

AIRPORT LAND USE COMMISSION RIVERSIDE COUNTY AGENDA

Eastern Municipal Water District - Board Chambers 2270 Trumble Road Perris, California

CHAIR Thursday 9:00 A.M., August 11, 2016 Simon Housman Rancho Mirage NOTE: If you wish to speak, please complete a "SPEAKER IDENTIFICATION FORM" and give it to VICE CHAIRMAN Rod Ballance the Secretary. The purpose of the public hearing is to allow interested parties to express their Riverside concerns. Comments shall be limited to 5 minutes and to matters relevant to the item under consideration. Please do not repeat information already given. If you have no additional information, but wish to be on record, simply give your name and address and state that you agree with the **COMMISSIONERS** previous speaker(s). Also please be aware that the indicated staff recommendation shown below may Arthur Butler differ from that presented to the Commission during the public hearing. Riverside John Lyon Non-exempt materials related to an item on this agenda submitted to the Airport Land Use Riverside Commission or its staff after distribution of the agenda packet are available for public inspection in the Airport Land Use Commission's office located at 4080 Lemon Street, 14th Floor, Riverside, CA 92501 **Glen Holmes** Hemet during normal business hours. Steve Manos In compliance with the Americans with Disabilities Act, if any accommodations are needed, please Lake Elsinore contact Barbara Santos at (951) 955-5132 or E-mail at basantos@rctlma.org. Request should be made at least 48 hours or as soon as possible prior to the scheduled meeting. **Russell Betts Desert Hot Springs** 1.0 INTRODUCTIONS 1.1 CALL TO ORDER STAFF Director 1.2 SALUTE TO FLAG Ed Cooper

John Guerin Paul Rull Barbara Santos

County Administrative Center 4080 Lerron St, 14th Floor Riverside, CA 92501 (951) 955-5132

www.rcaluc.org

2.0 PUBLIC HEARING: CONTINUED ITEMS

FRENCH VALLEY AIRPORT

1.3 ROLL CALL

2.1 <u>ZAP1070FV16 – RTN Development Inc. (Representative: Rick Neugebauer)</u> – County of Riverside Planning Case Nos. CUP03744 (Conditional Use Permit) and CZ07909 (Change of Zone). The applicant is proposing a microbrewery and a warehouse facility (primarily for storage of wine) on 3.68 acres (2.1 acres net) (Assessor's Parcel Numbers: 963-070-002, 963-070-003, 963-070-004), located westerly of Briggs Road, easterly of Winchester Road (Highway 79), southerly of the westerly extension of Magdas Coloradas Street, and northerly of the westerly extension of Cochise Circle. The project proposes a 36,278 square foot building which includes: 3,246 square foot microbrewery production area, 28,995 square foot warehouse/storage area, 2,713 square foot office area, and 699 square foot tasting and bar area. The project also has a 1,420 square foot outdoor seating and gaming area attached to the building. The building will be two stories and have a maximum height of 35 feet. The applicant also proposes to change the zoning of the proposed 3.68 acre parcel from Industrial Park (I-P) to Manufacturing-Service Commercial (M-SC). (Airport Compatibility Zones B1 and C of French Valley Airport Influence Area). ALUC Staff Planner: Paul Rull at (951) 955-6893, or e-mail at prull@rctima.org

Staff Recommendation: CONSISTENT (Change of Zone); INCONSISTENT (CUP)

3.0 PUBLIC HEARING: NEW ITEMS

FRENCH VALLEY AIRPORT

3.1 <u>ZAP1058FV14 – Justice Insurance Services c/o Melissa Lippert (Representative: MDMG, Inc. Larry Markham)</u> – County of Riverside Planning Case No. PP26047 (Plot Plan). The applicant proposes to develop a one-story office building with 2,880 square feet of leasable space on a 0.71-acre site located at the southeasterly corner of Auld Road and Sky Canyon Drive in the unincorporated community of French Valley (Airport Compatibility Zone B2 of the French Valley Airport Influence Area). ALUC Staff Planner: Paul Rull at (951) 955-6893, or e-mail at prull@rctima.org

Staff Recommendation: CONSISTENT

MARCH AIR RESERVE BASE

3.2 <u>ZAP1206MA16 – Optimus Building Corporation (Representative: Gary Hamro)</u> – City of Perris Case No. DPR 14-01-0015 (Development Plan Review). The applicant is proposing a revision to plans for a two-building warehousing project previously determined to be consistent pursuant to ALUC Case No. ZAP1102MA14, specifically to increase the office area in Building A (which is not located in an Accident Potential Zone) from 15,000 square feet to 45,000 square feet. As amended, Building A would provide 45,000 square feet of office area and 867,338 square feet of warehouse area. No changes are proposed for Building B. The overall floor areas of Buildings A (912,338 square feet) and B (125,437 square feet) would remain the same as originally proposed. The 53.56-acre (gross) project site is located easterly of Patterson Avenue, northerly of Markham Street, westerly of Webster Avenue, and southerly of Nance Street (Airport Compatibility Zones B1-APZ I, B2, and C1 of the March Air Reserve Base/Inland Port Airport Influence Area). ALUC Staff Planner: Paul Rull at (951) 955-6893, or e-mail at prull@rctIma.org

Staff Recommendation: CONSISTENT

3.3 <u>ZAP1204MA16 – Duke Realty, Adam Schmid (Representative: Albert A. Webb Associates, Nicole Torstvet)</u> – City of Perris Case No. PLN 16-00008 (Development Plan Review). The applicant is proposing to develop a 668,381 square foot warehouse/distribution center on 30.7 acres. The building floor plan consists of 649,481 square feet of warehouse area and 19,200 square feet of office area. The project site is located southerly of Markham Street, westerly of Indian Avenue, easterly of Barrett Avenue and northerly of Perry Street. (Airport Compatibility Zones B1-APZ I, B2, and C1 of the March Air Reserve Base/Inland Port Airport Influence Area). ALUC Staff Planner: Paul Rull at (951) 955-6893, or e-mail at prull@rctima.org

Staff Recommendation: CONTINUE to 9-8-16

4.0 ADMINISTRATIVE ITEMS

- 4.1 Director's Approvals
- 4.2 Election of Commission Officers

5.0 <u>APPROVAL OF MINUTES</u> July 1, 2016 Special Meeting and July 14, 2016

6.0 ORAL COMMUNICATION ON ANY MATTER NOT ON THE AGENDA

7.0 COMMISSIONER'S COMMENTS

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COUNTY OF RIVERSIDE AIRPORT LAND USE COMMISSION

STAFF REPORT

AGENDA ITEM:	2.1 3.3
HEARING DATE:	<i>August 11, 2016</i> (continued from June 9, 2016 <i>and July 14, 2016</i>)
CASE NUMBER:	<u>ZAP1070FV16 – RTN Development Inc. (Representative:</u> <u>Rick Neugebauer)</u>
APPROVING JURISDICTION:	County of Riverside
JURISDICTION CASE NOS:	CUP03744 (Conditional Use Permit), CZ07909 (Change of Zone)

MAJOR ISSUES: The project was originally submitted as a 36,278 square foot building which included: 3,246 square foot microbrewery production area, 28,995 square foot warehouse/storage area, 2,713 square foot office area, and 699 square foot tasting and bar area, in addition to a 1,420 square foot outdoor seating and gaming area attached to the building. Using the Building Code method, staff determined that the project's single-acre intensity would exceed allowable levels within Compatibility Zone B1. The item was continued from ALUC's June meeting per the applicant's request so they could work on the project to be more consistent with the compatibility plan. The applicant has further requested a continuance to the August commission meeting in order to allow more time for them to make the project more consistent with the compatibility plan. The applicant has provided additional supporting documentation such as a request for an intensity bonus through risk reduction measures, a statement of project operations, and observations regarding occupancy numbers at similar established businesses, and requests that the Commission accept these documents as evidence supporting the proposition that the proposed use would result in a much lower occupancy level than what was previously calculated by staff using the Building Code method. The total occupancy, average acre intensity, and single acre intensity exceed allowable criteria for Compatibility Zone B1 if any occupancy level is ealculated using the Building Code method. However, if intensity is calculated via the Parking Space method, the project would be consistent with Zone B1 average acre criteria. The project would still exceed single acre intensity limits for the Zone B1 portion of the project.

RECOMMENDATION:

<u>Staff recommends a finding of CONSISTENCY for the Change of Zone and INCONSISTENCY</u> for the Conditional Use Permit, based on the proposed project exceeding the single acre intensity criteria of Compatibility Zone B1 (using the Building Code method); however, in the event that the Commission, upon review of the applicant's supporting documents, agrees that the project would result in a much lower occupancy level than calculated using the Building Code method, it may find the Conditional Use Permit CONSISTENT, subject to the conditions included herein. Staff Report Page 2 of 10

At this time per the applicant's request, staff recommends that the Commission <u>CONTINUE</u> consideration of this matter to its August 11, 2016 public hearing agenda. Staff recommends a finding of <u>CONSISTENCY</u> for the Change of Zone and <u>INCONSISTENCY</u> for the Conditional Use Permit, based on the proposed project exceeding the single-acre criteria of Compatibility Zone B1 (using the Building Code method); however, based on the intermittent use of the facility, the Commission may consider making special circumstance findings pursuant to Countywide Policy 3,3.6 and determine the Conditional Use Permit <u>CONSISTENT</u> subject to the conditions included herein.

PROJECT DESCRIPTION: The applicant proposes a microbrewery facility on 3.68 acres. The project proposes a 36,278 square foot building which includes: 3,246 square foot microbrewery production area, 28,995 square foot warehouse/storage area, 2,713 square foot office area, and 699 square foot tasting and bar area. The project also has a 1,420 square foot outdoor seating and gaming area attached to the building. The building will be two stories and have a maximum height of 35 feet. The applicant also proposes to change the zoning of the property from Industrial Park (I-P) to Manufacturing-Service Commercial (M-SC).

PROJECT LOCATION: The site is located westerly of Briggs Road, easterly of Winchester Road (Highway 79), southerly of the westerly extension of Magdas Coloradas Street, and northerly of the intersection of Briggs Road with Cochise Circle, within the unincorporated community of French Valley, approximately 2,400 feet northerly of the northerly end of Runway 18-36 at French Valley Airport.

LAND USE PLAN: 2007 French Valley Airport Land Use Compatibility Plan, as amended in 2011

a. Airport Influence Area:	French Valley Airport
b. Land Use Policy:	Zones B1 and C
c. Noise Levels:	55-60 CNEL

BACKGROUND:

<u>Non-Residential Average Land Use Intensity</u>: Pursuant to the French Valley Airport Land Use Compatibility Plan, the project site is located within Compatibility Zones B1 and C. Zone B1 restricts average intensity to 40 people per acre, and Zone C restricts average intensity to 80 people per acre through French Valley Airport Compatibility Plan Policy 2.3.b.(1). The project is located on 3.68 gross acres and is split between Zones B1 and C, with approximately 3.29 acres in Zone B1 and 0.39 acres in Zone C (gross acres including half-width of Briggs Road and Winchester Road).

Pursuant to Appendix C, Table C-1, of the Riverside County Airport Land Use Compatibility Plan, the following rates were used to calculate the occupancy for the proposed building in Compatibility

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Zones B1 and C:

- Warehouse storage 1 person per 500 square feet
- Office 1 person per 200 square feet
- Production 1 person per 200 square feet
- Tasting area and outdoor seating area 1 person per 15 square feet

The proposed project includes 28,995 square foot warehouse storage area, 2,713 square foot office area, 3,246 square foot brewery production area, 393 square foot tasting area, and 1,420 square foot outdoor seating and gaming area. Approximately 0.02 acres of the building is located within Zone C which is identified as warehouse storage, and approximately 0.8 acres of the building is located within Zone B1 which is identified as warehouse, office, production, tasting area, and outdoor seating area. A breakdown of use by occupancy would result in 58 people for the warehouse storage area (2 people located in the portion of the building that is in Zone C, and 56 people in Zone B1), 14 people for the office area, 16 people for the brewery production area, 26 people for the tasting area, and 95 people for the outdoor seating area is 209 people, with the Zone C portion having an occupancy of 2 people, and the Zone B1 portion having an occupancy of 207 people. This results in an average intensity for Zone C of 5 people per acre, which is consistent with the Zone C average criterion of 80, and an average intensity for Zone B1 of 63 people per acre, which exceeds the threshold of the Zone B1 average criterion of 40.

Another method for calculating the outdoor seating area would be based on 1 person per fixed seat. With a total of 26 fixed seats proposed, that area would have an occupancy of 26 people. In conjunction with the 400 square foot gaming area, the recalculated occupancy for the outdoor seating area and gaming area would be 53 people. This would result in a total occupancy for the entire building and outdoor seating area of 167 people, with the Zone C portion having an occupancy of 2 people, and the Zone B1 portion having an occupancy of 165 people. This results in an average intensity for Zone C of 5 people per acre, which is consistent with the Zone C average criterion of 80, and an average intensity for Zone B1 of 50 people per acre, which exceeds the threshold of the Zone B1 average criterion of 40.

A second method for determining total occupancy involves multiplying the number of parking spaces provided or required (whichever is greater) by average vehicle occupancy (assumed to be 1.5 persons per standard vehicle). Based on the number of standard parking spaces provided of 72 spaces, the total occupancy would be estimated at 108 people, with the Zone C portion having an occupancy of 2 people, and the Zone B1 portion having an occupancy of 106 people. This results in *an overall average intensity of 29 persons per acre,* an average intensity for Zone C of 5 people per acre, which is consistent with the Zone C average criterion of 80, and an average intensity for Zone B1 of 32 people per acre, which is consistent with the Zone B1 average criterion of 40.

<u>Non-Residential Single-Acre Land Use Intensity</u>: Pursuant to the French Valley Airport Land Use Compatibility Plan, the project site is located within Compatibility Zones B1 and C. Zone B1

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restricts single acre intensity to a maximum of 80 people, and Zone C restricts single acre intensity to 160 people in the most intensely utilized acre, through French Valley Airport Compatibility Plan Policy 2.3.b.(1). None of the proposed building would be located in Zone C for the single acre intensity calculation.

Based on the site plan provided and the occupancies as previously noted, the maximum single-acre area would include 17,115 square feet of warehouse storage area, 2,713 square feet of office area, 3,246 square feet of production area, 393 square feet of tasting area, and 1,420 square feet of outdoor seating and gaming area. This would result in a single-acre occupancy of 185 people (based on Appendix C storage standards above), which exceeds would exceed the Compatibility Zone B1 single-acre criterion threshold of 80. Another method for calculating the outdoor seating area would be based on 1 person per fixed seat. With a total of 26 fixed seats proposed, that area would have an occupancy of 26 people. In conjunction with the 400 square foot gaming area, the recalculated occupancy for the outdoor seating area and gaming area would be 53 people (rather than 95). This would result in a single-acre occupancy of 143 people, which also exceeds the Zone B1 single-acre criterion of 80 people.

Single-acre intensities may be increased by up to 30 percent through use of risk-reduction design measures. Elimination of the outdoor seating and gaming area would reduce single-acre occupancy to 90, which would be 12.5 percent above the criterion, but within a range that could be addressed through risk-reduction design. A second alternative would be to reduce the square footage of the tasting area from 393 to 240 square feet, in addition to eliminating the outdoor seating and gaming area. This would reduce single-acre occupancy to 80 persons.

The applicant has since revised the design of the outdoor area, which now provides for 1,340 square feet of floor gaming area (maximum three simultaneous games) and 80 square feet of outdoor seating at the bar.

<u>Applicant's Supporting Documents:</u> The applicant has submitted documents in support of a lower occupancy number for the proposed project, including a detailed statement of operations of the business, building design mitigations for risk reduction measures, and studies observing occupancy numbers at similar established businesses.

The project's statement of operations provides specific details regarding the warehouse and outdoor seating/gaming portions of the project. The applicant is proposing an outdoor seating area of 80 square feet and a 1,340 square foot gaming area tailored to games such as Corn Hole and Shuffleboard, which involve 2-4 players per game, as opposed to casino or arcade type gaming which is calculated as 1 person per 15 square feet by the Building Code. The gaming area would allow for a maximum of three games occurring simultaneously, resulting in an occupancy of 12 persons. The 80 square foot outdoor seating area would accommodate 5 people, resulting in a total occupancy of 17 people for the outdoor seating and gaming area.

The applicant defines the warehouse area as "cold storage" for wine cases and asserts that the area will not be utilized as a regular warehouse, but as a wholesale operation with 2 to 5

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employees. Each pallet in the cold storage facility will hold 50 cases of wine stored on the floor and racking systems. Most of the deliveries to the wine storage will occur 1-3 times per week. If the warehouse area were to be recalculated using the applicant's statement of operations, the warehouse occupancy would be 5 people.

Using the applicant's recalculated warehouse occupancy (5 people) and outdoor seating and gaming area occupancy (17 people), the total building occupancy would be 78 people. (1 person would be located in the Zone C portion, and 77 people would be located in the Zone B1 portion.) This would result in an average intensity for Zone C portion of 5 people per acre, which is consistent with the Zone C average criterion of 80, and an average intensity for Zone B1 of 23 people per acre, which is consistent with the Zone is consistent with the Zone B1 average criterion of 40. This would also result in a revised single acre intensity calculation of 77 people, which is consistent with the Zone B1 single acre intensity criterion of 80.

The applicant has requested that the Zone B1 single acre intensity be increased by a factor of 1.3 (30%) times the limitation per Countywide Policy 4.2.6 Risk Reduction through Building Design. This would result in an increase of the B1 single-acre criterion of 80 people up to 104 people. The policy allows for an intensity bonus to be granted provided that the building design includes risk-reduction design features such as (but not limited to): using concrete walls, limiting the number and size of windows, upgrading the strength of the building roof, avoiding skylights, enhancing the fire sprinkler system, limiting the building to a single story, and increasing the number of emergency exits. The applicant has incorporated all of these design features except limiting the building to a single story. (The offices are located on the second floor.) Therefore, the applicant has met 85% of the intensity bonus requirements, and would be eligible for an intensity increase of 25%, increasing allowable single-acre intensity to 100 people. Using the intensity bonus and the applicant's above recalculated occupancy numbers, the project's single-acre intensity of 77 people, would be well within the single acre intensity Zone B1 criteria of 100 people, utilizing the intensity bonus. If the risk-reduction bonus is granted, the original proposal for 26 fixed seats outdoors could be restored, which would increase intensity to 98 persons.

The applicant has also provided observations of occupancy at similar established businesses to show that the actual occupancy numbers are lower than the Building Code occupancy calculations. The study reveals that occupancies catalogued at six locations were between 10 and 57 people. These numbers are lower than the applicant's recalculated single-acre occupancy of 77 people.

If the Commission accepts the applicant's statement of operations:

- The average intensity for the Zone C portion would be 5 people per acre, which is consistent with Zone C average criterion of 80.
- The average intensity for the Zone B1 portion would be 23 people per acre, which is consistent with the Zone B1 average criterion of 40.
- The single acre intensity of the site would be 77 people, which is consistent with the Zone B1 single acre criterion of 80.

If the Commission supports a 25% risk-reduction bonus, the original number of outdoor fixed seats may be allowed within the elevated single-acre allowance of 104.

<u>Prohibited and Discouraged Uses</u>: The applicant does not propose any uses prohibited or discouraged in Compatibility Zones B1 or C (children's schools, day care centers, libraries, hospitals, nursing homes, highly noise-sensitive outdoor non-residential uses, hazardous materials and hazards to flight).

<u>Noise:</u> The French Valley Compatibility Plan depicts the site as being located within the 55-65 CNEL contour range from aircraft noise. As a primarily industrial use not sensitive to noise, the micro-brewery facility would not require special measures to mitigate aircraft-generated noise. However, there is also a commercial component to the project with the office area, tasting area and outdoor seating and gaming area. Commercial retail uses are identified as normally and marginally acceptable within the 55-65 CNEL contour range. The indoor sensitive uses like the office and tasting areas would be impacted by aircraft generated noise, and, therefore, staff is recommending a condition to incorporate noise attenuation measures into the design of these areas to such extent as may be required to ensure that interior noise levels from aircraft operations are at or below 45 CNEL.

<u>Part 77</u>: The elevation of Runway 18-36 at its northerly terminus is 1,347 feet above mean sea level (1347 AMSL). At a distance of approximately 2,400 feet from the runway to the closest parcel within the site, Federal Aviation Administration (FAA) review would be required for any structures with top of roof exceeding 1371 feet AMSL. The maximum finished floor elevation is 1346 feet AMSL. With a maximum building height of 35 feet, the top point elevation would be 1381 feet. Therefore, review of buildings by the FAA Obstruction Evaluation Service (FAAOES) is required. "Determination of No Hazard to Air Navigation" letters were issued by the FAAOES dated December 16 and 23, 2015, for Aeronautical Study Nos: 2015-AWP-11504-OE, 2015-AWP-11671-OE, and 2015-AWP-11672-OE, and these studies revealed that the project's structures do not exceed obstruction standards and would not be a hazard to air navigation provided conditions are met. These FAAOES conditions have been incorporated into the project's conditions.

<u>Open Area:</u> Compatibility Zones B1 and C require 30% and 20%, respectively, of the land area within major projects (10 acres or larger) be set aside as open area that could potentially serve as emergency landing areas. Since the overall project size is less than 10 acres, the open area requirement is not applicable to this project.

<u>Countywide Policy 3.3.6</u>: While the project does not strictly comply with Compatibility Zone B1 non-residential single acre intensity criteria, the Commission may choose to consider whether to find the normally incompatible single acre intensity compatible pursuant to Countywide Policy 3.3.6 if the combination of the following facts are determined to represent "other extraordinary factors or circumstances" based on the following findings:

-- The project is located in the 55-65 CNEL noise contour range. However, based on the nature
 of the proposed micro-brewery and tasting facility, which has the potential to generate noise,

the project is not considered a potential source of complaints regarding aircraft noise.

- The project site is located next to Highway 79 Winchester Road which spans the approximate 800-foot length of the project site. This portion of the highway does not have any obstructions like streetlights, making it a viable area for aircraft emergency landings.
- The hours of operation for the proposed micro-brewery and tasting facility portion of the building are 11:00 a.m. to 2:00 a.m., seven days a week. (The hours of operation for the warehouse portion are 5:00 a.m. to 2:00 p.m.). The micro-brewery and tasting areas are anticipated to be intermittently occupied throughout the week, with more occupancy during the weekends, as the very nature of such a facility is based on sporadic intermittent events, rather than a continuous stream of people, as with a restaurant.
- The outdoor gaming area includes activities like darts and shuffle board, and was calculated using the gaming standard in the Building Code of 1 person per 15 square feet. However, this standard is more applicable to uses where gaming is the primary activity, such as an areade or casino. In the case of the proposed project, the gaming area would be ancillary to the main use of a brewery and tasting area, and would normally be characterized by a lower occupancy.

CONDITIONS (applicable to the proposed Conditional Use Permit in event of a 3.3.6 finding):

- 1. Any outdoor lighting installed shall be hooded or shielded so as to prevent either the spillage of lumens or reflection into the sky.
- 2. The review of this Conditional Use Permit is based on the proposed uses and activities noted in the project description. The following uses/activities are not included in the proposed project and shall be prohibited at this site, in accordance with Note A on Table 4 of the Southwest Area Plan.
 - (a) Any use which would direct a steady light or flashing light of red, white, green, or amber colors associated with airport operations toward an aircraft engaged in an initial straight climb following takeoff or toward an aircraft engaged in a straight final approach toward a landing at an airport, other than an FAA-approved navigational signal light or visual approach slope indicator.
 - (b) Any use which would cause sunlight to be reflected towards an aircraft engaged in an initial straight climb following takeoff or towards an aircraft engaged in a straight final approach towards a landing at an airport.
 - (c) Any use which would generate smoke or water vapor or which would attract large concentrations of birds, or which may otherwise affect safe air navigation within the area.

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- (d) Any use which would generate electrical interference that may be detrimental to the operation of aircraft and/or aircraft instrumentation.
- 3. Prior to issuance of building permits, the landowner shall convey an avigation easement to the County of Riverside as owner of French Valley Airport, or provide evidence that such easement (applicable to all of the properties in the project) has been previously conveyed. Contact the Riverside County Economic Development Agency Aviation Division at (951) 955-9722 for additional information.
- 4. The attached notice shall be provided to all prospective purchasers of the property and future tenants of the building.
- 5. The following uses/activities are specifically prohibited at this location: trash transfer stations that are open on one or more sides; recycling centers containing putrescible wastes; construction and demolition debris facilities; wastewater management facilities; incinerators; children's schools; day care centers; libraries; hospitals; nursing homes and other skilled nursing and care facilities; places of worship or assemblies of people; noise-sensitive outdoor nonresidential uses; and hazards to flight.
- 6. No detention basins are shown on the site plan. Any proposed detention basins or facilities shall be designed so as to provide for a maximum 48-hour detention period following the conclusion of the storm event for the design storm (may be less, but not more), and to remain totally dry between rainfalls. Vegetation in and around the detention basins that would provide food or cover for bird species that would be incompatible with airport operations shall not be utilized in project landscaping. Trees shall be spaced so as to prevent large expanses of contiguous canopy, when mature. Landscaping in and around the detention basin(s) shall not include trees that produce seeds, fruits, or berries.
- 7. The proposed structures shall not exceed a height of 35 feet above ground level and a maximum elevation at top point (including all roof-mounted equipment, if any) of 1,381 feet above mean sea level.
- 8. Noise attenuation measures shall be incorporated into the design of the office and tasting areas of the building, to the extent such measures are necessary to ensure that interior noise levels from aircraft operations are at or below 45 CNEL.
- 9. The proposed building and floorplan includes 28,995 square foot warehouse storage area, 2713 square foot office area, 3,246 square foot brewery production area, 393 square foot tasting area, and 1,420 square foot outdoor seating (80 square foot) and floor gaming area (1,340 square foot). Any changes to these areas will require ALUC review and determination. The outdoor "gaming area" shall be restricted to floor games only.
- 9. The project was reviewed were made based on a micro-brewery facility (with warehouse

area) and tasting areas. Findings were made based on the intermittent nature of a brewery and tasting facility compared to a constant use found at a restaurant or bar. If the project description or alcohol license change to which the project is more of a restaurant or bar use, the project shall require a new ALUC review and determination.

- 10. The analysis of the project's parking was based on the applicant providing a total of 72 parking spaces. Any additional parking spaces would increase the total occupancy and potentially exceed Compatibility Zone B1 average acre threshold of 40 people. Any increase in parking spaces or reconfiguration in floor layout will require ALUC review and determination.
- 11. The applicant is required to provide the following building design features in order to be eligible for an intensity bonus of twenty-five percent (25%), resulting in a single acre intensity allowance of 104 people: use of concrete walls, limiting number and size of windows, upgrading strength of building roof, avoiding skylights, enhancing fire sprinkler system, increase number of emergency exits. Any changes to these features will require ALUC review and determination.
- 12. The warehouse area is limited to cold storage use. Not more than five persons shall be regularly assigned to work in the warehouse area for the majority of their work shifts. Any use other than cold storage shall be subject to subsequent ALUC review and determination.
- 13. The Federal Aviation Administration has conducted aeronautical studies of the proposed structure (Aeronautical Study Nos. 2015-AWP-11504-OE, 2015-AWP-11671-OE, 2015-AWP-11672-OE) and has determined that neither marking nor lighting of the structure is necessary for aviation safety. However, if marking and/or lighting for aviation safety are accomplished on a voluntary basis, such marking and/or lighting (if any) shall be installed in accordance with FAA Advisory Circular 70/7460-1 L and shall be maintained in accordance therewith for the life of the project.
- 14. The specific coordinates, height, and top point elevation of the proposed structure shall not be amended without further review by the Airport Land Use Commission and the Federal Aviation Administration; provided, however, that reduction in structure height or elevation shall not require further review by the Airport Land Use Commission.
- 15. Temporary construction equipment used during actual construction of the structure shall not exceed the height of the structure, unless separate notice is provided to the Federal Aviation Administration through the Form 7460-1 process.
- 16. Within five (5) days after construction of the structure reaches its greatest height, FAA Form 7460-2 (Part II), Notice of Actual Construction or Alteration, shall be completed by the project proponent or his/her designee and e-filed with the Federal Aviation Administration.

(Go to <u>https://oeaaa.faa.gov</u> for instructions.) This requirement is also applicable in the event the project is abandoned or a decision is made not to construct the structure.

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July 21, 2016

County of Riverside ALUC 4080 Lemon Street 14th Floor Riverside, Ca 92501

Attn: Paul Rull, ALUC Staff Member Case: ZAP 1070FV16 Project: Brewery and Cold Wine Industrial Storage Building Parcel 16 -18 PM 23199 CUP 3734 and CZ 7909

Response to Staff Recommendations:

Patio Area Description of Use:

- 1. Revised fixed Seating Area 80 sf in the patio area of the building, ration is 1:15, See attached ALUC Exhibit
- 2. Gaming Area in the patio is 1340 sf. The gaming area as defined by our use will be not be like a Casino nor an Arcade. Our gaming area is limited to floor games such as Corn Hole and Shuffleboard. These type of games only allow 2-4 players per area that are playing. Corn Hole is a board with an approx. 4" hole in it that allows players to throw bean bags into the opening and score points. The Shuffleboard will be painted on the floor of one of the patio areas.
- 3. We have re-categorized the Patio area "Gaming Area"

Warehouse Occupancy

- 1. The South end of the Warehouse will be used for Cold Wine case storage, each pallet will have approx. 50 cases of wine and stored on the floor and racking systems and will be provided by the Tenant.
- 2. The occupancy will be limited to the dispatch of wine from the Winery and delivered accordingly.
- 3. The maximum number of employees will be there during the bottling time and stocking which will occur approx. (3) times per year and limited to 3-6 days.
- 4. Most of the deliveries will occur 1-3 times per week and then 2-3 persons operating a fork lift and loading the trucks.

Risk Reduction Enhancement's

Walls - Concrete Masonry Walls

The Proposed Brewery and Cold Wine Storage building will be constructed from 8" -12" concrete block solid grouted or PIP concrete material.

28465 Old Town Front Street Suite 311, Temecula, California 92592 951.676.1796 (o) 760.594.1107 (c)



Windows – Non Glare

 The only windows proposed for the building are those on the North side of the Building, and the adjacent corners of the North side West and East. These windows reflect less than 10% of the building wall volume.

Roof Systems - Construction

The Construction of the roof systems based upon current Building Code is designed at 20lbs per square foot, we will design to 40lbs per square foot, which is 100% increase from the allowable Building Code.

Skylights – Not a Part of our plans

Fire Sprinklers

The Proposed Brewery and Cold Wine Storage building facility will be fully sprinklered to meet and exceed current Code Requirements, A detailed fire sprinkler plan designed by a Certified Engineer, and will be submitted to the Riverside County Fire/ Cal Fire Engineering and Planning Division for the complete review of the fire flow, head coverage, the design will be capable to suppress and control any fire either by Air accident or internal combustion from the interior of the building. The design will include and exceed all requirements of Chapter 13 of NFPA (National Fire Protection Assn)

Exits - Man Doors and Roll up Doors

- Warehouse: The current design has provided all necessary exits per code. In addition we have added a Large Exit door (rollup) in the case of catastrophic emergency and with additional man doors.
- Brewery: We have provided all necessary exits required by Code, but have exceeded the code by adding (2) rollup doors in the interior, and (1) for the exterior, these will provide additional emergency exits in the event of such.

Summary Statement

In closing we would request Staff and the Commission look at a few optional items as they review our case. We do understand the role of this Commission, but let's not forget that there are some positive physical attributes that surround our Project in the event of a potential catastrophic event.

- 1- The North/South travel of Hwy 79 approx. 120' in width (Provides a Potential Escape Landing Area)
- 2- The North/South travel of Briggs Road adjacent to the Proposed Building (Provides a Potential Ecape Landing Area)
- 3- SCE has a 500 KV Power lines they are approx., 125' tall, and approx 300 linear feet northerly of our proposed building, please tell us how do they impact the "crash zone" of B-1? When a catastrophic event occurs?

28465 Old Town Front Street Suite 311, Temecula, California 92592 951.676.1796 (o) 760.594.1107 (c)

Plateau Brew Company

Statement of Operations

- 1. Proposed Purpose Brewing beer for offsite and onsite retail sales including tastings.
- 2. Operating Equipment Grain mill, mash tun, boil kettle, fermenters, finishing tanks, pumps and hoses.
- 3. Hours of Operation (Retail) 10:00 am to 12:00 midnight Monday thru Sunday
- 4. Hours of Operation (Manuf) 6:00 am to 8:00 pm Monday thru Sunday
- 5. Number of Employees Retail 3-6
- 6. Number of Employees Manufacturing 10-20 starting
- 7. Parking See Civil Drawings

Cold Storage Portion of the Building

1.	Proposed Purpose	Wine case storage
2.	Operating Equipment	Forklift
3.	Hours of Operation (Whole)	7:00 am to 5:00 pm, This is a wholesale operation
4.	Number of Employees	Wholesale 2-5 including office staff.

..Dated 07.07.2016

Plateau Brew Company

- 4.2.5. Limitations on Clustering: Policy 4.2.4(d) notwithstanding, limitations shall be set on the maximum degree of clustering or usage intensity acceptable within a portion of a large project site. These criteria are intended to limit the number of people at risk in a concentrated area.
 - (a) Clustering of new residential development shall be limited as follows:
 - (1) Within Compatibility Zone A, clustering is not applicable.
 - (2) Within Compatibility Zones B1, B2, and C, no more than 4 dwelling units shall be allowed in any individual acre. Buildings shall be located as far as practical from the extended runway centerline and normal aircraft flight paths.
 - (b) Unless special design measures as listed in Policy 4.2.6 are utilized, usage intensity of new nonresidential development shall be limited as follows:
 - (1) Within Compatibility Zone A, clustering is not applicable.
 - (2) Within Compatibility Zone B1, uses shall be limited to a maximum of 50 people per any individual acre (i.e., a maximum of double the average intensity criterion set in Table 2A). Theaters, restaurants, most shopping centers, motels, intensive manufacturing or office uses, and other similar uses typically do not comply with this criterion.
 - (3) Within Compatibility Zone B2, uses shall be limited to a maximum of 200 people per any individual acre (i.e., a maximum of double the average intensity criterion set in Table 2A). Theaters, major shopping centers (500,000 or more square feet), large motels and hotels with conference facilities, and similar uses typically do not comply with this criterion.
 - (4) Within *Compatibility Zone C*, uses shall be limited to a maximum of 150 people per any individual acre (i.e., a maximum of double the average intensity criterion set in Table 2A). Theaters, fast-food establishments, high-intensity retail stores or shopping centers, motels and hotels with conference facilities, and similar uses typically do not comply with this criterion.
 - (5) Within Compatibility Zone D, uses shall be limited to a maximum of 300 people per any individual acre (i.e., a maximum of triple the average intensity criterion set in Table 2A).
 - (c) For the purposes of the above policies, the one-acre areas to be evaluated shall be rectangular (reasonably close to square, not elongated or irregular) in shape.
 - (d) In no case shall a proposed development be designed to accommodate more than the total number of dwelling units per acre (for residential uses) or people per acre (for nonresidential uses) indicated in Table 2A times the gross acreage of the project site. A project site may include multiple parcels. Appendix D lists examples of the types of land uses which are potentially compatible under these criteria and the types of land uses which are considered incompatible.
- **4.2.6.** Risk Reduction Through Building Design: The number of people permitted to occupy a single nonresidential building may be increased by a factor of up to 1.3 times the limitations set by the preceding policy on clustering if special measures are taken to reduce the risks to building occupants in the event that the building is struck by an aircraft.

- (a) This intensity bonus is not applicable within Compatibility Zone A (no buildings are permitted) or E (densities and intensities are not limited) and shall not be applied to buildings situated within Compatibility Zones B1, B2, or C for runways routinely used by large aircraft (aircraft having a maximum certificated takeoff weight of more than 12,500 pounds).
- (b) Building design features which would enable application of an intensity bonus include, but are not limited to, the following:
 - > Using concrete walls;
 - Limiting the number and size of windows;
 - Upgrading the strength of the building roof;
 - Avoiding skylights;
 - Enhancing the fire sprinkler system;
 - > Limiting buildings to a single story; and
 - Increasing the number of emergency exits.
- (c) Project proponents who wish to request an intensity bonus must include appropriate details of the building design along with their project review application.
- (d) Intensity bonuses shall be considered and approved by affected local jurisdictions on a case-by-case basis. The criteria to be used by each jurisdiction when considering intensity bonus requests shall be reviewed and approved by the ALUC as part of the general plan consistency process or subsequent action.

4.3. Airspace Protection

- 4.3.1. Policy Objective: Tall structures, trees, and other objects, particularly when located near airports or on high terrain, may constitute hazards to aircraft in flight. Federal regulations establish the criteria for evaluating potential obstructions. These regulations also require that the Federal Aviation Administration be notified of proposals for creation of certain such objects. The FAA conducts "aeronautical studies" of these objects and determines whether they would be hazards, but it does not have the authority to prevent their creation. The purpose of ALUC airspace protection policies, together with regulations established by local land use jurisdictions and the state government, is to ensure that hazardous obstructions to the navigable airspace do not occur.
- 4.3.2. Basis for Height Limits: The criteria for limiting the height of structures, trees, and other objects in the vicinity of an airport shall be based upon: Part 77, Subpart C, of the Federal Aviation Regulations (FAR); the United States Standard for Terminal Instrument Procedures (TERPS); and applicable airport design standards published by the Federal Aviation Administration. Airspace plans depicting the critical areas for airspace protection around each of the airports covered by this Compatibility Plan are depicted in Chapter 3.
- 4.3.3. ALUC Review of Height of Proposed Objects: Based upon FAA criteria, proposed objects that would exceed the heights indicated below for the respective compatibility zones potentially represent airspace obstructions issues. Development proposals that include any such objects shall be reviewed by the ALUC. Objects of lesser height normally would not have a potential for being airspace obstructions and therefore do



Brewery Analysis

We have provided the following statics from our own Internal Study

The information provided gives Staff and the Commission an idea about, the location of, number of seats, number of restrooms, if food service is available, number of employees, floor area of brewery, floor area of tasting room (all areas are approx), and other amenities or games. It also provides time of day the visit occurred and the number of customers there at the time.

Name of Brewery: Garage Brewery Company Location: Temecula Date of Visit: 7.14.16 Time of Visit: 4:30 pm Hours of Operation: 11:am – 10pm Floor Area of Brewery: 5000 sf Floor Area of Tasting: 2500 sf Number of Seats: 75 seats Number of Seats: 75 seats Number of Restrooms: 2 Number of Customers: 30 Number of Employees: 6 Food Service (Y x) or (N) Games Area: None

Name of Brewery: Aftershock Brewing Co. Location: Temecula Date of Visit: 7.14.16 Time of Visit: 5:30 pm Hours of Operation: 1pm – 10pm Floor Area of Brewery: 2500 sf Floor Area of Tasting: 800 sf Number of Seats: 20 Number of Restrooms; 2 Number of Restrooms; 2 Number of Employees: 3 Food Service (Y) or (N x) Games Area: None

Name of Brewery: Craft Brewery Location: Lake Elsinore Date of Visit: 7.21.16 Time of Visit: 5:40 pm Hours of Operation: 3-8 pm Floor Area of Brewery: 6000 sf Floor Area of Tasting: 500 sf

28465 Old Town Front Street Suite 311, Temecula, California 92592 951.676.1796 (o) 760.594.1107 (c)

Number of Seats: 34 Number of Restrooms: 2 Number of Customers: 8 Number of Employees Food Service (Y) or (N x) Games Area: Yes

Name of Brewery: 8- Bit Brewery Location: Murrieta Date of Visit: 7.16.16 Time of Visit: 2:15 pm Hours of Operation: 11am-9pm Floor Area of Brewery: 4500 sf Floor Area of Tasting: 1000 sf Number of Seats: 65 Number of Restrooms: 2 Number of Customers: 50 Number of Employees: 7 Food Service (Y x) or (N) Games Area: Yes

Name of Brewery: Refuge Brewery Location: Temecula Date of Visit: 7.14.16 Time of Visit: 6:00 pm Hours of Operation: 3 pm- 8 pm Floor Area of Brewery: 5000 sf Floor Area of Tasting: 1000 sf Number of Seats: 40 Number of Restrooms: 2 Number of Customers: 6 Number of Employees: 4 Food Service (Y) or (N x) Games Area: None

Name of Brewery: Wiens Brewery Location: Temecula Date of Visit: 7.15.16 Time of Visit: 5:30 pm Hours of Operation: 3-8 pm Floor Area of Brewery: 5000 sf Floor Area of Tasting: 1200 sf Number of Seats: 42 Number of Restrooms: 2 Number of Restrooms: 2 Number of Customers: 15 Number of Employees: 5 Food Service (Y) or (N x)

28465 Old Town Front Street Suite 311, Temecula, California 92592 951.676.1796 (o) 760.594.1107 (c)



Games Area: No

Thank-you for your consideration with continued approvals of our project.

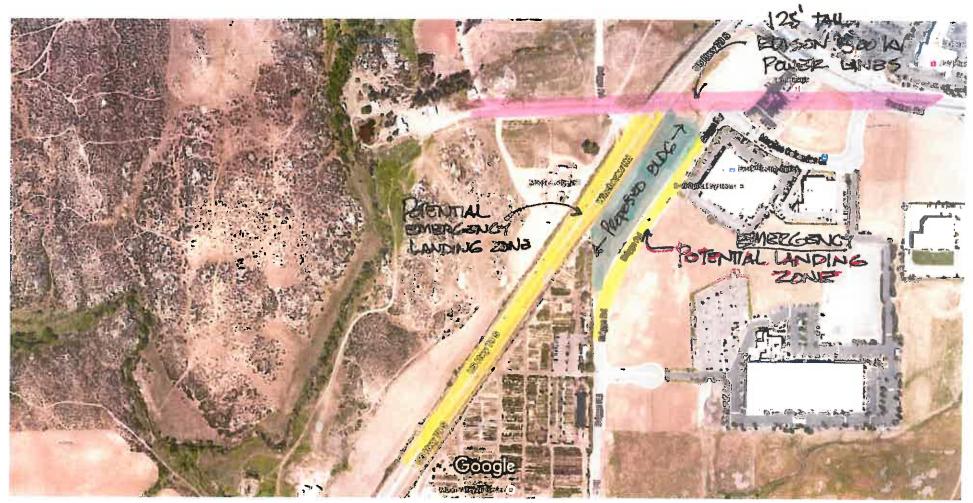
Respectfully,

Rick Neugebauer, President and CEO RTN Development

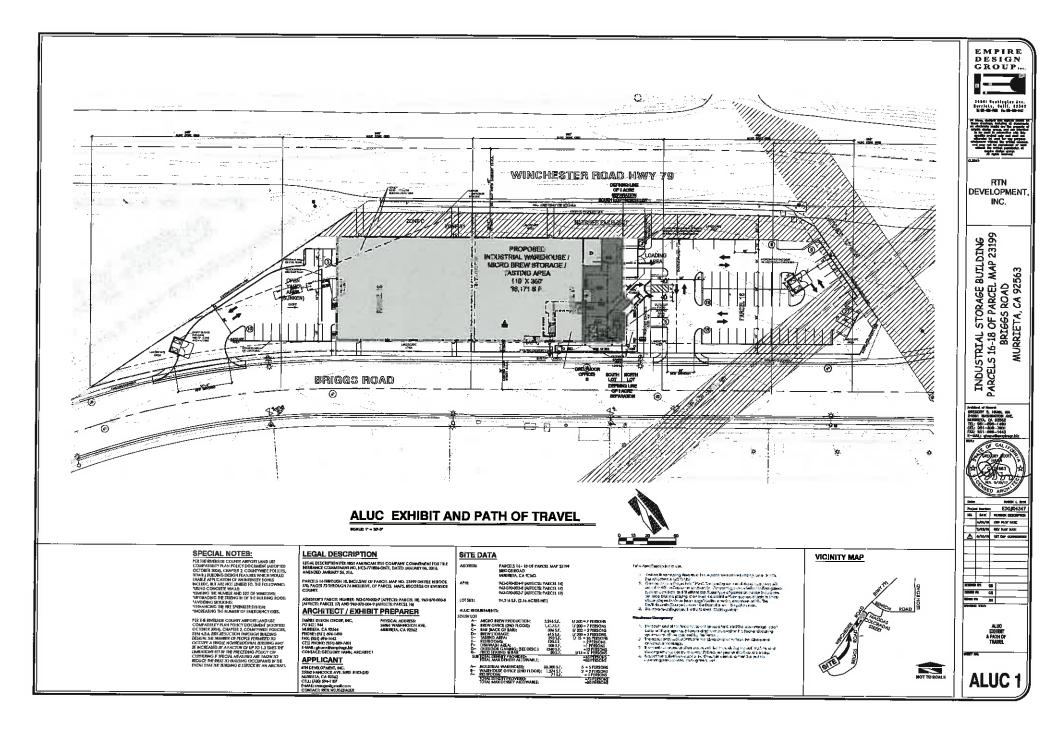
Cc: Dan Long, Rancon Group Ted Neugebauer, Controller, RTN Development

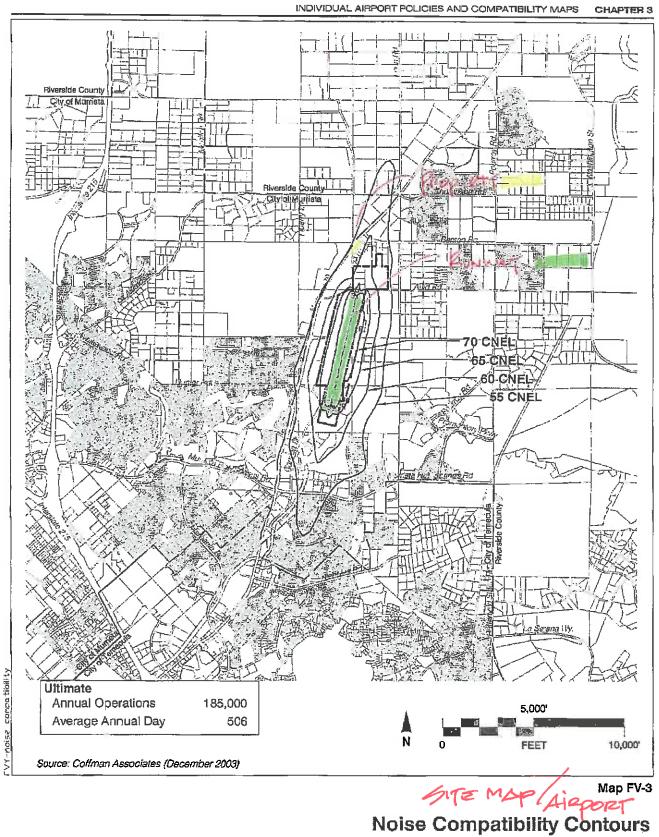
Google Maps

Google Maps Winchester Road as potential landing zone in the event of emergency, Also Briggs Road



Imagery ©2016 Google, Map data ©2016 Google 200 ft





French Valley Airport

Riverside County Airport Land Use Compatibility Plan Policy Document (Adopted October 2007)

1.1

3–23

CHAPTER 3

NOTICE OF AIRPORT IN VICINITY

This property is presently located in the vicinity of an airport, within what is known as an airport influence area. For that reason, the property may be subject to some of the annoyances or inconveniences associated with proximity to airport operations (for example: noise, vibration, or odors). Individual sensitivities to those annoyances [can vary from person to person. You may wish to consider what airport annoyances], if any, are associated with the property before you complete your purchase and determine whether they are acceptable to you. Business & Professions Code Section 11010 (b)

Aeronautical Study No. 2015-AWP-11672-OE



Mail Processing Centel Federal Aviation Administration Southwest Regional Office Obstruction Evaluation Group 10101 Hillwood Parkway Fort Worth, TX 76177

Issued Date: 12/23/2015

Rancon Group Danny Long 41391 Kalmia St #200 Murrieta, CA 92562

**** DETERMINATION OF NO HAZARD TO AIR NAVIGATION ****

The Federal Aviation Administration has conducted an aeronautical study under the provisions of 49 U.S.C., Section 44718 and if applicable Title 14 of the Code of Federal Regulations, part 77, concerning:

Structure:	Building FVIP Brew Pub & Wine Storage
Location:	Murrieta, CA
Latitude:	33-35-25.74N NAD 83
Longitude:	117-07-33.97W
Heights:	1346 feet site elevation (SE)
	35 feet above ground level (AGL)
	1381 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

It is required that FAA Form 7460-2, Notice of Actual Construction or Alteration, be e-filed any time the project is abandoned or:

_____ At least 10 days prior to start of construction (7460-2, Part 1) __X__ Within 5 days after the construction reaches its greatest height (7460-2, Part 2)

Based on this evaluation, marking and lighting are not necessary for aviation safety. However, if marking/ lighting are accomplished on a voluntary basis, we recommend it be installed and maintained in accordance with FAA Advisory circular 70/7460-1 L.

The structure considered under this study lies in proximity to an airport and occupants may be subjected to noise from aircraft operating to and from the airport.

