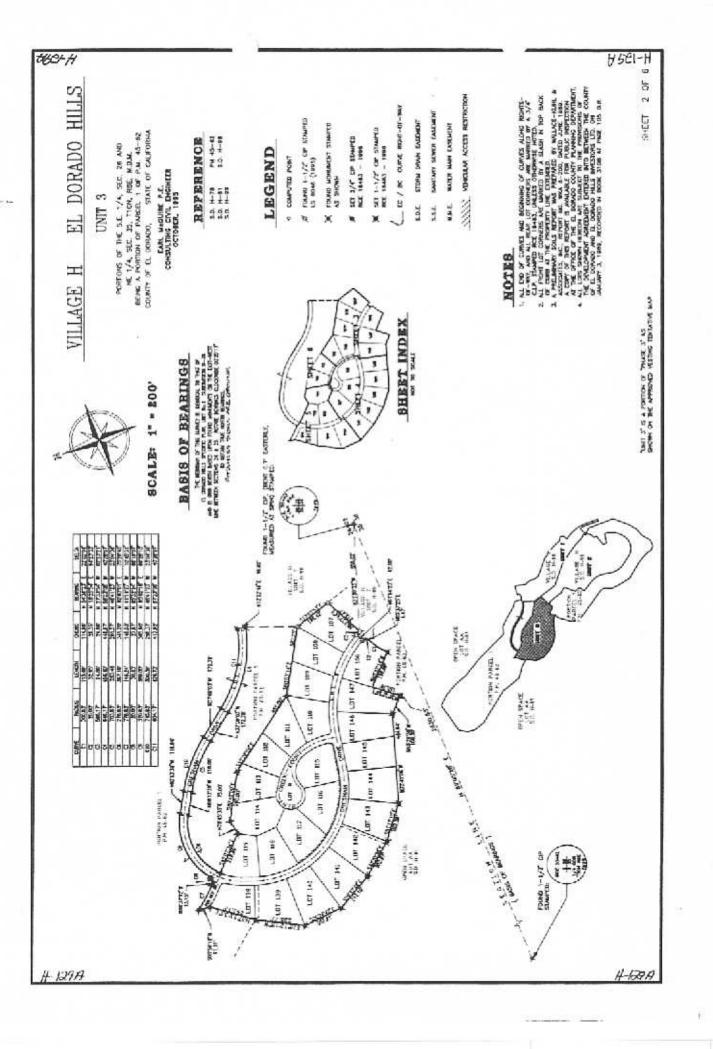


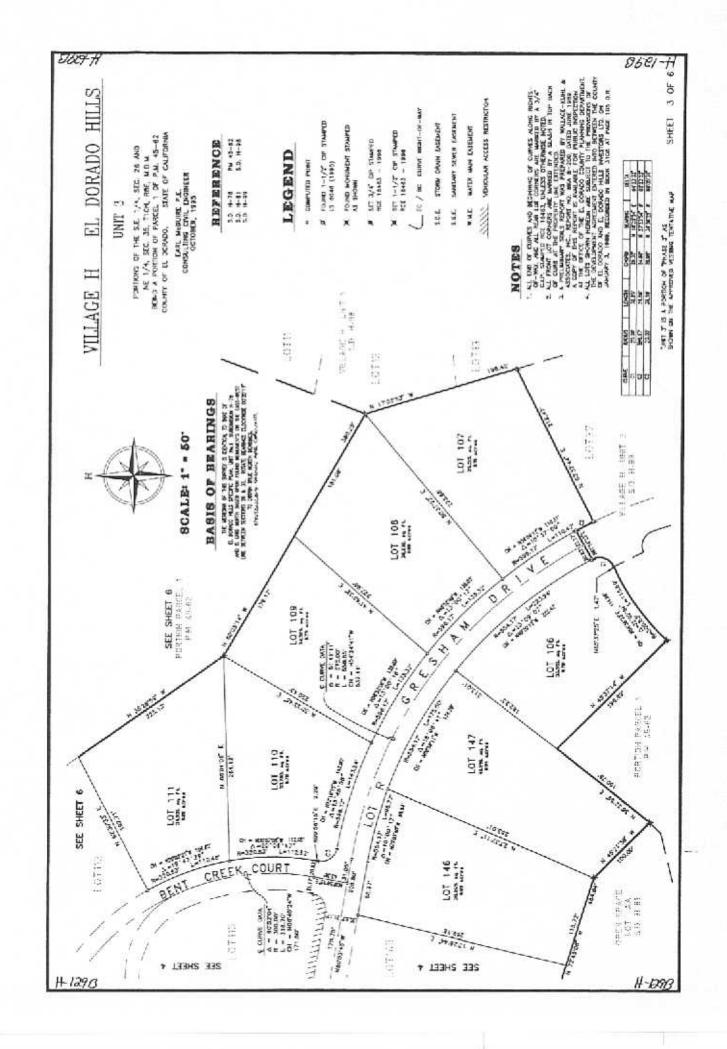


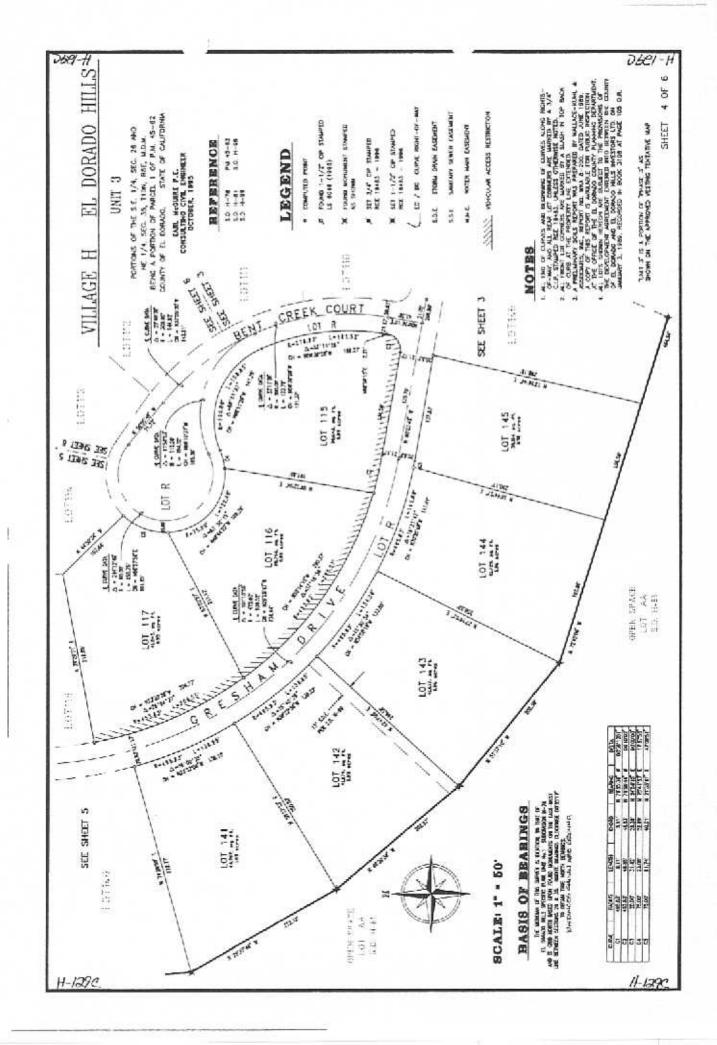