This determination expires on 06/23/2017 unless:

- (a) the construction is started (not necessarily completed) and FAA Form 7460-2, Notice of Actual Construction or Alteration, is received by this office.
- (b) extended, revised, or terminated by the issuing office.
- (c) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed, as required by the FCC, within

6 months of the date is determination. In such case, the det ination expires on the date prescribed by the FCU for completion of construction, or the date the FCC denies the application.

NOTE: REQUEST FOR EXTENSION OF THE EFFECTIVE PERIOD OF THIS DETERMINATION MUST BE E-FILED AT LEAST 15 DAYS PRIOR TO THE EXPIRATION DATE. AFTER RE-EVALUATION OF CURRENT OPERATIONS IN THE AREA OF THE STRUCTURE TO DETERMINE THAT NO SIGNIFICANT AERONAUTICAL CHANGES HAVE OCCURRED, YOUR DETERMINATION MAY BE ELIGIBLE FOR ONE EXTENSION OF THE EFFECTIVE PERIOD.

This determination is based, in part, on the foregoing description which includes specific coordinates, heights, frequency(ies) and power. Any changes in coordinates, heights, and frequencies or use of greater power will void this determination. Any future construction or alteration, including increase to heights, power, or the addition of other transmitters, requires separate notice to the FAA.

This determination does include temporary construction equipment such as cranes, derricks, etc., which may be used during actual construction of the structure. However, this equipment shall not exceed the overall heights as indicated above. Equipment which has a height greater than the studied structure requires separate notice to the FAA.

This determination concerns the effect of this structure on the safe and efficient use of navigable airspace by aircraft and does not relieve the sponsor of compliance responsibilities relating to any law, ordinance, or regulation of any Federal, State, or local government body.

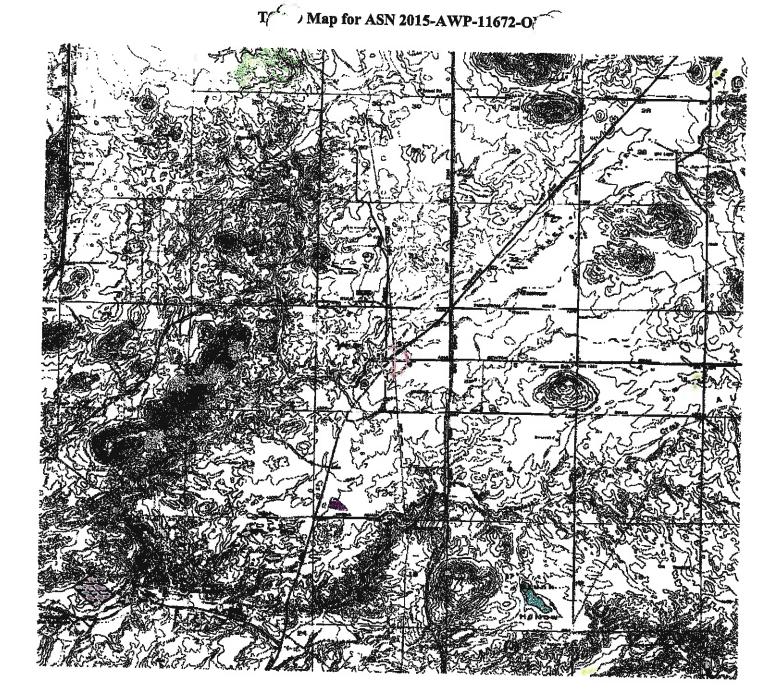
Any failure or malfunction that lasts more than thirty (30) minutes and affects a top light or flashing obstruction light, regardless of its position, should be reported immediately to (877) 487-6867 so a Notice to Airmen (NOTAM) can be issued. As soon as the normal operation is restored, notify the same number.

If we can be of further assistance, please contact our office at (310) 725-6557. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2015-AWP-11672-OE.

Signature Control No: 274232761-276175063 Karen McDonald Specialist

(DNE)

Attachment(s) Map(s)



Aeronautical Study No. 2015-AWP-11671-OE



Mail Processing Center Federal Aviation Administration Southwest Regional Office Obstruction Evaluation Group 10101 Hillwood Parkway Fort Worth, TX 76177

Issued Date: 12/23/2015

Rancon Group Danny Long 41391 Kalmia St #200 Murrieta, CA 92562

**** DETERMINATION OF NO HAZARD TO AIR NAVIGATION ****

The Federal Aviation Administration has conducted an aeronautical study under the provisions of 49 U.S.C., Section 44718 and if applicable Title 14 of the Code of Federal Regulations, part 77, concerning:

Structure:	Building FVIP Brew Pub & Wine Storage
Location:	Murrieta, CA
Latitude:	33-35-21.16N NAD 83
Longitude:	117-07-37.51W
Heights:	1346 feet site elevation (SE)
	35 feet above ground level (AGL)
	1381 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

It is required that FAA Form 7460-2, Notice of Actual Construction or Alteration, be e-filed any time the project is abandoned or:

_____ At least 10 days prior to start of construction (7460-2, Part 1) _____ Within 5 days after the construction reaches its greatest height (7460-2, Part 2)

Based on this evaluation, marking and lighting are not necessary for aviation safety. However, if marking/ lighting are accomplished on a voluntary basis, we recommend it be installed and maintained in accordance with FAA Advisory circular 70/7460-1 L.

The structure considered under this study lies in proximity to an airport and occupants may be subjected to noise from aircraft operating to and from the airport.

This determination expires on 06/23/2017 unless:

- (a) the construction is started (not necessarily completed) and FAA Form 7460-2, Notice of Actual Construction or Alteration, is received by this office.
- (b) extended, revised, or terminated by the issuing office.
- (c) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed, as required by the FCC, within

6 months of the date is determination. In such case, the det intion expires on the date prescribed by the FCU for completion of construction, or the date the FCC denies the application.

NOTE: REQUEST FOR EXTENSION OF THE EFFECTIVE PERIOD OF THIS DETERMINATION MUST BE E-FILED AT LEAST 15 DAYS PRIOR TO THE EXPIRATION DATE. AFTER RE-EVALUATION OF CURRENT OPERATIONS IN THE AREA OF THE STRUCTURE TO DETERMINE THAT NO SIGNIFICANT AERONAUTICAL CHANGES HAVE OCCURRED, YOUR DETERMINATION MAY BE ELIGIBLE FOR ONE EXTENSION OF THE EFFECTIVE PERIOD.

This determination is based, in part, on the foregoing description which includes specific coordinates, heights, frequency(ies) and power. Any changes in coordinates, heights, and frequencies or use of greater power will void this determination. Any future construction or alteration, including increase to heights, power, or the addition of other transmitters, requires separate notice to the FAA.

This determination does include temporary construction equipment such as cranes, derricks, etc., which may be used during actual construction of the structure. However, this equipment shall not exceed the overall heights as indicated above. Equipment which has a height greater than the studied structure requires separate notice to the FAA.

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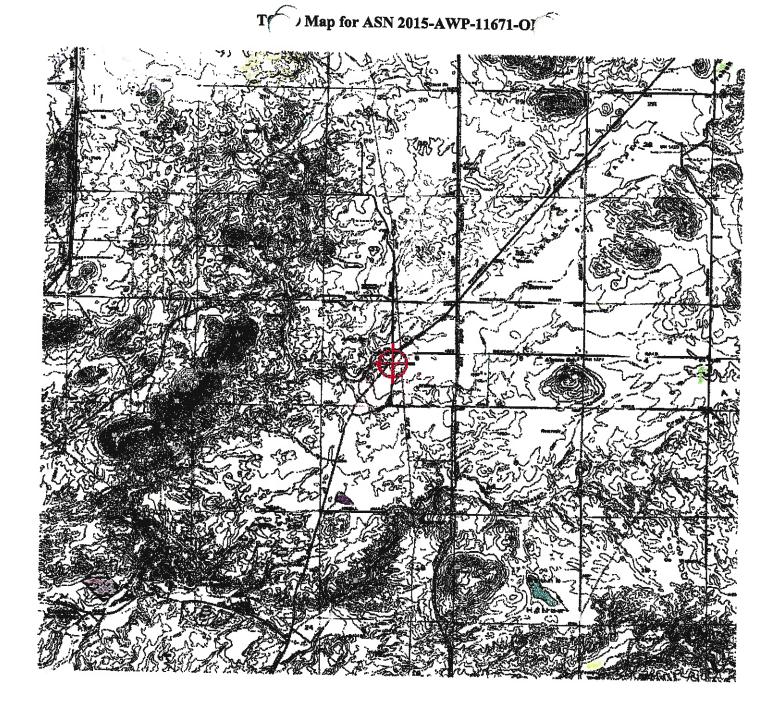
Any failure or malfunction that lasts more than thirty (30) minutes and affects a top light or flashing obstruction light, regardless of its position, should be reported immediately to (877) 487-6867 so a Notice to Airmen (NOTAM) can be issued. As soon as the normal operation is restored, notify the same number.

If we can be of further assistance, please contact our office at (310) 725-6557. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2015-AWP-11671-OE.

Signature Control No: 274232745-276175064 Karen McDonald Specialist

(DNE)

Attachment(s) Map(s)



Aeronautical Study No. 2015-AWP-11504-OE



Mail Processing Centel Federal Aviation Administration Southwest Regional Office Obstruction Evaluation Group 10101 Hillwood Parkway Fort Worth, TX 76177

Issued Date: 12/16/2015

Rancon Group Danny Long 41391 Kalmia St #200 Murrieta, CA 92562

**** DETERMINATION OF NO HAZARD TO AIR NAVIGATION ****

The Federal Aviation Administration has conducted an aeronautical study under the provisions of 49 U.S.C., Section 44718 and if applicable Title 14 of the Code of Federal Regulations, part 77, concerning:

Building FVIP Brew Pub & Wine Storage
Murrieta, CA
33-35-23.10N NAD 83
117-07-36.05W
1347 feet site elevation (SE)
35 feet above ground level (AGL)
1382 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

It is required that FAA Form 7460-2, Notice of Actual Construction or Alteration, be e-filed any time the project is abandoned or:

_____At least 10 days prior to start of construction (7460-2, Part 1) _____Within 5 days after the construction reaches its greatest height (7460-2, Part 2)

Based on this evaluation, marking and lighting are not necessary for aviation safety. However, if marking/ lighting are accomplished on a voluntary basis, we recommend it be installed and maintained in accordance with FAA Advisory circular 70/7460-1 L.

This determination expires on 06/16/2017 unless:

- (a) the construction is started (not necessarily completed) and FAA Form 7460-2, Notice of Actual Construction or Alteration, is received by this office.
- (b) extended, revised, or terminated by the issuing office.
- (c) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed, as required by the FCC, within 6 months of the date of this determination. In such case, the determination expires on the date prescribed by the FCC for completion of construction, or the date the FCC denies the application.

NOTE: REQUEST FOR EXTENSION OF THE EFFECTIVE PERIOD OF TY DETERMINATION MUST BE E-FILED AT LEAST 15 DAYS . RIOR TO THE EXPIRATION DATE. Ar TER RE-EVALUATION OF CURRENT OPERATIONS IN THE AREA OF THE STRUCTURE TO DETERMINE THAT NO SIGNIFICANT AERONAUTICAL CHANGES HAVE OCCURRED, YOUR DETERMINATION MAY BE ELIGIBLE FOR ONE EXTENSION OF THE EFFECTIVE PERIOD.

This determination is based, in part, on the foregoing description which includes specific coordinates, heights, frequency(ies) and power. Any changes in coordinates, heights, and frequencies or use of greater power will void this determination. Any future construction or alteration, including increase to heights, power, or the addition of other transmitters, requires separate notice to the FAA.

This determination does include temporary construction equipment such as cranes, derricks, etc., which may be used during actual construction of the structure. However, this equipment shall not exceed the overall heights as indicated above. Equipment which has a height greater than the studied structure requires separate notice to the FAA.

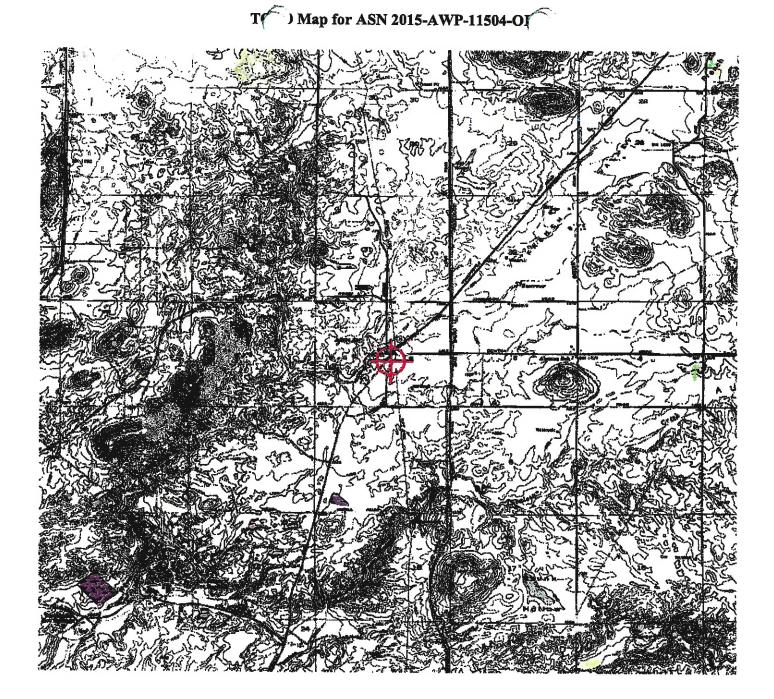
This determination concerns the effect of this structure on the safe and efficient use of navigable airspace by aircraft and does not relieve the sponsor of compliance responsibilities relating to any law, ordinance, or regulation of any Federal, State, or local government body.

Any failure or malfunction that lasts more than thirty (30) minutes and affects a top light or flashing obstruction light, regardless of its position, should be reported immediately to (877) 487-6867 so a Notice to Airmen (NOTAM) can be issued. As soon as the normal operation is restored, notify the same number.

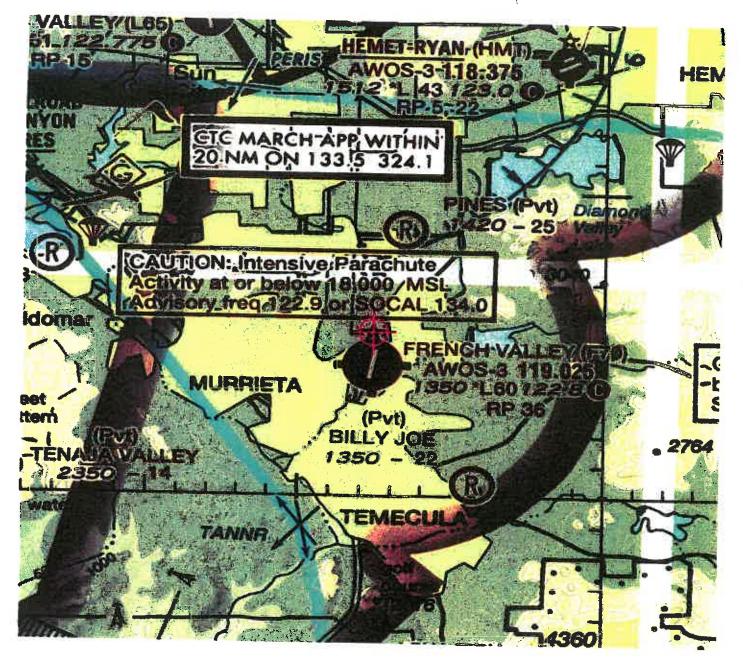
If we can be of further assistance, please contact our office at (425) 227-2625. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2015-AWP-11504-OE.

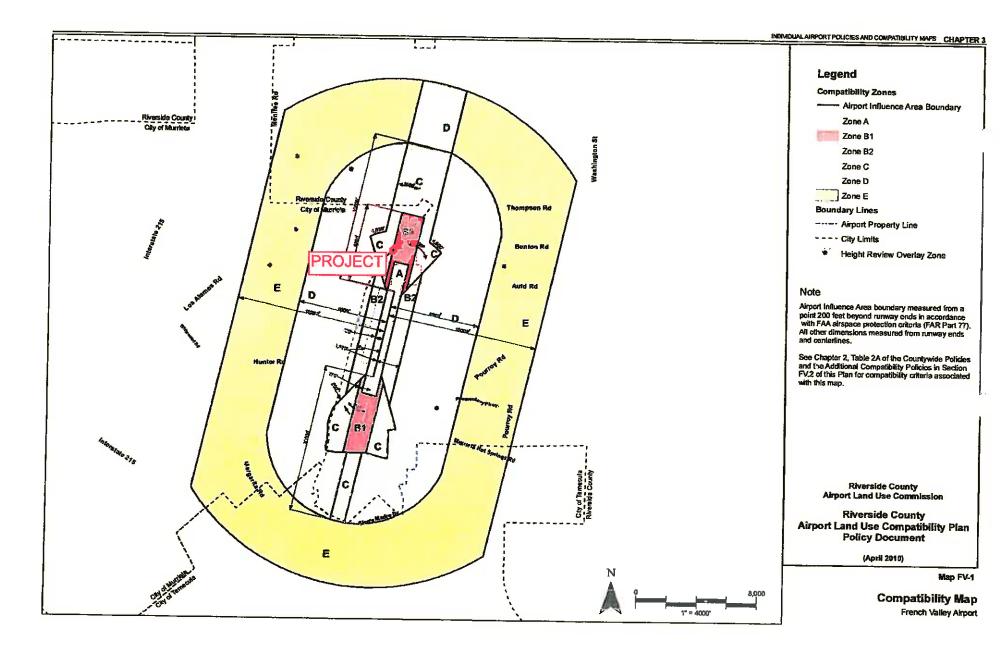
Signature Control No: 273599883-275250003 Paul Holmquist Technician

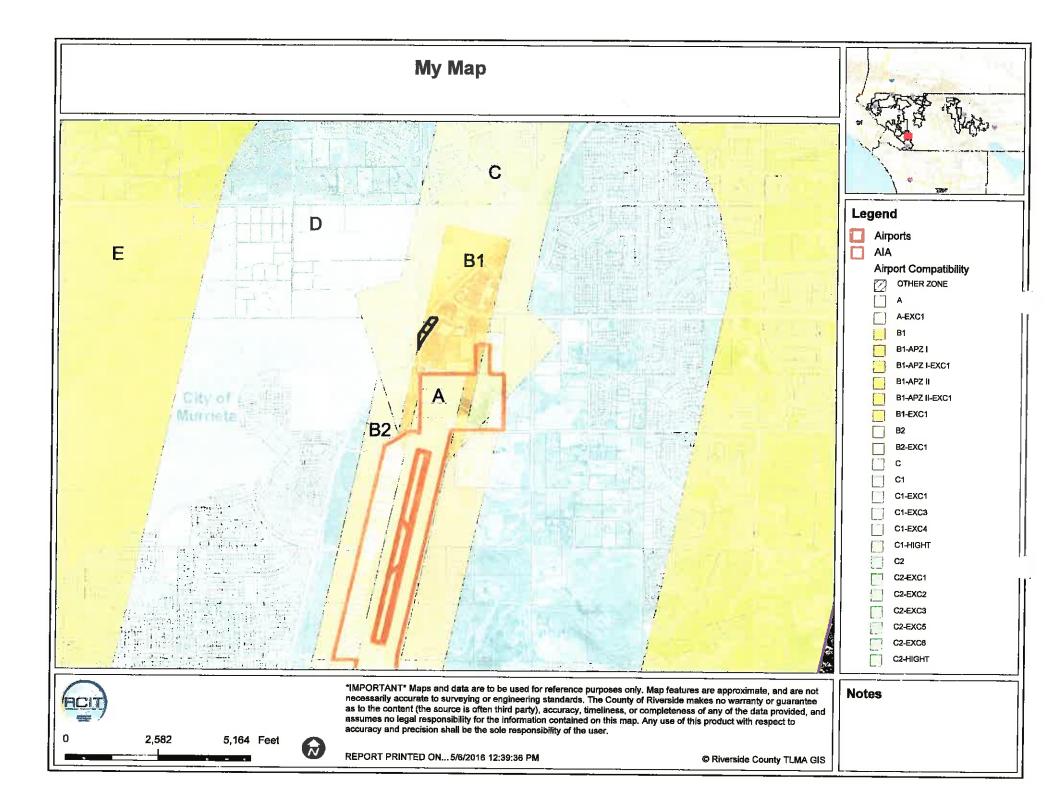
Attachment(s) Map(s) (DNE)

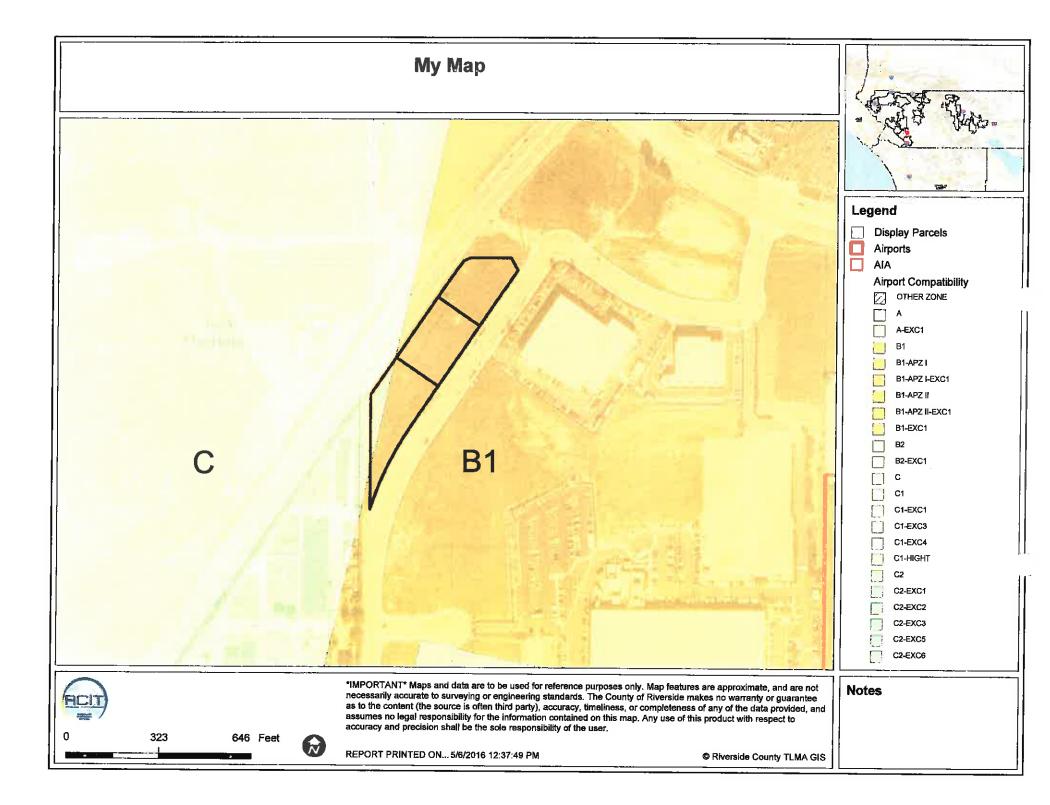


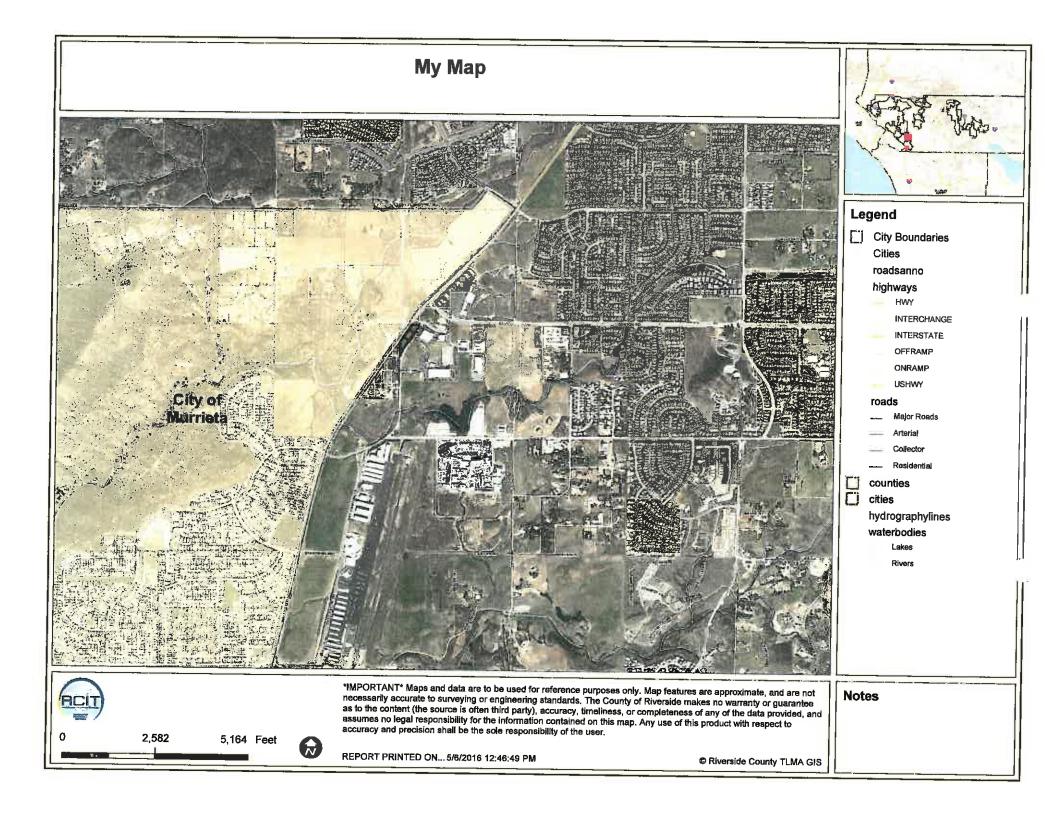
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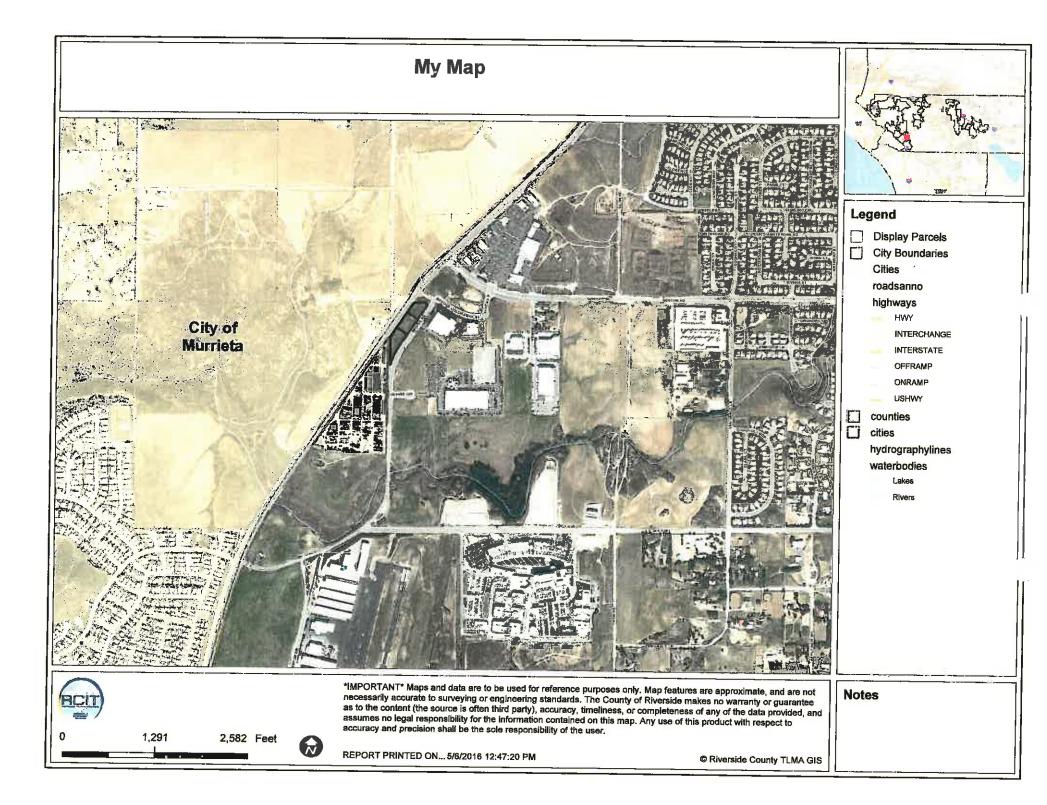


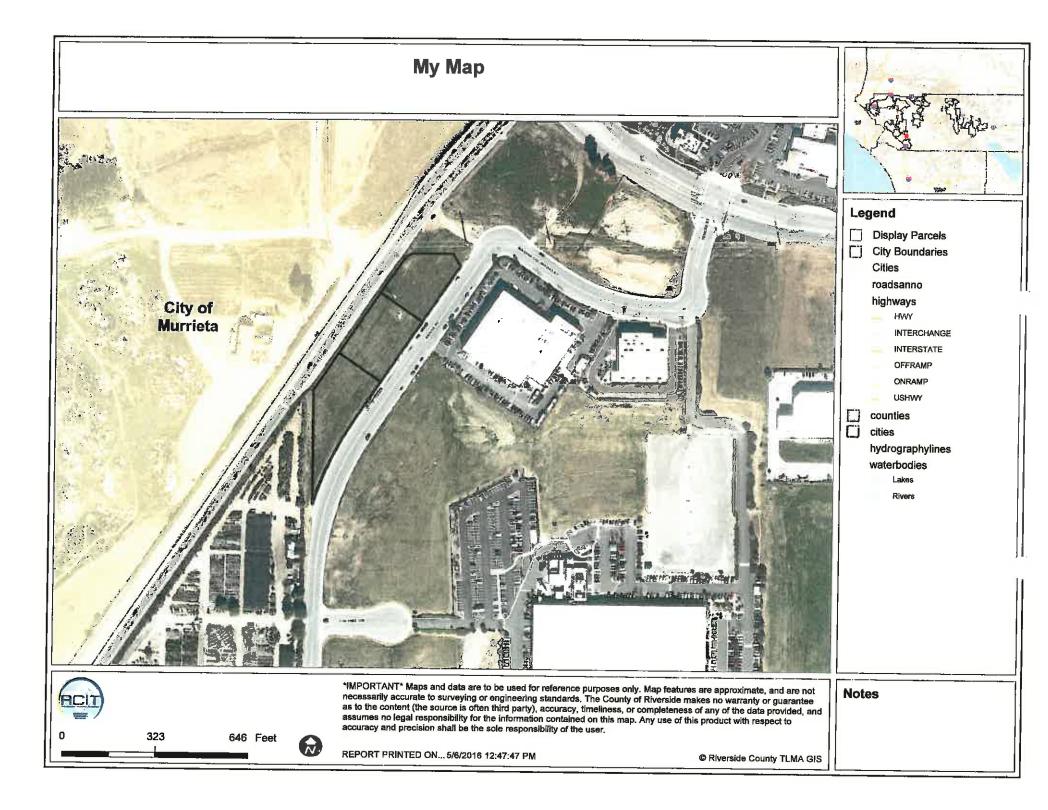


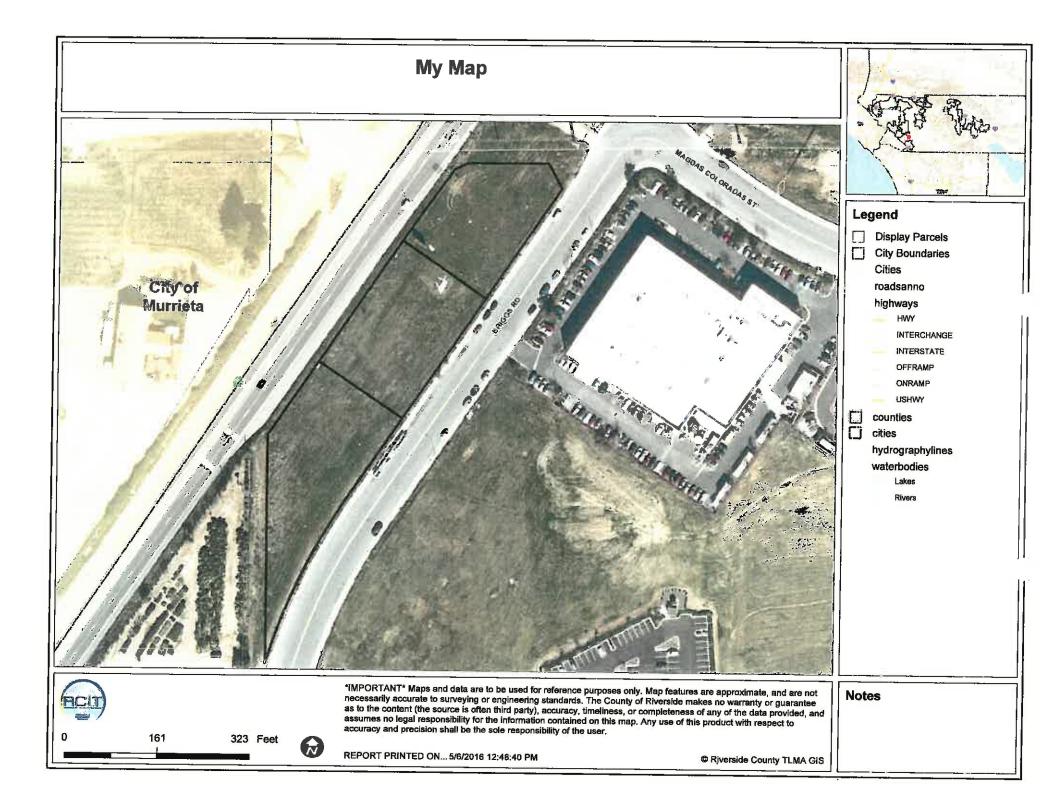


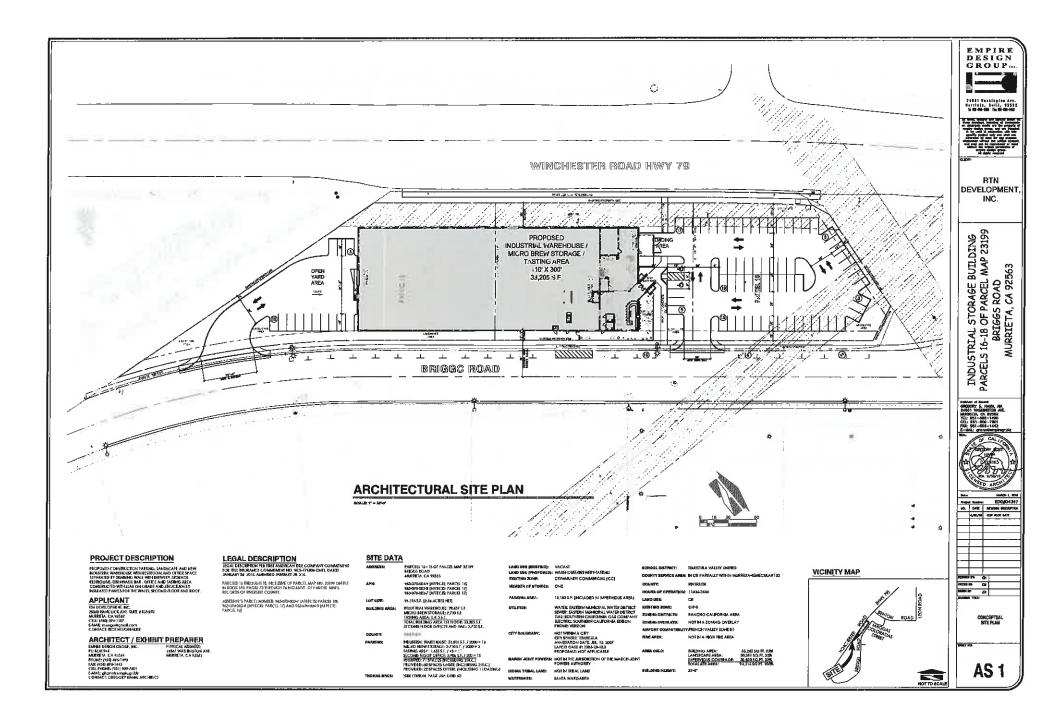


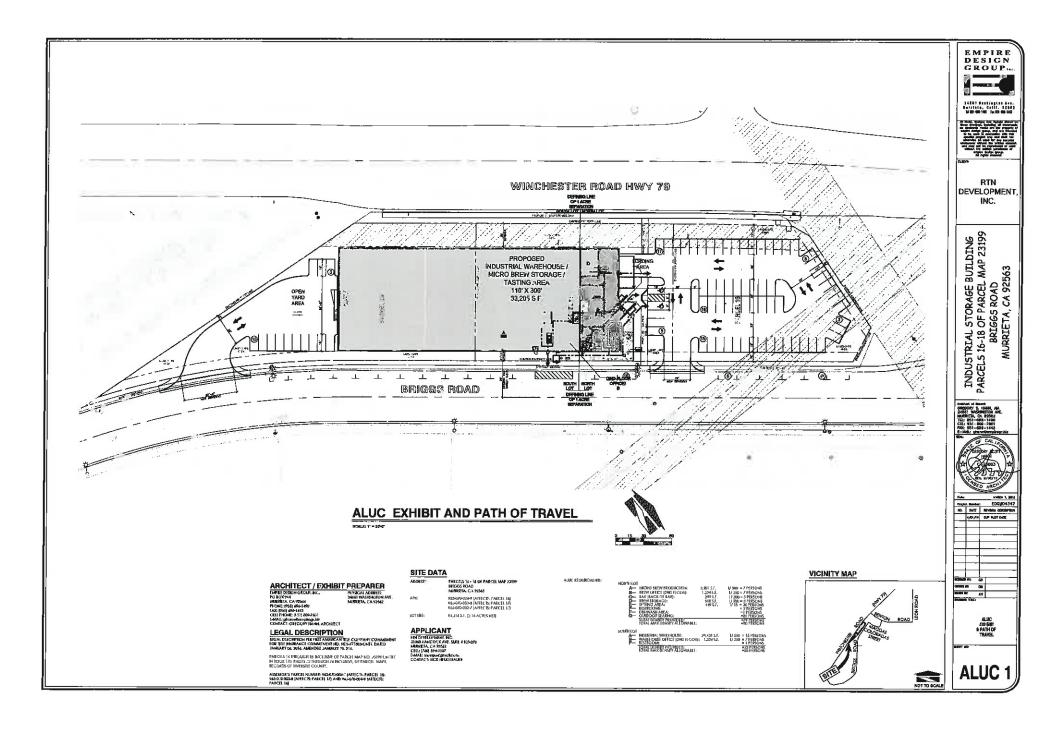


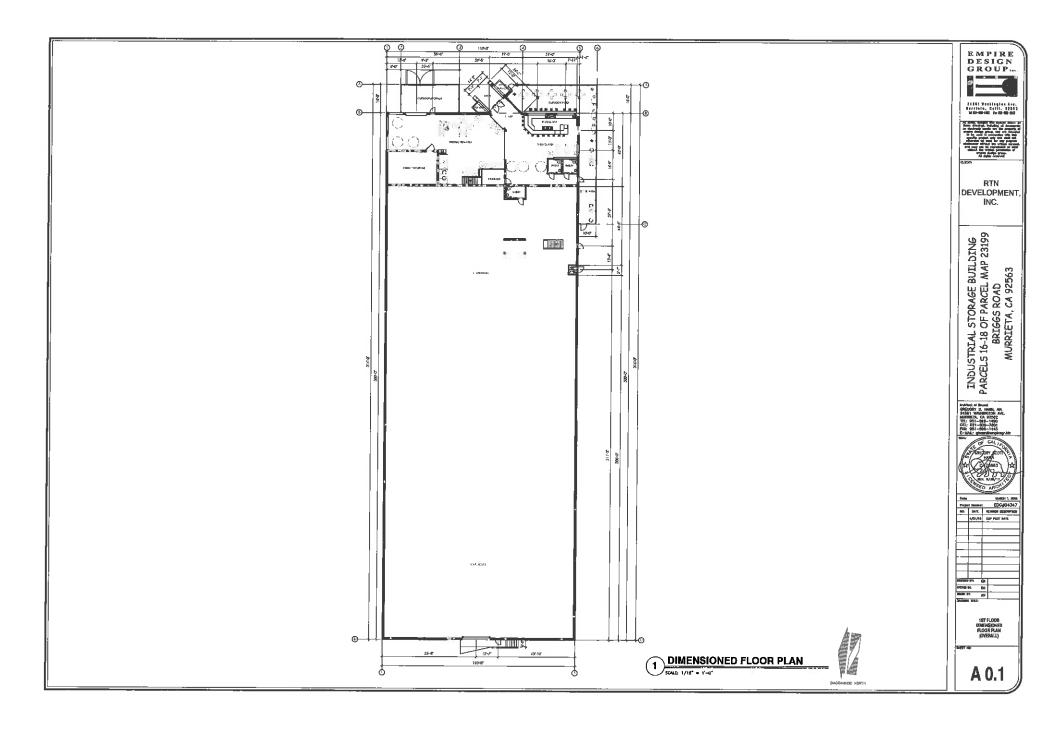


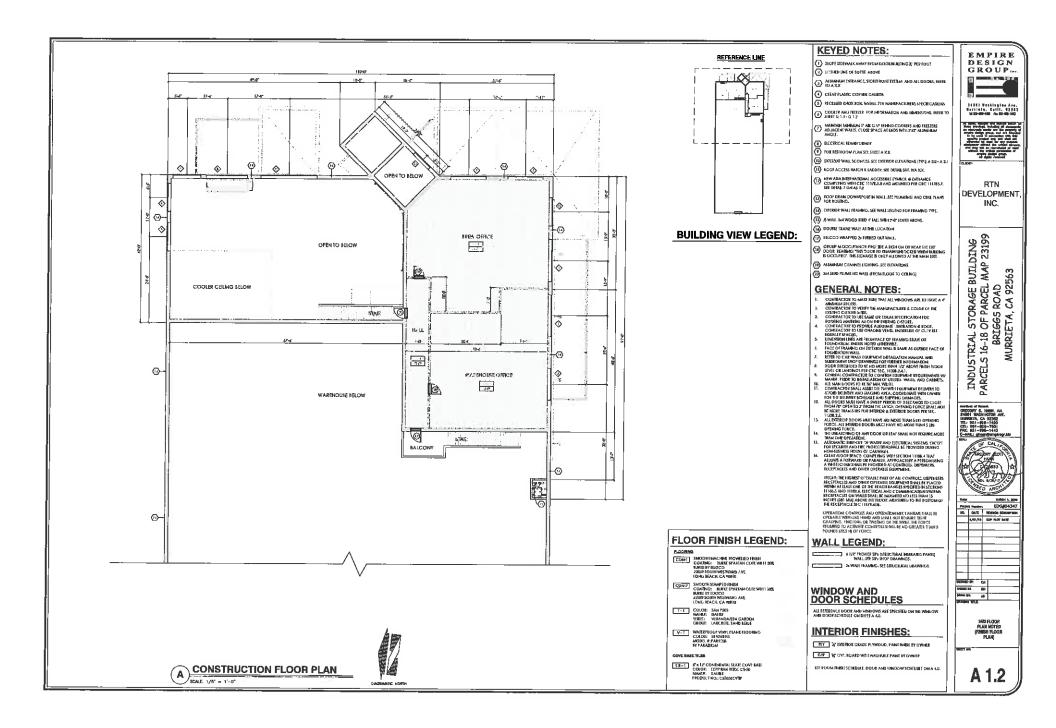


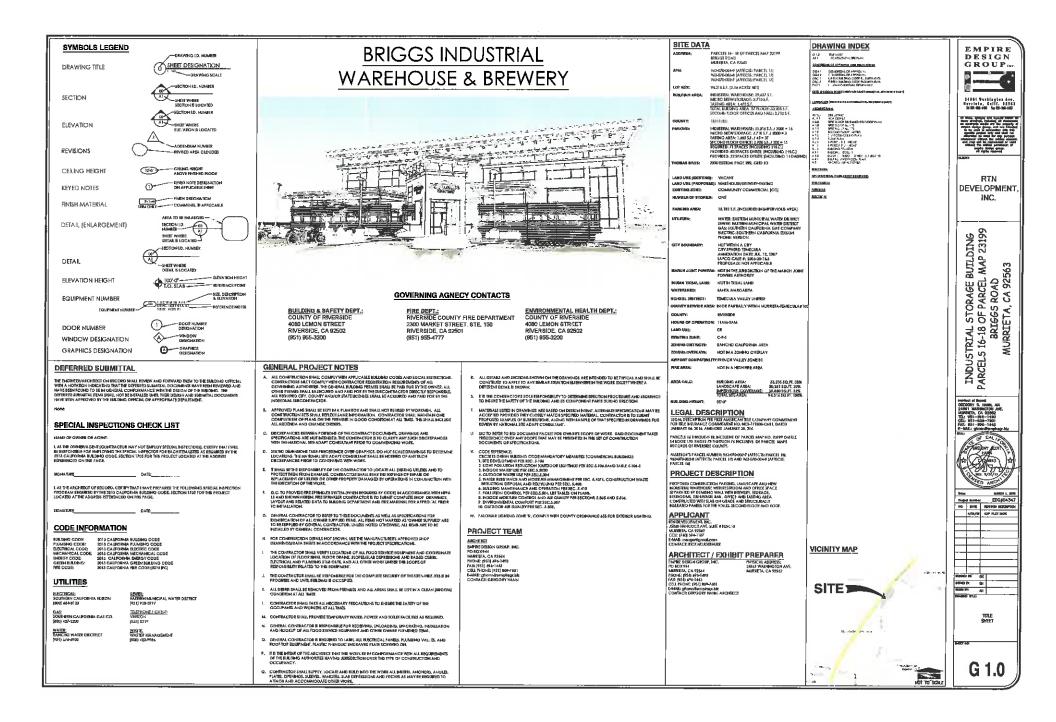


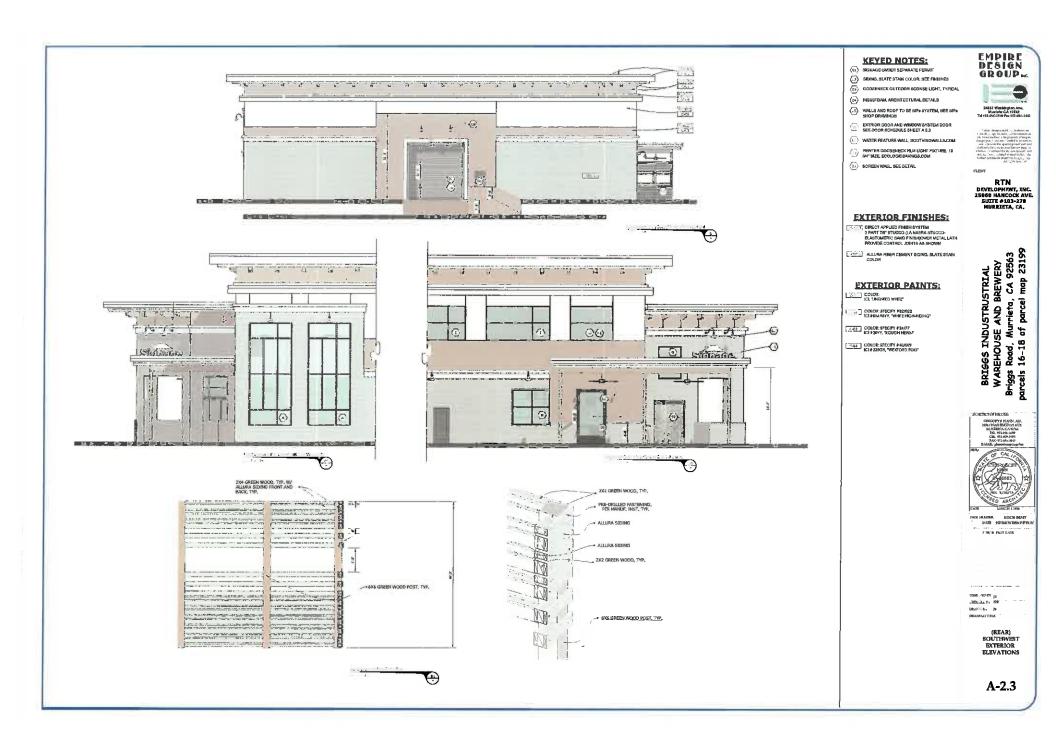


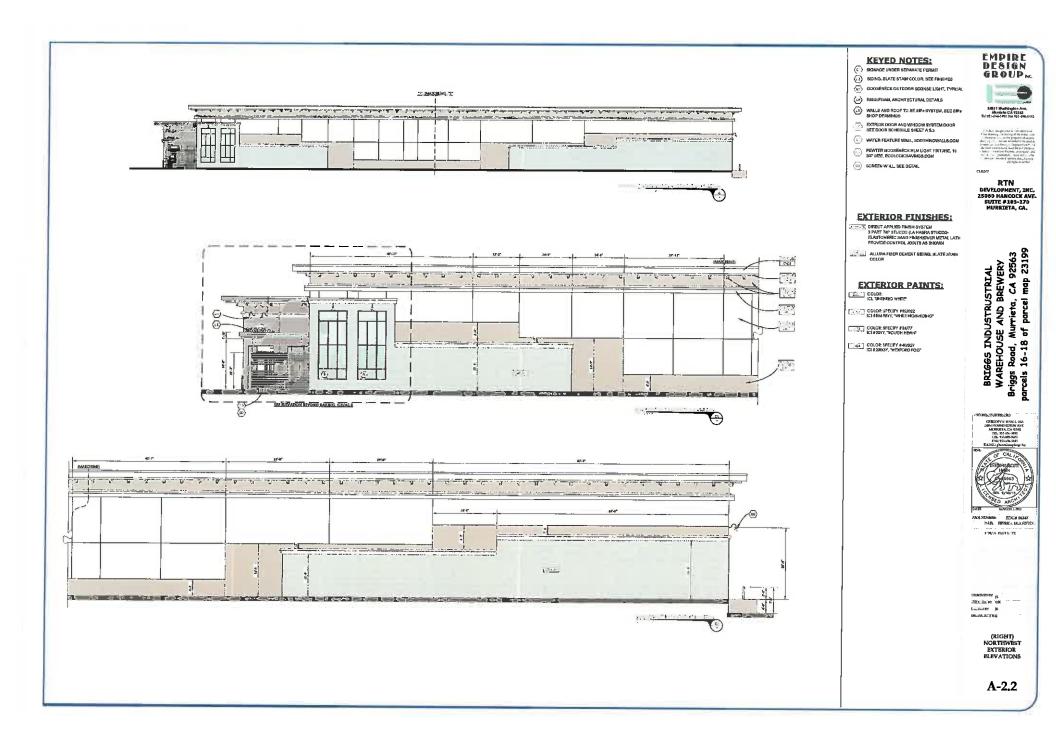


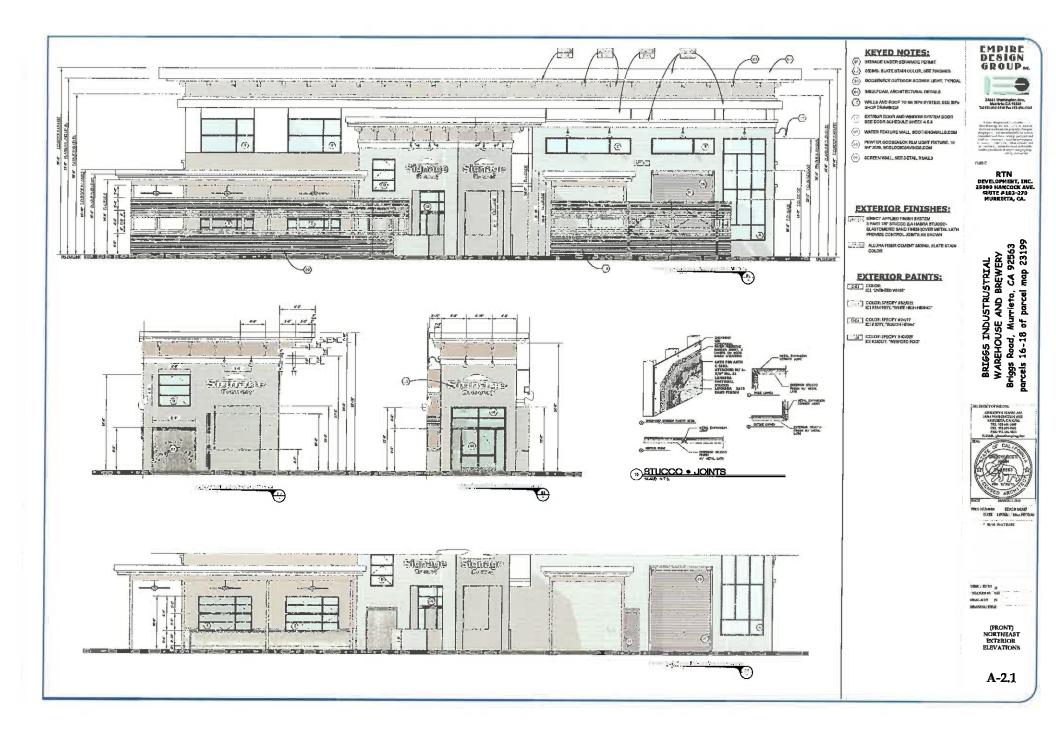


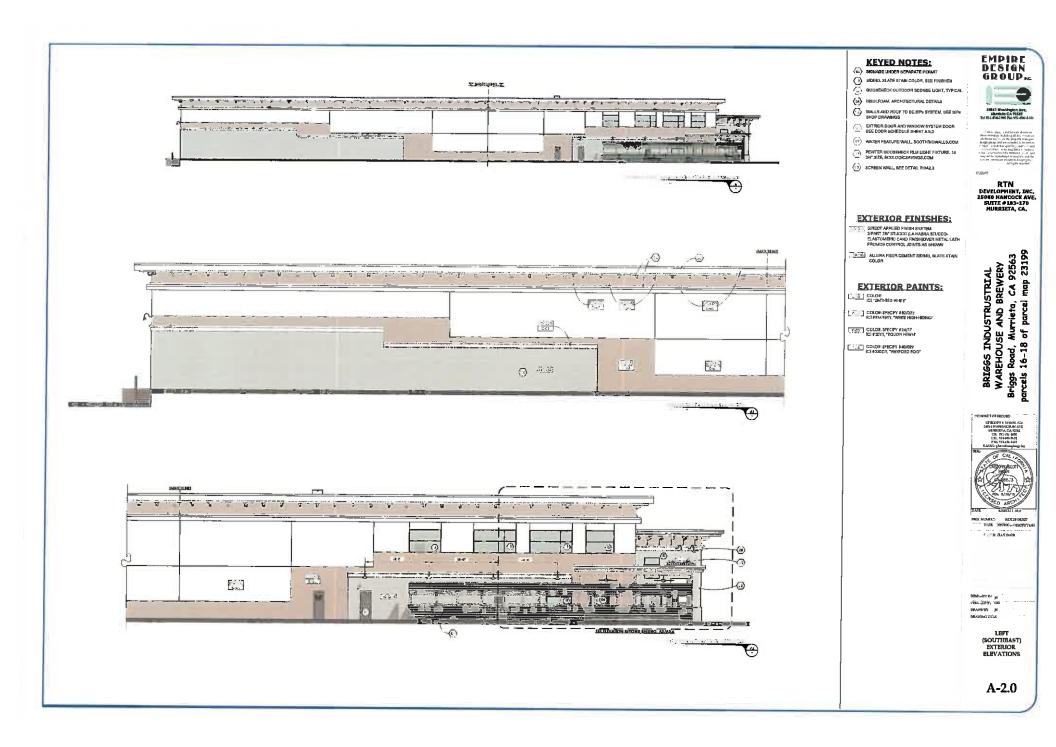


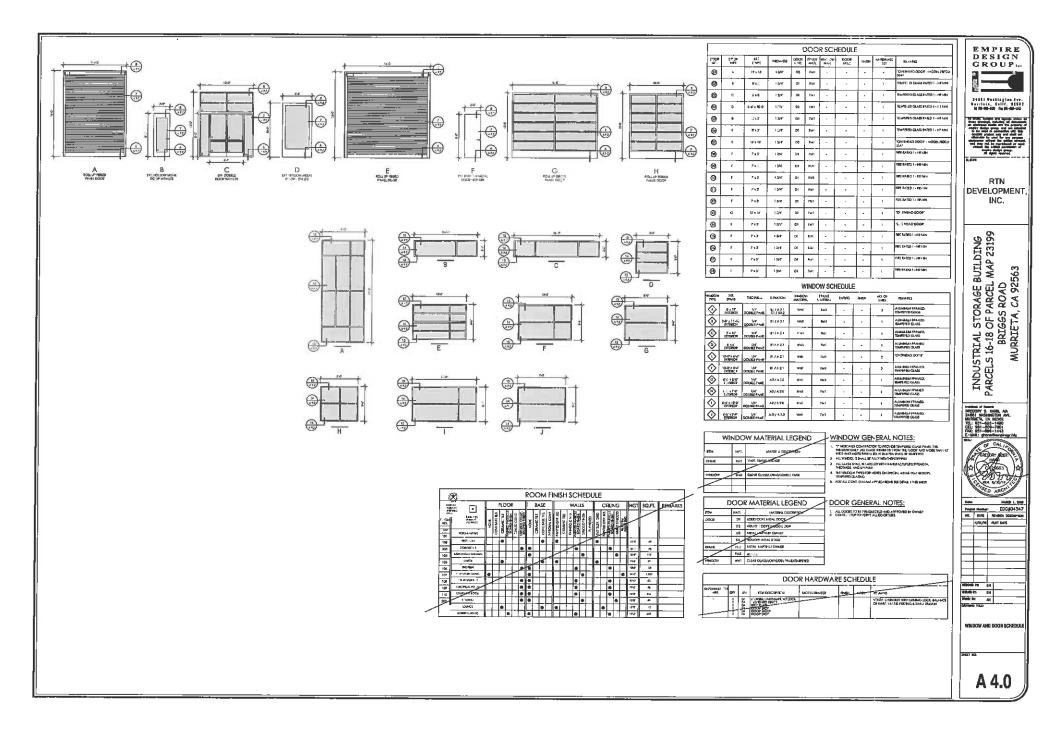












NUTICE OF PUBLIC HEARING RIVERSIDE COUNTY AIRPORT LAND USE COMMISSION

A PUBLIC HEARING has been scheduled before the Riverside County Airport Land Use Commission (ALUC) to consider the application described below.

Any person may submit written comments to the ALUC before the hearing or may appear and be heard in support of or opposition to the project at the time of hearing. The proposed project application may be viewed at the Riverside County Administrative Center, 4080 Lemon Street, 14th Floor, Riverside, California 92501, Monday through Thursday from 8:00 a.m. to 5:00 p.m., except Monday, May 30 (Memorial Day), and by prescheduled appointment on Fridays, from 9:00 a.m. to 5:00 p.m.

ATTENTION: ALUC reviews a proposed plan or project solely to determine whether it is consistent with the applicable Airport Land Use Compatibility Plan. The County of Riverside will hold hearings on this project and should be contacted on non-ALUC issues.

DATE OF HEARING: June 9, 2016

TIME OF HEARING: 9:00 A.M.

CASE DESCRIPTION:

<u>ZAP1070FV16 – RTN Development Inc. (Representative: Rick Neugebauer)</u> – County of Riverside Planning Case Nos. CUP03744 (Conditional Use Permit) and CZ07909 (Change of Zone). The applicant is proposing a microbrewery and a warehouse facility (primarily for storage of wine) on 3.68 acres (2.1 acres net) (Assessor's Parcel Numbers: 963-070-002, 963-070-003, 963-070-004), located westerly of Briggs Road, easterly of Winchester Road (Highway 79), southerly of the westerly extension of Magdas Coloradas Street, and northerly of the westerly extension of Cochise Circle. The project proposes a 36,278 square foot building which includes: 3,246 square foot microbrewery production area, 28,995 square foot warehouse/storage area, 2,713 square foot office area, and 699 square foot tasting and bar area. The project also has a 1,420 square foot outdoor seating and gaming area attached to the building. The building will be two stories and have a maximum height of 35 feet. The applicant also proposes to change the zoning of the proposed 3.68 acre parcel from Industrial Park (I-P) to Manufacturing-Service Commercial (M-SC). (Airport Compatibility Zones B1 and C of French Valley Airport Influence Area).

FURTHER INFORMATION: Contact Paul Rull at (951) 955-6893. The ALUC holds hearings for local discretionary permits within the Airport Influence Areas, reviewing for aeronautical safety, noise and obstructions. All other concerns should be addressed to <u>Mr. Peter Lange of the County of Riverside Planning Department at (951) 955-1417.</u>

the second se	ATION FOR MAJOR LAND USE ACTION REVIEW	ALUC Identification No.	
Riversi	DE COUNTY AIRPORT LAND USE COMMISSION	ZAPIOTOFVIL	
PROJECT PROPO	OJECT PROPONENT (TO BE COMPLETED BY APPLICANT)		
Date of Application	428 2016	<u> </u>	
Property Owner	FUIP, UC 40 JOPE COMERCHERPhone	Number 951. 200-2367	
Mailing Address	- 41-391 KALMIN OF SUITE ZOG		
	MORELETA CA 92562		
Agent (if any)	Rick Nosiconting / Rolling		
Mailing Address		Number 960 594 (107	
	TEMECULA, CA 92596		
PROJECT LOCATI	ON (TO BE COMPLETED BY APPLICANT)		
Street Address	aled map showing the relationship of the project site to the airport boundary and runways	_	
Street Address	- N/2		
Assessor's Parcel No	. APN 943 070 002-004		
HOROSON & Failing M			
Subdivision Name	PM 23199 Percel S	ize 3.68 ACRE	
Subdivision Name Lot Number	PM 23199 Parcel S PARCELS (6-18 . Zoning Classific		
Subdivision Name Lot Number PROJECT DESCRII If epplicable, attach a de include additional project Existing Land Use	PM 2-3199 Parcel S Date of Classic Science Sci	ation INDUSTRIAL PAR	
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REFERRING AGEN	CY (APPLICANT OR JURISDICTION TO COMPLETE)
Date Received Agency Name Staff Contact Phone Number Agency's Project No.	County of Risenside Peter Lange (asi) 955-1417	Type of Project General Plan Amendment Coning Amendment or Variance Subdivision Approval Collect Permit Collect Pacility Collect Accility Collect Accility Collect Accility Collect Accility Collect Accility

Α. NOTICE: Failure of an applicant to submit complete or adequate information pursuant to Sections 65940 to 65948 inclusive, of the California Government Code, MAY constitute grounds for disapproval of actions, regulations, or permits.

SUBMISSION PACKAGE: ₿.

ALUC REVIEW

ALUC REVIEW	STAFF REVIEW (Consult with ALUC staff planner as to whether project qualifies)
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in relationship to airport. AUC MAP 4 Sets. Gummed address labels of the Owner and representative (one projects	1 Set . Gummed address labels of the Owner and representative (See Proponent), 1 Set . Gummed address labels of the referring
1 Set. Gummed address labels of all property owners within a 300' radius of the project site. If more than 100 property owners are involved, please provide pre- stamped enveloper (100)	agency. 1 Check for review-See Below
4 Sets. Gummed address labels of the referring agency (City or County). 1 Check for Fee (See Item "C" below)	PANCON

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Rull, Paul

From:	Rick Neugebauer <meuge@gmail.com></meuge@gmail.com>
Sent:	Monday, June 20, 2016 7:32 AM
То:	Rull, Paul; Ted Neugebauer; Dan Long
Subject:	Re: ZAP1070FV16 continuance to July 14 ALUC meeting

Good Morning Paul,

Thank-you and John for your time last week. With the current review in hand, we are requesting that our Project ZAP 1070FV16 be postponed to the Aug 11, 2016 Meeting due to new calculations from the Applicant and Staff. Thank-you in advance for your consideration.

Respectfully,

Rick

On Mon, Jun 20, 2016 at 6:53 AM, Rull, Paul <<u>PRull@rctlma.org</u>> wrote:

Good Morning Rick,

Staff reports are due tomorrow to John for the July commission meeting. If you are still planning on continuing the project to August 11 meeting, I need an email/letter from you indicating you wish to continue the project to august 11 (you can also state your reasons for continuance).

If you have any questions please feel free to contact me.

Paul Rull

ALUC Urban Regional Planner IV



Riverside County Airport Land Use Commission 4080 Lemon Street, 14th Floor Riverside, Ca 92501 (951) 955-6893 (951) 955-5177 (fax) PRULL@RCTLMA.ORG

From: Rick Neugebauer [mailto:<u>rneuge@gmail.com]</u> Sent: Tuesday, June 14, 2016 3:25 PM

COUNTY OF RIVERSIDE AIRPORT LAND USE COMMISSION

STAFF REPORT

AGENDA ITEM:	3.1
HEARING DATE:	August 11, 2016
CASE NUMBER:	<u>ZAP1058FV14 – Justice Insurance Services c/o Melissa</u> Lippert (Representative: MDMG, Inc. Larry Markham)
APPROVING JURISDICTION:	County of Riverside
JURISDICTION CASE NO:	PP26047 (Plot Plan)
MAJOR ISSUES:	None

RECOMMENDATION: Staff recommends a finding of <u>CONSISTENCY</u> for the Plot Plan, subject to the conditions included herein.

PROJECT DESCRIPTION: The applicant proposes to develop a one-story office building with 2,880 square feet of leasable space on a 0.71-acre site. The building will have a maximum height of 15 feet.

PROJECT LOCATION: The site is located at the southeasterly corner of Auld Road and Sky Canyon Drive in the unincorporated community of French Valley, approximately 950 feet southwesterly of the northerly end of Runway 18-36 at French Valley Airport.

LAND USE PLAN: 2007 French Valley Airport Land Use Compatibility Plan, as amended in 2011

a. Airport Influence Area: French Valley Airport

b. Land Use Policy: Zone B2

c. Noise Levels: 65-70 CNEL

BACKGROUND:

<u>Non-Residential Average Land Use Intensity</u>: Pursuant to the French Valley Airport Land Use Compatibility Plan, the project site is located within Compatibility Zone B2. Zone B2 restricts average intensity to 100 people per acre.

Staff Report Page 2 of 4

Pursuant to Appendix C, Table C-1, of the Riverside County Airport Land Use Compatibility Plan, the following rates were used to calculate the occupancy for the proposed building in Compatibility Zone B2:

• Office – 1 person per 200 square feet (reflects 50 percent reduction from Building Code maximum occupancy)

The proposed project includes 2,880 square feet of office area, resulting in an occupancy of 14 people, and an average intensity of 20 people per acre, which is consistent with the Zone B2 average criterion of 100.

A second method for determining total occupancy involves multiplying the number of parking spaces provided or required (whichever is greater) by average vehicle occupancy (assumed to be 1.5 persons per standard vehicle). Based on the number of standard parking spaces provided of 16 spaces, the total occupancy would be estimated at 24 people. This results in 34 people per acre, which is consistent with the Zone B2 criterion of 100 people.

<u>Non-Residential Single-Acre Land Use Intensity</u>: Pursuant to the French Valley Airport Land Use Compatibility Plan, the project site is located within Compatibility Zone B2. Zone B2 restricts single acre intensity to a maximum of 200 people in the most intensely utilized acre.

Based on the site plan provided and the occupancies as previously noted, the maximum single-acre area would include 2,880 square feet of office area. This would result in a single-acre occupancy of 14 people, which is consistent with the Zone B2 single acre criterion of 200 people.

<u>Prohibited and Discouraged Uses:</u> The applicant does not propose any uses prohibited or discouraged in Compatibility Zone B2 (children's schools, day care centers, libraries, hospitals, nursing homes, highly noise-sensitive outdoor non-residential uses, hazardous materials and hazards to flight).

<u>Noise:</u> The French Valley Compatibility Plan depicts the site as being located within the 65-70 CNEL contour range from aircraft noise. The proposed office use is considered a noise sensitive receptor. Commercial and office uses are identified as marginally acceptable within 65-70 CNEL contour range. ALUC's objective is that interior noise levels from aviation-related sources not exceed 45 dBA CNEL. Within Compatibility Zone B2, single-event noise is sufficient to disrupt many land use activities, including indoor activities if windows are open. Therefore a condition has been added to the project to incorporate noise attenuation measures into the design of the building to such extent as may be required to ensure that interior noise levels from aircraft operations are at or below 45 CNEL.

Staff Report Page 3 of 4

<u>Part 77</u>: The elevation of Runway 18-36 at its northerly terminus is 1,347 feet above mean sea level (1347 AMSL). At a distance of approximately 950 feet from the runway to the site, Federal Aviation Administration (FAA) review would be required for any structures with top of roof exceeding 1,356 feet AMSL. The maximum finished floor elevation is 1,320 feet AMSL. With a maximum building height of 15 feet, the top point elevation would be 1,335 feet. Therefore, review of the building for height/elevation reasons by the FAA Obstruction Evaluation Service (FAAOES) is not required based on the current design. (FAAOES did review a previous proposal for a 42-foot high building at this location and issued a Determination of No Hazard to Air Navigation, which subsequently expired.)

Open Area: Compatibility Zone B2 does not require any open areas to be set aside by the project.

CONDITIONS:

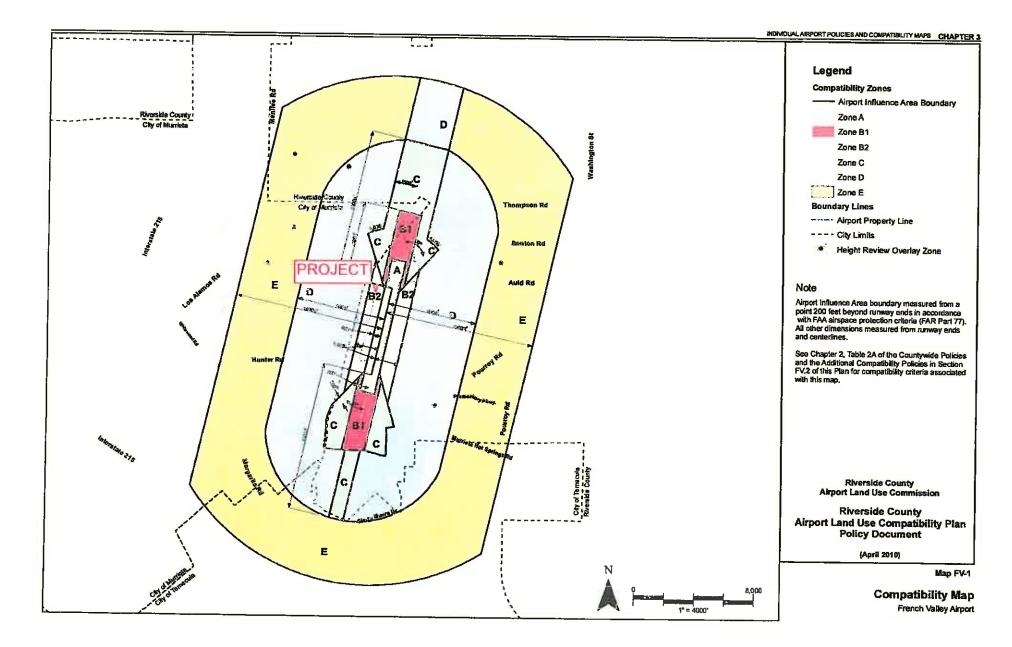
- 1. Any outdoor lighting installed shall be hooded or shielded so as to prevent either the spillage of lumens or reflection into the sky.
- 2. The review of this Plot Plan is based on the proposed uses and activities noted in the project description. The following uses/activities are not included in the proposed project and shall be prohibited at this site, in accordance with Note A on Table 4 of the Southwest Area Plan.
 - (a) Any use which would direct a steady light or flashing light of red, white, green, or amber colors associated with airport operations toward an aircraft engaged in an initial straight climb following takeoff or toward an aircraft engaged in a straight final approach toward a landing at an airport, other than an FAA-approved navigational signal light or visual approach slope indicator.
 - (b) Any use which would cause sunlight to be reflected towards an aircraft engaged in an initial straight climb following takeoff or towards an aircraft engaged in a straight final approach towards a landing at an airport.
 - (c) Any use which would generate smoke or water vapor or which would attract large concentrations of birds, or which may otherwise affect safe air navigation within the area.
 - (d) Any use which would generate electrical interference that may be detrimental to the operation of aircraft and/or aircraft instrumentation.
- 3. Prior to issuance of building permits, the landowner shall convey an avigation easement to the County of Riverside as owner of French Valley Airport, or provide evidence that such easement has been previously conveyed. Contact the Riverside County Economic Development Agency Aviation Division at (951) 955-9722 for additional information.

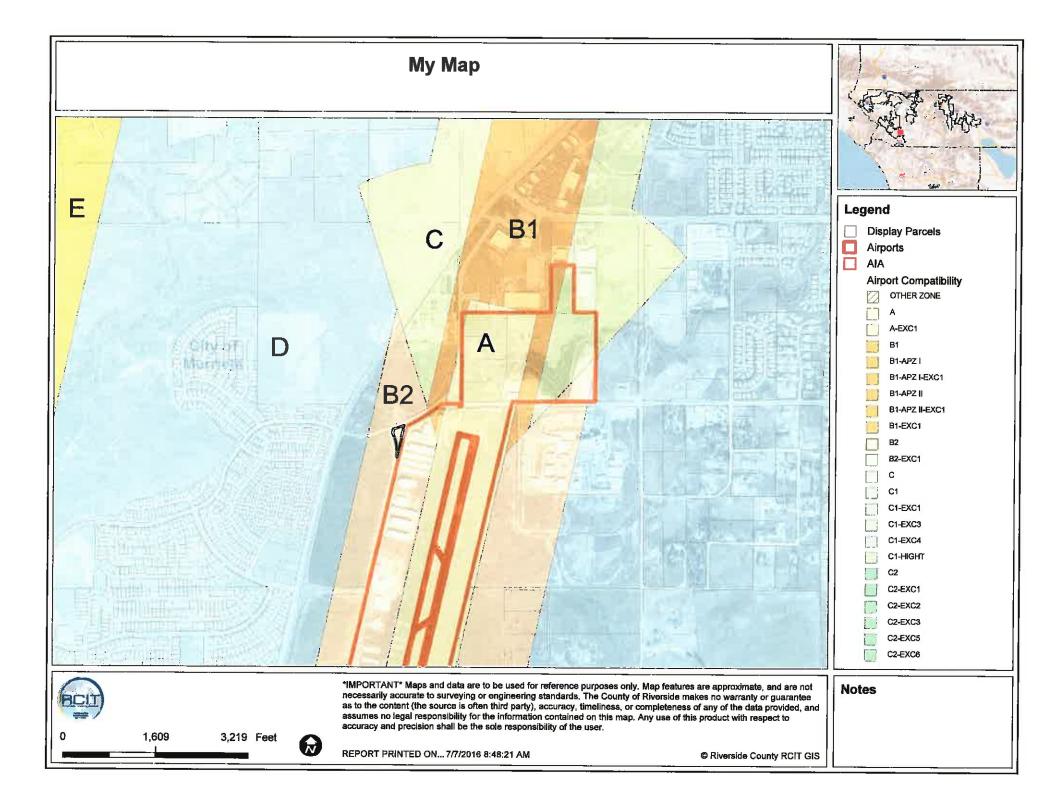
- 4. The attached notice shall be provided to all prospective purchasers of the property and future tenants of the building.
- 5. The following uses/activities are specifically prohibited at this location: trash transfer stations that are open on one or more sides; recycling centers containing putrescible wastes; construction and demolition debris facilities; wastewater management facilities; incinerators; children's schools; day care centers; libraries; hospitals; nursing homes and other skilled nursing and care facilities; places of worship or assemblies of people; noise-sensitive outdoor nonresidential uses; and hazards to flight.
- 6. No detention basins are shown on the site plan. Any proposed detention basins or facilities shall be designed so as to provide for a maximum 48-hour detention period following the conclusion of the storm event for the design storm (may be less, but not more), and to remain totally dry between rainfalls. Vegetation in and around the detention basin(s) that would provide food or cover for bird species that would be incompatible with airport operations shall not be utilized in project landscaping. Trees shall be spaced so as to prevent large expanses of contiguous canopy, when mature. Landscaping in and around the detention basin(s) shall not include trees that produce seeds, fruits, or berries.
- 7. The proposed structure shall not exceed a maximum elevation at top point (including all roof-mounted equipment, if any) of 1,339 feet above mean sea level.
- 8. Noise attenuation measures shall be incorporated into the design of the building to the extent such measures are necessary to ensure that interior noise levels from aircraft operations are at or below 45 CNEL.

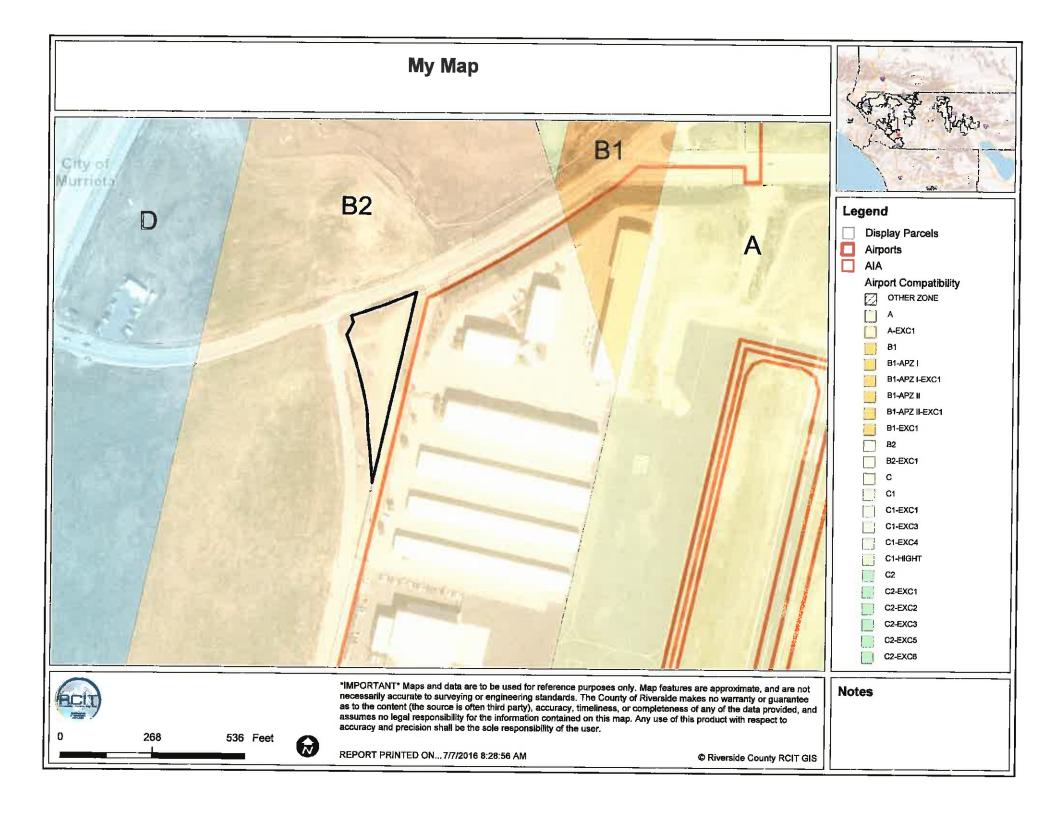
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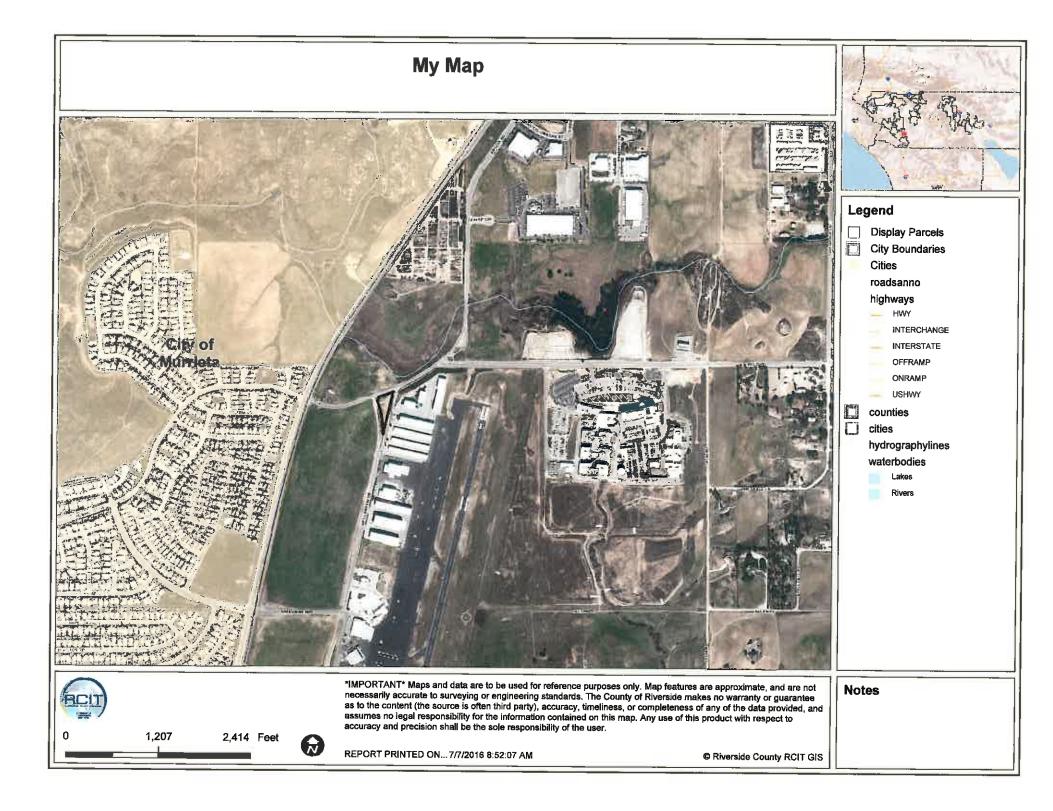
NOTICE OF AIRPORT IN VICINITY

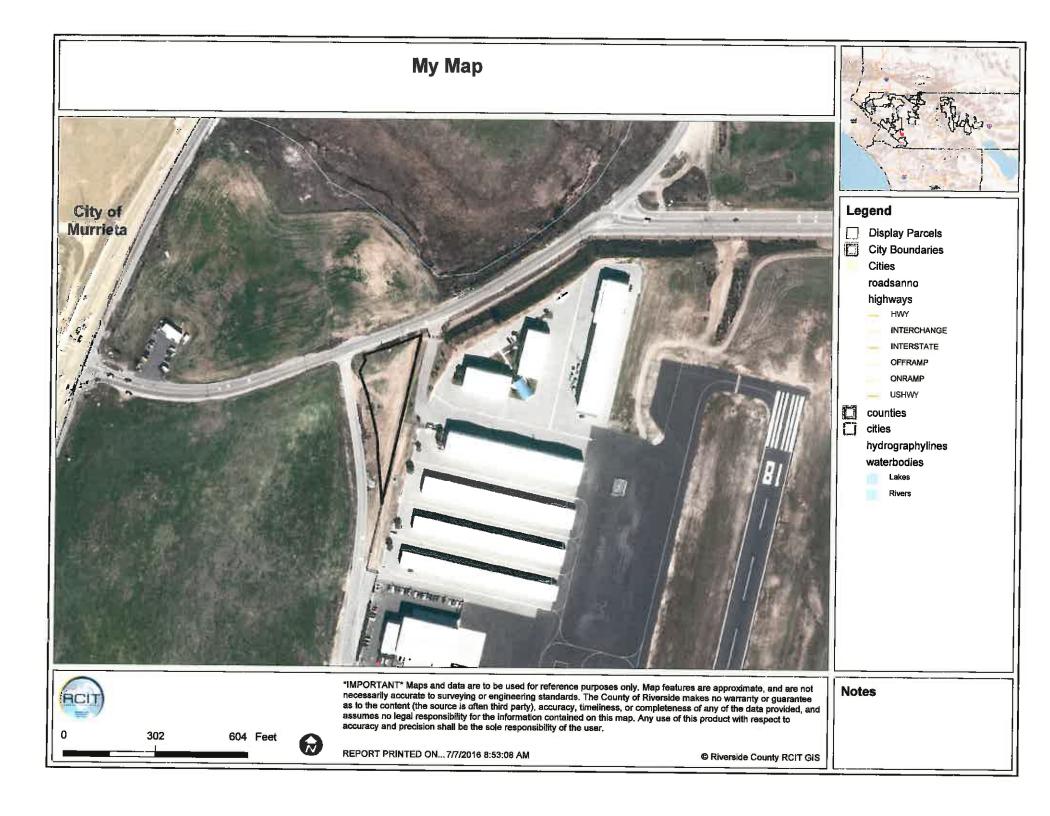
This property is presently located in the vicinity of an airport, within what is known as an airport influence area. For that reason, the property may be subject to some of the annoyances or inconveniences associated with proximity to airport operations (for example: noise, vibration, or odors). Individual sensitivities to those annoyances [can vary from person to person. You may wish to consider what airport annoyances], if any, are associated with the property before you complete your purchase and determine whether they are acceptable to vou. Business & Professions Code Section 11010 (b) 13)(A

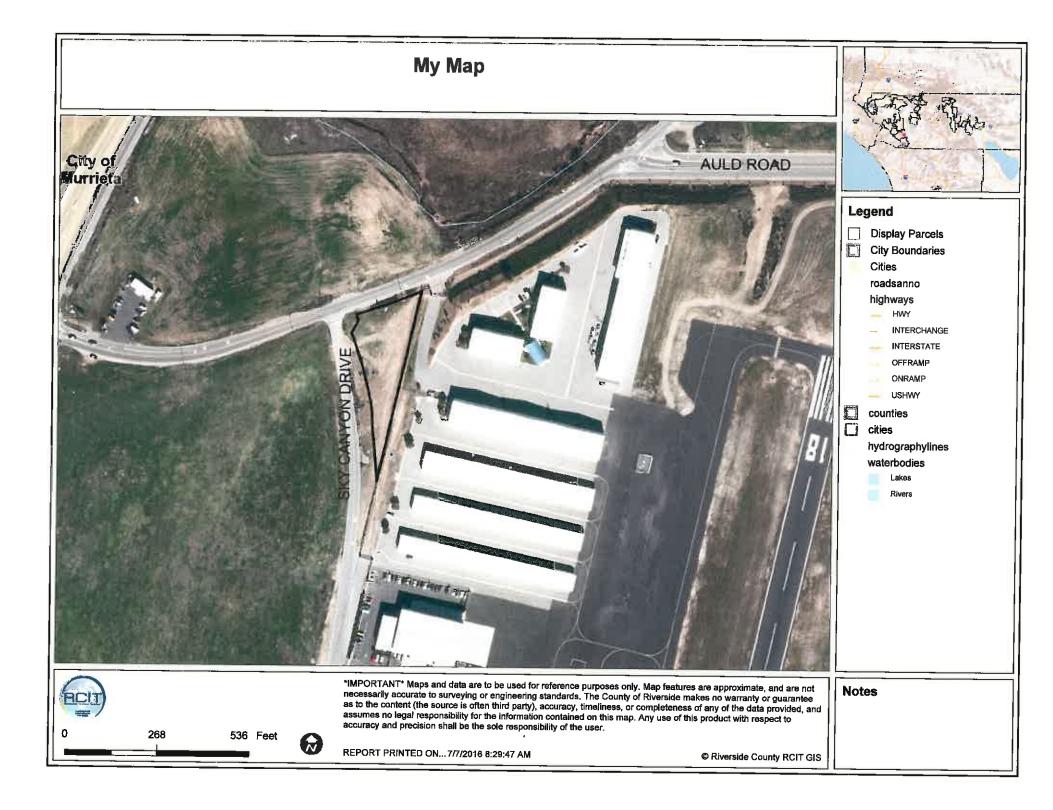


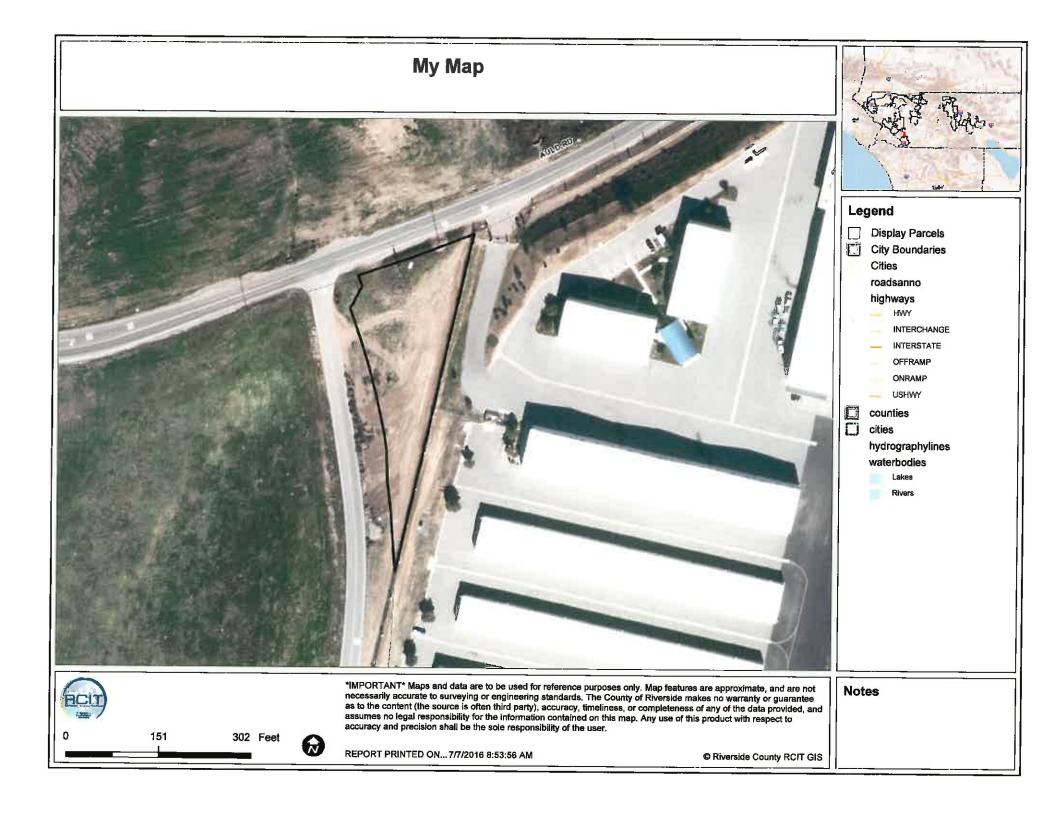


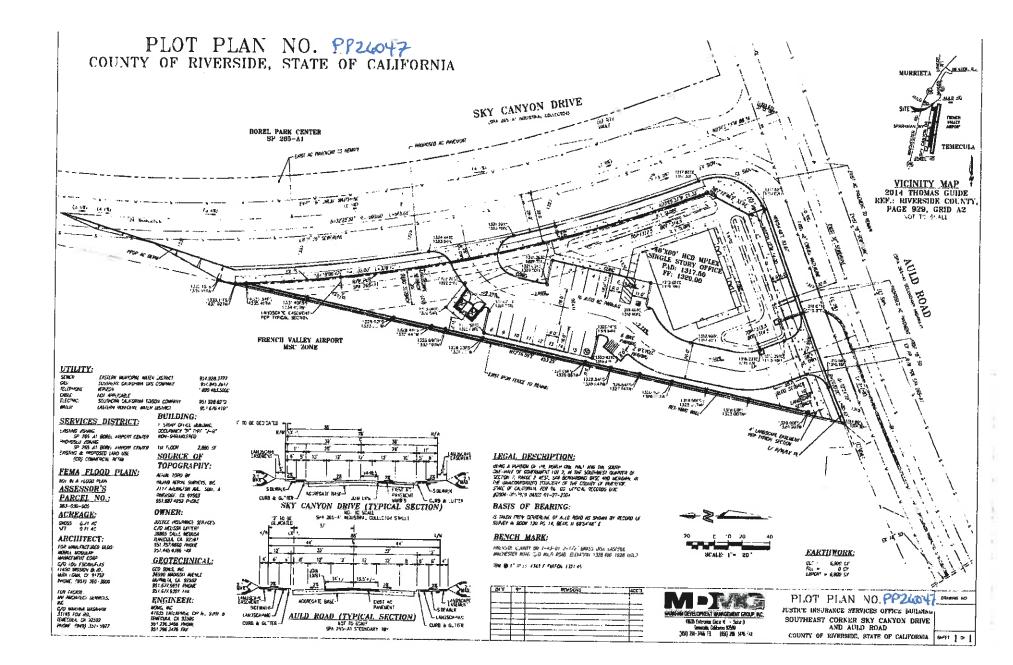


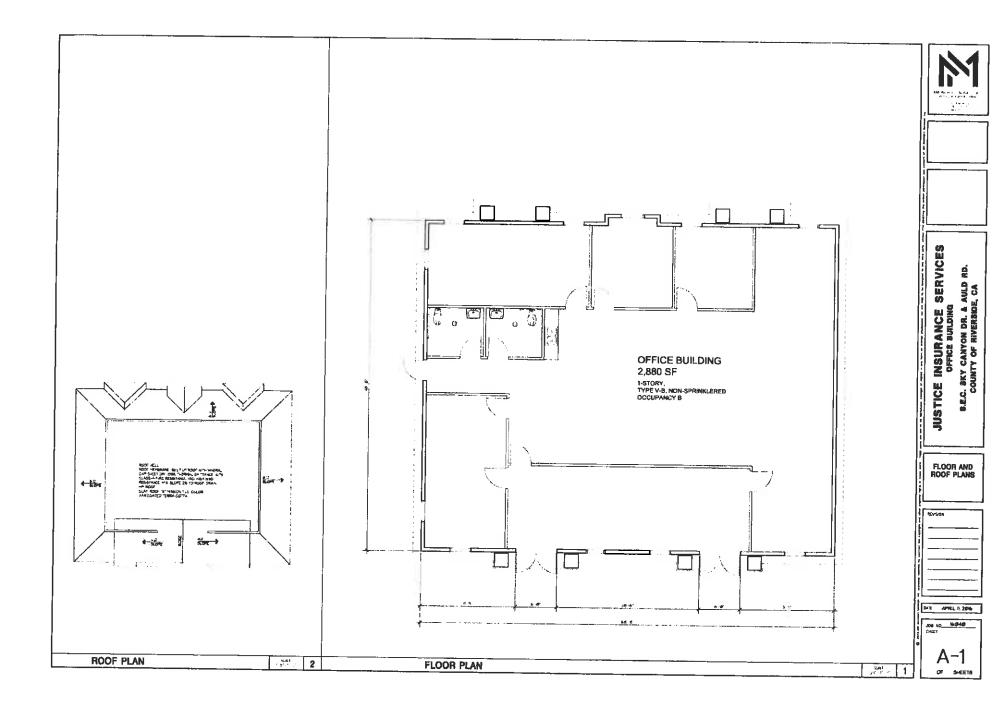


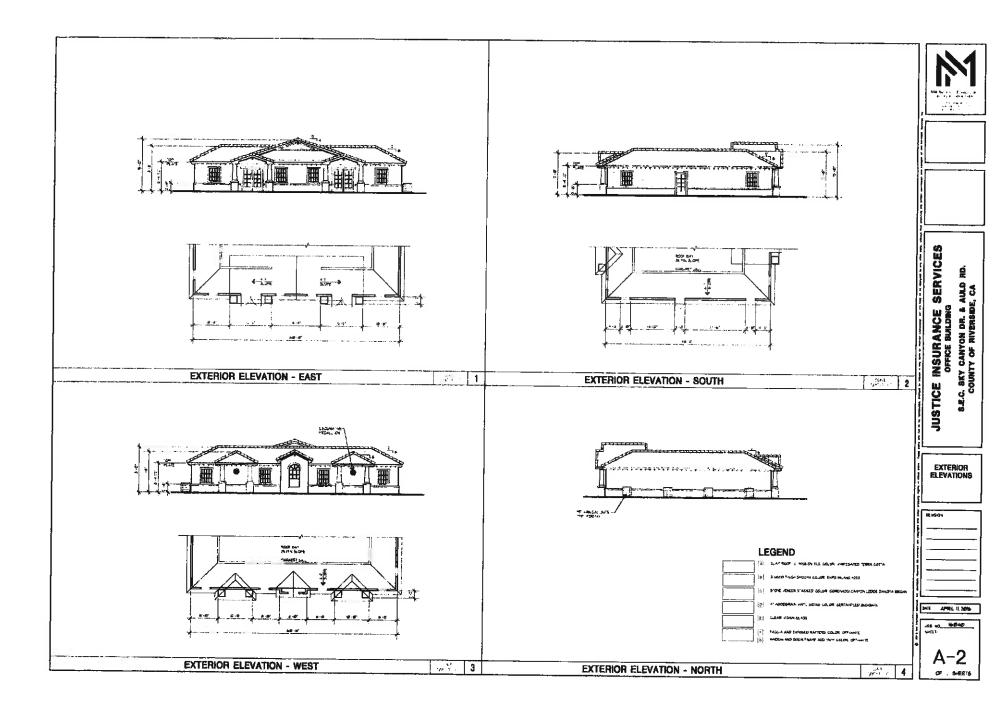












NOTICE OF PUBLIC HEARING RIVERSIDE COUNTY AIRPORT LAND USE COMMISSION

A PUBLIC HEARING has been scheduled before the Riverside County Airport Land Use Commission (ALUC) to consider the application described below.

Any person may submit written comments to the ALUC before the hearing or may appear and be heard in support of or opposition to the project at the time of hearing. The proposed project application may be viewed at the Riverside County Administrative Center, 4080 Lemon Street, 14th Floor, Riverside, California 92501, Monday through Thursday from 8:00 a.m. to 5:00 p.m., and by prescheduled appointment on Fridays, from 9:00 a.m. to 5:00 p.m.

ATTENTION: ALUC reviews a proposed plan or project solely to determine whether it is consistent with the applicable Airport Land Use Compatibility Plan. The County of Riverside may hold hearings on this project and should be contacted on non-ALUC issues.