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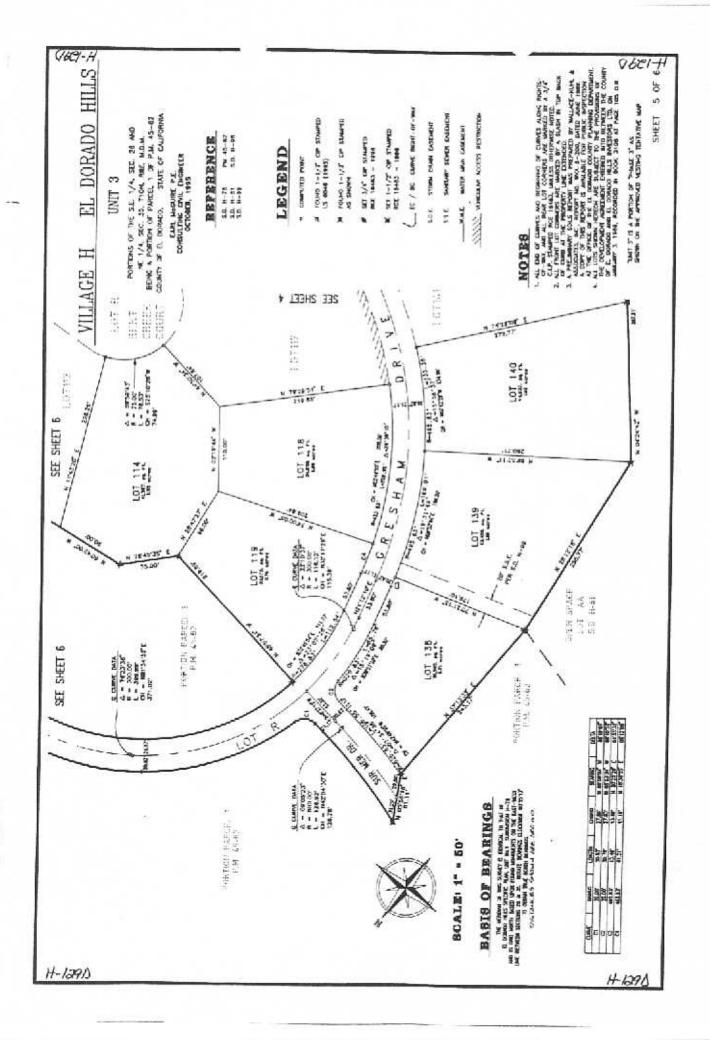