PLACE OF HEARING:	Eastern Municipal Water District Board Chambers
	2270 Trumble Road
	Perris CA 92570

DATE OF HEARING: August 11, 2016

TIME OF HEARING: 9:00 A.M.

CASE DESCRIPTION:

<u>ZAP1058FV14 – Justice Insurance Services c/o Melissa Lippert (Representative: MDMG, Inc.</u> <u>Larry Markham</u>) – County of Riverside Planning Case No. PP26047 (Plot Plan). The applicant proposes to develop a one-story office building with 2,880 square feet of leasable space on a 0.71acre site located at the southeasterly corner of Auld Road and Sky Canyon Drive in the unincorporated community of French Valley (Airport Compatibility Zone B2 of the French Valley Airport Influence Area).

FURTHER INFORMATION: Contact Paul Rull at (951) 955-6893. The ALUC holds hearings for local discretionary permits within the Airport Influence Areas, reviewing for aeronautical safety, noise and obstructions. All other concerns should be addressed to <u>Ms. Deborah Bradford of the County of Riverside Planning Department at (951) 955-6646.</u>

and the second	ATION FOR MAJOR LAND USE ACTION REVIEW		entification No.
	DE COUNTY AIRPORT LAND USE COMMISSION	ZAG	2058 FV14
PROJECT PROPO	ONENT (TO BE COMPLETED BY APPLICANT)		
Date of Application Property Owner Mailing Address	Melissa Lippert	hone Number	951 445-4455
Agent (if any) Mailing Address	MDMG / LARRY MARKHAM Pt 41635 Enterprise Circle North, Suite B Temecula, CA 92590	none Number S	009 322-8482
PROJECT LOCATI Attach an accurately sc Street Address	ION (TO BE COMPLETED BY APPLICANT) saled map showing the relationship of the project site to the airport boundary and runways 30195 Auld Road		
Assessor's Parcel No Subdivision Name Lot Number	o. 963-030-005 Par Borel Airpark Center Zoi	ning	71 Acres
PROJECT DESCRI If applicable, attach a de include additional projec Existing Land Use (describe)	PTION (TO BE COMPLETED BY APPLICANT) etailed site plan showing ground elevations, the location of structures, open spaces and water b t description data as needed Site plan, floor plans and elevations attached	<u></u>	
Proposed Land Use (describe)	- CR - SP265) story office building, tenants to include attorneys, insurance company 	y and bail bond	s
For Residential Uses For Other Land Uses See Appendix C)	Number of Parcels or Units on Site (exclude secondary units) Hours of Use M - F 8am - 5pm Number of People on Site Maximum Number Method of Calculation Office space available / office desi	N/A gn and capic	sity
leight Data	Height above Ground or Tallest Object (including antennas and trees) Highest Elevation (above sea level) of Any Object or Terrain on Site	AMSL	15 ft.
light Hazards	Does the project involve any characteristics which could create electrical interfere confusing lights, glare, smoke, or other electrical or visual hazards to aircraft flight If yes, describe		<u>1335 ft</u>

F.V B2

REFERRING AGEN	CY (APPLICANT OR JURISDICTION TO COMPLETE)		
Date Received Agency Name Staff Contact Phone Number Agency's Project No.	Riverside County Déboran services 951-955-6646 Plot Plan PP26047	Type of Project General Plan Amendment Zoning Amendment or Variance Subdivision Approval Use Permit Public Facility Other	_

A. NOTICE: Failure of an applicant to submit complete or adequate information pursuant to Sections 65940 to 65948 inclusive, of the California Government Code, MAY constitute grounds for disapproval of actions, regulations, or permits.

B. SUBMISSION PACKAGE:

ALUC REVIEW

- 1.... Completed Application Form
- 1. Project Site Plan Folded (8-1/2 x 14 max.)
- 1.... Elevations of Buildings Folded
- 1 Each . 8 1/2 x 11 reduced copy of the above
- 1...... 8 ½ x 11 reduced copy showing project in relationship to airport.
- 1 Set Floor plans for non-residential projects

4 Sets. Gummed address labels of the Owner and representative (See Proponent).

- 1 Set. . Gummed address labels of all property owners within a 300' radius of the project site. If more than 100 property owners are involved, please provide prestamped envelopes (size #10), with ALUC return address.
- 4 Sets. Gummed address labels of the referring agency (City or County).
- 1..... Check for Fee (See Item "C" below)

STAFF REVIEW (Consult with ALUC staff planner as to whether project qualifies)

- 1.... Completed Application Form
- 1 Project Site Plans Folded (8-1/2 x 14 max.)
- 1..... Elevations of Buildings Folded
- 1..... 8 ½ x 11 Vicinity Map
- 1 Set . Gummed address labels of the Owner and representative (See Proponent).
- 1 Set . Gummed address labels of the referring agency.
- 1.....Check for review-See Below

COUNTY OF RIVERSIDE AIRPORT LAND USE COMMISSION

STAFF REPORT

MAJOR ISSUES:	None
JURISDICTION CASE NO:	DPR 14-01-0015 (Development Plan Review)
APPROVING JURISDICTION:	City of Perris
CASE NUMBER:	ZAP1206MA16 – Optimus Building Corporation (Representative: Gary Hamro)
HEARING DATE:	August 11, 2016
AGENDA ITEM:	3.2

RECOMMENDATION: Staff recommends that the revisions to the Development Plan Review be found <u>CONSISTENT</u>, subject to the revised conditions included herein.

PROJECT DESCRIPTION: The applicant is proposing a revision to plans for a two-building warehousing project previously determined to be consistent pursuant to ALUC Case No. ZAP1102MA14, specifically to increase the office area in Building A (which is not located in an Accident Potential Zone) from 15,000 square feet to 45,000 square feet. As amended, Building A would provide 45,000 square feet of office area and 867,338 square feet of warehouse area. No changes are proposed for Building B. The overall floor areas of Buildings A (912,338 square feet) and B (125,437 square feet) would remain the same as originally proposed.

PROJECT LOCATION: The 53.56-acre site is located easterly of Patterson Avenue, northerly of Markham Street, westerly of Webster Avenue, and southerly of Nance Street within the City of Perris, approximately 3,750 feet southerly of the southerly end of Runway 14-32 at March Air Reserve Base.

LAND USE PLAN: 2014 March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan

a. Airport Influence Area:	March Air Reserve Base
b. Land Use Policy:	Zones B1-APZ I, B2, and C1
c. Noise Levels:	60-70 CNEL from aircraft

Staff Report Page 2 of 6

BACKGROUND:

<u>Non-Residential Average Land Use Intensity</u>: Pursuant to the Airport Land Use Compatibility Plan for the March Air Reserve Base/Inland Port Airport, the site is located within Compatibility Zones B1-APZ I, B2, and C1. Zone B1-APZ I limits average intensity to 25 people per acre, and Zones B2 and C1 limit average intensity to 100 people per acre. There are no risk-reduction design bonuses available, as March Air Reserve Base/Inland Port Airport is primarily utilized by large aircraft weighing more than 12,500 pounds.

Pursuant to Appendix C, Table C-1, of the Riverside County Airport Land Use Compatibility Plan and March Air Reserve Base/Inland Port Airport Compatibility Plan Policy 2.4, the following rates were used to calculate the occupancy for Building A:

- Warehouse 1 person per 1,428 square feet (35% of building code of 1 person per 500 square feet)
- Office 1 person per 200 square feet (with 50% reduction)

The applicant is seeking a change in the floor area configuration for only Building A. There are no proposed changes to Building B.

As revised, Building A would include 867,338 square feet of warehousing area and 45,000 square feet of office area. Building A is split between Compatibility Zones B2 and C1, but both zones have the same average acre intensity limit of 100 people. The revised total occupancy of Building A is 832 persons. The total occupancy of Building B is 259 persons. Therefore, the total on-site occupancy is 1,091 persons, resulting in an average intensity of 20 persons per acre.

Although Building A is designed and anticipated to be used as high-cube warehouse, if the warehouse area were calculated based on use as a fulfillment center pursuant to March Air Reserve Base/Inland Port Airport Compatibility Plan Policy 2.4 (50% of 1 person per 500 square feet), the building would accommodate a total occupancy of 1,092 people, resulting in a total on-site occupancy of 1,351 people and an average intensity of 25 people per acre.

<u>Non-Residential Single-Acre Land Use Intensity</u>: Compatibility Zone B1-APZ I limits maximum single acre intensity to 100 people, while Zones B2 and C1 limit maximum single acre intensity to 250 people. There are no risk-reduction design bonuses available, as March Air Reserve Base/Inland Port Airport is primarily utilized by large aircraft weighing more than 12,500 pounds.

The applicant is seeking a change in the floor area configuration only for Building A. There are no proposed changes to Building B.

Based on the occupancies as previously noted and the applicant's proposal for flexible location of office area in Building A, the maximum single-acre area for Building A would consist of 43,560 (of

Staff Report Page 3 of 6

the 45,000 square feet total) square feet of office area. This would result in a single-acre occupancy of 219 people, which is consistent with Zones B2 and C1 single acre intensity criteria of 250 people. Any floor plan configuration that adds a warehouse component to this calculation would result in a lower single-acre occupancy, provided that no upper level or mezzanine area is proposed.

<u>Prohibited and Discouraged Uses:</u> The applicant does not propose any uses prohibited or discouraged in Compatibility Zones B1 (including those prohibited in APZ I per the AICUZ), B2, or C1 within the project. Projects within APZ I are required to locate structures a maximum distance from the extended runway centerline. The project site is located approximately 1,000 feet from the extended runway centerline, and the building is set back an additional 150 feet from the property line.

<u>Noise:</u> The March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan depicts the site as being in an area within the 60-70 CNEL range from aircraft noise. As a primarily industrial use not sensitive to noise (and considering typical anticipated building construction noise attenuation of approximately 20 dBA), the manufacturing/warehouse area would not require special measures to mitigate aircraft-generated noise. However, a condition is included to provide for adequate noise attenuation within office areas of the buildings.

<u>Part 77</u>: The elevation of Runway 14-32 at its southerly terminus is approximately 1488 feet above mean sea level (1488 feet AMSL). At a distance of approximately 3,750 feet from the runway, Federal Aviation Administration (FAA) review would be required for any structures with top of roof exceeding 1525.5 feet AMSL. The project proposes a maximum pad elevation of 1497.25 feet AMSL. The proposed buildings have a maximum height of 55 feet for a potential maximum elevation of 1552.25 feet AMSL. Therefore, review by the FAA Obstruction Evaluation Service was required. Submittal to the FAAOES was made and assigned Aeronautical Study Numbers (ASNs) of 2014-AWP-9108-OE and 2014-AWP-9157-OE. "Determination of No Hazard to Air Navigation" letters were issued by the FAAOES dated January 8, 2015, and the studies revealed that the project's structures would not exceed obstruction standards and would not be a hazard to air navigation, provided conditions are met. These FAAOES conditions have been incorporated into the project's conditions.

<u>Open Area:</u> None of the Compatibility Zones for the March Air Reserve Base/Inland Port ALUCP require open area specifically. However, Compatibility Zone B1 within either APZ does limit lot coverage to a maximum of 50%. Based on the site and building sizes noted previously, the project proposes lot coverage of approximately 27% within Zone B1, which is consistent with the maximum 50% criterion.

CONDITIONS:

1. Any outdoor lighting installed shall be hooded or shielded to prevent either the spillage of lumens or reflection into the sky. Outdoor lighting shall be downward facing.

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- 2. The following uses shall be prohibited:
 - (a) Any use which would direct a steady light or flashing light of red, white, green, or amber colors associated with airport operations toward an aircraft engaged in an initial straight climb following takeoff or toward an aircraft engaged in a straight final approach toward a landing at an airport, other than an FAA-approved navigational signal light or visual approach slope indicator.
 - (b) Any use which would cause sunlight to be reflected towards an aircraft engaged in an initial straight climb following takeoff or towards an aircraft engaged in a straight final approach towards a landing at an airport.
 - (c) Any use which would generate smoke or water vapor or which would attract large concentrations of birds, or which may otherwise affect safe air navigation within the area. (Such uses include landscaping utilizing water features, aquaculture, production of cereal grains, sunflower, and row crops, composting operations, trash transfer stations that are open on one or more sides, recycling centers containing putrescible wastes, construction and demolition debris facilities, fly ash disposal, and incinerators.)
 - (d) Any use which would generate electrical interference that may be detrimental to the operation of aircraft and/or aircraft instrumentation.
 - (e) Children's schools, day care centers, libraries, hospitals, skilled nursing and care facilities, congregate care facilities, hotels/motels, places of assembly, hazardous materials manufacture/storage, noise sensitive outdoor nonresidential uses, and hazards to flight.
- 3. Prior to issuance of any building permits, the landowner shall convey and have recorded an avigation easement to the March Inland Port Airport Authority. Contact March Joint Powers Authority at (951) 656-7000 for additional information.
- 4. The attached notice shall be given to all prospective purchasers and/or tenants of the property.
- 5. The proposed detention basin(s) on the site shall be designed so as to provide for a maximum 48-hour detention period following the conclusion of the storm event for the design storm (may be less, but not more), and to remain totally dry between rainfalls. Vegetation in and around the retention basin(s) that would provide food or cover for bird species that would be incompatible with airport operations shall not be utilized in project landscaping. Trees shall be spaced so as to prevent large expanses of contiguous canopy, when mature. Landscaping in and around the retention basin(s) shall not include trees that produce seeds, fruits, or berries.

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6. This project has been evaluated as a proposal for the establishment of a warehouse with ancillary office use. The City of Perris shall require additional review by the Airport Land Use Commission prior to the establishment of any of the following uses in these structures:

Commercial/service uses; civic uses; churches, chapels, and other places of worship; classrooms; gymnasiums; theaters; conference or convention halls; auditoriums; fraternal lodges; bowling alleys; gaming; and auction rooms.

7. The office component within Building B shall be no greater than 2,500 square feet. Overall office area within Building A shall be limited to a total maximum of 15,000 45,000 square feet.

Building A located within Compatibility Zones B2 and C1 does not require any restriction on consolidation of the maximum 15,000 45,000 square feet of office area. within any singleacre area. If any development of the warehouse building proposes to exceed the maximum office area per building, it shall require further ALUC review to determine its consistency with the applicable criteria in place at that time.

- 8. Building B shall be designed with zoned fire sprinkler systems and shall not exceed one aboveground habitable floor.
- 9. The following additional uses shall be prohibited in Building B:

Manufacturing of food and kindred products, textile mill products, apparel, chemicals and allied products, rubber and plastic products, fabricated metal products, professional, scientific, and controlling instruments, photographic and optical goods, watches and clocks.

Retail trade, eating and drinking establishments; personal services; professional services; educational services; governmental services; medical facilities; cultural activities; any other uses providing on-site services to the public.

- 10. March Air Reserve Base must be notified of any land use having an electromagnetic radiation component to assess whether a potential conflict with Air Base radio communications could result. Sources of electromagnetic radiation include radio wave transmission in conjunction with remote equipment inclusive of irrigation controllers, access gates, etc.
- 11. The Federal Aviation Administration has conducted an aeronautical study studies of the proposed building structures (Aeronautical Study Nos. 2014-AWP-9108-OE and 2014-AWP-9157-OE) and has determined that neither marking nor lighting of the structures is necessary for aviation safety. However, if marking and/or lighting for aviation safety are accomplished on a voluntary basis, such marking and/or lighting (if any) shall be installed in

Staff Report Page 6 of 6

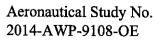
accordance with FAA Advisory Circular 70/7460-1 K Change 2 and shall be maintained in accordance therewith for the life of the project.

- 12. The maximum height of the proposed structures shall not exceed 55 feet above ground level and the maximum elevation of the proposed structures, including all roof-mounted appurtenances (if any) shall not exceed 1,552 feet above mean sea level for Building A and 1,536 feet above mean sea level for Building B.
- 13. The specific coordinates, height, and top point elevation of the proposed structures shall not be amended without further review by the Airport Land Use Commission and the Federal Aviation Administration; provided, however, that reduction in building height or elevation shall not require further review by the Airport Land Use Commission.
- 14. Temporary construction equipment used during actual construction of the structures shall not exceed the height of the structure, unless separate notice is provided to the Federal Aviation Administration through the Form 7460-1 process.
- 15. Within five (5) days after construction of the each structure reaches its greatest height, FAA Form 7460-2 (Part II), Notice of Actual Construction or Alteration, shall be completed by the project proponent or his/her designee and e-filed with the Federal Aviation Administration. (Go to <u>https://oeaaa.faa.gov</u> for instructions.) This requirement is also applicable in the event the project is abandoned.
- 16. Any roof-top equipment that exceeds the building parapet height of 55 feet will require Form 7460-1 submittal, review, and issuance of a new "Determination of No Hazard to Air Navigation" by the Federal Aviation Administration Obstruction Evaluation Service.
- 17. Noise attenuation measures shall be incorporated into the design of the office areas of the structure, to the extent such measures are necessary to ensure that interior noise levels from aircraft operations are at or below 45 CNEL.

Y:\AIRPORT CASE FILES\March\ZAP1206MA16\ZAP1206MA16sr.doc

NOTICE OF AIRPORT IN VICINITY

This property is presently located in the vicinity of an airport, within what is known as an airport influence area. For that reason, the property may be subject to some of the annoyances or inconveniences associated with proximity to airport operations (for example: noise, vibration, or odors). Individual sensitivities to those annovances [can vary from person to person. You may wish to consider what airport annoyances], if any, are associated with the property before you complete your purchase and determine whether they are acceptable to you. Business & Professions Code Section 11010 (b)





Mail Processing Center Federal Aviation Administration Southwest Regional Office Obstruction Evaluation Group 2601 Meacham Boulevard Fort Worth, TX 76193

Issued Date: 01/08/2015

HECTOR CORREA HLC CIVIL ENGINEERING 39281 VIA CADIZ MURRIETA, CA 92563

**** DETERMINATION OF NO HAZARD TO AIR NAVIGATION ****

The Federal Aviation Administration has conducted an aeronautical study under the provisions of 49 U.S.C., Section 44718 and if applicable Title 14 of the Code of Federal Regulations, part 77, concerning:

Structure:	Building OPTIMUS LOGISTICS CENTER II
Location:	PERRIS, CA
Latitude:	33-51-15.01N NAD 83
Longitude:	117-14-48.06W
Heights:	1497 feet site elevation (SE)
	55 feet above ground level (AGL)
	1552 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

It is required that FAA Form 7460-2, Notice of Actual Construction or Alteration, be e-filed any time the project is abandoned or:

At least 10 days prior to start of construction (7460-2, Part 1) X Within 5 days after the construction reaches its greatest height (7460-2, Part 2)

Based on this evaluation, marking and lighting are not necessary for aviation safety. However, if marking/ lighting are accomplished on a voluntary basis, we recommend it be installed and maintained in accordance with FAA Advisory circular 70/7460-1 K Change 2.

This determination expires on 07/08/2016 unless:

- (a) the construction is started (not necessarily completed) and FAA Form 7460-2, Notice of Actual Construction or Alteration, is received by this office.
- (b) extended, revised, or terminated by the issuing office.
- (c) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed, as required by the FCC, within 6 months of the date of this determination. In such case, the determination expires on the date prescribed by the FCC for completion of construction, or the date the FCC denies the application.

NOTE: REQUEST FOR EXTENSION OF THE EFFECTIVE PERIOD OF THIS DETERMINATION MUST BE E-FILED AT LEAST 15 DAYS PRIOR TO THE EXPIRATION DATE. AFTER RE-EVALUATION OF CURRENT OPERATIONS IN THE AREA OF THE STRUCTURE TO DETERMINE THAT NO SIGNIFICANT AERONAUTICAL CHANGES HAVE OCCURRED, YOUR DETERMINATION MAY BE ELIGIBLE FOR ONE EXTENSION OF THE EFFECTIVE PERIOD.

This determination is based, in part, on the foregoing description which includes specific coordinates, heights, frequency(ies) and power. Any changes in coordinates, heights, and frequencies or use of greater power will void this determination. Any future construction or alteration, including increase to heights, power, or the addition of other transmitters, requires separate notice to the FAA.

This determination does include temporary construction equipment such as cranes, derricks, etc., which may be used during actual construction of the structure. However, this equipment shall not exceed the overall heights as indicated above. Equipment which has a height greater than the studied structure requires separate notice to the FAA.

This determination concerns the effect of this structure on the safe and efficient use of navigable airspace by aircraft and does not relieve the sponsor of compliance responsibilities relating to any law, ordinance, or regulation of any Federal, State, or local government body.

Any failure or malfunction that lasts more than thirty (30) minutes and affects a top light or flashing obstruction light, regardless of its position, should be reported immediately to (877) 487-6867 so a Notice to Airmen (NOTAM) can be issued. As soon as the normal operation is restored, notify the same number.

If we can be of further assistance, please contact our office at (310) 725-6557. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2014-AWP-9108-OE.

Signature Control No: 235446213-239546327 Karen McDonald Specialist

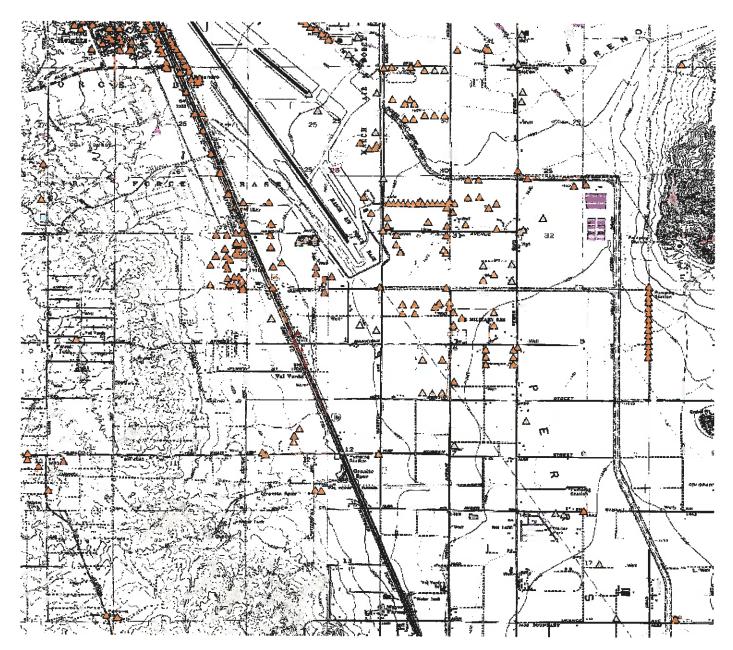
(DNE)

Attachment(s) Case Description Map(s)

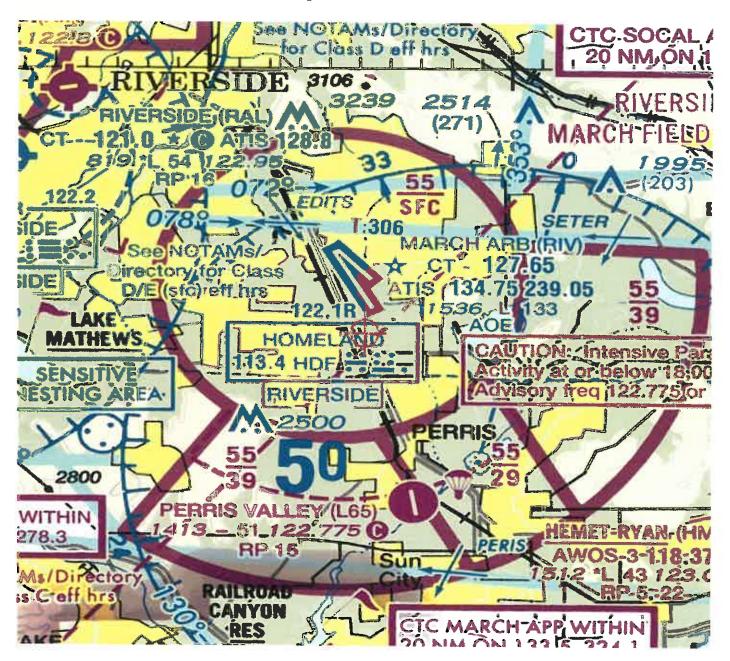
Case Description for ASN 2014-AWP-9108-OE

The project consists of two warehouse distribution buildings. Building-A is a 912,338 sf on a 41.72 acres Parcel. Building-B is 125,473 sf warehouse building on a 6.6 acre Parcel.

Verified Map for ASN 2014-AWP-9108-OE



Sectional Map for ASN 2014-AWP-9108-OE





Mail Processing Center Federal Aviation Administration Southwest Regional Office Obstruction Evaluation Group 2601 Meacham Boulevard Fort Worth, TX 76193

Issued Date: 01/08/2015

HECTOR CORREA HLC CIVIL ENGINEERING 39281 VIA CADIZ MURRIETA, CA 92563

**** DETERMINATION OF NO HAZARD TO AIR NAVIGATION ****

The Federal Aviation Administration has conducted an aeronautical study under the provisions of 49 U.S.C., Section 44718 and if applicable Title 14 of the Code of Federal Regulations, part 77, concerning:

Structure:	Building OPTIMUS LOGISTICS CENTER II BUILDING B
Location:	PERRIS, CA
Latitude:	33-51-12.36N NAD 83
Longitude:	117-14-40.29W
Heights:	1481 feet site elevation (SE)
	55 feet above ground level (AGL)
	1536 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

It is required that FAA Form 7460-2, Notice of Actual Construction or Alteration, be e-filed any time the project is abandoned or:

At least 10 days prior to start of construction (7460-2, Part 1) X Within 5 days after the construction reaches its greatest height (7460-2, Part 2)

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This determination is based, in part, on the foregoing description which includes specific coordinates, heights, frequency(ies) and power. Any changes in coordinates, heights, and frequencies or use of greater power will void this determination. Any future construction or alteration, including increase to heights, power, or the addition of other transmitters, requires separate notice to the FAA.

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If we can be of further assistance, please contact our office at (310) 725-6557. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2014-AWP-9157-OE.

Signature Control No: 235566515-239546328 Karen McDonald Specialist

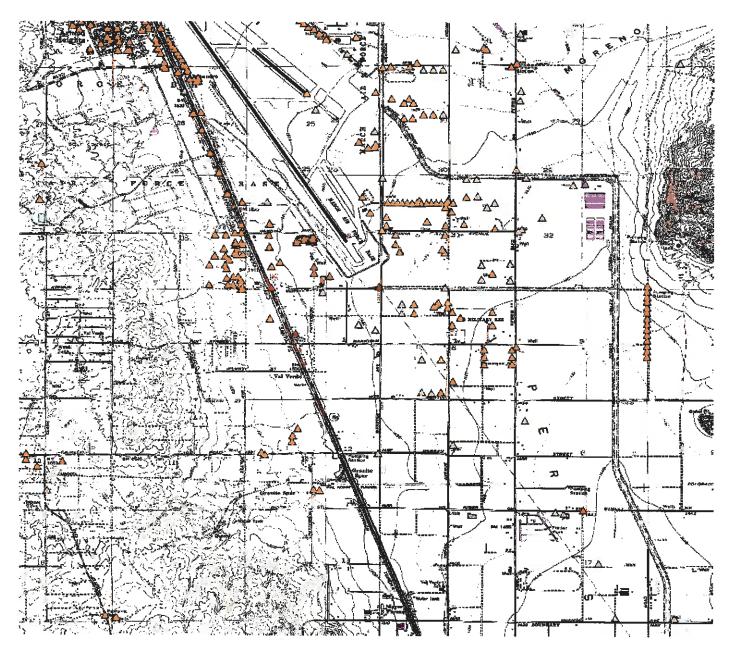
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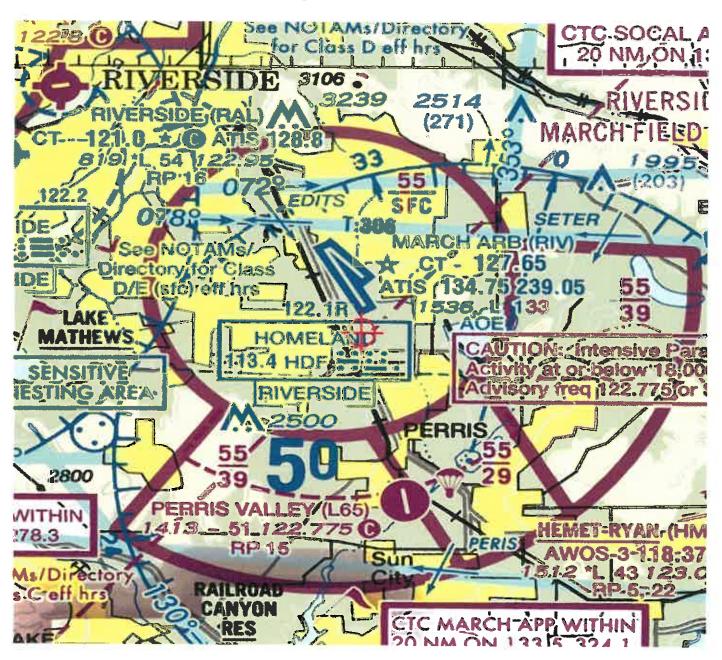
Attachment(s) Case Description Map(s)

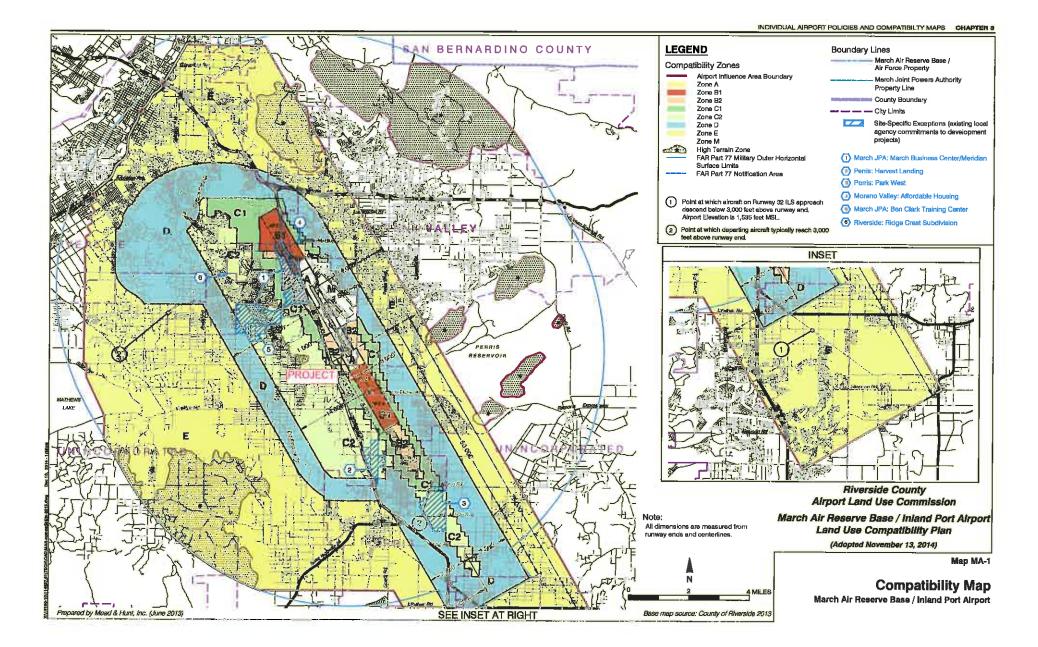
Case Description for ASN 2014-AWP-9157-OE

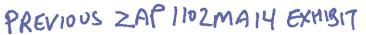
Building-B is a 125,473 SF Warehouse Building on 6.6 acre Parcel

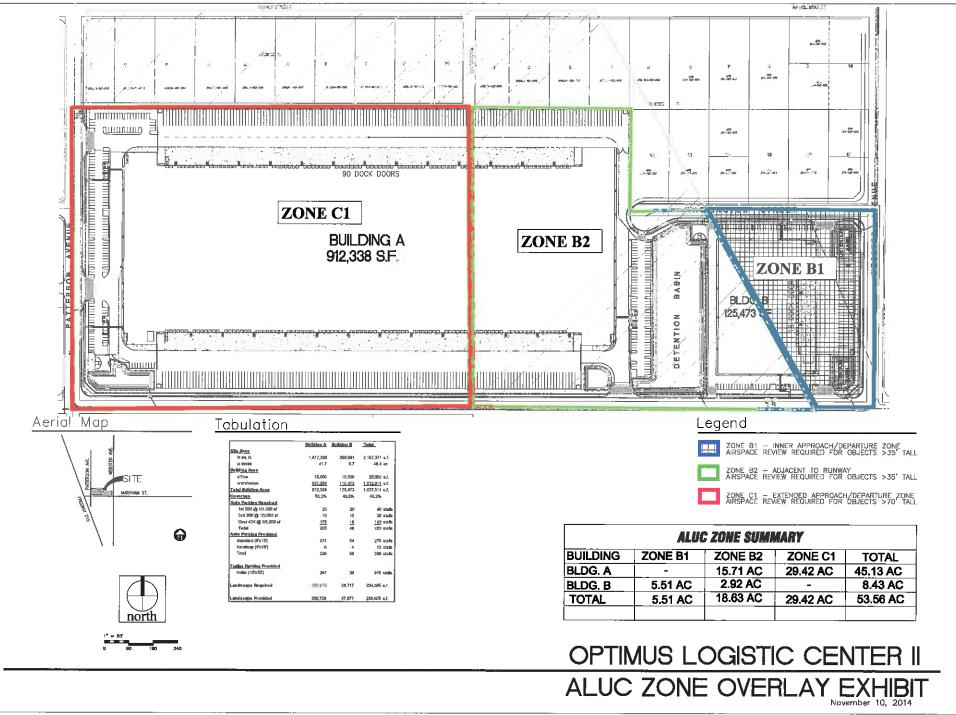
Verified Map for ASN 2014-AWP-9157-OE

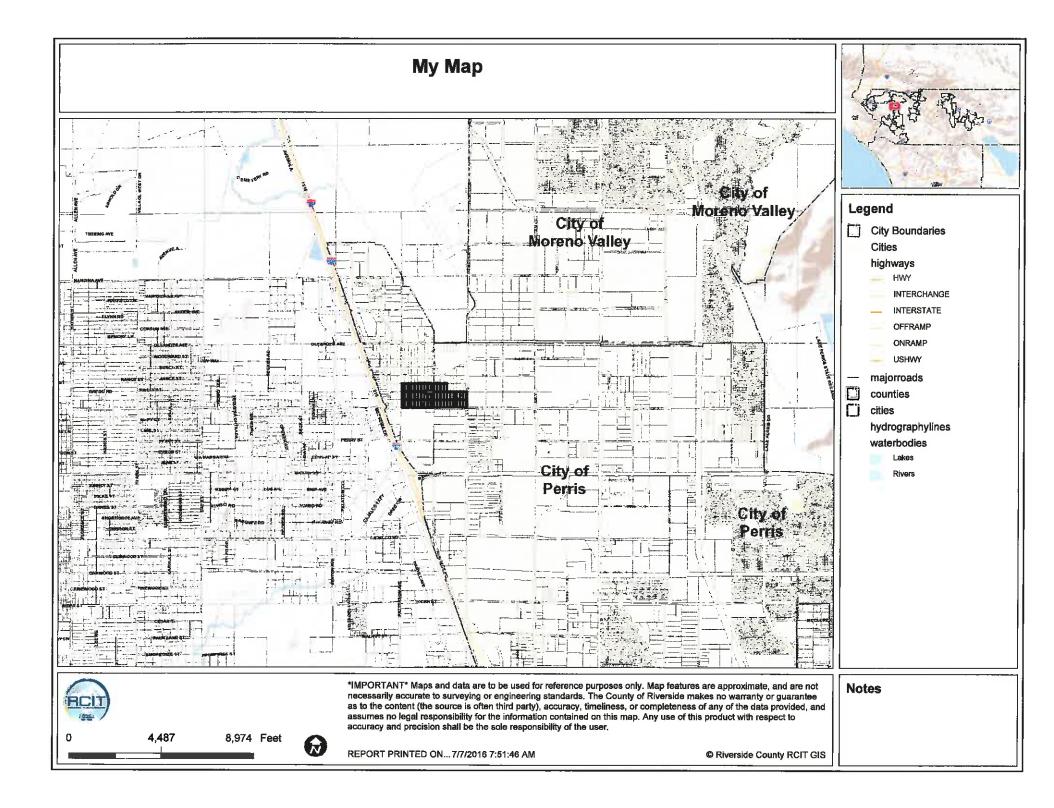


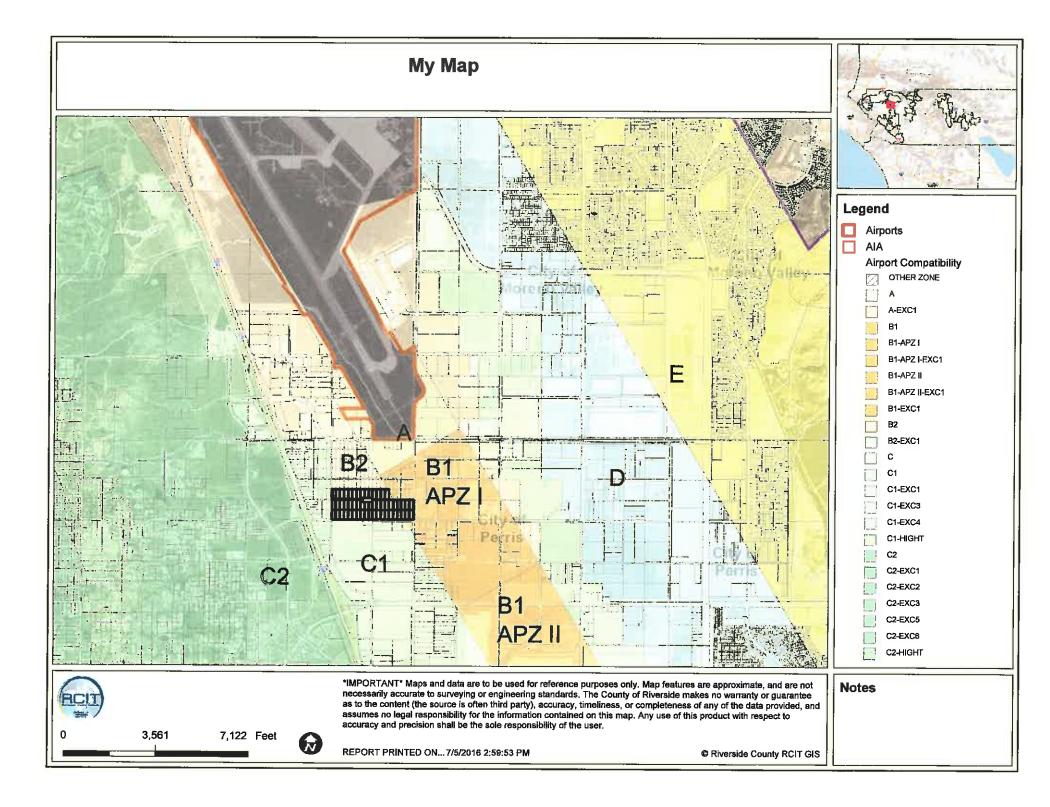


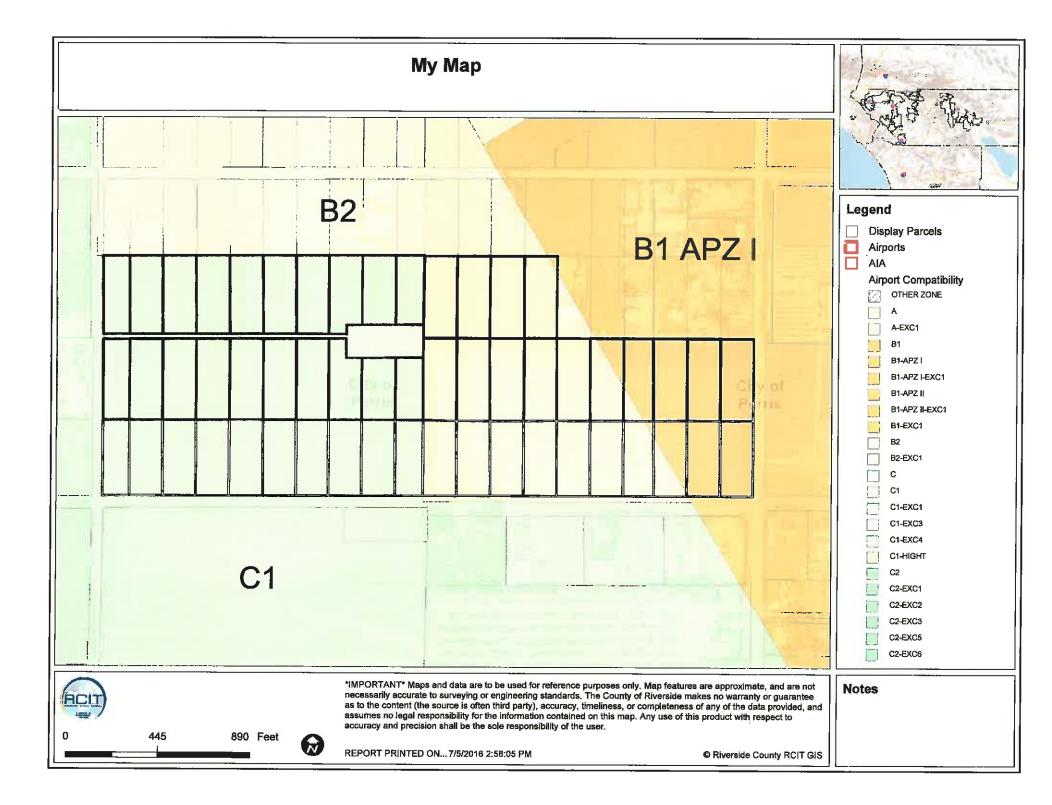


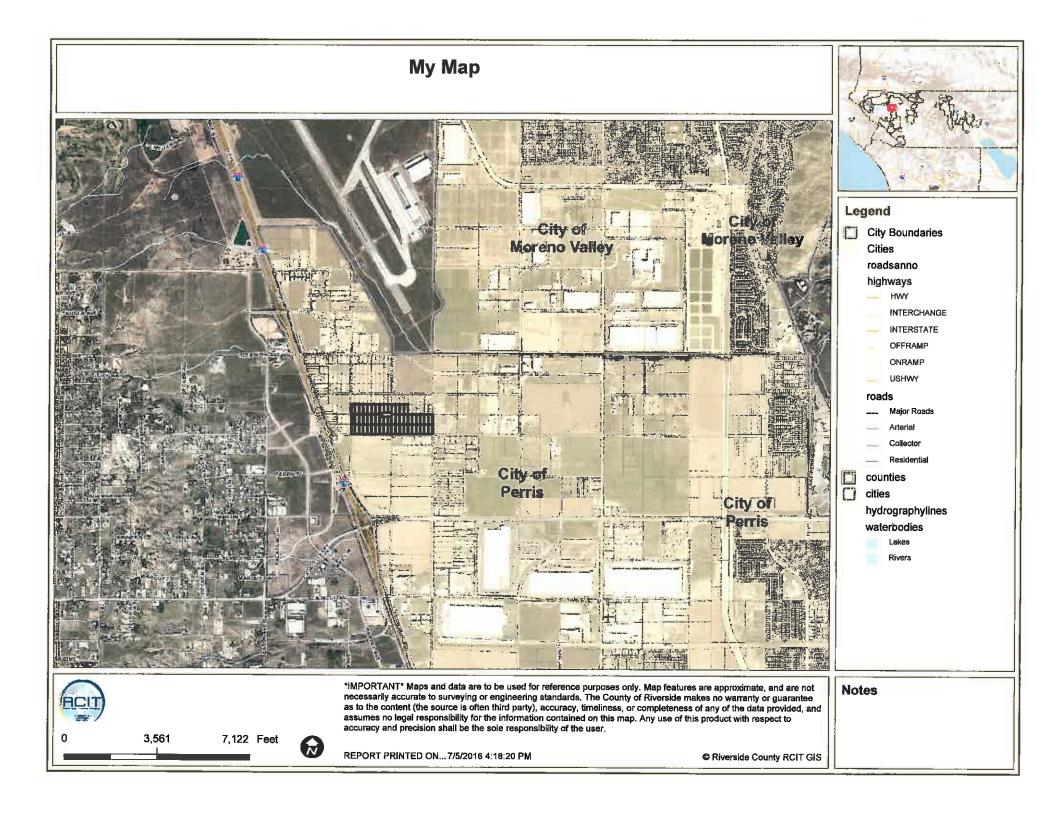


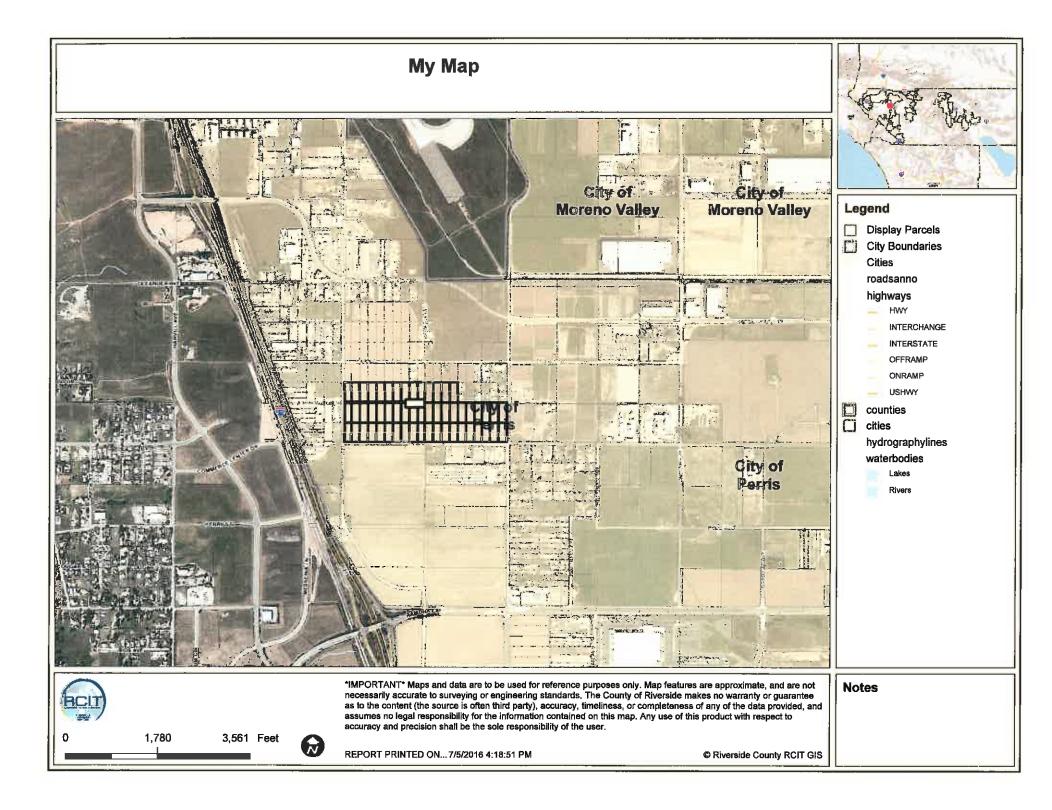


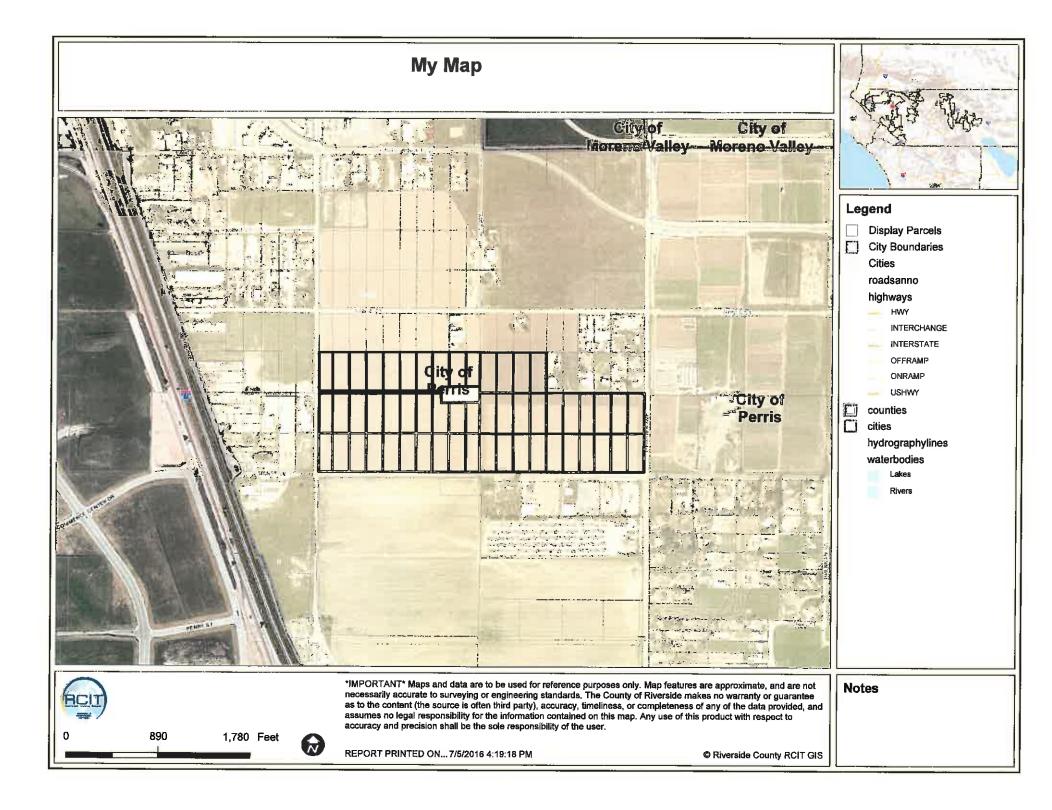


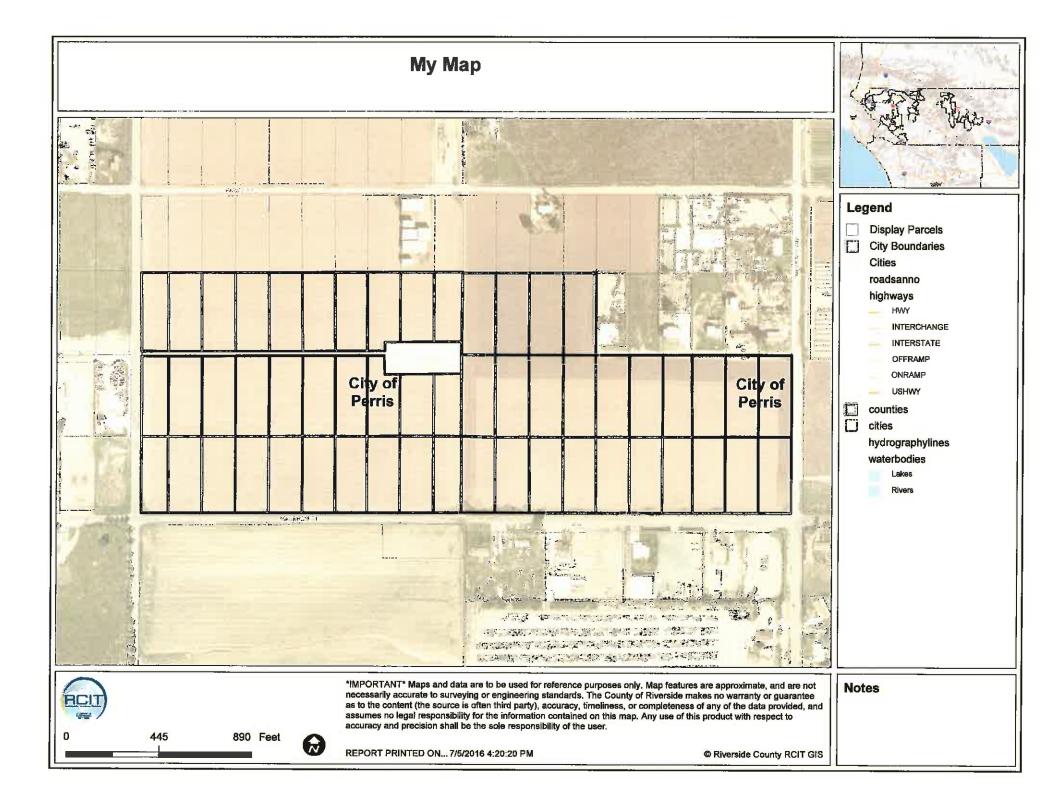








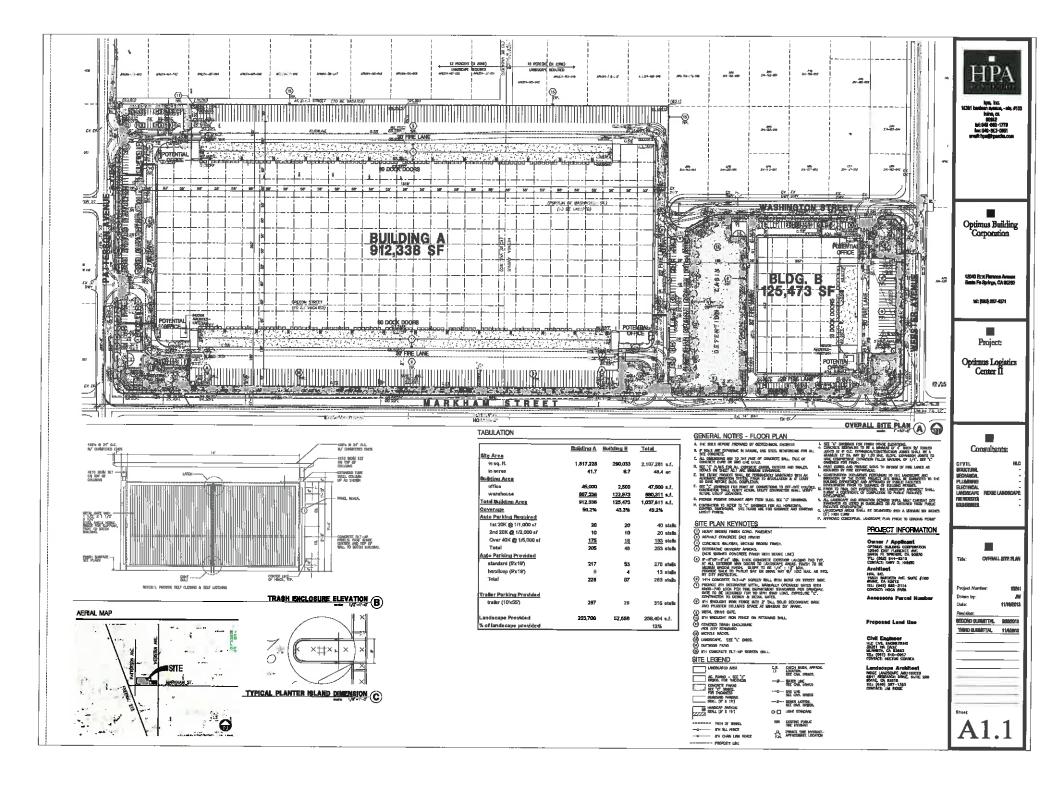




PROPOSED LAND USE:

Applicant is requesting that the overall office area within Building "A" be increased from 15,000 sf to 45,000 sf which falls within the March Air Reserve Base Land Use Compatibility Plan Density/Intensity Standards of 250 people per single acre area.

The applicants project is referred to as File # ZAP1102MA14 referenced in the ALUC Development Review Letter dated January 29, 2015.



NOTICE OF PUBLIC HEARING RIVERSIDE COUNTY AIRPORT LAND USE COMMISSION

A PUBLIC HEARING has been scheduled before the Riverside County Airport Land Use Commission (ALUC) to consider the application described below.

Any person may submit written comments to the ALUC before the hearing or may appear and be heard in support of or opposition to the project at the time of hearing. The proposed project application may be viewed at the Riverside County Administrative Center, 4080 Lemon Street, 14th Floor, Riverside, California 92501, Monday through Thursday from 8:00 a.m. to 5:00 p.m., and by prescheduled appointment on Fridays, from 9:00 a.m. to 5:00 p.m.

ATTENTION: ALUC reviews a proposed plan or project solely to determine whether it is consistent with the applicable Airport Land Use Compatibility Plan. The City of Perris may hold hearings on this project and should be contacted on non-ALUC issues.

PLACE OF HEARING:	Eastern Municipal Water District
	Board Chambers
	2270 Trumble Road
	Perris CA 92570

DATE OF HEARING: August 11, 2016

TIME OF HEARING: 9:00 A.M.

CASE DESCRIPTION:

<u>ZAP1206MA16 – Optimus Building Corporation (Representative: Gary Hamro)</u> – City of Perris Case No. DPR 14-01-0015 (Development Plan Review). The applicant is proposing a revision to plans for a two-building warehousing project previously determined to be consistent pursuant to ALUC Case No. ZAP1102MA14, specifically to increase the office area in Building A (which is not located in an Accident Potential Zone) from 15,000 square feet to 45,000 square feet. As amended, Building A would provide 45,000 square feet of office area and 867,338 square feet of warehouse area. No changes are proposed for Building B. The overall floor areas of Buildings A (912,338 square feet) and B (125,437 square feet) would remain the same as originally proposed. The 53.56-acre (gross) project site is located easterly of Patterson Avenue, northerly of Markham Street, westerly of Webster Avenue, and southerly of Nance Street (Airport Compatibility Zones B1-APZ I, B2, and C1 of the March Air Reserve Base/Inland Port Airport Influence Area).

FURTHER INFORMATION: Contact Paul Rull at (951) 955-6893. The ALUC holds hearings for local discretionary permits within the Airport Influence Areas, reviewing for aeronautical safety, noise and obstructions. All other concerns should be addressed to <u>Mr. Kenneth</u> <u>Phung of the City of Perris Planning Department at (951) 943-5003.</u>

	APPLICA	TION FOR MAJOR LAND USE ACTION REVIEW				
	RIVERSI	DE COUNTY AIRPORT LAND USE COMMISSION				
	PROJECT PROPONENT (TO BE COMPLETED BY APPLICANT)					
	Date of Application Property Owner Mailing Address	12040 East Florence Are Santa Fe Springs, GA 90676				
	Agent (if any) Mailing Address	Lary Hamtz/Michael NAGPhone Number 542-237-4071 12040 East Florence Ave Santa Fe Springs; CA 90670				
	PROJECT LOCATIO	ON (TO BE COMPLETED BY APPLICANT) Red map showing the relationship of the project site to the airport boundary and runways				
١٥	Street Address	North of Markham, East of Patterson,				
Mmell C 31, 621	Assessor's Parcel No Subdivision Name Lot Number	314-Kel-(11 thru 41) 314-162-(13 thru 40) 51.05 90000 (al Verde Tract Lot 6 of Perry Book 7 Page 45 3,17,18,19,20 Blk F Lot 31-20 Classification (
PP21	PROJECT DESCRI If applicable, attach a de include additional project	TION (TO BE COMPLETED BY APPLICANT) tailed site plan showing ground elevations, the location of structures, open spaces and water bodies, and the heights of structures are as a space of the structures of the st				
	Light Industrial - Refer to File # ZAFILOZMAIH					
	See attache (Lessription					
	For Residential Uses For Other Land Uses (See Appendix C)	Number of Parcels or Units on Site (exclude secondary units) Hours of Use Number of People on Site Maximum Number				
		Method of Calculation				
	Height Data	Height above Ground or Tallest Object (including antennas and trees) NS Change To fi. Highest Elevation (above sea level) of Any Object or Terrain on Site				
	Flight Hazards	Does the project involve any characteristics which could create electrical interference, confusing lights, glare, smoke, or other electrical or visual hazards to aircraft flight?				

REFERRING AGENCY (APPLICANT OR JURISDICTION TO COMPLETE)		
Date Received Agency Name Staff Contact Phone Number Agency's Project No. DPK 14-01-0015	Type of Project General Plan Amendment Zoning Amendment or Variance Subdivision Approval Use Permit Public Facility Other	

A. NOTICE: Failure of an applicant to submit complete or adequate information pursuant to tions 65940 to 65948 inclusive, of the California Government Code, MAY constitute groun in factors, regulations, or permits.

B. SUBMISSION PACKAGE:

ALUC REVIEW

- 1. Completed Application Form
- 1..... Project Site Plan Folded (8-1/2 x 14 max.)
- 1..... Elevations of Buildings Folded
- 1 Each . 8 1/2 x 11 reduced copy of the above
- 1..... 8 ½ x 11 reduced copy showing project in relationship to airport.
- 1 Set Floor plans for non-residential projects
- 4 Sets. . Gummed address labels of the Owner and representative (See Proponent).
- 1 Set. Gummed address labels of all property owners within a 300' radius of the project site. If more than 100 property owners are involved, please provide prestamped envelopes (size #10), with ALUC return address.
- 4 Sets. Gummed address labels of the referring agency (City or County).
- 1..... Check for Fee (See Item "C" below)

STAFF REVIEW (Consult with ALUC staff planner as to whether project qualifies)

- 1.... Completed Application Form
- 1..... Project Site Plans Folded (8-1/2 x diamentation
- 1..... Elevations of Buildings Folded
- 1..... 8 ½ x 11 Vicinity Map
- 1 Set . Gummed address labels of the Owner and representative (See Propagate)
- 1 Set . Gummed address labels of the agency.

1 Check for review-See Below

COUNTY OF RIVERSIDE AIRPORT LAND USE COMMISSION

STAFF REPORT

AGENDA ITEM:	3.3			
HEARING DATE:	August 11, 2016			
CASE NUMBER:	ZAP1204MA16 (Representative: Torstvet)		 	Schmid Nicole
APPROVING JURISDICTION:	City of Perris			

PLN 16-00008 (Development Plan Review)

JURISDICTION CASE NO:

MAJOR ISSUES: The applicant is proposing to construct a warehouse/distribution center on a site located predominately within the portion of Airport Compatibility Zone B1 that lies within Accident Potential Zone I (APZ I), as delineated by the United States Air Force in the 2005 Air Installation Compatible Use Zone (AICUZ) study. March Air Reserve Base officials contend that the March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan is not consistent with current Air Force guidance found in Air Force Instruction 32-7063 dated December 18, 2015, which addresses Air Force policies on Land Use Compatibility in accordance with Department of Defense Instruction (DoDI) No. 4165.57. These inconsistencies include conflicts with regard to lot coverage, intensity, and permitted use definitions. The Air Force understands the DoDI as limiting intensity in APZ I to 25 people per acre (in any given acre), rather than an average intensity of 25 persons per acre of land area. The project results in a single-acre intensity of 56 or 66 people in Zone B1-APZ I, which is consistent with the ALUCP, but not with the Air Force DoDI interpretation.

RECOMMENDATION: The applicant is requesting additional time to address issues raised by the Air Force with City staff, therefore staff recommends that the Commission <u>CONTINUE</u> consideration of the matter to its September 8, 2016, public hearing agenda.

PROJECT DESCRIPTION: The Development Plan Review is a proposal to develop a 668,681 square foot warehouse/distribution center on 30.7 net acres. The building floor plan consists of 649,481 square feet of warehouse area and 19,200 square feet of office area.

PROJECT LOCATION: The site is located southerly of Markham Street, westerly of Indian Avenue, easterly of Barrett Avenue and northerly of Perry Street, within the City of Perris, approximately 6,360 feet southeasterly of the southerly end of Runway 14-32 at March Air Reserve Base.

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LAND USE PLAN: 2014 March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan

a. Airport Influence Area:	March Air Reserve Base
b. Land Use Policy:	Zones B1-APZ I, B2, and C1
c. Noise Levels:	60-70 CNEL from aircraft

BACKGROUND:

<u>Non-Residential Average Land Use Intensity</u>: Pursuant to the Airport Land Use Compatibility Plan for the March Air Reserve Base/Inland Port Airport, the site is located within Compatibility Zones B1-APZ I, B2, and C1. Zone B1-APZ I limits average intensity to 25 people per acre, and Zones B2 and C1 limit average intensity to 100 people per acre. No development generating any occupancy is located within the C1 portion of the site.

Pursuant to Appendix C, Table C-1, of the Riverside County Airport Land Use Compatibility Plan and March Air Reserve Base/Inland Port Airport Compatibility Plan Policy 2.4, the following rates were used to calculate the occupancy for the proposed building in Compatibility Zones B1-APZ I and B2:

- Warehouse 1 person per 1,428 square feet (35% of building code of 1 person per 500 square feet)
- Office 1 person per 200 square feet (with 50% reduction)

The proposed building would include a total of 649,481 square feet of warehouse area and 19,200 square feet of office area, resulting in a total occupancy of 551 people and an average intensity of 18 people per acre, based on the site's total acreage of 30.7 acres, which is consistent with both Zone B1-APZ I average criteria of 25 people per acre, and Zone B2 average criteria of 100 people per acre. Zone B1-APZ I contains 17.78 acres and has 356,756 square feet of warehouse area and 7,000 square feet of office area, resulting in a total occupancy of 285 persons and an average intensity of 16 people per acre. Zone B2 contains 12.49 acres and has 294,030 square feet of warehouse area and 11,500 square feet of office area, resulting in a total occupancy of 264 persons and an average intensity of 21 people per acre. The average intensities in each zone are consistent with the average intensity criteria referenced above.

Although the planned warehouse is designed and anticipated to be used as high-cube warehouse, if the warehouse area were calculated based on use as a fulfillment center pursuant to March Air Reserve Base/Inland Port Airport Compatibility Plan Policy 2.4 (50% of 1 person per 500 square feet), the building would accommodate a total occupancy of 745 people, resulting in an average intensity of 24 people per acre, which is also consistent with the average intensity criteria referenced above. The Zone B1-APZ I portion would result in a building occupancy of 392 people and an average intensity of 22 people, and the Zone B2 portion would result in a building occupancy of 352

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people and an average intensity of 28 people. The average intensities in each zone are consistent with Zone B1-APZ I average intensity criteria of 25 people, and B2 average intensity criteria of 100 people.

A second method for determining total occupancy involves multiplying the number of parking spaces provided or required (whichever is greater) by average vehicle occupancy (assumed to be 1.5 persons per standard vehicle and 1.0 persons per truck trailer parking/dock space in the absence of more precise data). Based on the number of standard parking spaces provided of 389 and truck trailer spaces of 108, the total occupancy would be estimated at 692 people. This total occupancy within the 30.7 acre project site (which includes 0.38 acre in Zone C1) results in an average intensity of 23 people per acre, which is consistent with Zone B1-APZ I average intensity criteria of 25 people, and B2 average intensity criteria of 100 people.

If the entire building were utilized as office space (with the 50 percent reduction) or for manufacturing (at 1 person per 200 square feet), the Zone B1-APZ I portion would result in an occupancy of 1,819 people and an average intensity of 102 people, and the Zone B2 portion would result in 1,528 people and an average intensity of 122 people. This would be inconsistent with both Zone B1-APZ I and Zone B2 average intensity criteria. However, this scenario is not being proposed and is also unrealistic, as the site would not be able to provide the necessary number of parking stalls to cater to a manufacturing use or an all-office use.

<u>Non-Residential Single-Acre Land Use Intensity</u>: As adopted, Compatibility Zone B1-APZ I limits maximum single-acre intensity to 100 people, and Zones B2 and C1 limits maximum single-acre intensity to 250 people. There are no risk-reduction design bonuses available, as March Air Reserve Base/Inland Port Airport is primarily utilized by large aircraft weighing more than 12,500 pounds.

Based on the site plan provided and the occupancies as previously noted, the maximum single-acre area for the building would consist of 7,000 square feet of office area and 30,560 square feet of warehouse area. The 7,000 square foot office area and approximately 15,750 square feet of warehouse area is located within Zone B1-APZ I, and approximately 15,750 square feet of warehouse area is located within Zone B2 within the single-acre area. A portion of the single-acre area, 6,000 square feet, is located outside of the building and does not affect occupancy counts. This results in a total occupancy of 57 people (46 people in Zone B1-APZ I and 11 people in Zone B2 within the single-acre intensity criteria referenced above.

If the warehouse area were calculated based on use as a fulfillment center pursuant to March Air Reserve Base/Inland Port Airport Compatibility Plan Policy 2.4, the maximum single-acre area of 7,000 square feet of office area and 30,560 square feet of warehouse area would result in a single-acre occupancy of 66 people, which is also consistent with the single-acre criterion referenced above.

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If the most intense single-acre area were entirely utilized as office space (with the 50 percent reduction) or for manufacturing uses (at 1 person per 200 square feet), the single-acre intensity would be 218 people, which is inconsistent with the Zone B1-APZ I criterion of 100 people, although consistent with the Zone B2 criterion of 250 people. However, this scenario is not being proposed and is also unrealistic, as the site would not be able to provide the necessary number of parking stalls to cater to an all office or manufacturing use.

<u>Prohibited and Discouraged Uses:</u> A warehouse/distribution facility is not a prohibited or discouraged use in Compatibility Zones B1-APZ I, B2 or C1 of the March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan (March ALUCP). The March ALUCP further specifies that uses listed in the Air Installation Compatible Use Zone (AICUZ) study as not compatible in APZ I or APZ II are prohibited uses within those zones. A warehouse/distribution facility is a compatible use within Accident Potential Zone I pursuant to the AICUZ and subsequent (2011) Department of Defense Instruction (DoDI) No. 4165.57.

<u>Noise:</u> The March ALUCP depicts the site as being in an area subject to aircraft noise within the 60-70 CNEL range. As a primarily industrial use not sensitive to noise (and considering typical anticipated building construction noise attenuation of approximately 20 dBA), the warehousing area would not require special measures to mitigate aircraft-generated noise. However, a condition is included to provide for adequate noise attenuation within office areas of the building.

<u>Part 77</u>: The elevation of Runway 14-32 at its southerly terminus is 1488 feet above mean sea level (1488 AMSL). At a distance of approximately 6,360 feet from the runway to the closest parcel within the site, Federal Aviation Administration (FAA) review would be required for any structures with top of roof exceeding 1551 feet AMSL. The maximum finished floor elevation is 1464 feet AMSL. With a maximum building height of 42 feet, the top point elevation would be 1506 feet AMSL. Therefore, review by the Federal Aviation Administration Obstruction Evaluation Service is not required.

<u>Open Area:</u> None of the Compatibility Zones for the March Air Reserve Base/Inland Port ALUCP require open area specifically. However, development within Compatibility Zone B1-APZ I is limited to a maximum lot coverage of 50%. The proposed total building size of 15.3 acres would result in a lot coverage of 49%. The area of the building within Zone B1-APZ I is 363,756 square feet, which results in a lot coverage of 46% within the portion of the site located in that zone. The overall lot coverage is 27%. There are no lot coverage restrictions in Zones B2 or C1.

<u>Inconsistencies with March Air Reserve Base</u>: Although the proposed project is consistent with the March ALUCP, it is inconsistent with the Air Force interpretation of DoDI 4165.57 regarding allowable intensities in the Accident Protection Zones. While the lot coverage for this facility is consistent with the allowable floor area ratio for warehouses as per Table A2.1 of Air Force Instruction 32-7063 and no educational facilities are proposed, Air Force/March Air Reserve Base representatives have advised that the DoDI and AFI intensity limitations of 25 persons per acre in APZ I and 50 persons per acre in APZ II are <u>maximum</u> intensity limits, not average intensity limits.

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These limits were not specified in the 2005 AICUZ study, but were established in 2011 with the adoption of Department of Defense Instruction No. 4165.57. At no time between 2011 and 2014 did the Air Force or Base officials advise ALUC staff that either the Joint Land Use Study or the Draft ALUCP was relying on an incorrect understanding of this DoDI.

Based on the Air Force/March Air Reserve Base interpretation of its documents, the ALUCP's allowance for up to 100 persons in any given single-acre area of the APZ is inconsistent with the DoDI and AFI and needs to be modified as soon as reasonably possible. Additionally, the Air Force/March Air Reserve Base interpretation evaluates allowable intensity on the basis of building area, not site area. Thus, a project with a building area of 15.35 acres in APZ I would be limited to a total occupancy of 383 persons. In this case, the building is split between areas within and outside the APZ. The total occupancy of the portion of this building in APZ I should not exceed 208 persons, with not more than 25 in any one acre. At minimum, the office area would need to be eliminated from the APZ I portion of the building.

CONDITIONS:

- 1. Any outdoor lighting installed shall be hooded or shielded so as to prevent either the spillage of lumens or reflection into the sky. Outdoor lighting shall be downward facing.
- 2. The following uses/activities are not included in the proposed project and shall be prohibited at this site:
 - (a) Any use which would direct a steady light or flashing light of red, white, green, or amber colors associated with airport operations toward an aircraft engaged in an initial straight climb following takeoff or toward an aircraft engaged in a straight final approach toward a landing at an airport, other than an FAA-approved navigational signal light or visual approach slope indicator.
 - (b) Any use which would cause sunlight to be reflected towards an aircraft engaged in an initial straight climb following takeoff or towards an aircraft engaged in a straight final approach towards a landing at an airport.
 - (c) Any use which would generate smoke or water vapor or which would attract large concentrations of birds, or which may otherwise affect safe air navigation within the area. (Such uses include landscaping utilizing water features, aquaculture, production of cereal grains, sunflower, and row crops, composting operations, trash transfer stations that are open on one or more sides, recycling centers containing putrescible wastes, construction and demolition debris facilities, fly ash disposal, and incinerators.)
 - (d) Any use which would generate electrical interference that may be detrimental to the operation of aircraft and/or aircraft instrumentation.

- (e) Children's schools, day care centers, libraries, hospitals, skilled nursing and care facilities, congregate care facilities, hotels/motels, places of assembly (including churches and theaters), noise sensitive outdoor nonresidential uses, critical community infrastructure facilities and hazards to flight.
- (f) Manufacturing of food and kindred products, textile mill products, apparel, chemicals and allied products, rubber and plastic products, fabricated metal products, professional, scientific, and controlling instruments, photographic and optical goods, watches and clocks.
- (g) Retail trade; eating and drinking establishments; personal services; professional services; educational services; governmental services; medical facilities; cultural activities; any other uses providing on-site services to the public.
- 3. Prior to issuance of any building permits, the landowner shall convey and have recorded an avigation easement to the March Inland Port Airport Authority. Contact March Joint Powers Authority at (951) 656-7000 for additional information.
- 4. The attached notice shall be given to all prospective purchasers of the property and tenants of the building.
- 5. The proposed detention basins on the site (including water quality management basins) shall be designed so as to provide for a maximum 48-hour detention period following the conclusion of the storm event for the design storm (may be less, but not more), and to remain totally dry between rainfalls. Vegetation in and around the detention basins that would provide food or cover for bird species that would be incompatible with airport operations shall not be utilized in project landscaping. Trees shall be spaced so as to prevent large expanses of contiguous canopy, when mature. Landscaping in and around the detention basin(s) shall not include trees that produce seeds, fruits, or berries.
- 6. This project has been evaluated as a proposal for the establishment of an industrial warehouse with not more than 7,000 square feet of office area in any given acre. The City of Perris shall require additional review by the Airport Land Use Commission prior to the establishment of any uses in this structure that would be considered to have an occupancy level greater than one person per 100 square feet (minimum square feet per occupant less than 100) pursuant to California Building Code (1998) Table 10-A.
- 7. Noise attenuation measures shall be incorporated into the design of the office areas of the structure, to the extent such measures are necessary to ensure that interior noise levels from aircraft operations are at or below 45 CNEL.
- 8. March Air Reserve Base must be notified of any land use having an electromagnetic

radiation component to assess whether a potential conflict with Air Base radio communications could result. Sources of electromagnetic radiation include radio wave transmission in conjunction with remote equipment inclusive of irrigation controllers, access gates, etc.

- 9. Zoned fire sprinkler systems shall be required throughout the building.
- 10. Second-story floor area, if any, shall be limited to those portions of the site located in Compatibility Zone B2.
- 11. In order to ensure proper functioning of the project drain system to avoid potential hazards to March Air Reserve Base flights, an additional Best Management Practice (BMP) shall be added to the project Water Quality Management Plan (WQMP). The applicant shall enter into a covenant and agreement with the City of Perris similar to the Water Quality Management Plan and Urban Runoff BMP Transfer, Access and Maintenance Agreement between March Joint Powers Authority and Sun Life Assurance Company of Canada (Document No. 2014-0030862), which shall be recorded prior to issuance of a certificate of occupancy. A copy of the recorded agreement and BMP shall be provided to the Riverside County Airport Land Use Commission. The BMP shall include the following program:
 - a. The property owner (Pivovaroff Third Family Ltd Partnership, Nicholas and Leigh Bruno, and Jung-Huang and Li-Yuan Chen or its successor(s)-in-interest, hereinafter "Owner") or its designated representative shall monitor the conditions of the water quality management basins and promptly inspect such basins following the completion of each "significant" rain event and the 48-hour period thereafter.
 - b. If any standing water remains in a water quality management basin that is not beneath a rock, gravel, or other layer following the completion of the "significant" rain event and the 48 hour period thereafter, Owner or its designated representative shall arrange to have such standing water either removed or covered within the next two business days following the conclusion of the 48 hour period.
 - c. In the event that the standing water situation recurs on a regular basis following the 48hour detention period, the basin may no longer be draining as originally designed to prevent standing water from rising above a rock, gravel or other layer (for example, due to a rise in groundwater levels or other circumstance beyond Owner's ability to control). In that situation, Owner or its designated representative shall promptly engage a licensed civil engineer to prepare a design plan to assure that such condition does not persist for more than 48 hours following the conclusion of a "significant" rain event. The required engineering design solution shall be implemented promptly, but no later than 180 days following its approval by all applicable authorities, providing that, until such time as the engineered design solution is implemented, Owner or its designated representative will maintain water levels below the rock, gravel, or other layer.

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Rull, Paul

From:	Nicole Torstvet <nicole.torstvet@webbassociates.com></nicole.torstvet@webbassociates.com>
Sent:	Thursday, July 28, 2016 11:04 AM
То:	Rull, Paul
Cc:	Nathan Perez; Sandy Chandler; Eliza Laws; Adam Schmid
Subject:	ZAP1204MA16 Request for Continuance

Good morning Paul,

Webb would like to request continuance to the September 8th meeting on behalf of Duke Realty in regards to the ZAP1204MA16 case. This will allow us time to work out the March Air Force Base comments received on 07/27.

Thank you, Nicole

Nicole Torstvet - Project Administrator Albert A. Webb Associates 3788 McCray Street, Riverside, CA 92506 t: 951.320.6066 e: nicole.torstvet@webbassociates.com w: www.webbassociates.com LinkedIn | Twitter | Facebook | YouTube



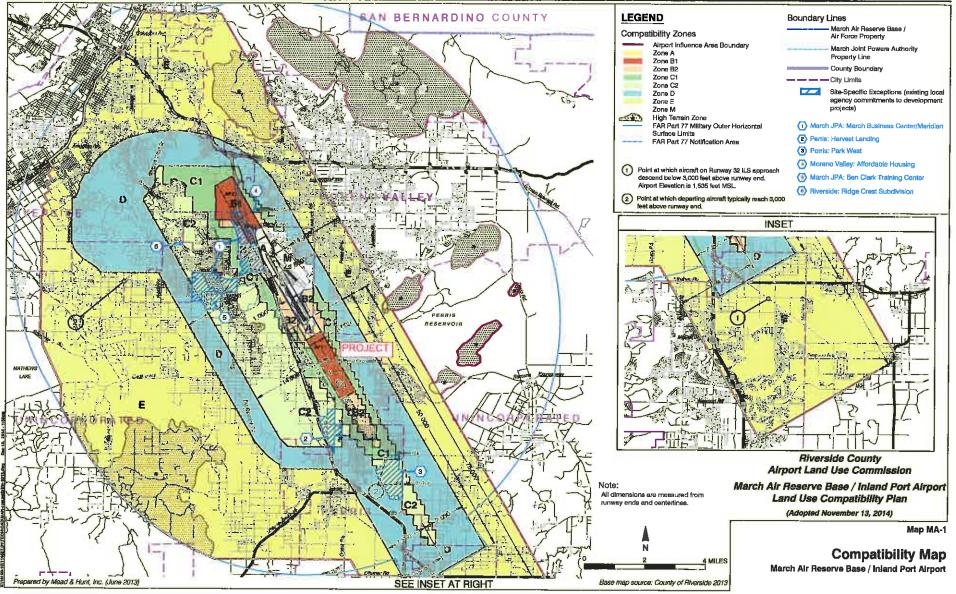
Join our mailing list! Protection Notice

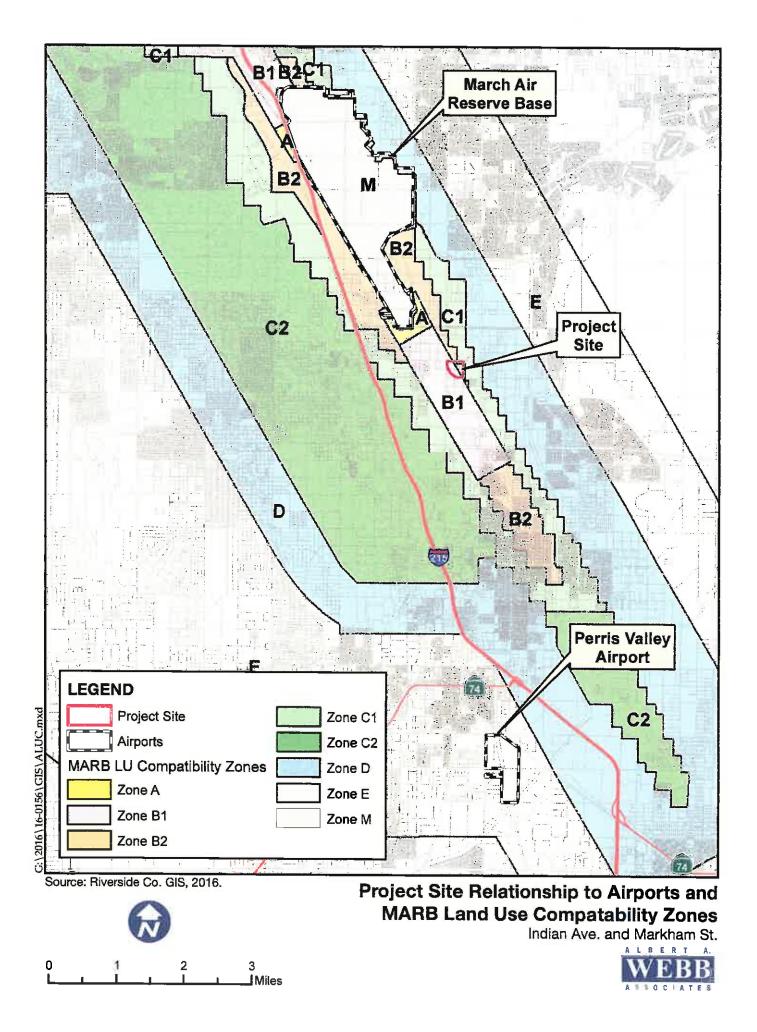


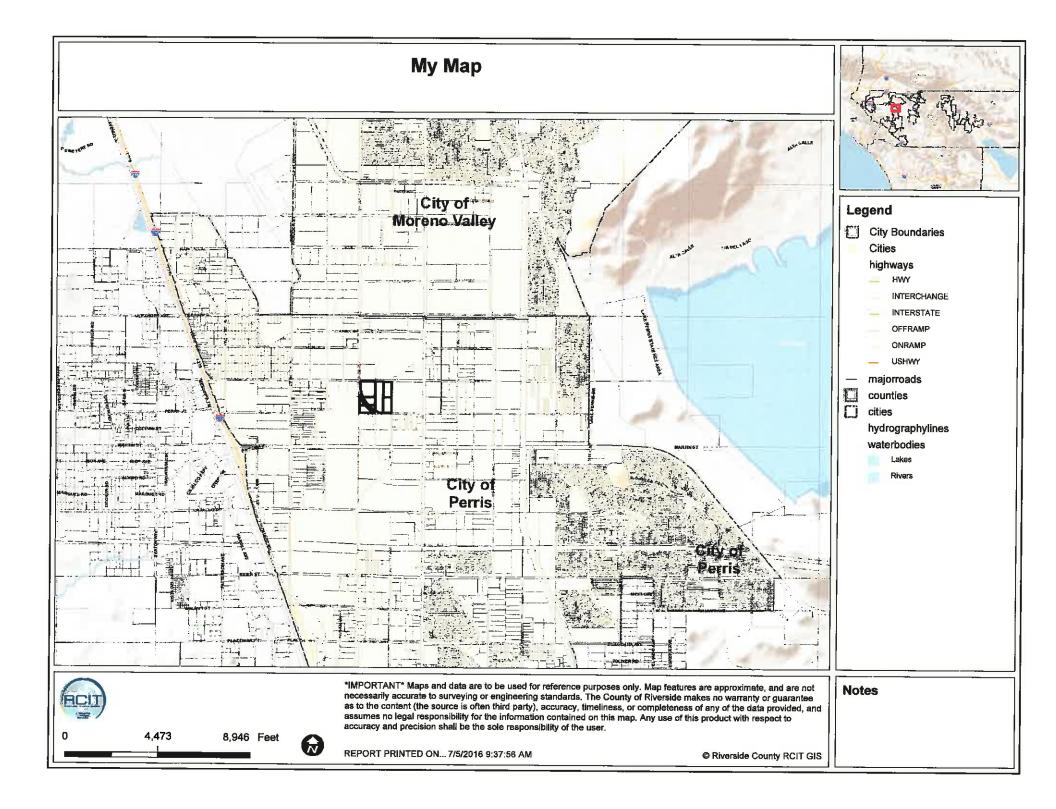
NOTICE OF AIRPORT IN VICINITY

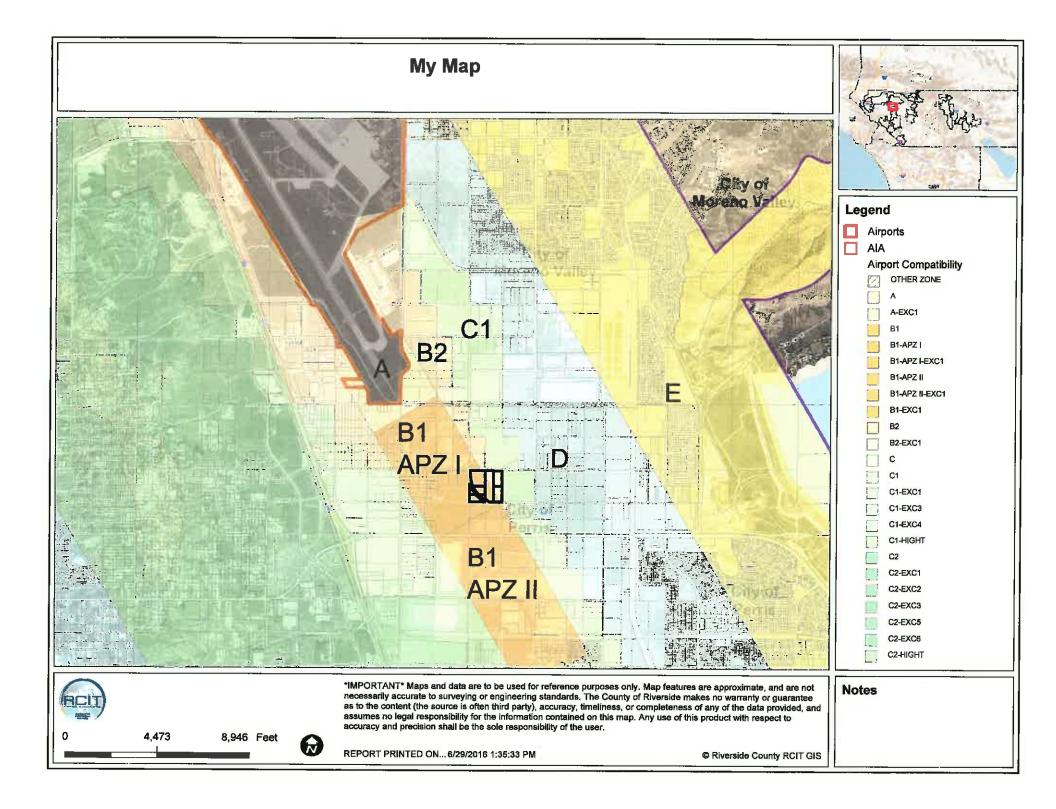
This property is presently located in the vicinity of an airport, within what is known as an airport influence area. For that reason, the property may be subject to some of the annoyances or inconveniences associated with proximity to airport operations (for example: noise, vibration, or odors). Individual sensitivities to those annovances [can vary from person to person. You may wish to consider what airport annoyances], if any, are associated with the property before you complete your purchase and determine whether they are acceptable to you. Business & Professions Code Section 11010 (b)

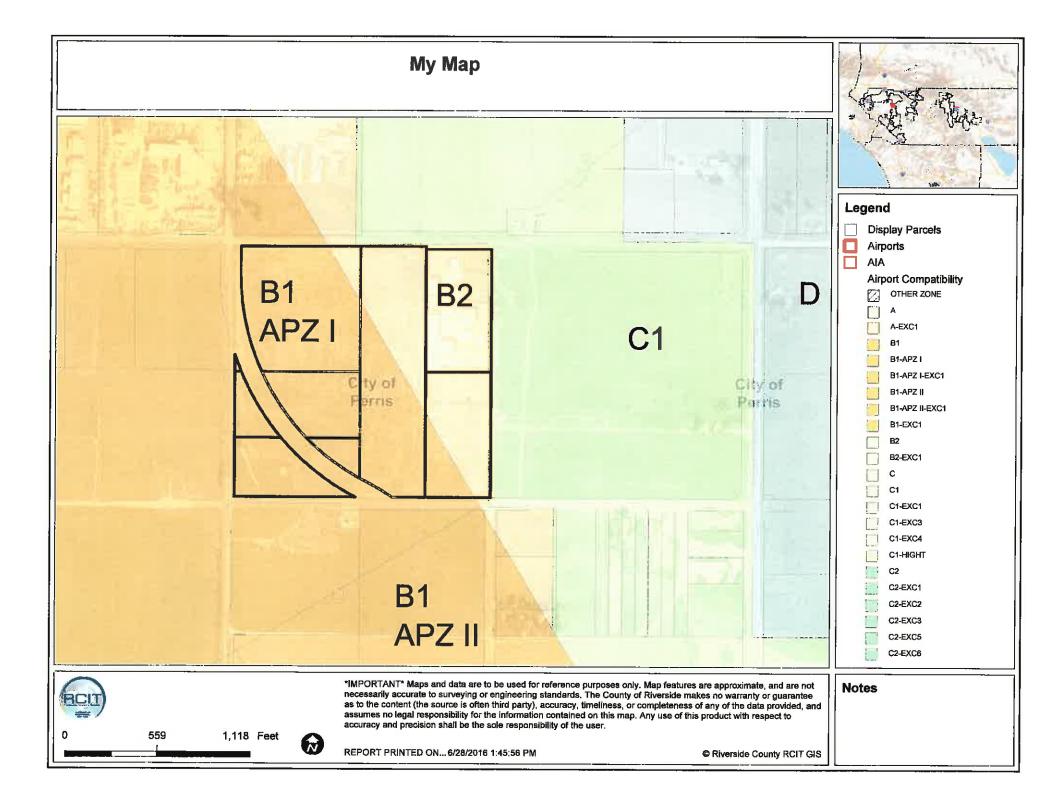


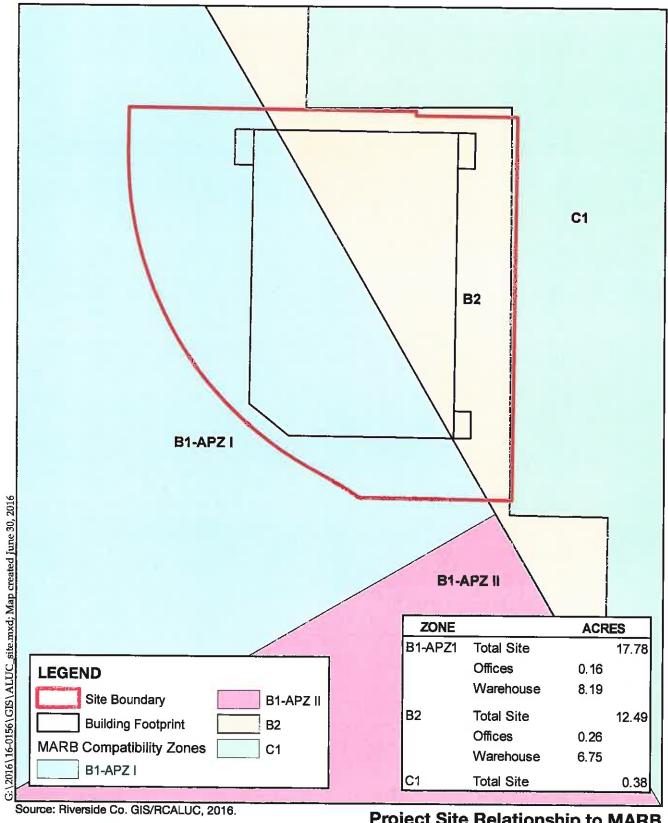


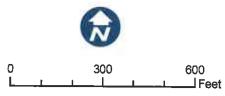






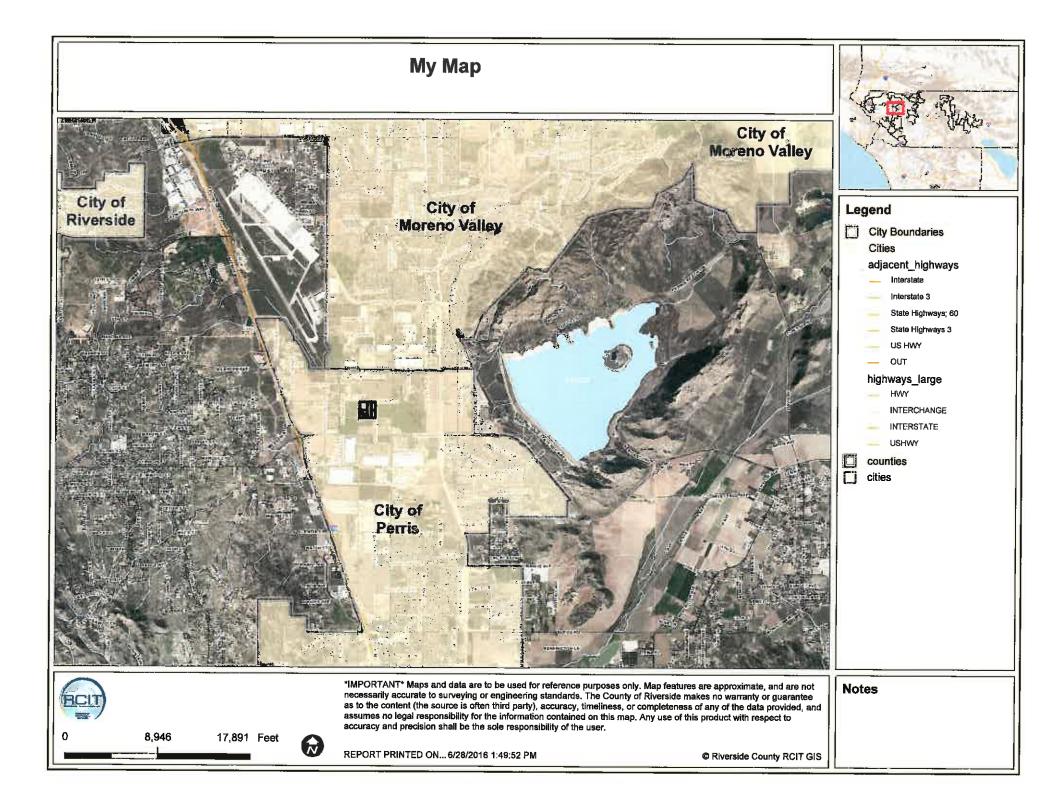


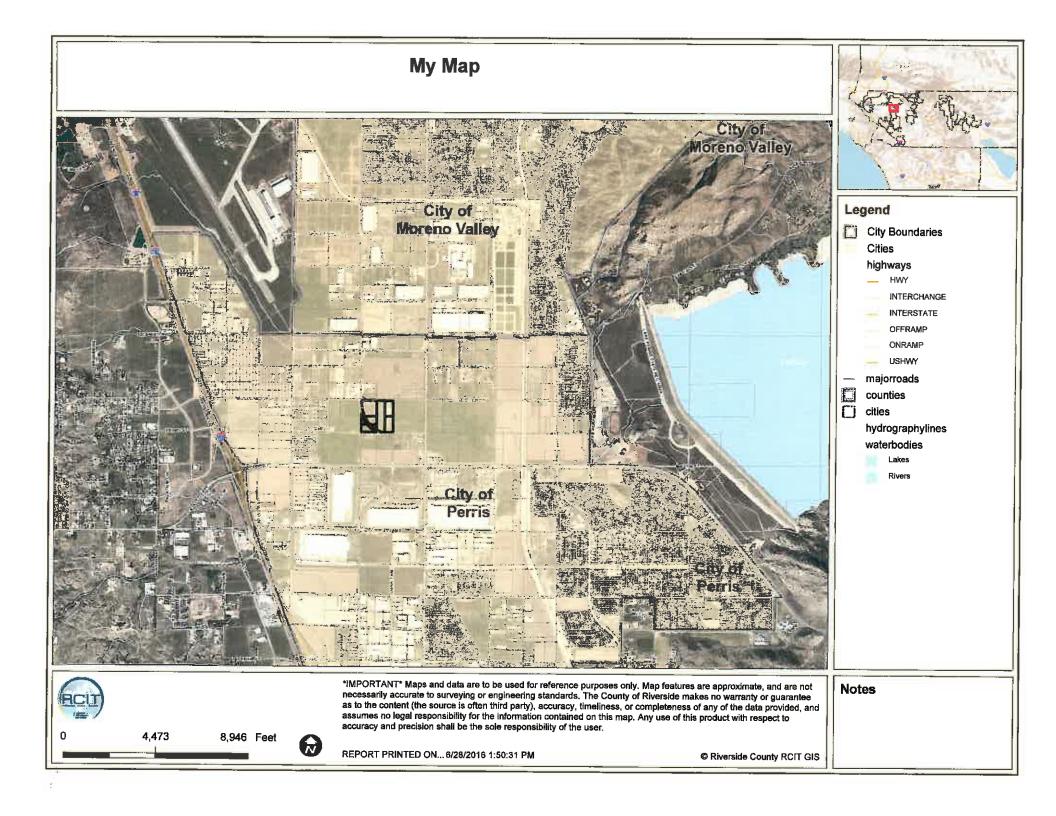


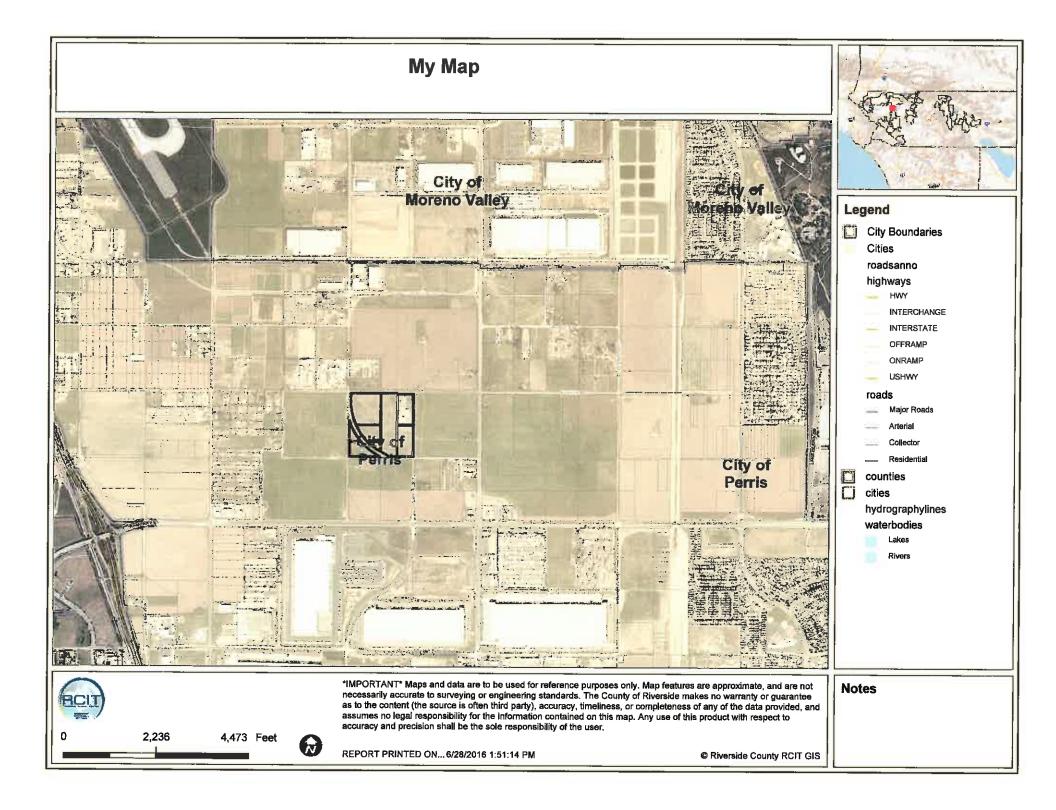


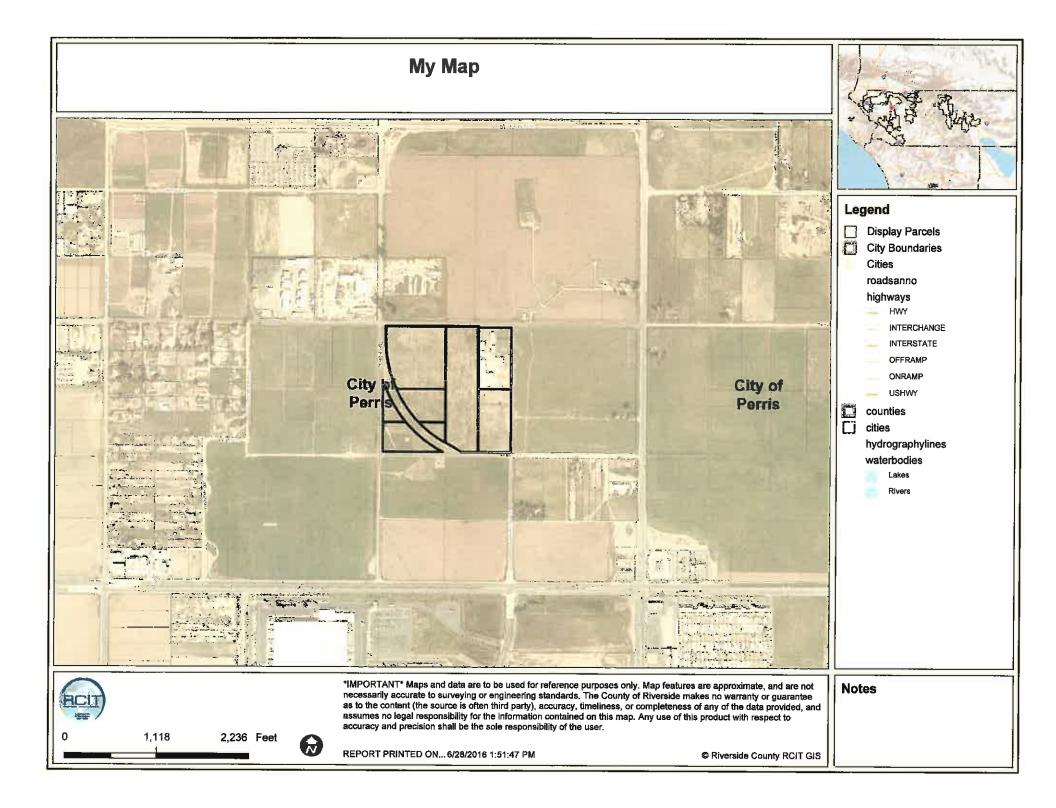
Project Site Relationship to MARB Land Use Compatability Zones Indian Ave. and Markham St.