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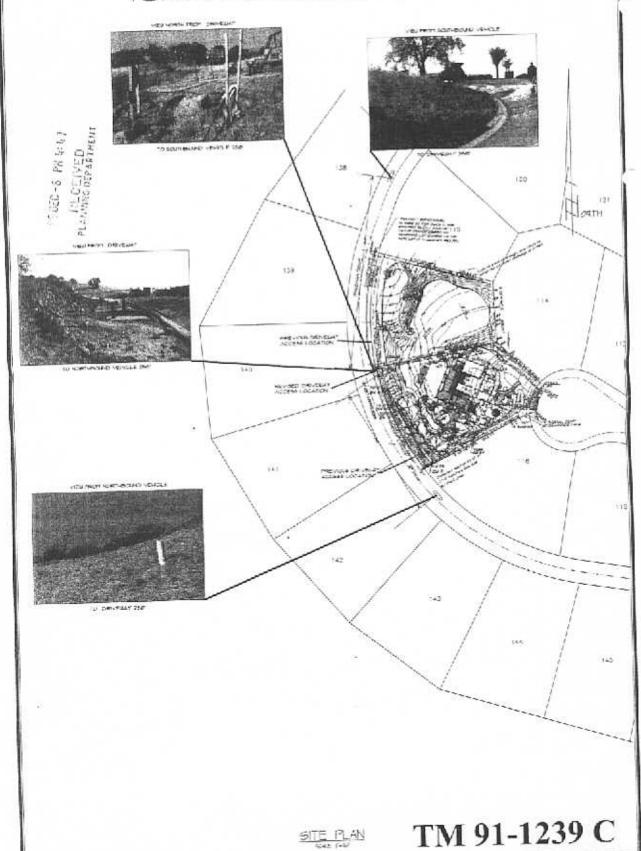
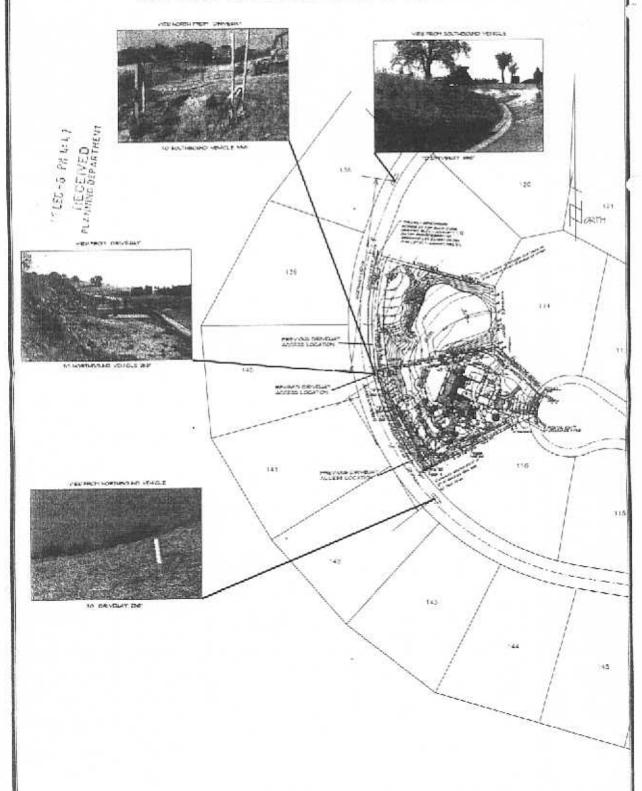