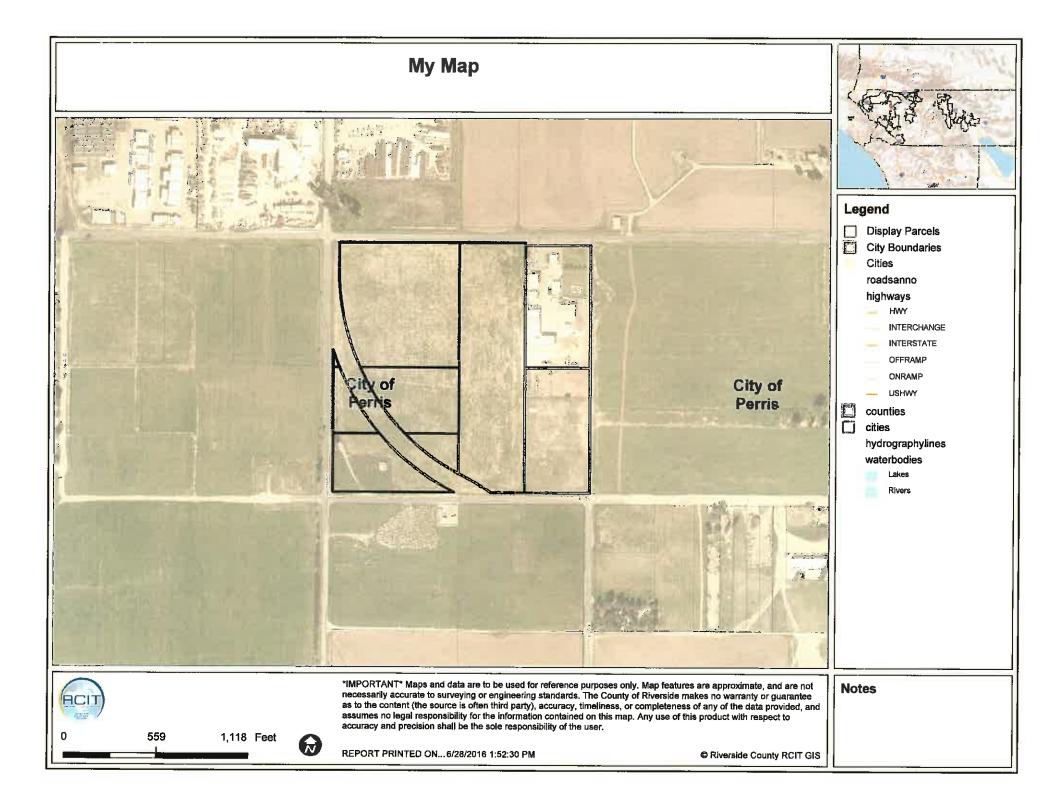


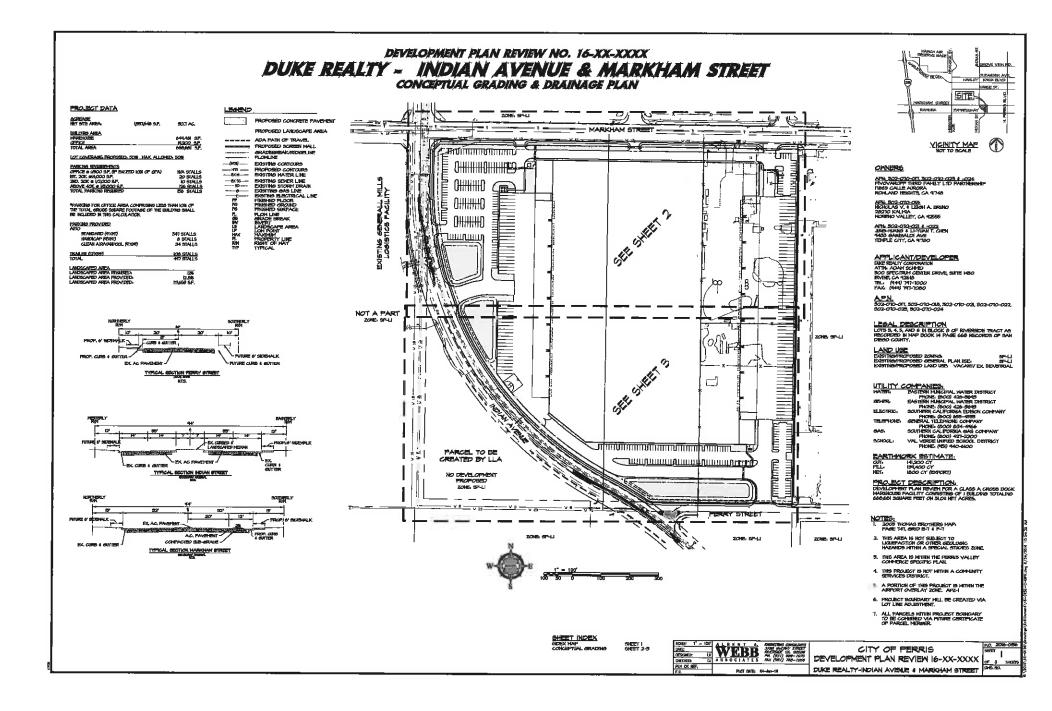


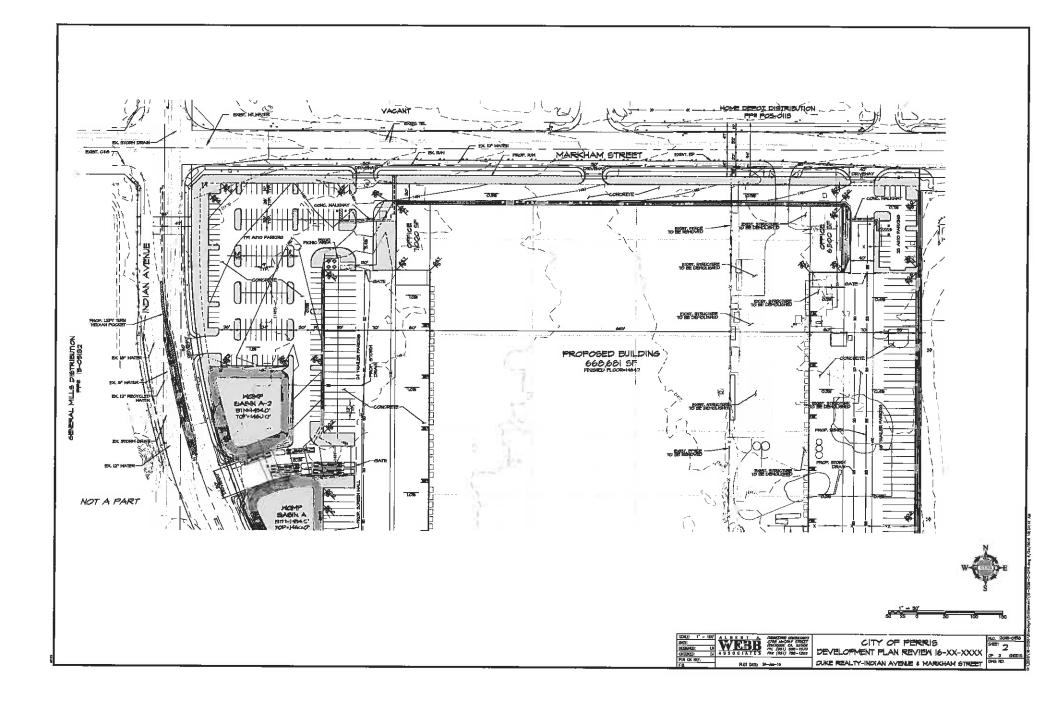


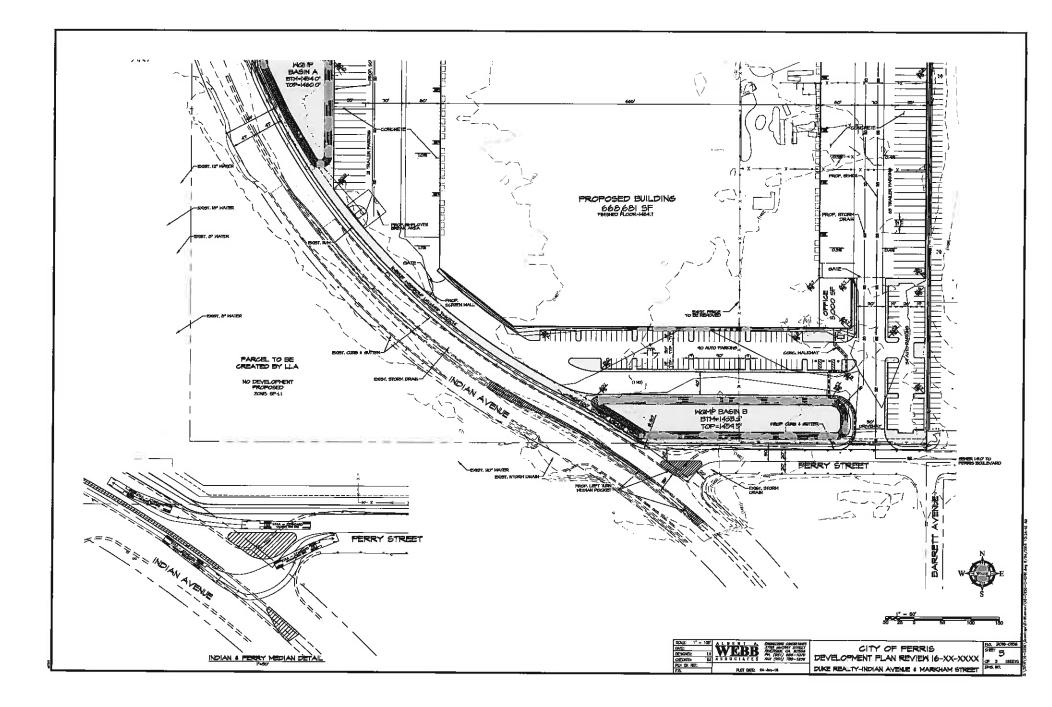


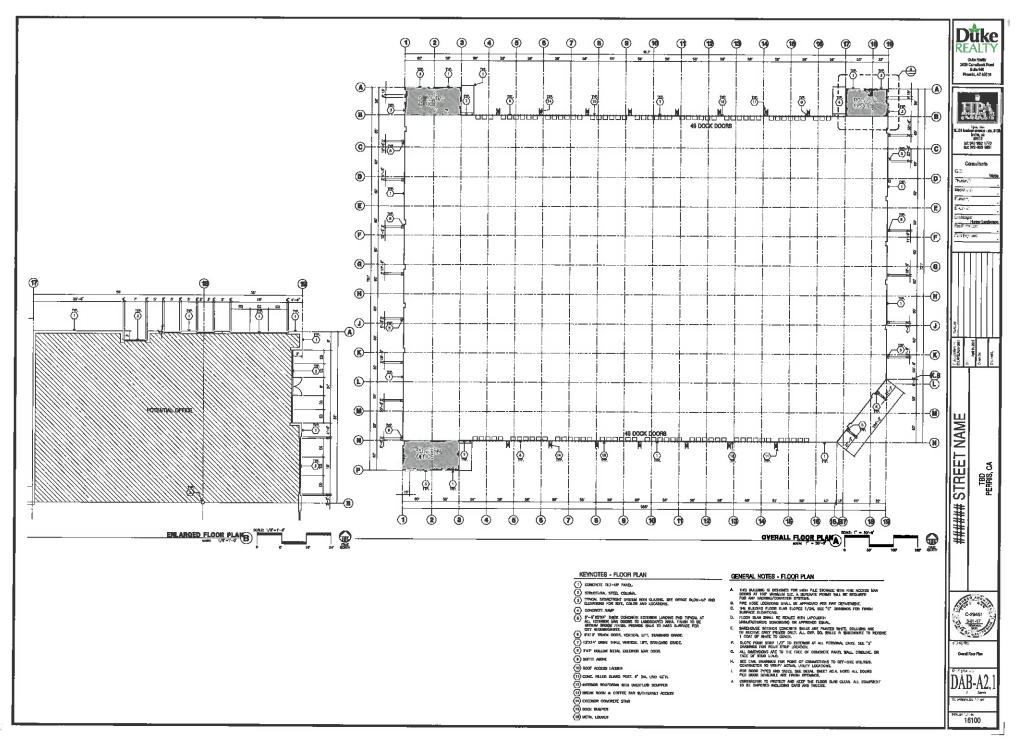


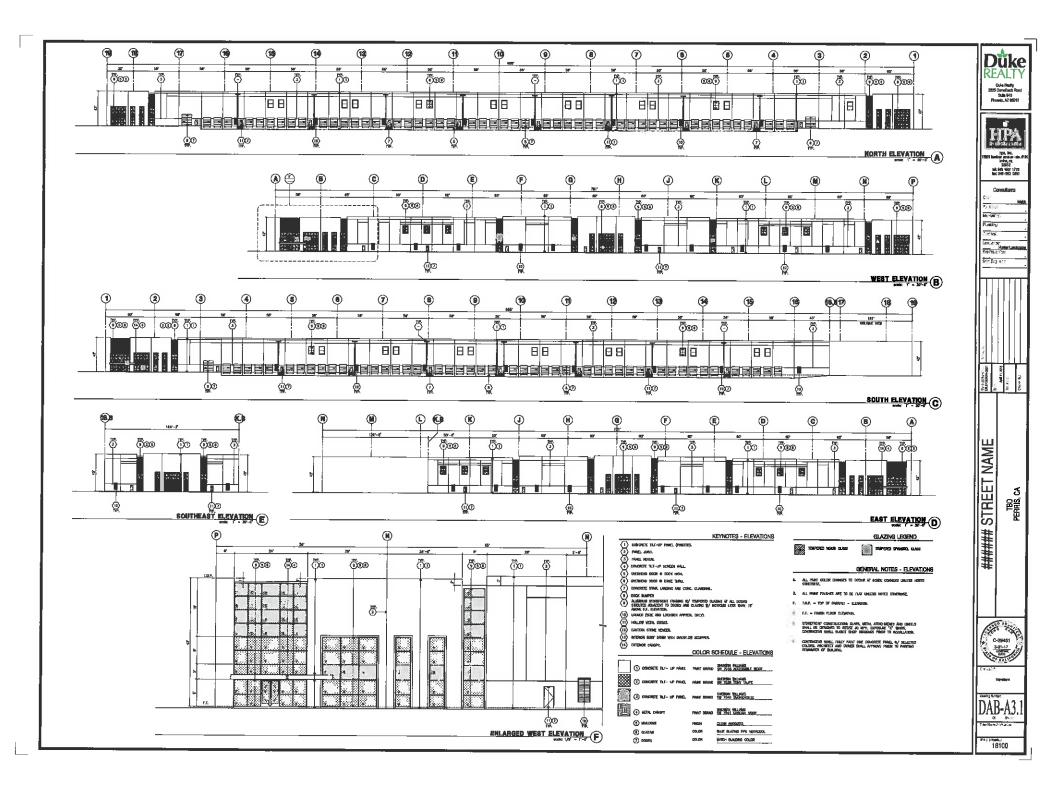














22 July 2016

MEMORANDUM FOR RIVERSIDE COUNTY AIRPORT LAND USE COMMISSION ATTN: MR. PAUL RULL URBAN REGIONAL PLANNER IV 4080 LEMON STREET, 14TH FLOOR RIVERSIDE, CA 92501

FROM: 452d Mission Support Group/Civil Engineers Base Operating Support 610 Meyer Drive, Bldg. 2403 March ARB CA 92518-2166

SUBJECT: Riverside County Airport Land Use Commission (RCALUC) - ZAP1204MA16

1. The March Air Reserve Base (MARB) review of the proposal to construct a 669,000 square foot distribution warehouse facility on 31 acres, located on the southeast corner of Indian Avenue and Markham Street in the City of Perris is provided in this memorandum.

2. The parcel is located within the Accident Potential Zone I (APZ I) to the south of Runway 14/32. Any construction in APZ I is to consist of facilities that are no greater than a single floor; airspace review is required for objects greater than 35 feet in height. Lot coverage is based on calculation in the Floor Area Ratios (FAR). Only a few types of facilities are compatible in this zone. There are restrictions on land uses and heights of natural objects and man-made objects in the vicinity of air installations that may obstruct the airspace, attract birds, cause electromagnetic or thermal interference, or produce dust, steam, smoke, or light emissions to provide for safety of flight and the public welfare.

3. A properly designed storm water management system and landscaping must address Bird/Wildlife Aircraft Strike Hazard (BASH) concerns including proper detention/infiltration of storm water runoff. MARB is requesting the water detention basins are completely drained within 48 hours and have a rock filled bottom, or be underground and covered. Prior to issuance of formal approval, the base will want to review details of the storm water conveyance system and the landscaping plan when they become available. Given the proximity to the airfield, trees which will bear mast or grow to an adequate size for roosting should not be planted. Additional information on reducing BASH hazards can be found in Air Force Pamphlet (AFPAM) 91-212, *Bird/Wildlife Aircraft Strike Hazard (BASH) Management Techniques*, dated February 1, 2004. We request that the City of Perris evaluate the storm water detention basin design to mitigate or eliminate any hazards, and jointly approve the design with MARB.

4. The site is located within an area that is exposed to elevated levels of noise from the base's flying operations; reference the AICUZ for MARB for the noise contours for this area. A more recent model can be found within the Airport Land Use Compatibility Plan (ALUCP) adopted by the Riverside County Airport Land Use Commission (ALUC) dated November 13, 2014. The document titled, "Background Data: March Air Reserve Base/Inland Port Airport Environs," is an insert to the ALUCP. Referencing Exhibit MA-4 from the aforementioned insert, it would appear this project resides within an area that is subject to 65 dB Community Noise Equivalent Level (CNEL) and on the border of an area subject to 75 dB CNEL. In addition, this site is situated in an area where aircraft flying arrivals and departures from Runway 32 will overfly this proposed facility at relatively low altitudes. In addition, these aircraft will be

at a high power setting generating significant noise contours. As such, the employees of this proposed development would be subject to noise occurrences that may generate complaints to the base and the community leadership. Employees and regularly received public may require protection using noise abatement (noise level reduction) provided in the construction design. Additionally, hearing protection for employees may be required by Occupational Safety and Health Administration (OSHA) or other agencies as it relates to safety and health in a high noise work environment.

5. While the proposed use may be consistent with the zoning and land use guidelines, in referencing a map of the area, this site is approximately 1.14 miles from the arrival end of Runway 32. Based on a statistical analysis by the USAF, Aircraft Accident Data, approximately 10 percent of recorded accidents have taken place within an APZ I Zone (AICUZ). The location of the development presents a concern due to the APZ I at the south end of Runway 14/32. Developments in this area should not be used for high-density functions, since the objective of the land use guidelines in and around APZs is to restrict people-intensive uses and hazardous materials/chemicals, due to a greater risk of aircraft incidents in these areas. The intensity in APZ I is restricted to 25 people and 50 people in APZ II per acre IAW DoD Instruction 4165.57, March 12, 2015 and Air Force Instruction 32-7063, December 18, 2015.

6. The building height is a cause for concern. We request the latitude and longitude of the southeast and northeast corners and the ground elevation of the warehouse along this façade in order to confirm the building falls within established height restrictions. Consultation with the Federal Aviation Administration will be required and we will also require a Terminal Instrument Procedures (TERPS) review.

7. To help eliminate any potential adverse effects on aircraft operations at MARB, we ask that materials provided in construction be of a non-reflective material such as outside ductwork, windows and roofs by means such as painting or covering. In addition, none of the project improvements shall create:

- Distracting lights which could be mistaken for airport lights
- Sources of dust, steam, or smoke which may impair pilot visibility
- Sources of electronic interference with aircraft communications or navigation.

8. The following are some mitigating measures and it is our desire that all such steps be researched and implemented.

- BMPs must be reviewed by the Base and must not introduce hazards related to bird strikes
- Solar panels or any reflective materials on the rooftop are prohibited
- No hazardous materials should be stored within the APZs
- Noise level hazards must be mitigated
- Personnel density in the floor area within APZ I is not allowed to exceed the 25 persons/acre and 50 persons/acre in APZ II.

9. Thank you for the opportunity to again, review and comment on this proposed development. If you have questions, please contact Ms. Denise Hauser at (951) 655-4862.

SEAN P. FEELEY Acting Base Civil Engineer

NOTICE OF PUBLIC HEARING RIVERSIDE COUNTY AIRPORT LAND USE COMMISSION

A PUBLIC HEARING has been scheduled before the Riverside County Airport Land Use Commission (ALUC) to consider the application described below.

Any person may submit written comments to the ALUC before the hearing or may appear and be heard in support of or opposition to the project at the time of hearing. The proposed project application may be viewed at the Riverside County Administrative Center, 4080 Lemon Street, 14th Floor, Riverside, California 92501, Monday through Thursday from 8:00 a.m. to 5:00 p.m., and by prescheduled appointment on Fridays, from 9:00 a.m. to 5:00 p.m.

ATTENTION: ALUC reviews a proposed plan or project solely to determine whether it is consistent with the applicable Airport Land Use Compatibility Plan. The City of Perris may hold hearings on this project and should be contacted on non-ALUC issues.

PLACE OF HEARING:	Eastern Municipal Water District Board Chambers 2270 Trumble Road Perris CA 92570
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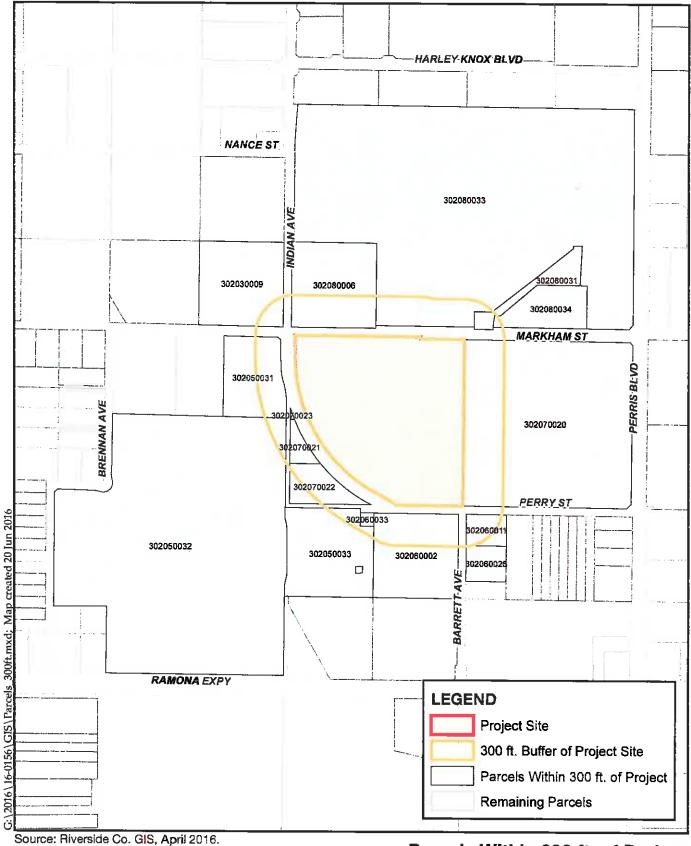
DATE OF HEARING: August 11, 2016

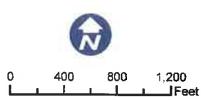
TIME OF HEARING: 9:00 A.M.

CASE DESCRIPTION:

ZAP1204MA16 – Duke Realty, Adam Schmid (Representative: Albert A. Webb Associates, Nicole Torstvet) – City of Perris Case No. PLN 16-00008 (Development Plan Review). The applicant is proposing to develop a 668,381 square foot warehouse/distribution center on 30.7 acres. The building floor plan consists of 649,481 square feet of warehouse area and 19,200 square feet of office area. The project site is located southerly of Markham Street, westerly of Indian Avenue, easterly of Barrett Avenue and northerly of Perry Street. (Airport Compatibility Zones B1-APZ I, B2, and C1 of the March Air Reserve Base/Inland Port Airport Influence Area).

FURTHER INFORMATION: Contact Paul Rull at (951) 955-6893. The ALUC holds hearings for local discretionary permits within the Airport Influence Areas, reviewing for aeronautical safety, noise and obstructions. All other concerns should be addressed to <u>Mr. Nathan Perez of the City of Perris Planning Department at (951) 943-5003.</u>





Parcels Within 300 ft. of Project

Indian Ave. and Markham St.



APPLICATION FOR MAJOR LAND	USE ACTION REVIEW
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ALUC Identification No.

RIVERSIDE COUNTY AIRPORT LAND USE COMMISSION

ZAPI204MAK

Date of Application	6-27-16		
Property Owner Mailing Address	See Attached List	Phone Number	949-797-7038
Agent (if any) Mailing Address	Duke Realty c/o Adam Schmid 300 Spectrum Center Drive, Suite 1450, Irvine, CA 92618	Phone Number	949-797-7038
Attach an accurately sca	N (TO BE COMPLETED BY APPLICANT) led map showing the relationship of the project site to the airport boundary and runways	3	
Street Address	Norht of Perry Street, South of Markham Street, East of Indian		Perris Blvd.
Assessor's Parcel No. Subdivision Name	302-070-017, 302-070-018, 302-070-021, 302-070-022 thru -024	Parcel Size	34.48
PROJECT DESCRIP	TION (TO BE COMPLETED BY APPLICANT) alied site plan showing ground elevations, the location of structures, open spaces and s	Zoning Classification water bodies, and the l	
If applicable, attach a det include additional project	TION (TO BE COMPLETED BY APPLICANT) alled site plan showing ground elevations, the location of structures, open spaces and a description data as needed 	Classification	
PROJECT DESCRIP If applicable, ettach a det include additional project Existing Land Use (describe)	alled site plan showing ground elevations, the location of structures, open spaces and s description data as needed	Classification water bodies, and the i acres located in am Street and loc	the Perris Valley
PROJECT DESCRIP If applicable, ettach a det include additional project Existing Land Use (describe) Proposed Land Use (describe)	alled site plan showing ground elevations, the location of structures, open spaces and s description data as needed Vacant Proposed 669,000SF distribution warehouse on approximately 31 Commerce Center Specific Plan at the southeast corner of Markh is zoned SP and has a land use designation of Light Industrial wh proposed facility. Number of Parcels or Units on Site (exclude secondary units)	Classification water bodies, and the i acres located in am Street and loc	the Perris Valley
PROJECT DESCRIP If applicable, ettach a det include additional project Existing Land Use (describe) Proposed Land Use (describe)	ailed site plan showing ground elevations, the location of structures, open spaces and s description data as needed <u>Vacant</u> <u>Proposed 669,000SF distribution warehouse on approximately 31</u> <u>Commerce Center Specific Plan at the southeast corner of Markh</u> is zoned SP and has a land use designation of Light Industrial wh proposed facility.	Classification	the Perris Valley
PROJECT DESCRIP If applicable, ettach a det include additional project Existing Land Use (describe) Proposed Land Use (describe)	alied site plan showing ground elevations, the location of structures, open spaces and s description data as needed	Classification	the Perris Valley dian Avenue. Project istent with our
PROJECT DESCRIP If applicable, ettach a det include additional project Existing Land Use (describe) Proposed Land Use	ailed site plan showing ground elevations, the location of structures, open spaces and second description data as needed	Classification Weter bodies, and the l acres located in am Street and Inc ich are both cons N/A 42 1464.7 terference,	the Perris Valley dian Avenue. Project istent with our

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REFERRING AGENC	Y (APPLICANT OR JURISDICTION TO COMPLETE)	
Date Received	¥	Type of Project
Agency Name	City of Perris, 101 N. D Street, Perris CA 92570	General Plan Amendment
2		Zoning Amendment or Variance
Staff Contact		Subdivision Approval
Phone Number	951-943-6100	Use Permit
Agency's Project No.	PLN 16-00008	D Public Facility
		Q Other Development Plan Review

A. NOTICE: Failure of an applicant to submit complete or adequate information pursuant to Sections 65940 to 65948 inclusive, of the California Government Code, MAY constitute grounds for disapproval of actions, regulations, or permits.

B. SUBMISSION PACKAGE:

ALUC REVIEW

- 1. Completed Application Form
- 1..... Project Site Plan Folded (8-1/2 x 14 max.)
- 1..... Elevations of Buildings Folded
- 1 Each . 8 ½ x 11 reduced copy of the above
- 1..... 8 ½ x 11 reduced copy showing project in relationship to airport.
- 1 Set Floor plans for non-residential projects
- 4 Sets. . Gummed address labels of the Owner and representative (See Proponent).
- 1 Set. Gummed address labels of all property owners within a 300' radius of the project site. If more than 100 property owners are involved, please provide prestamped envelopes (size #10), with ALUC return address.
- 4 Sets. Gummed address labels of the referring agency (City or County).

57

1..... Check for Fee (See Item "C" below)

STAFF REVIEW (Consult with ALUC staff planner as to whether project qualifies)

- 1.... Project Site Plans Folded (8-1/2 x 14 max.)
- 1..... Elevations of Buildings Folded
- 1..... 8 1/2 x 11 Vicinity Map
- 1 Set . Gummed address labels of the Owner and representative (See Proponent).
- 1 Set . Gummed address labels of the referring agency.
- 1 Check for review-See Below

RIVERSIDE COUNTY AIRPORT LAND USE COMMISSION

STAFF REPORT

ADMINISTRATIVE ITEMS

4.1 <u>Director's Approvals.</u> During the period of June 29, 2016 through July 25, 2016, as authorized pursuant to Section 1.5.2(d) of the 2004 Riverside County Airport Land Use Compatibility Plan, ALUC Director Ed Cooper reviewed two ALUC cases within western Riverside County and issued determinations of consistency.

ZAP1205MA16 (March, Zone E) pertains to City of Riverside Case No. P16-0329 (Conditional Use Permit), a proposal to utilize a 6,647 square foot suite (Suite 110) of an existing building located at 1695 Spruce Street (on the northeast corner of Chicago Avenue and Spruce Street) as a resource center for a charter school (Alta Vista Charter School). The site is more than 500 feet lower than the elevation of March's Runway 14-32 at its northerly terminus and is more than 20,000 feet from the runways at Riverside Municipal Airport. The site is approximately 17,150 feet from the runway at Flabob Airport, but as Flabob's runway does not exceed a length of 3,200 feet, the notice radius for that airport is only 10,000 feet, and the notice surface is evaluated on the basis of a 50:1 slope, rather than a 100:1 slope. Furthermore, the building already exists. Therefore, FAA review for height/elevation reasons was not required. ALUC Director Ed Cooper issued a determination of consistency for this project on July 12, 2016.

ZAP1021BA16 (Banning Municipal AIA, Zone D) pertains to City of Banning Case No. CUP 14-8003 (Conditional Use Permit), a proposal to construct a 65 foot high wireless monopine facility with a 168 square foot equipment area on a 1.02-acre site located at 1170 W. Ramsey Street (on the south side of Ramsey Street, opposite its intersection with 12th Street and westerly of its intersection with 8th Street, and northerly of Interstate 10) in the City of Banning. There is an existing church on the property. The elevation at the top of the structure would exceed the elevation of the westerly terminus of the runway at Banning Municipal Airport by more than 200 feet at a distance of only 9,100 feet. Therefore, Verizon submitted Form 7460-1 to the Federal Aviation Administration Obstruction Evaluation Service (FAA OES) in 2014. A "Determination of No Hazard to Air Navigation" letter for Aeronautical Study No. 2014-AWP-1004-OE was issued on August 14, 2014, with an extension granted on February 5, 2016. The FAA OES conditions were incorporated into the determination of consistency issued by ALUC Director Ed Cooper for this project on July 11, 2016.

Additionally, as authorized pursuant to ALUC Resolution No. 15-01, ALUC Director Ed Cooper reviewed a multi-case proposal that included a legislative case (a change of zone) and a non-legislative case (a conditional use permit) within the portion of unincorporated Riverside County in Airport Compatibility Zone E of the March Air Reserve Base/Inland Port Airport Influence Area.

ZAP1203MA16 (March, Zone E) pertains to two cases. County of Riverside Change of Zone Case No. CZ07911 is a proposal to change the zoning of 49.63 acres located on the northerly side of Grand Avenue (opposite from its intersection with Whitaker Lane, approximately one-half mile westerly of Winchester Road and 2,280 feet easterly of Von Euw Drive), southerly of Double Butte and easterly of the Wild West Arena in the unincorporated community of Winchester from Rural Residential (R-R) to Manufacturing –

Service Commercial (M-SC) within the portion of the site designated Community Development: Light Industrial on the Harvest Valley/Winchester Area Plan (HVWAP) and R-R on the portion of the site designated Rural: Rural Mountainous on the HVWAP. Conditional Use Permit Case No. CUP03733 is a proposal to develop an outdoor go-kart facility with two designated tracks, a two-story 9,067 square foot administration building (including 3,238 square feet of café restaurant area and assembly rooms, a lobby, reception and concession areas, 888 square feet of office area, and a 244 square foot pro shop), a 4,825 square foot cart shop/garage building, and an outdoor grandstand area with a seating capacity of 300 on this site. The elevation of March's Runway 14-32 at its southerly terminus (low point) is 1488 feet above mean sea level (AMSL). The site is located approximately 40,000 feet from the runway. The site has an existing maximum elevation of 1525 feet AMSL. With a maximum structure height of 35 feet, the top point elevation of the structures would not exceed 1560 feet AMSL. Therefore, the maximum site elevation will not exceed the runway elevation by more than 200 feet. The site is also located more than 20,000 feet from Runway 5-23 at Hemet-Ryan Airport at its westerly terminus. Therefore, FAA review for height/elevation reasons was not required. ALUC Director Ed Cooper issued a determination of consistency for this project on July 6, 2016.

Copies of these consistency letters and background documents are attached, for the Commission's information.

4.2 <u>Election of Commission Officers.</u> It's that time again! Pursuant to Section 2.5(a) of this ALUC's bylaws, election of a Chairman and Vice-Chairman is supposed to occur at the April meeting, but staff was busy preparing the Environmental Assessment/Initial Study for the Banning ALUCP amendment, meeting with stakeholders regarding the proposed Hemet-Ryan ALUCP, meeting with March Air Reserve Base officials regarding the textile plant proposal, and compiling the list of consulting firms to be notified of our Request for Proposal for the Countywide Plan update. We respectfully request that the Commission elect a Chairman and Vice-Chairman.

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AIRPORT LAND USE COMMISSION RIVERSIDE COUNTY

CH/ Simon House Rancho Mire	nan (³⁰¹ 12, 2010 age (
VICE CHAIRM. Rod Ballan Riversi	Ms. Gaby Adame, Assistant Planner City of Riverside Community and Economic Development Department/Planning Division 3900 Main Street, Third Floor		
COMMISSIONE	Riverside, CA 92522		
Arthur Buti Riversio	RE: AIRPORT LAND USE COMMISSION (ALUC) DEVELOPMENT REVIEW DIRECTOR'S DETERMINATION		
Glen Holme Heme	File No.: ZAP1205MA16		
John Lyo Riversid	Related File No · P16.0220 (Condition 11)		
Greg Pettie Cathedral City			
Steve Manos Lake Elsinore	Policy 1.5.2(d) of the Countywide Policies of the 2004 Riverside County Airport Land Use Compatibility Plan, staff reviewed City of Pinerride County Airport Land Use		
STAFF Director Ed Cooper	1695 Spruce Street (on the northeast corner of Chicago Avenue and Spruce Street) as a resource		
John Guerin Paul Ruli Barbara Santos County Administrative Center 4080 Lemon Sc., 14th Roor. Riverside, CA 92501	The site is located within Airport Compatibility Zone E of the March Air Reserve Base/Inland Port Airport Influence Area (AIA). Within Compatibility Zone E of the March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan, non-residential intensity is not restricted.		
(951) 965-5132 <u>www.ratuc.o</u> g	The elevation of the site is more than 500 feet lower than the elevation of March's Runway 14-32 t its northerly terminus (approximately 1,535 feet above mean sea level), and the site is located hore than 20,000 feet from runways at Riverside Municipal Airport. The site is only 17,150 feet com the runway at Flabob Airport. However, as Flabob's runway does not exceed a length of 200 feet, the applicable notification distance is 10,000 feet and the applicable slope ratio is 0:1. Furthermore, the building already exists. Therefore, FAA Obstruction Evaluation Service view for height/elevation reasons was not required.		
	As ALUC Director, I hereby find the above-referenced Conditional Use Permit <u>CONSISTENT</u> with the 2014 March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan, subject to the following conditions:		

AIRPORT LAND USE COMMISSION

CONDITIONS:

- 1. Any new outdoor lighting that is installed shall be hooded or shielded so as to prevent either the spillage of lumens or reflection into the sky. Outdoor lighting shall be downward facing.
- 2. The following uses shall be prohibited:
 - (a) Any use which would direct a steady light or flashing light of red, white, green, or amber colors associated with airport operations toward an aircraft engaged in an initial straight climb following takeoff or toward an aircraft engaged in a straight final approach toward a landing at an airport, other than an FAA-approved navigational signal light or visual approach slope indicator.
 - (b) Any use which would cause sunlight to be reflected towards an aircraft engaged in an initial straight climb following takeoff or towards an aircraft engaged in a straight final approach towards a landing at an airport.
 - (c) Any use which would generate smoke or water vapor or which would attract large concentrations of birds, or which may otherwise affect safe air navigation within the area. (Such uses include landscaping utilizing water features, aquaculture, production of cereal grains, sunflower, and row crops, composting operations, trash transfer stations that are open on one or more sides, recycling centers containing putrescible wastes, construction and demolition debris centers, fly ash disposal, and incinerators.)
 - (d) Any use which would generate electrical interference that may be detrimental to the operation of aircraft and/or aircraft instrumentation.
- 3. The landowner shall provide the attached notice to all potential purchasers of the property and to tenants/lessees of the building(s) thereon.

If you have any questions, please contact Paul Rull, ALUC Urban Regional Planner IV, at (951) 955-6893 or John Guerin, ALUC Principal Planner, at (951) 955-0982.

Sincerely, RIVERSIDE COUNTY AIRPORT LAND USE COMMISSION

Edward C. Cooper, Director

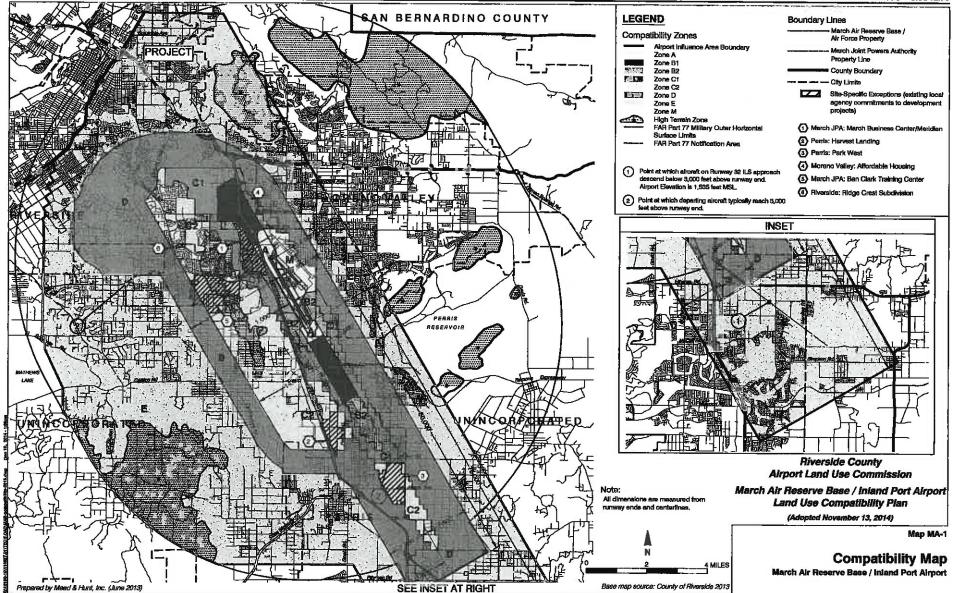
Attachments: Notice of Airport in Vicinity

cc: Kyle Knowland (applicant/lessee/payee) Spruce Avenue Associates II, LLC (landowner) Gary Gosliga, Airport Manager, March Inland Port Airport Authority Denise Hauser or Sonia Pierce, March Air Reserve Base ALUC Case File

Y:\AIRPORT CASE FILES\March\ZAP1205MA16\ZAP1205MA16.LTR.doc

NOTICE OF AIRPORT IN VICINITY

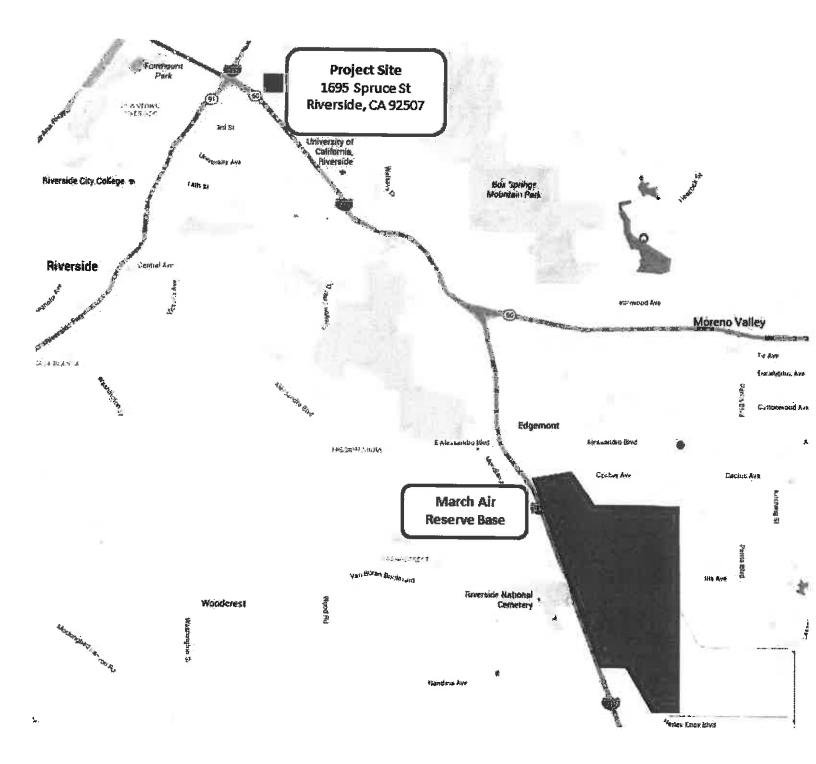
This property is presently located in the vicinity of an airport, within what is known as an airport influence area. For that reason, the property may be subject to some of the annoyances or inconveniences associated with proximity to airport operations (for example: noise, vibration, or odors). Individual sensitivities to those annoyances [can vary from person to person. You may wish to consider what airport annoyances], if any, are associated with the property before you complete your purchase and determine whether they are acceptable to you. Business & Professions Code Section 11010 (b)

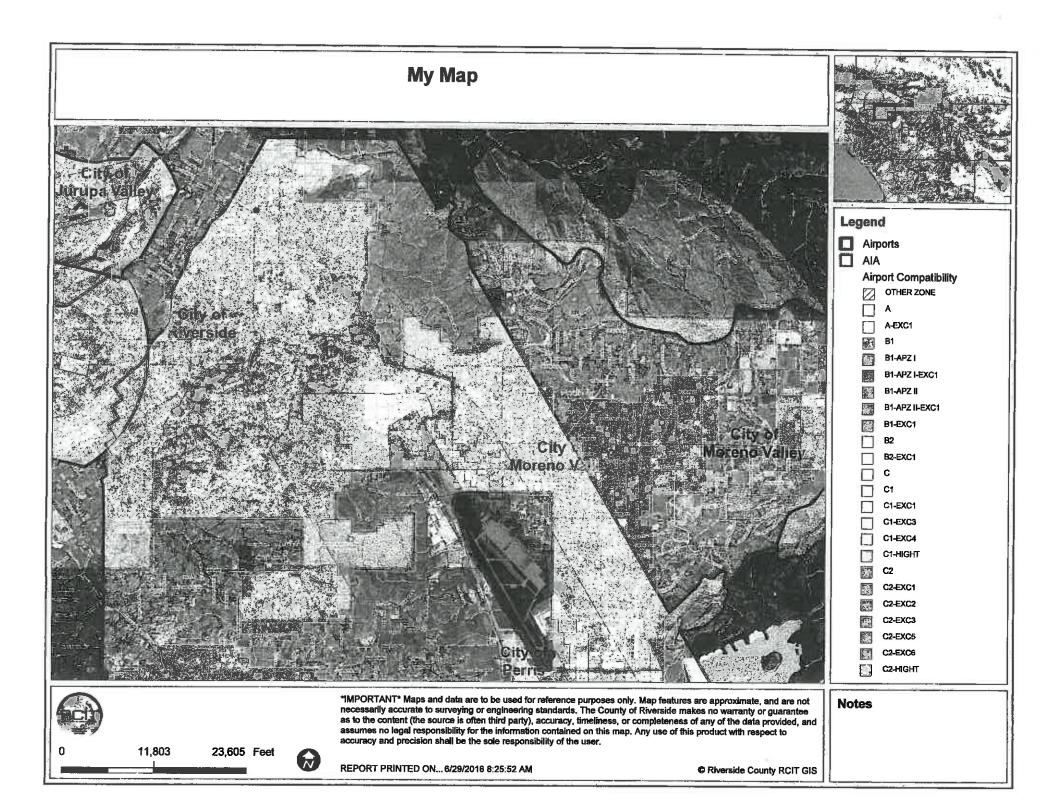


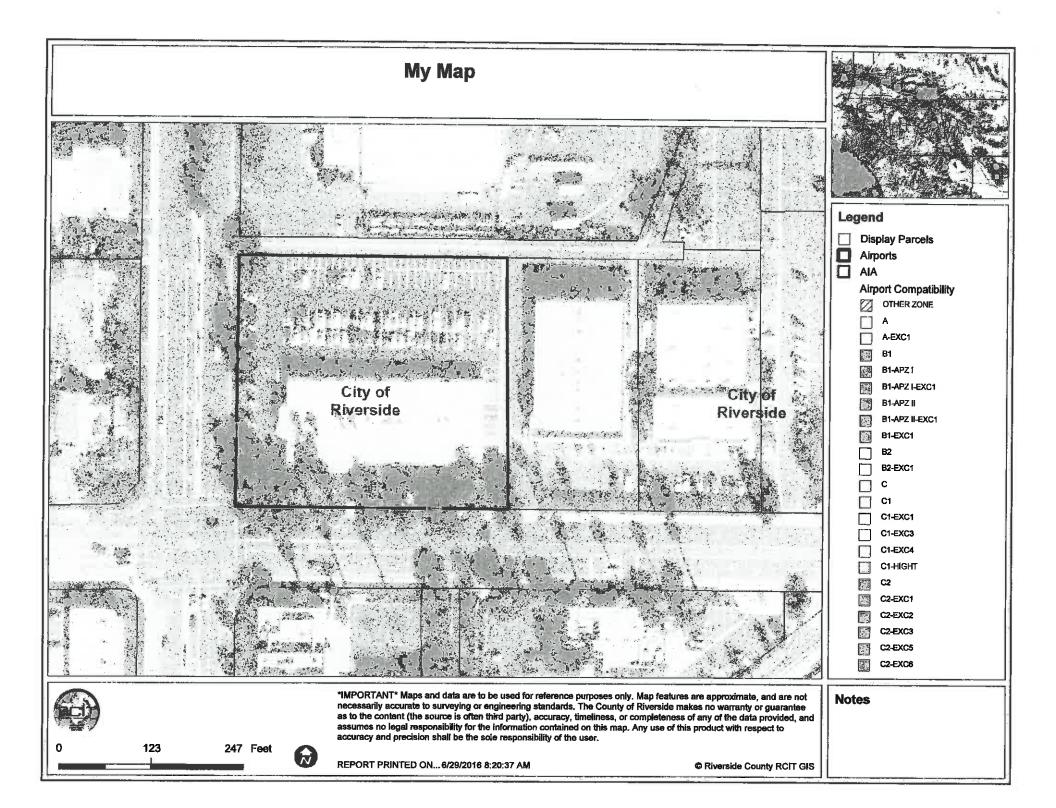
INDIVIDUAL AIRPORT POLICIES AND COMPATIBILITY MAPS CHAPTER S

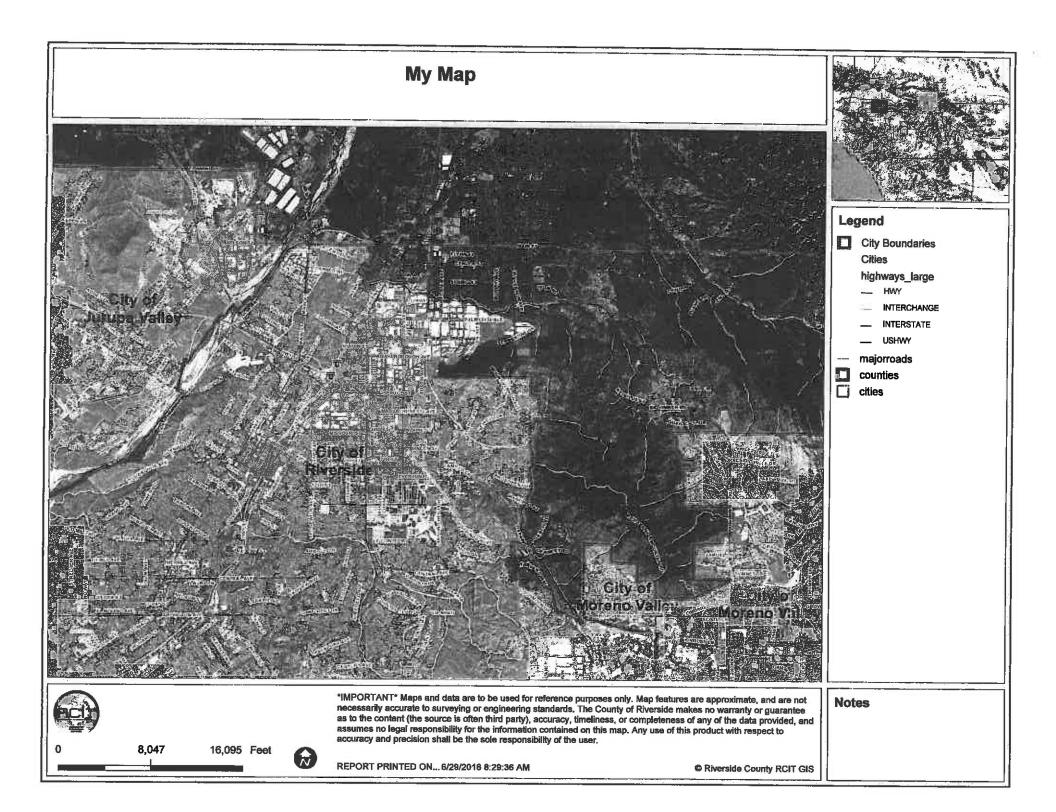
Vicinity Map

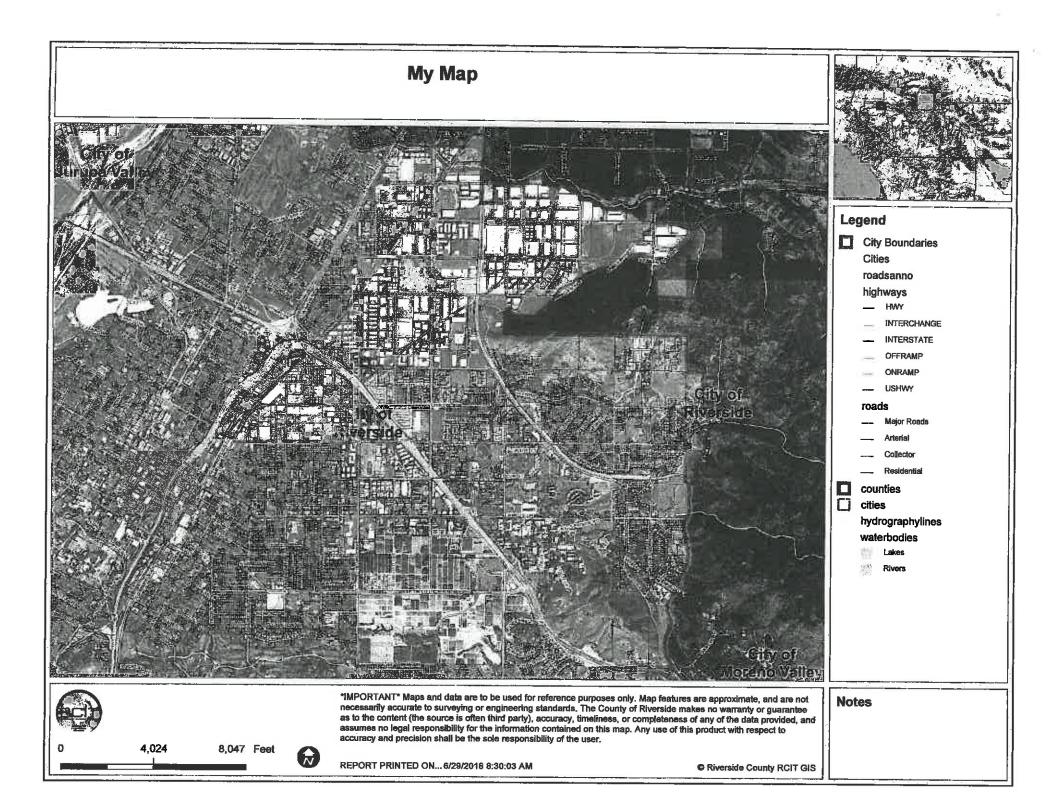
Not To Scale

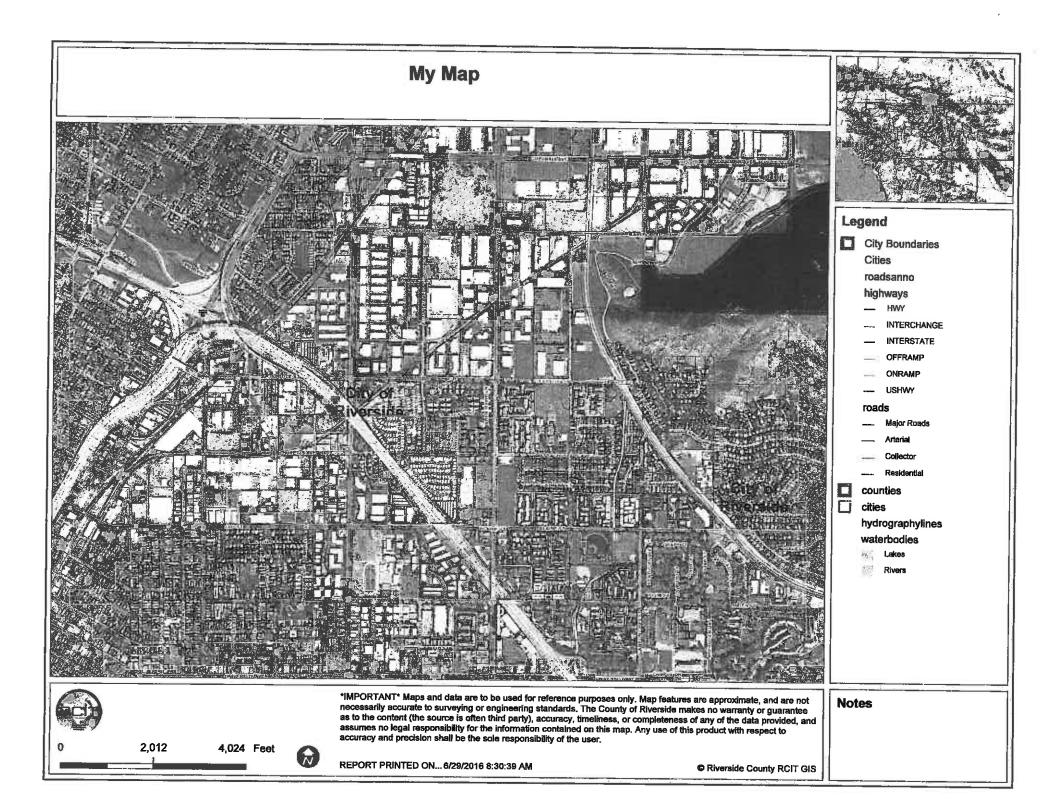


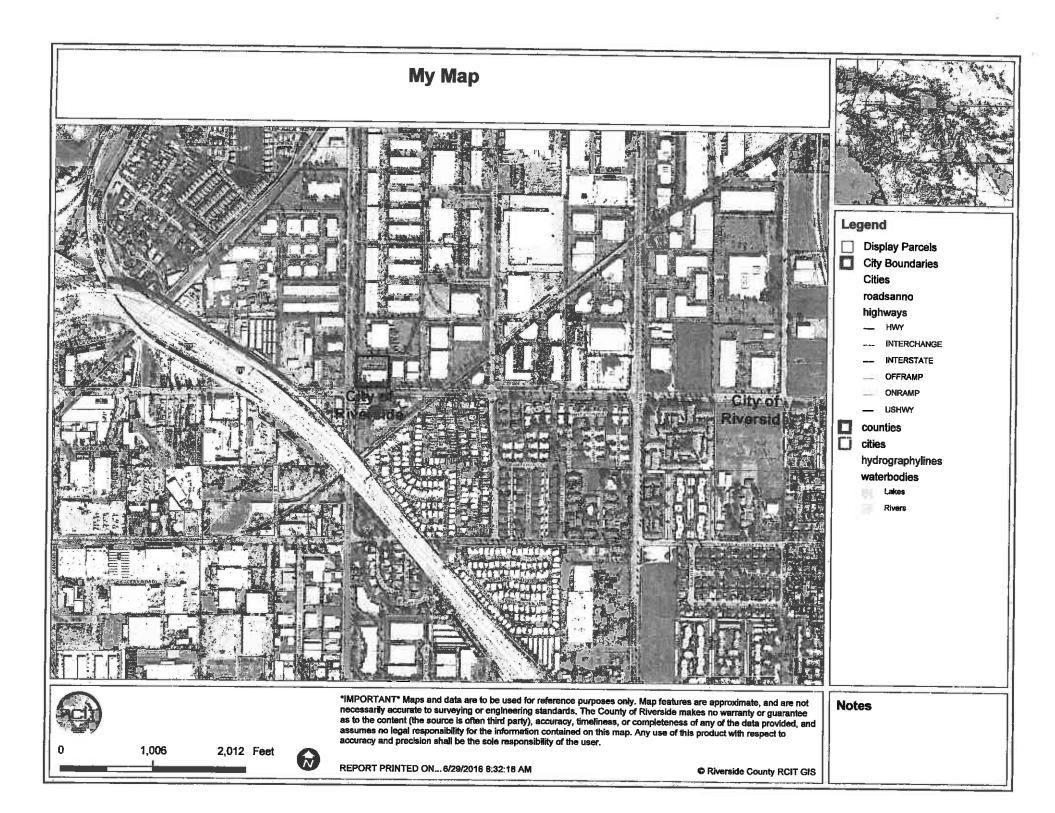


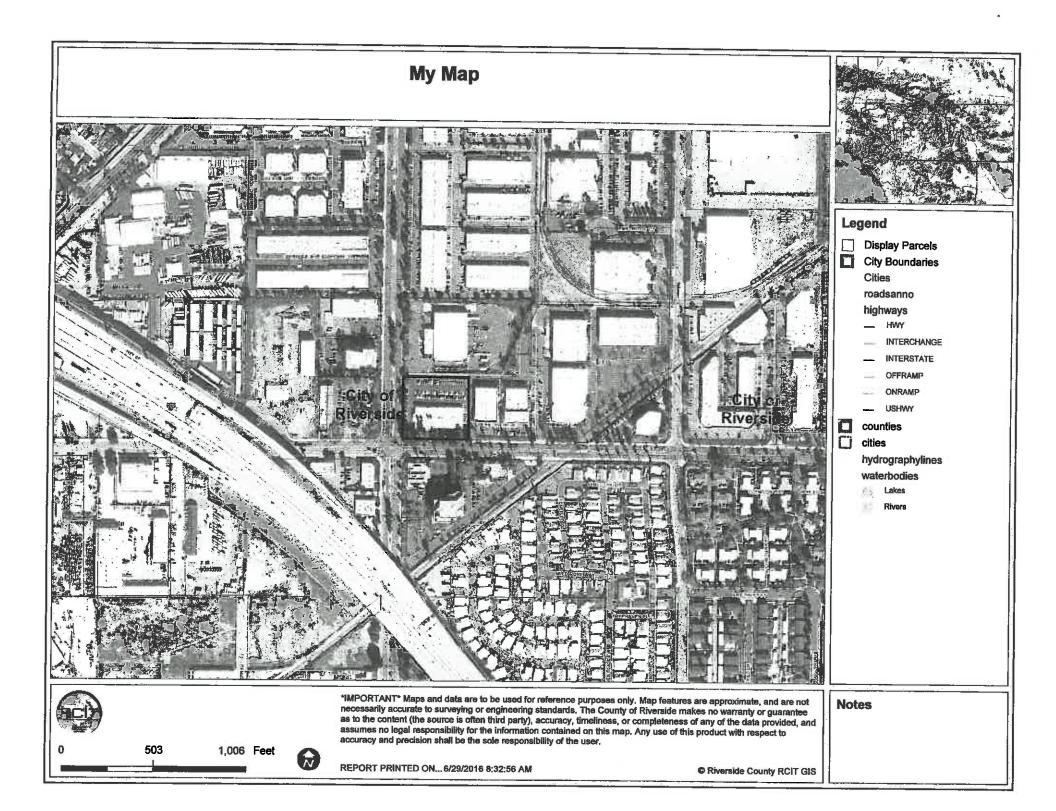


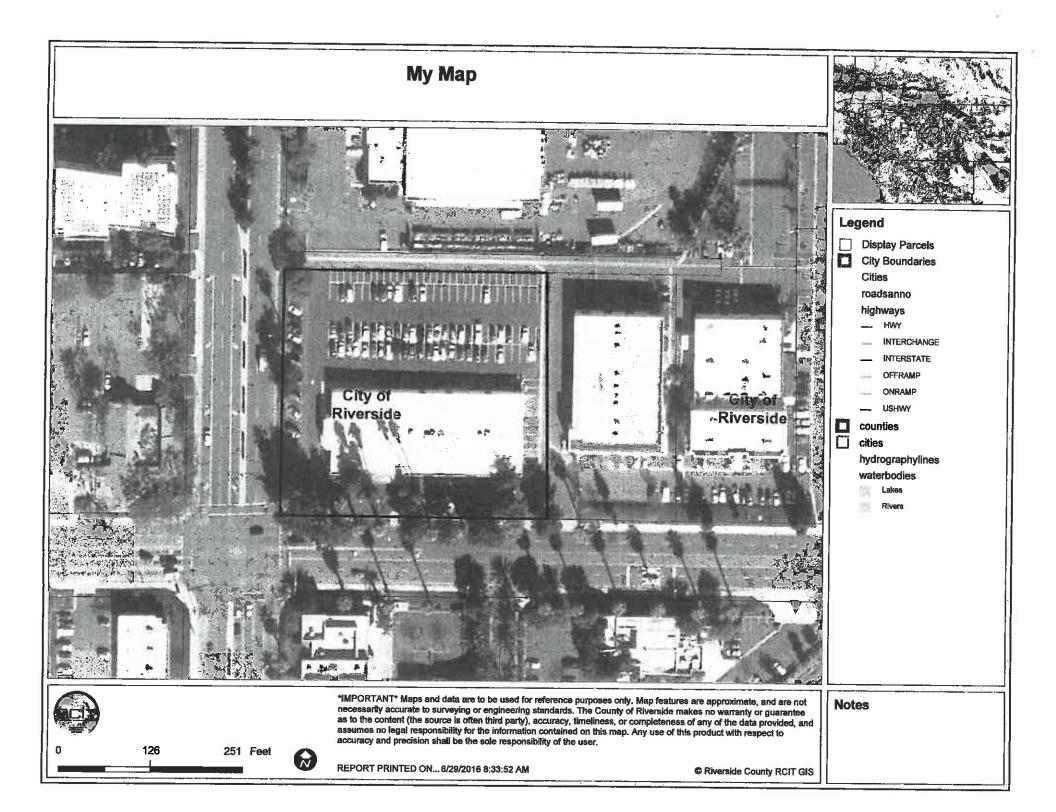


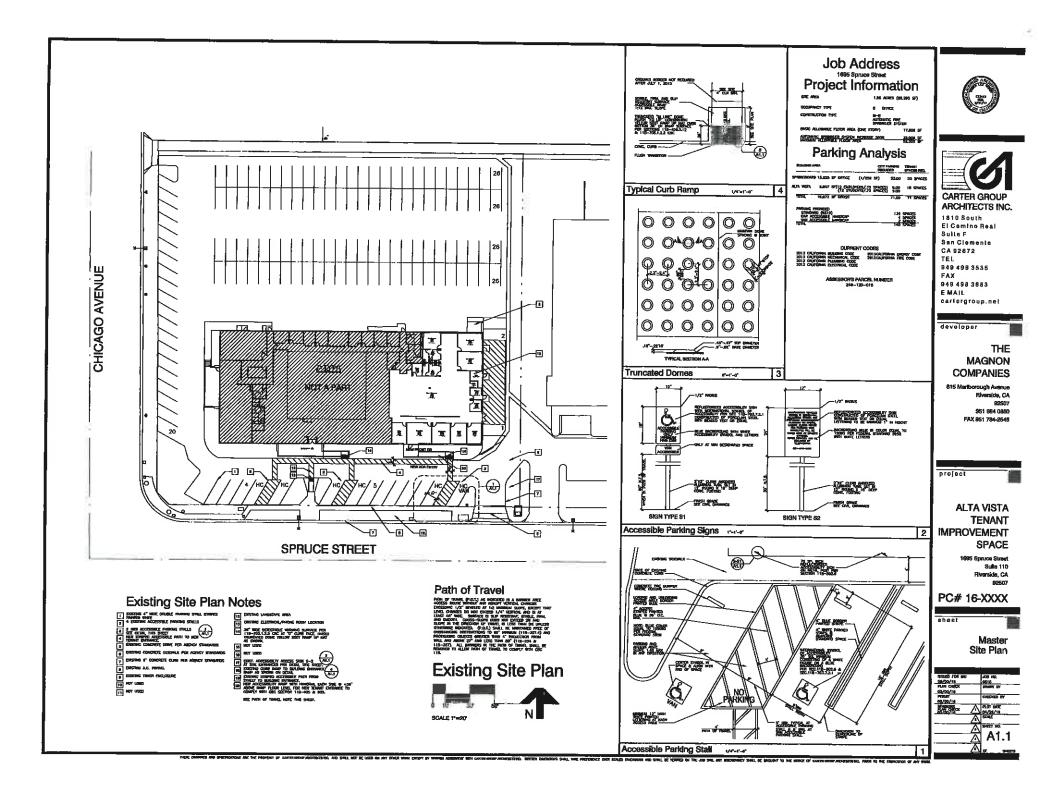




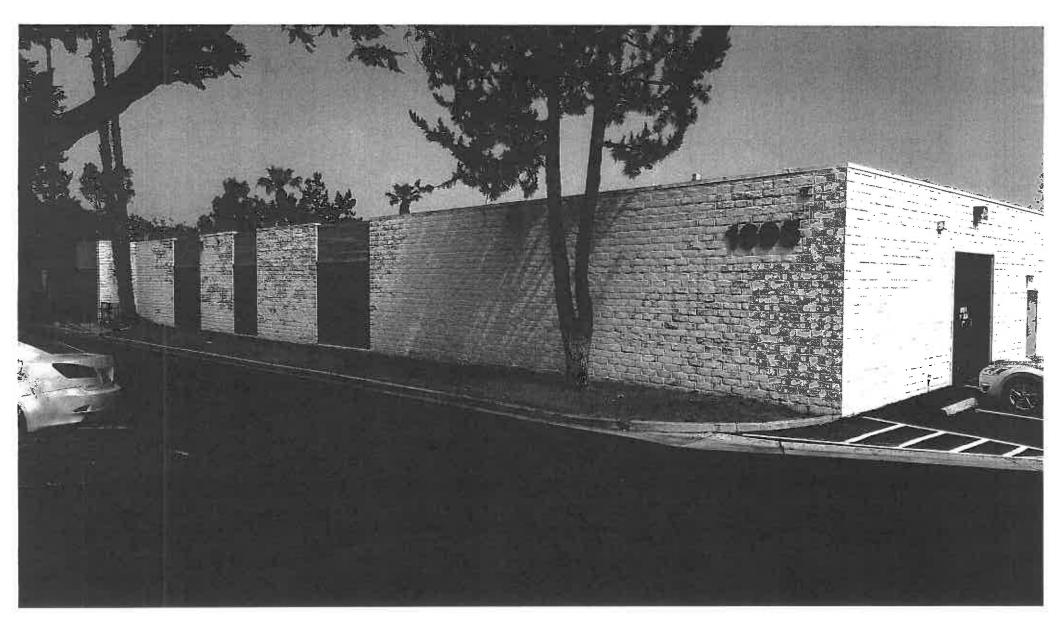


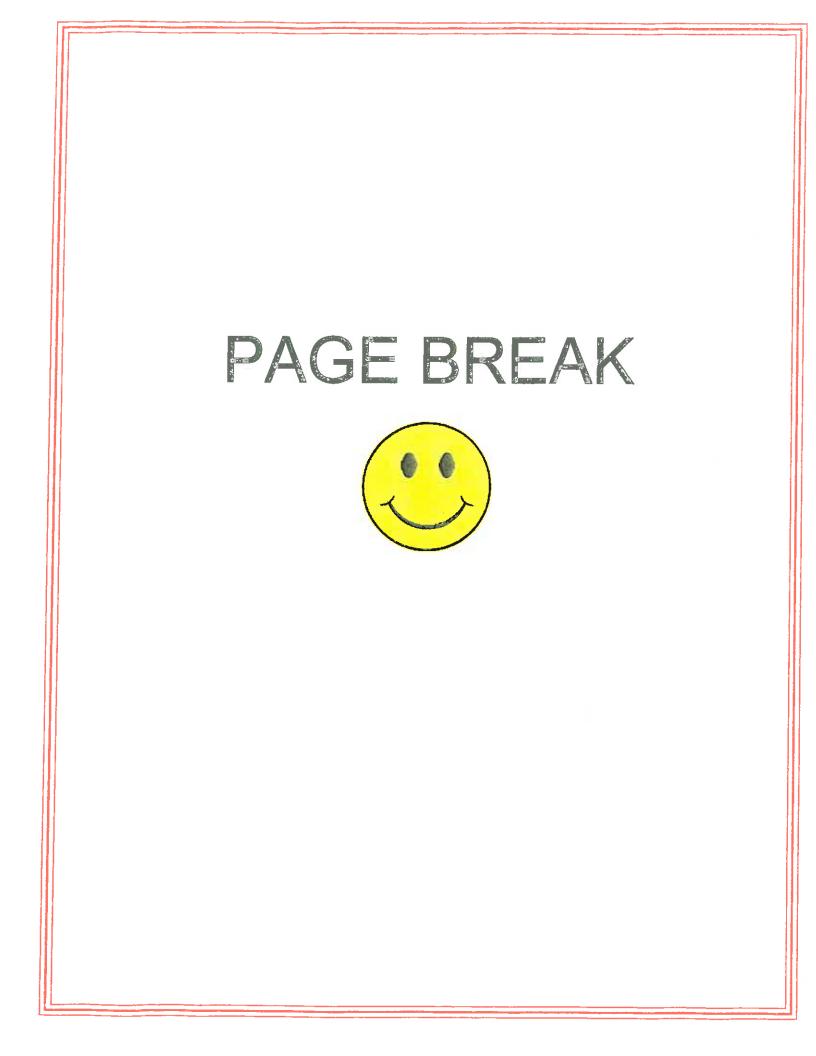














AIRPORT LAND USE COMMISSION RIVERSIDE COUNTY

	July 11, 2016
CHAIR Simon Housman	
Rancho Mirage	City of Banning Dianning Division
VICE CHAIRMAN Rod Ballance	99 E. Ramsey Street
Riverside	Banning CA 92220
COMMISSIONERS	RE: AIRPORT LAND USE COMMISSION (ALUC) DEVELOPMENT REVIEW-
Arthur Butier Riverside	DIRECTOR'S DETERMINATION
Glen Holmes	File No.: ZAP1021BA16
Hemet	COP 14-8003 (Conditional Use Permit)
John Lyon Riverside	APN: 540-180-006
0 D-#I-	Dear Ms. Franco:
Greg Pettis Cathedral City	Under the delegation of the Dimension Country Attack Transfer and the delegation
Steve Manos	Under the delegation of the Riverside County Airport Land Use Commission (ALUC) pursuant to Policy 1.5.2(d) of the Countywide Policies of the 2004 Riverside County Airport Land Use
Lake Elsinore	Compatibility Plan, staff reviewed City of Banning Case No. CUP 14-8003 (Conditional Use
	Permit), a proposal to construct a 65 foot high wireless monopine facility with a 168 square foot
STAFF	equipment area on 1.02 acres (Assessor's Parcel Number 540-180-006) located at 1170 W. Ramsey Street (on the south side of Ramsey Street, opposite its intersection with 12 th Street and
Director Ed Cooper	westerly of its intersection with 8 th Street, and northerly of Interstate 10) in the City of Banning.
John Guerin	The site is located within Airport Compatibility Zone D of the Banning Municipal Airport
Paul Rull Barbara Santos	Influence Area (AIA). The project is an unmanned wireless facility with no onsite occupancy.
County Administrative Center 4080 Lerron St., 14th Floor.	The elevation of Runway 8-26 at Banning Municipal Airport is approximately 2,219 feet above
Riverside, CA 92501 (961) 955-5132	mean sea level (2219 feet AMSL). At a distance of approximately 9,100 feet from the runway to
(00) 0000102	the above-referenced parcel, Federal Aviation Administration (FAA) review would be required for any structures with top of roof exceeding 2310 feet AMSL. The existing site elevation is
www.caluc.org	approximately 2400 feet AMSL. The proposed monopine structure is 65 feet in height, for an
1000-1103	approximate total maximum elevation of 2465 feet AMSL. Therefore, FAA Obstruction
	Evaluation Service review for height/elevation reasons was required. Verizon submitted Form 7460-1 to the Federal Aviation Administration Obstruction Fundation Services (TAAODS)
	7460-1 to the Federal Aviation Administration Obstruction Evaluation Service (FAAOES) in 2014. A "Determination of No Hazard to Air Navigation" letter for Aeronautical Study No. 2014-
	AWP-1004-OE was issued on August 14, 2014, with an extension granted on February 5, 2016.
	The study revealed that the project's structures do not exceed obstruction standards and would not be a hazard to air newigation provided conditions are not. These EAAOPS
	not be a hazard to air navigation provided conditions are met. These FAAOES conditions have been incorporated into this finding.

As ALUC Director, I hereby find the above-referenced project <u>CONSISTENT</u> with the 2004 Banning Municipal Airport Land Use Compatibility Plan, subject to the following conditions:

CONDITIONS:

- 1. Any new outdoor lighting that is installed shall be hooded or shielded so as to prevent either the spillage of lumens or reflection into the sky. Outdoor lighting shall be downward facing.
- 2. The following uses shall be prohibited at this site:
 - (a) Any use which would direct a steady light or flashing light of red, white, green, or amber colors associated with airport operations toward an aircraft engaged in an initial straight climb following takeoff or toward an aircraft engaged in a straight final approach toward a landing at an airport, other than an FAA-approved navigational signal light or visual approach slope indicator.
 - (b) Any use which would cause sunlight to be reflected towards an aircraft engaged in an initial straight climb following takeoff or towards an aircraft engaged in a straight final approach towards a landing at an airport.
 - (c) Any use which would generate smoke or water vapor or which would attract large concentrations of birds, or which may otherwise affect safe air navigation within the area. (Such uses include landscaping utilizing water features, aquaculture, production of cereal grains, sunflower, and row crops, artificial marshes, wastewater management facilities, composting operations, trash transfer stations that are open on one or more sides, recycling centers containing putrescible wastes, construction and demolition debris facilities, fly ash disposal, and incinerators.)
 - (d) Any use which would generate electrical interference that may be detrimental to the operation of aircraft and/or aircraft instrumentation.
- 3. The attached notice shall be provided to all potential purchasers of the property and to tenants of any building(s) thereon, and shall be recorded as a deed notice.
- 4. Any new aboveground detention basins on the site shall be designed so as to provide for a maximum 48-hour detention period following the conclusion of the storm event for the design storm (may be less, but not more), and to remain totally dry between rainfalls. Vegetation in and around the detention basin(s) that would provide food or cover for bird species that would be incompatible with airport operations shall not be used in project landscaping.
- 5. The Federal Aviation Administration has conducted an aeronautical study of the proposed structure (Aeronautical Study No. 2014-AWP-1004-OE) and has determined that neither marking nor lighting of the structure is necessary for aviation safety. However, if marking and/or lighting for aviation safety are accomplished on a voluntary basis, such marking and/or lighting (if any) shall be installed in accordance with FAA Advisory Circular 70/7460-1 K 2 and shall be maintained in accordance therewith for the life of the project.

AIRPORT LAND USE COMMISSION

- 6. The maximum height of the proposed structure to top point shall not exceed 65 feet above ground level, and the maximum elevation at the top of the structure shall not exceed 2,465 feet above mean sea level.
- 7. The specific coordinates, height, top point elevation, frequencies, and power of the proposed structure shall not be amended without further review by the Airport Land Use Commission and the Federal Aviation Administration; provided, however, that reduction in structure height or elevation shall not require further review by the Airport Land Use Commission.
- 8. Temporary construction equipment used during actual construction of the structure shall not exceed the height of the structure, unless separate notice is provided to the Federal Aviation Administration through the Form 7460-1 process.
- 9. Within five (5) days after construction of the structure reaches its greatest height, FAA Form 7460-2 (Part II), Notice of Actual Construction or Alteration, shall be completed by the project proponent or his/her designee and e-filed with the Federal Aviation Administration. (Go to <u>https://oeaaa.faa.gov</u> for instructions.) This requirement is also applicable in the event the project is abandoned or a decision is made not to construct the structure.

If you have any questions, please contact Paul Rull, Urban Regional Planner IV, at (951) 955-6893 or John Guerin, ALUC Principal Planner, at (951) 955-0982.

Sincerely, RIVERSIDE COUNTY AIRPORT LAND USE COMMISSION

Edward C. Cooper, Director

Attachments: Notice of Airport in Vicinity Aeronautical Study No. 2014-AWP-1004-OE

cc: Verizon Wireless Attn: Jeannie Le (applicant) Smartlink LLC, Attn: James Rogers (representative/payee) Crossroad Ministries Intl. (property owner) Carl Szoyka, Airport Manager, City of Banning ALUC Case File

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NOTICE OF AIRPORT IN VICINITY

This property is presently located in the vicinity of an airport, within what is known as an airport influence area. For that reason, the property may be subject to some of the annoyances or inconveniences associated with proximity to airport operations (for example: noise, vibration, or odors). Individual sensitivities to those annoyances [can vary from person to person. You may wish to consider what airport annoyances], if any, are associated with the property before you complete your purchase and determine whether they are acceptable to you. Business & Professions Code Section 11010 (b)



Mail Processing Center Federal Aviation Administration Southwest Regional Office Obstruction Evaluation Group 2601 Meacham Boulevard Fort Worth, TX 76193

Issued Date: 08/14/2014

Mikhail Raznobriadsev Los Angeles SMSA Limited Partnership 1120 Sanctuary Prkwy Suite 150 GASA5REG Alpharetta, GA 30004

**** DETERMINATION OF NO HAZARD TO AIR NAVIGATION ****

The Federal Aviation Administration has conducted an aeronautical study under the provisions of 49 U.S.C., Section 44718 and if applicable Title 14 of the Code of Federal Regulations, part 77, concerning:

Structure:	Monopole Monroe - CA
Location:	Banning, CA
Latitude:	33-55-28.70N NAD 83
Longitude:	116-53-23.00W
Heights:	2400 feet site elevation (SE)
	65 feet above ground level (AGL)
	2465 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

It is required that FAA Form 7460-2, Notice of Actual Construction or Alteration, be e-filed any time the project is abandoned or:

At least 10 days prior to start of construction (7460-2, Part 1)

_X__ Within 5 days after the construction reaches its greatest height (7460-2, Part 2)

Based on this evaluation, marking and lighting are not necessary for aviation safety. However, if marking/ lighting are accomplished on a voluntary basis, we recommend it be installed and maintained in accordance with FAA Advisory circular 70/7460-1 K Change 2.

This determination expires on 02/14/2016 unless:

- (a) the construction is started (not necessarily completed) and FAA Form 7460-2, Notice of Actual Construction or Alteration, is received by this office.
- (b) extended, revised, or terminated by the issuing office.
- (c) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed, as required by the FCC, within 6 months of the date of this determination. In such case, the determination expires on the date prescribed by the FCC for completion of construction, or the date the FCC denies the application.

NOTE: REQUEST FOR EXTENSION OF THE EFFECTIVE PERIOD OF THIS DETERMINATION MUST BE E-FILED AT LEAST 15 DAYS PRIOR TO THE EXPIRATION DATE. AFTER RE-EVALUATION OF CURRENT OPERATIONS IN THE AREA OF THE STRUCTURE TO DETERMINE THAT NO SIGNIFICANT AERONAUTICAL CHANGES HAVE OCCURRED, YOUR DETERMINATION MAY BE ELIGIBLE FOR ONE EXTENSION OF THE EFFECTIVE PERIOD.

This determination is based, in part, on the foregoing description which includes specific coordinates, heights, frequency(ies) and power. Any changes in coordinates, heights, and frequencies or use of greater power will void this determination. Any future construction or alteration, including increase to heights, power, or the addition of other transmitters, requires separate notice to the FAA.

This determination does include temporary construction equipment such as cranes, derricks, etc., which may be used during actual construction of the structure. However, this equipment shall not exceed the overall heights as indicated above. Equipment which has a height greater than the studied structure requires separate notice to the FAA.

This determination concerns the effect of this structure on the safe and efficient use of navigable airspace by aircraft and does not relieve the sponsor of compliance responsibilities relating to any law, ordinance, or regulation of any Federal, State, or local government body.

Any failure or malfunction that lasts more than thirty (30) minutes and affects a top light or flashing obstruction light, regardless of its position, should be reported immediately to (877) 487-6867 so a Notice to Airmen (NOTAM) can be issued. As soon as the normal operation is restored, notify the same number.

A copy of this determination will be forwarded to the Federal Communications Commission (FCC) because the structure is subject to their licensing authority.

If we can be of further assistance, please contact our office at (310) 725-6557. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2014-AWP-1004-OE.

Signature Control No: 208553286-226995269 Karen McDonald Specialist

(DNE)

Attachment(s) Case Description Frequency Data Map(s)

cc: FCC

Case Description for ASN 2014-AWP-1004-OE

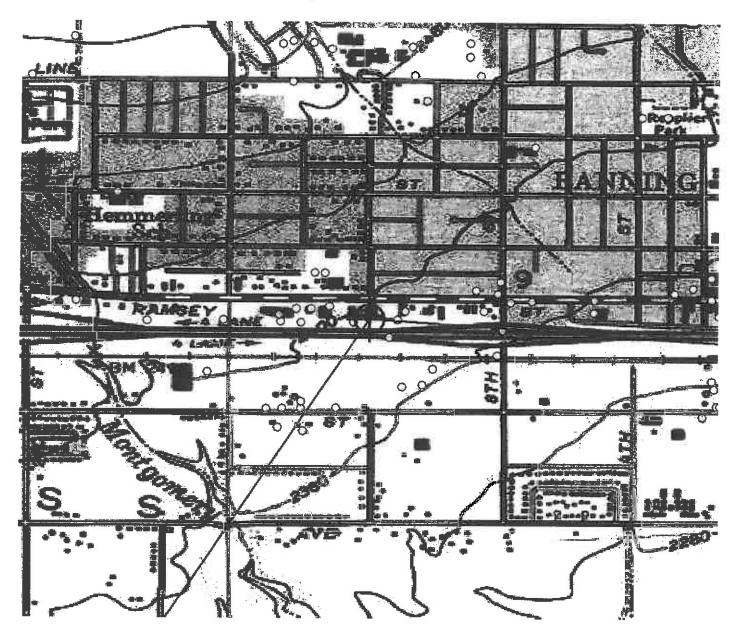
Proposed new 65ft monopole with no appurtenances.

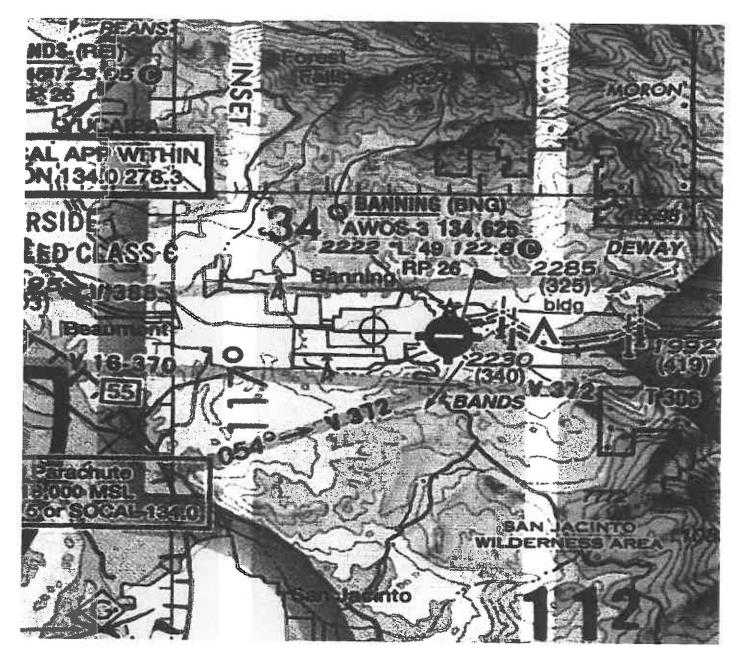
Frequency Data for ASN 2014-AWP-1004-OE

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LOW FREQUENCY	HIGH FREQUENCY	FREQUENCY UNIT	ERP	ERP UNIT
698	806	MHz	1000	W
806	824	MHz	500	W
824	849	MHz	500	W
851	866	MHz	500	W
869	894	MHz	500	Ŵ
896	901	MHz	500	W
901	902	MHz	7	Ŵ
930	931	MHz	3500	Ŵ
931	932	MHz	3500	Ŵ
932	932.5	MHz	17	dBW
935	940	MHz	1000	W
940	941	MHz	3500	Ŵ
1850	1910	MHz	1640	Ŵ
1930	1990	MHz	1640	W
2305	2310	MHz	2000	W
2345	2360	MHz	2000	W

Verified Map for ASN 2014-AWP-1004-OE







Mail Processing Center Federal Aviation Administration Southwest Regional Office Obstruction Evaluation Group 10101 Hillwood Parkway Fort Worth, TX 76177

Issued Date: 02/05/2016

Mikhail Raznobriadsev Los Angeles SMSA Limited Partnership 1120 Sanctuary Prkwy Suite 150 GASA5REG Alpharetta, GA 30004

** Extension **

A Determination was issued by the Federal Aviation Administration (FAA) concerning:

Structure:	Monopole Monroe - CA
Location:	Banning, CA
Latitude:	33-55-28.70N NAD 83
Longitude:	116-53-23.00W
Heights:	2400 feet site elevation (SE)
	65 feet above ground level (AGL)
	2465 feet above mean sea level (AMSL)

In response to your request for an extension of the effective period of the determination, the FAA has reviewed the aeronautical study in light of current aeronautical operations in the area of the structure and finds that no significant aeronautical changes have occurred which would alter the determination issued for this structure.

Accordingly, pursuant to the authority delegated to me, the effective period of the determination issued under the above cited aeronautical study number is hereby extended and will expire on 08/05/2017 unless otherwise extended, revised, or terminated by this office. You must adhere to all conditions identified in the original determination.

This extension issued in accordance with 49 U.S.C., Section 44718 and, if applicable, Title 14 of the Code of Federal Regulations, part 77, concerns the effect of the structure on the safe and efficient use of navigable airspace by aircraft and does not relieve the sponsor of compliance responsibilities relating to any law, ordinance, or regulation of any Federal, State, or local government body.

A copy of this extension will be forwarded to the Federal Communications Commission (FCC) because the structure is subject to their licensing authority.

If we can be of further assistance, please contact our office at (425) 227-2625. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2014-AWP-1004-OE.