EXHIBIT G

GRIGSBY DRIVEWAY ACCESS AND SIGHT DISTANCES REVISED SINGLE DRIVEWAY LOCATION



SITE PLAN

TM 91-1239 C

MAP AMENDMENT FOR SUBDIVISION MAP H-129

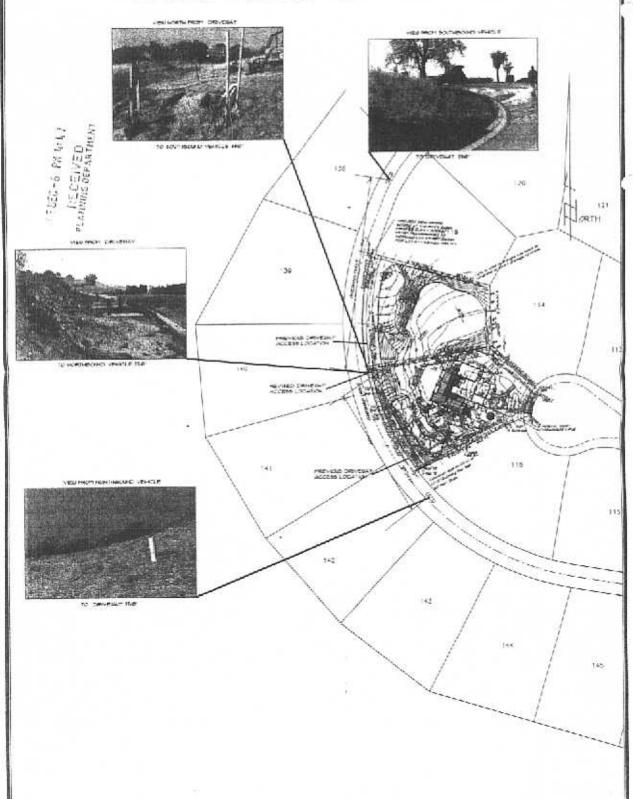
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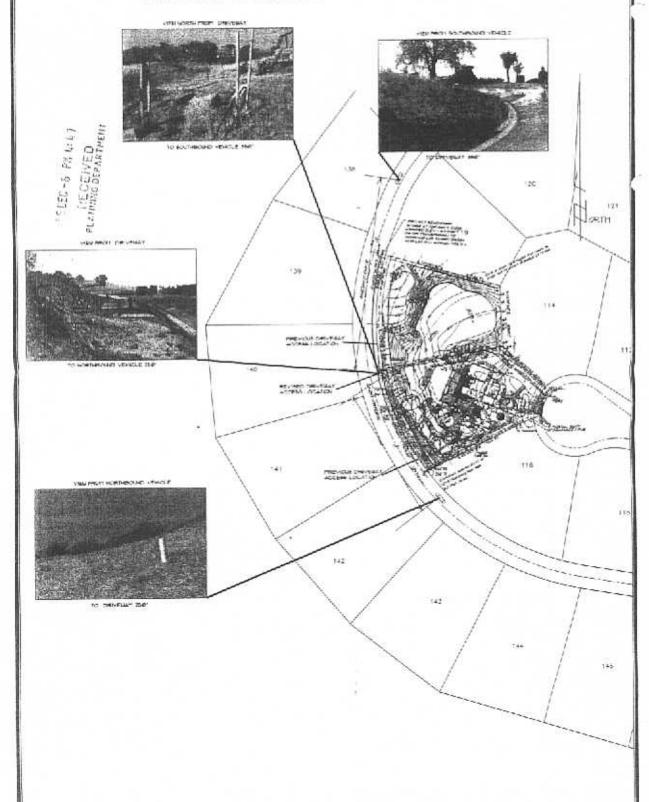
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EXHIBIT G