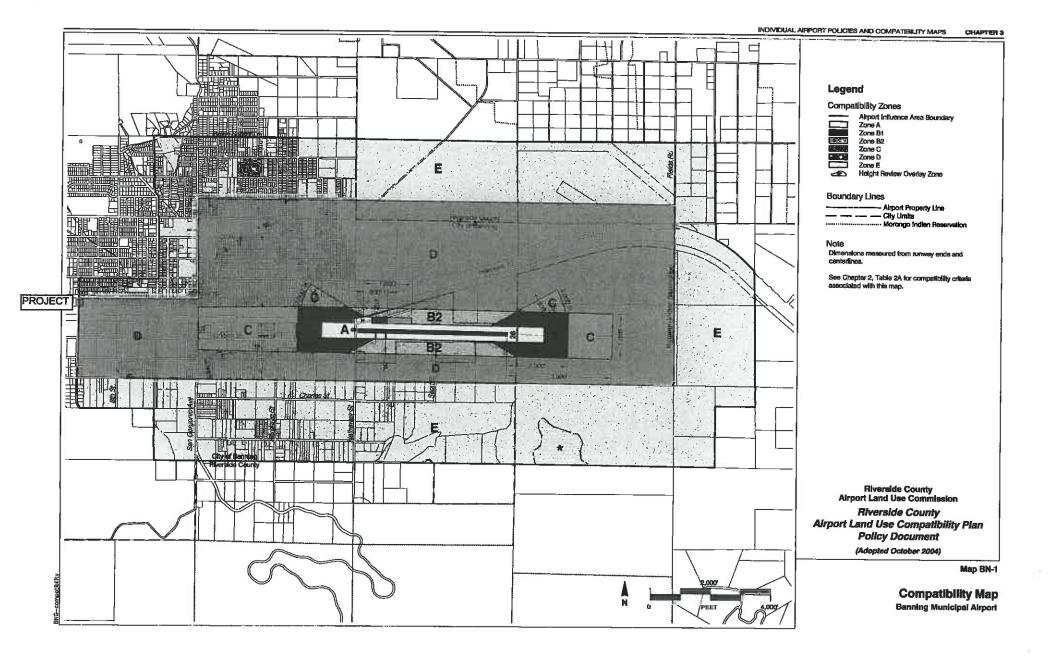
Signature Control No: 208553286-280104720 Paul Holmquist Technician

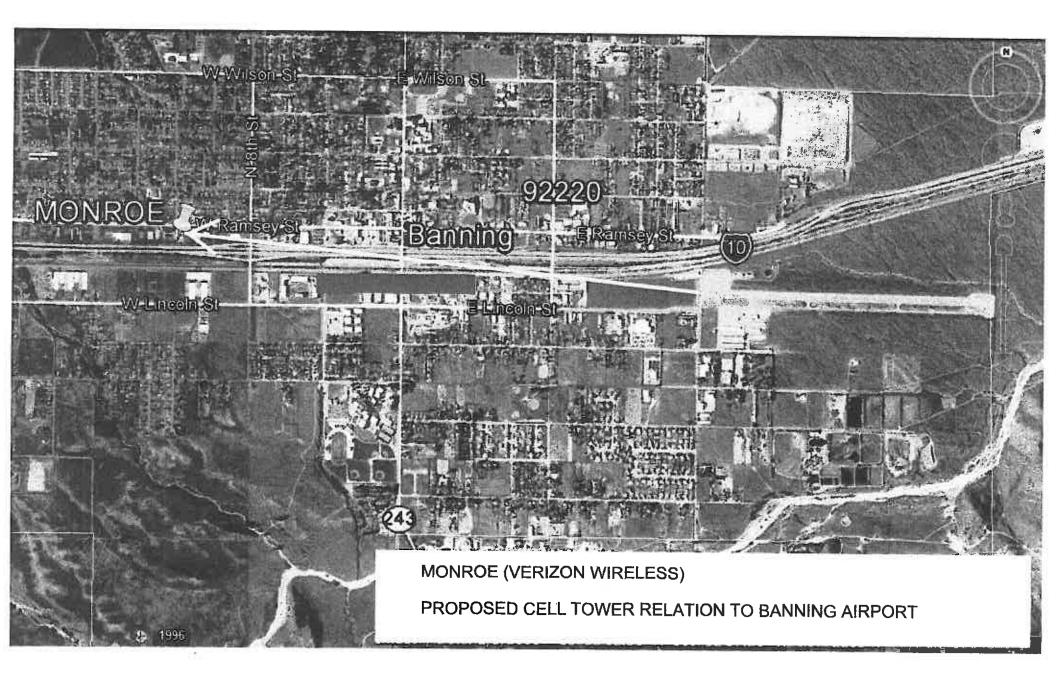
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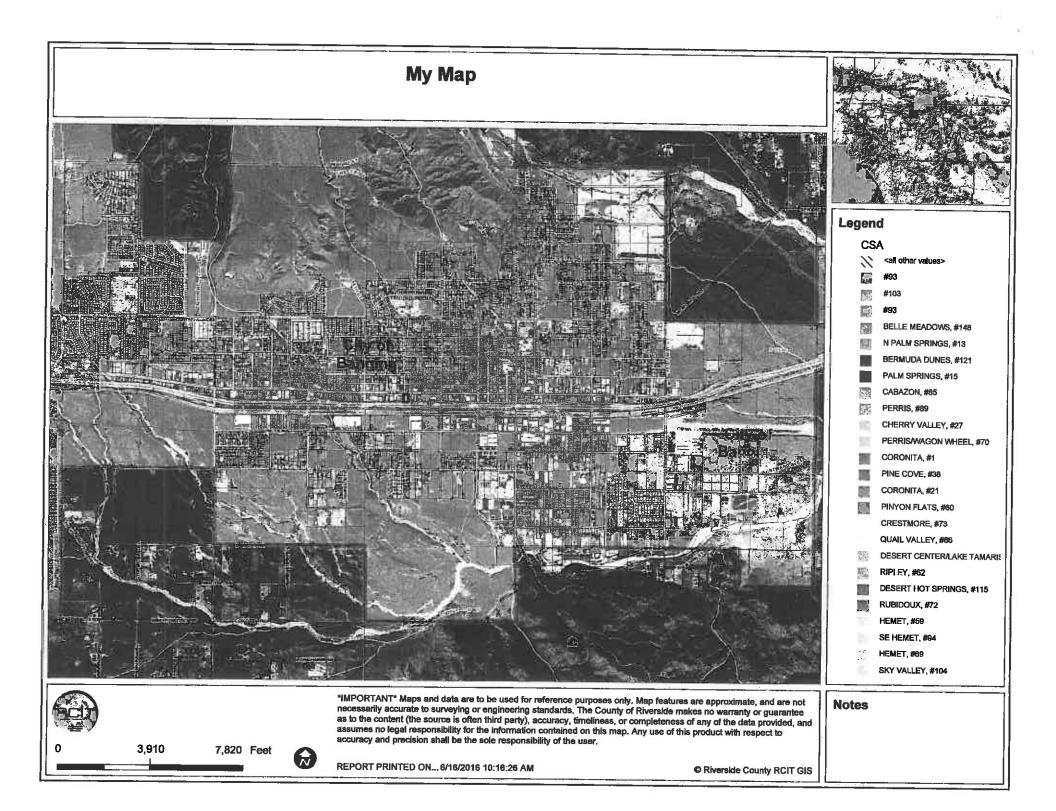
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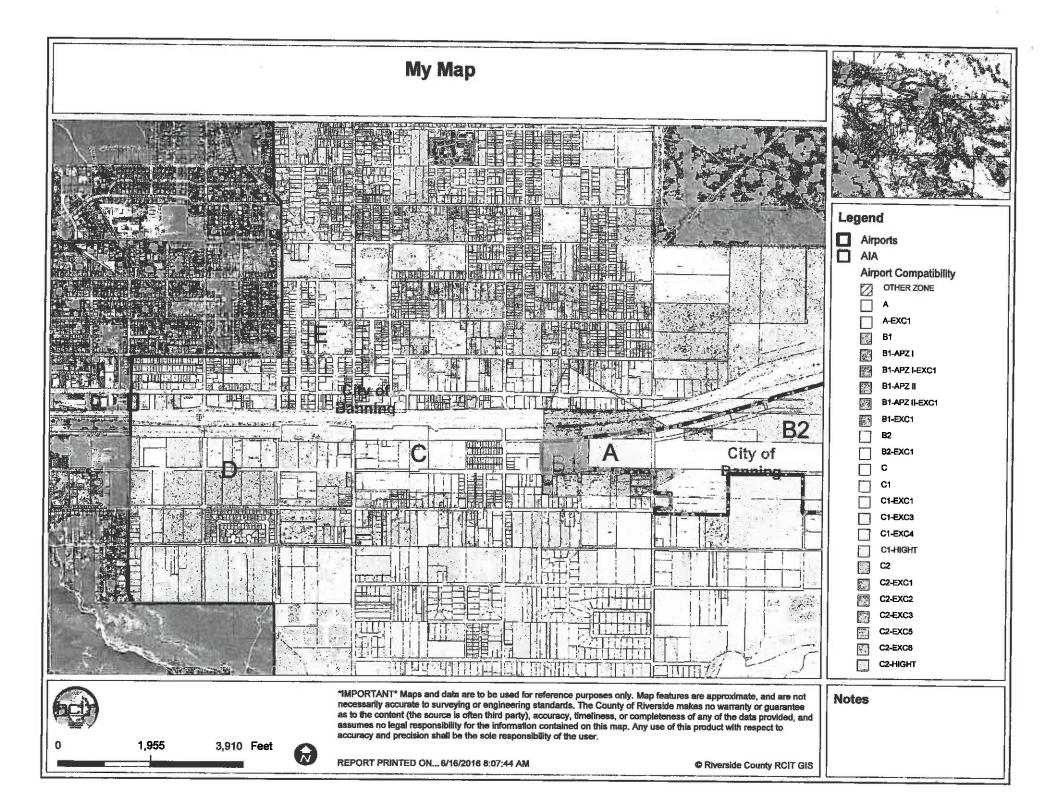
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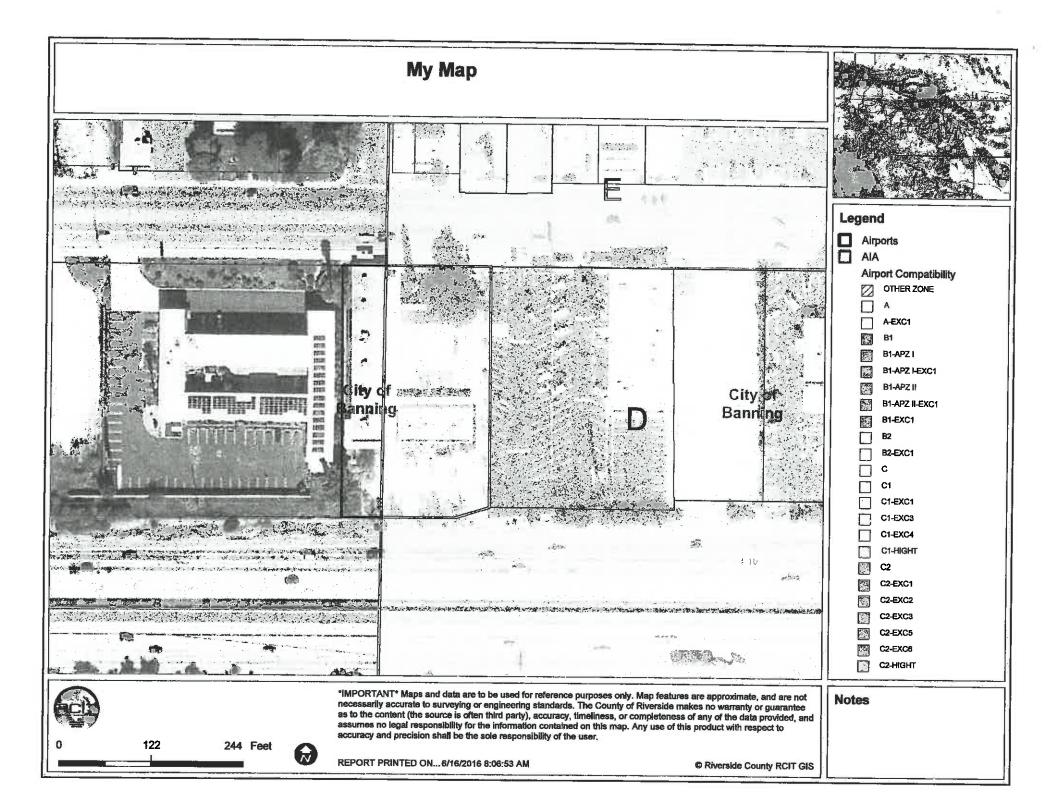
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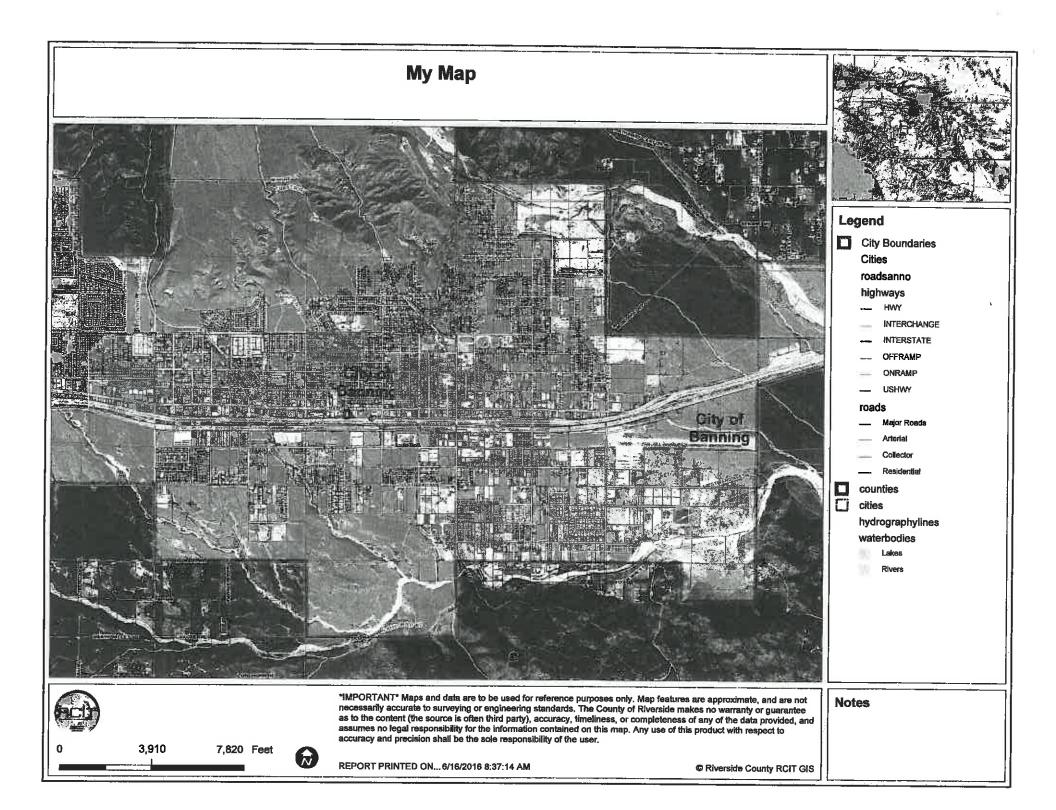


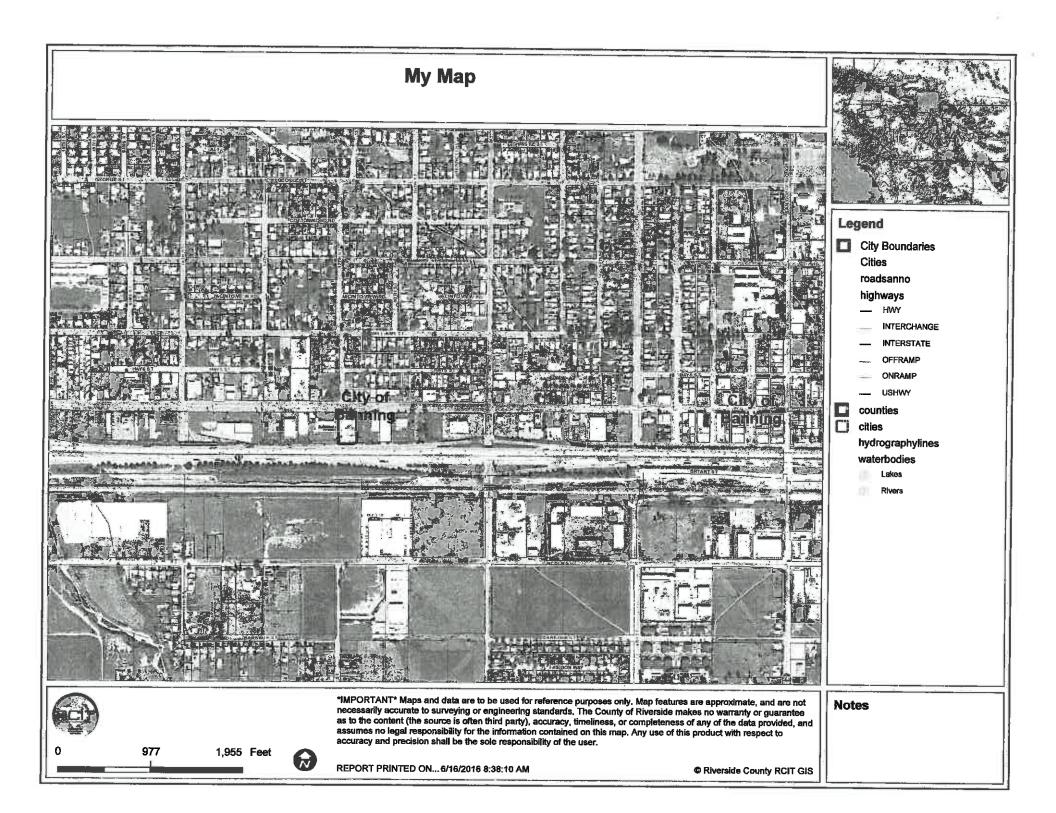


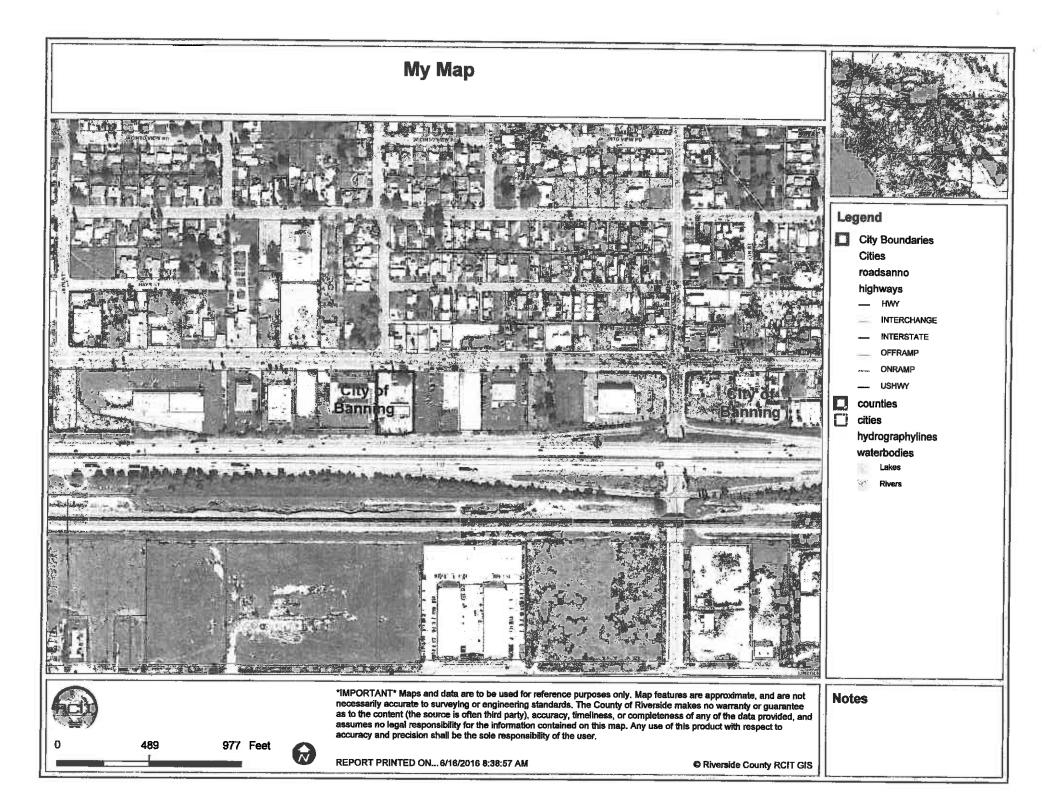


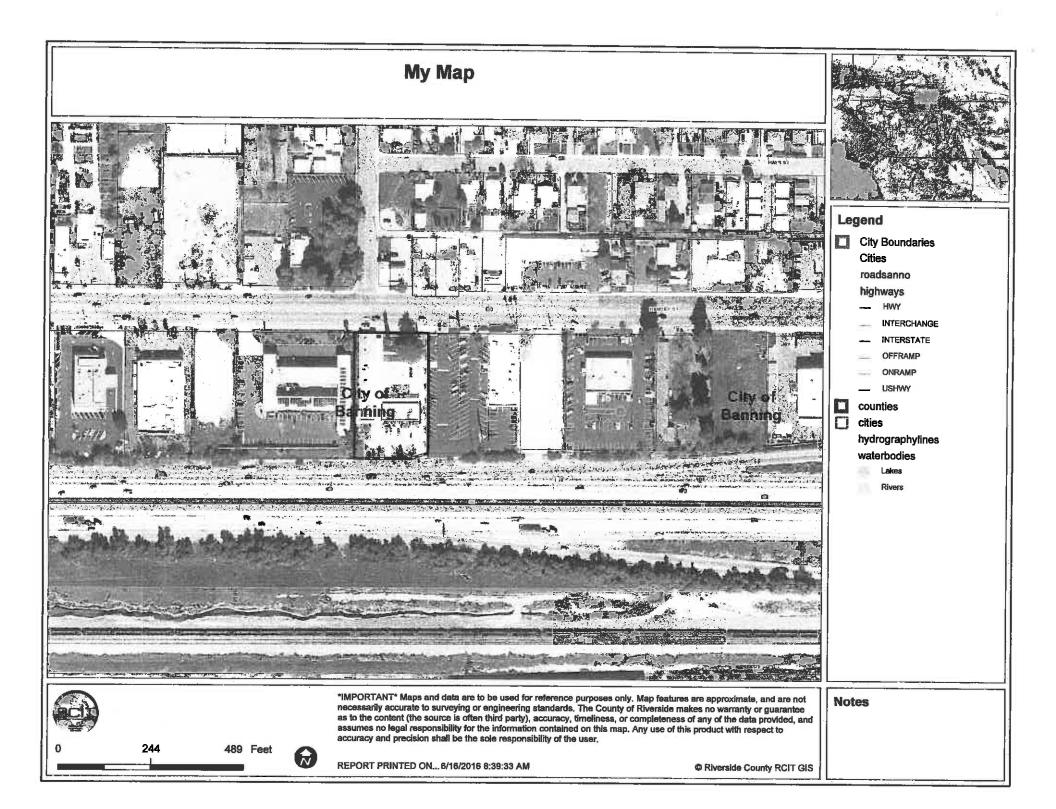


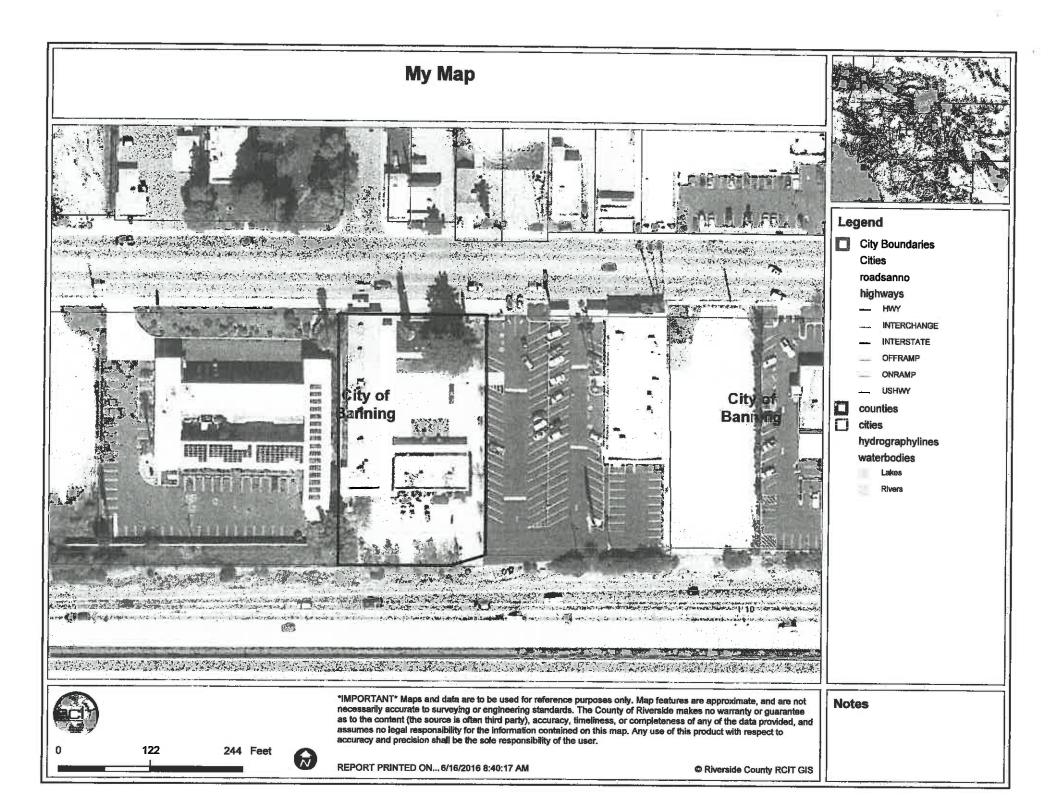












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PHONE: (80 E-MAL: me	12) 463–0472 Attford@ambitconsufting.us	PROPERTY ANORATION Site NAME: NORATOR Site Address: 1170 K. Ramsey Street Banning, CA 92220			
	-	GONSTRUCTION INFORMATION	DRIVING DIRECTIONS		
		AREA OF CONSTRUCTION: 170 SQ FT JURISDICTION: CTTY OF BANNING	START: VERZUN WHELKSS OFFICE, RIVNE, CA:		
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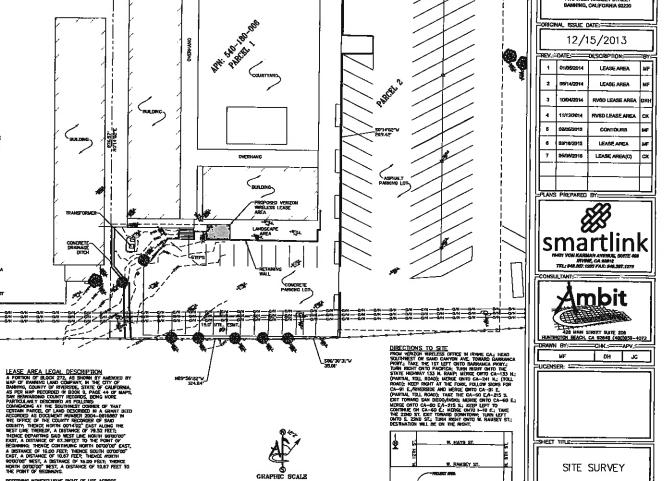
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VERIZON VAULT

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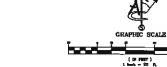


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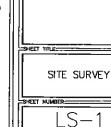
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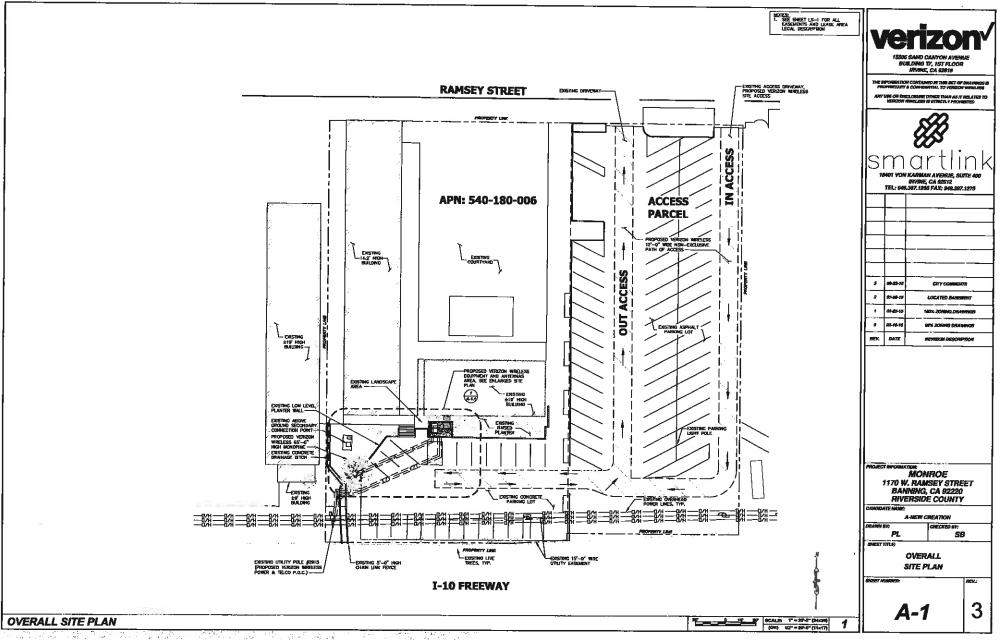
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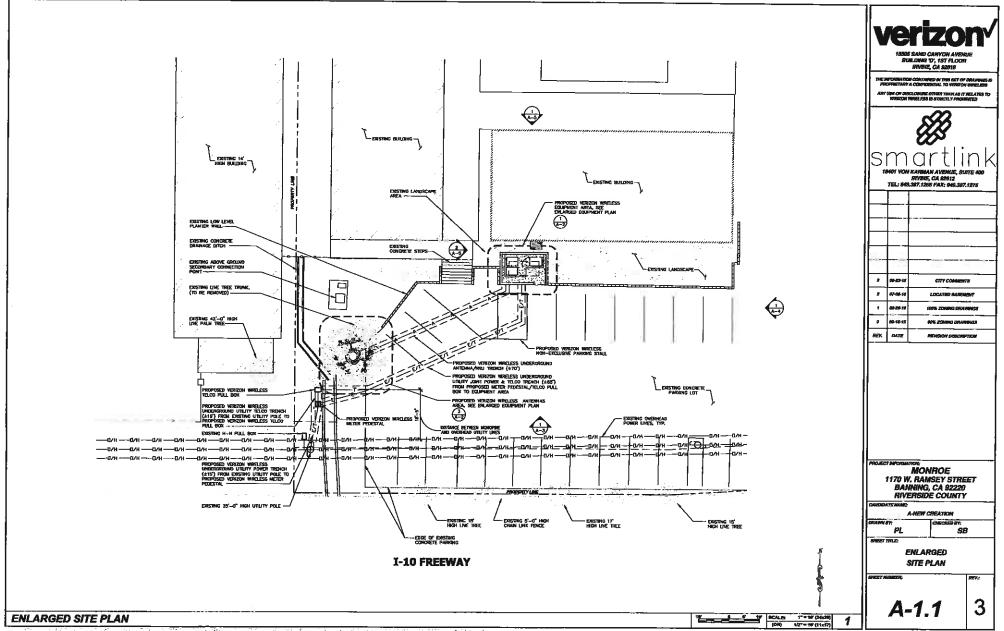
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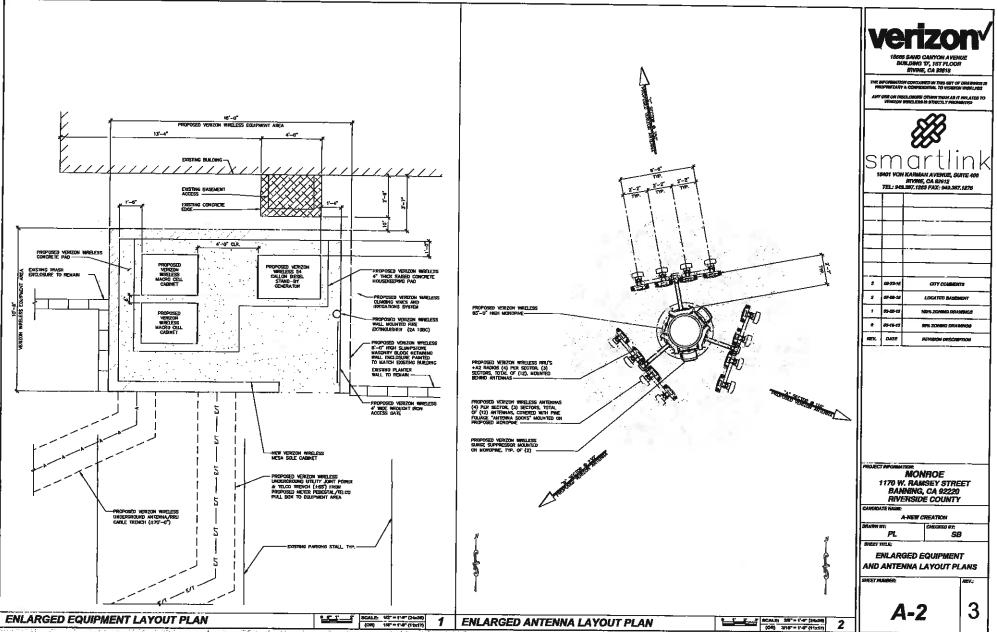
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PHONE (949) 286-7000 PROJECT INFORMATION

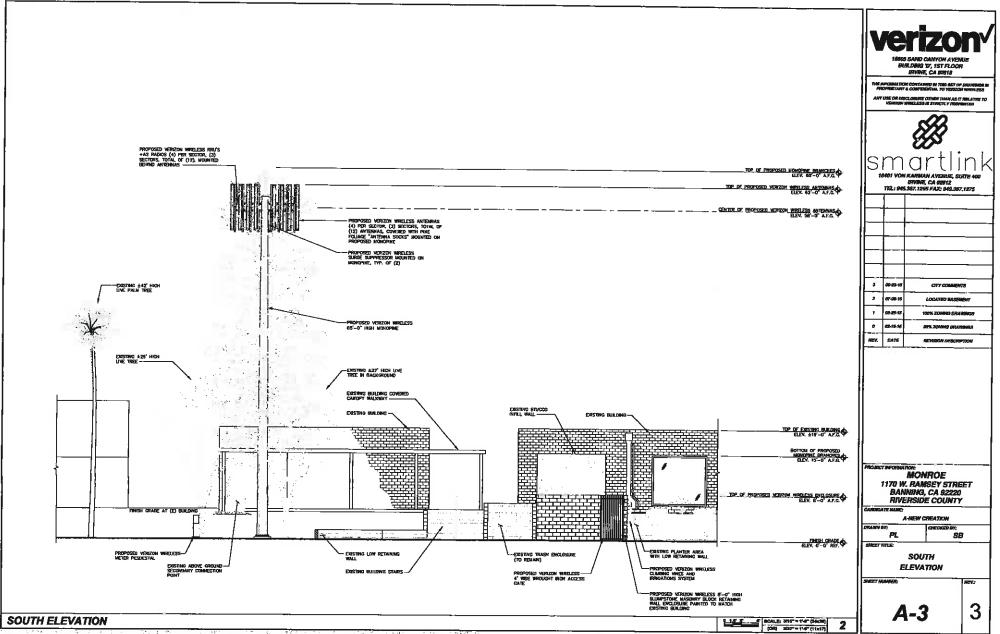
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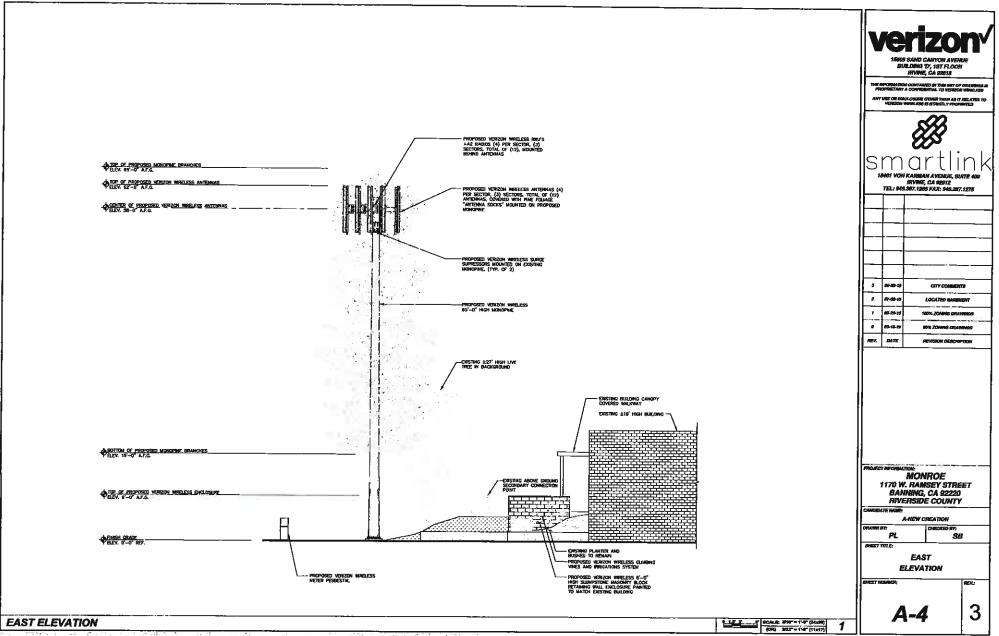


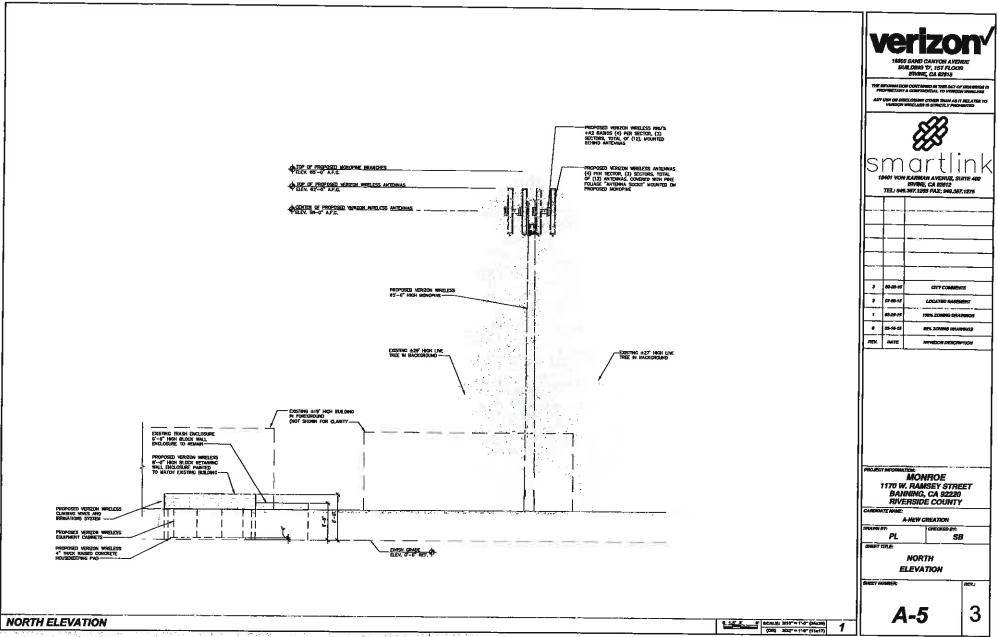


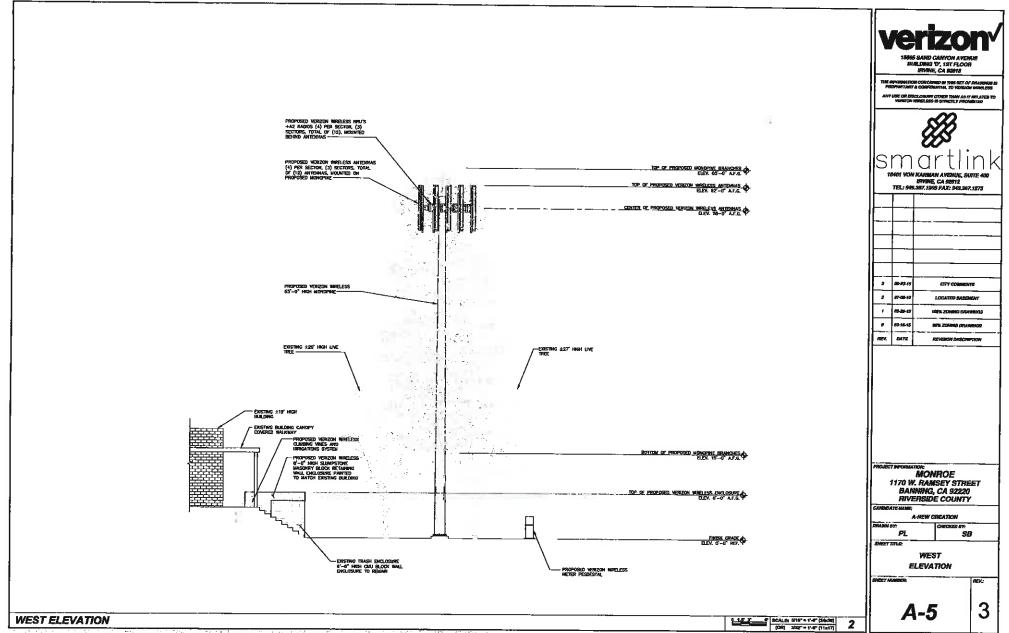


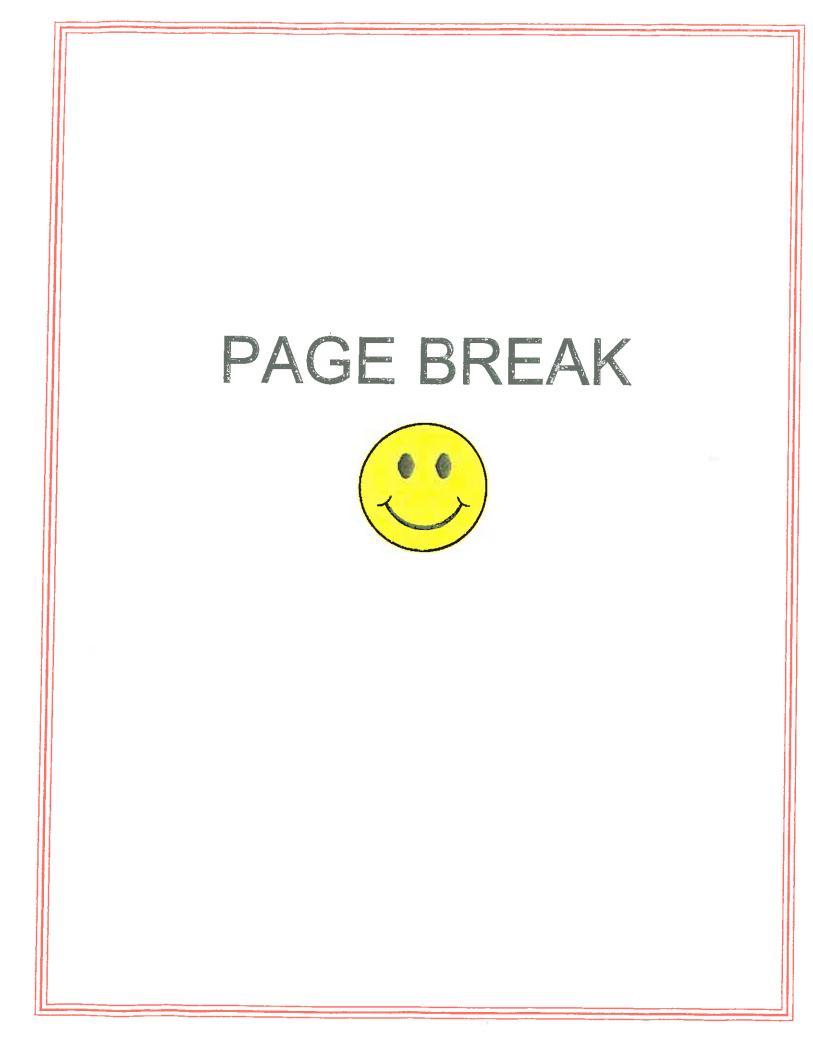
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AIRPORT LAND USE COMMISSION RIVERSIDE COUNTY

Mr. Peter Lange, Project Planner CHAIR Riverside County Planning Department Simon Housman 4080 Lemon Street, 12th Floor Rancho Mirage Riverside, CA 92501 **VICE CHAIRMAN** (VIA HAND DELIEVERY) **Rod Ballance** Riverside **RE: AIRPORT LAND USE COMMISSION (ALUC) DEVELOPMENT REVIEW –** COMMISSIONERS DIRECTOR'S DETERMINATION Arthur Butler Riverside File No.: ZAP1203MA16 - Letter 1 of 2 Related File No.: CUP03733 (Conditional Use Permit) **Gien Holmes** Hernet APNs: 461-110-003, 461-110-004, 461-110-005, 461-110-006 John Lyon Riverside Dear Mr. Lange: Greg Pettis Under the delegation of the Riverside County Airport Land Use Commission (ALUC) pursuant to Cathedral City Policy 1.5.2(d) of the Countywide Policies of the 2004 Riverside County Airport Land Use Compatibility Plan, staff reviewed Riverside County Case No. CUP03733 (Conditional Use Steve Manos Lake Elsinore Permit), a proposal to develop an outdoor go-kart facility with two designated tracks, a two-story 9,067 square foot administration building including a lobby, reception and concession areas, 3,238 square feet of cafe restaurant area and assembly rooms, 888 square feet of office area, and a 244 square foot pro shop, a 4,825 square foot cart shop/garage building, and an outdoor grand STAFF stand area with a seating capacity of 300 on 49.63 gross acres located on the north side of Grand Director Ed Cooper Avenue (opposite from its intersection with Whitaker Lane, approximately one-half mile westerly of Winchester Road and 2,280 feet easterly of Von Euw Drive), southerly of Double Butte, and John Guerin Paul Rull easterly of the Wild West Arena in the unincorporated community of Winchester. Barbara Santos County Administrative Center The site is located within Airport Compatibility Zone E of the March Air Reserve Base/Inland 4090 Lemon St., 14th Floor. Port Airport Influence Area (AIA). Within Compatibility Zone E of the March Air Reserve Riverside, CA92501 (951) 955-5132 Base/Inland Port Airport Land Use Compatibility Plan, non-residential intensity is not restricted. The elevation of Runway 14-32 at March Air Reserve Base/Inland Port Airport at its southerly WWWItalucorg terminus is approximately 1,488 feet above mean sea level (1488 feet AMSL). The site is located more than 40,000 feet from this runway. The existing maximum site elevation is approximately 1525 feet AMSL. The proposed building is 35 feet in height, for an approximate total maximum elevation of 1560 feet AMSL. Therefore, the maximum site elevation will not exceed the runway elevation by more than 200 feet. The project is also located more than 20,000 feet from Runway 5-23 at Hemet-Ryan Airport at its westerly terminus. Therefore, FAA Obstruction Evaluation Service review for height/elevation reasons was not required. As ALUC Director, I hereby find the above-referenced Conditional Use Permit CONSISTENT with the 2014 March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan, subject

to the following conditions:

AIRPORT LAND USE COMMISSION

CONDITIONS:

- 1. Any new outdoor lighting that is installed shall be hooded or shielded so as to prevent either the spillage of lumens or reflection into the sky. Outdoor lighting shall be downward facing.
- 2. The following uses/activities are not included in the proposed project at this site, in accordance with Note 1 on Table 4 of the Harvest Valley/Winchester Area Plan.
 - (a) Any use which would direct a steady light or flashing light of red, white, green, or amber colors associated with airport operations toward an aircraft engaged in an initial straight climb following takeoff or toward an aircraft engaged in a straight final approach toward a landing at an airport, other than an FAA-approved navigational signal light or visual approach slope indicator.
 - (b) Any use which would cause sunlight to be reflected towards an aircraft engaged in an initial straight climb following takeoff or towards an aircraft engaged in a straight final approach towards a landing at an airport.
 - (c) Any use which would generate smoke or water vapor or which would attract large concentrations of birds, or which may otherwise affect safe air navigation within the area.
 - (d) Any use which would generate electrical interference that may be detrimental to the operation of aircraft and/or aircraft instrumentation.
- 3. The attached notice shall be provided to all potential purchasers of the property and to any lessees or tenants of the buildings thereon.
- 4. All new aboveground detention or bioretention basins on the site shall be designed so as to provide for a maximum 48-hour detention period following the conclusion of the storm event for the design storm (may be less, but not more), and to remain totally dry between rainfalls. Vegetation in and around the detention/bioretention basin(s) that would provide food or cover for bird species that would be incompatible with airport operations shall not be utilized in project landscaping.
- 5. The following uses are specifically prohibited at this location: trash transfer stations that are open on one or more sides; commercial composting operations; recycling centers containing putrescible wastes; construction and demolition debris facilities; wastewater management facilities; aquaculture; incinerators.

If you have any questions, please contact Paul Rull, ALUC Urban Regional Planner IV, at (951) 955-6893 or John Guerin, ALUC Principal Planner, at (951) 955-0982.

AIRPORT LAND USE COMMISSION

Sincerely, RIVERSIDE COUNTY AIRPORT LAND USE COMMISSION

Edward C. Cooper, ALUC Director

Attachments: Notice of Airport in Vicinity

Kassen Klein, Kassen Klein Consulting (representative) cc: MDMG, Attn: Jim Bach (representative) K-1 Speed, Inc., Attn: David Danglard (applicant/payee) Won Yoo, SDI Communities (property owner) Gary Gosliga, Airport Manager, March Inland Port Airport Authority Denise Hauser or Sonia Pierce, March Air Reserve Base ALUC Case File

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AIRPORT LAND USE COMMISSION RIVERSIDE COUNTY

CHAIR Simon Housman Rancho Mirage	July 6, 2016
VICE CHAIRMAN Rod Ballance Riverside	Mr. Peter Lange, Project Planner Riverside County Planning Department 4080 Lemon Street, 12 th Floor
COMMISSIONERS	Riverside, CA 92501 (VIA HAND DELIEVERY)
Arthur Butler Riverside	RE: AIRPORT LAND USE COMMISSION (ALUC) DEVELOPMENT REVIEW -
Glen Holmes Hemet	DIRECTOR'S DETERMINATION
John Lyon Riverside	File No.:ZAP1203MA16 - Letter 2 of 2Related File No.:CZ07911 (Change of Zone)
Greg Pettis Cathedral City	APN: 461-110-003, 461-110-004, 461-110-005, 461-110-006
Steve Manos Lake Elsinore	Dear Mr. Lange:
STAFF Director Ed Cooper John Guerin Paul Rull Barbara Santos Courty Administrative Center 4080 Lerron St., 14th Roor. Riverside, CA 92501 (951) 955-5132	Under the delegation of the Riverside County Airport Land Use Commission (ALUC) pursuant to ALUC Resolution No.15-01 (as adopted on August 13, 2015), staff reviewed Riverside County Case No. CZ07911 (Change of Zone), a proposal to change the zoning of 49.63 gross acres (Assessor's Parcel Numbers 461-110-003 through 461-110-006) located on the northerly side of Grand Avenue (opposite from its intersection with Whitaker Lane, approximately one-half mile westerly of Winchester Road and 2,280 feet easterly of Von Euw Drive), southerly of Double Butte, and easterly of the Wild West Arena in the unincorporated community of Winchester from Rural Residential (R-R) to Manufacturing-Service Commercial (M-SC) on the portion of the site designated Community Development: Light Industrial on the Harvest Valley/Winchester Area Plan (HVWAP) and R-R on the portion of the site designated Rural: Rural Mountainous on the HVWAP.
MMAGELEOG	The site is located within Airport Compatibility Zone E of the March Air Reserve Base/Inland Port Airport Influence Area (AIA). Within Compatibility Zone E of the March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan, non-residential intensity is not restricted.
	As ALUC Director, I hereby find the above-referenced Change of Zone <u>CONSISTENT</u> with the 2014 March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan ("March ALUCP").
	This finding of consistency relates to airport compatibility issues and does not necessarily constitute an endorsement of the proposed Change of Zone. As the site is located within Compatibility Zone E, both the existing and proposed zoning of this property are consistent with the March ALUCP.

AIRPORT LAND USE COMMISSION

If you have any questions, please contact Paul Rull, ALUC Urban Regional Planner IV, at (951) 955-6893 or John Guerin, ALUC Principal Planner, at (951) 955-0982.

Sincerely, RIVERSIDE COUNTY AIRPORT LAND USE COMMISSION

Edward C. Cooper, ALUC Director

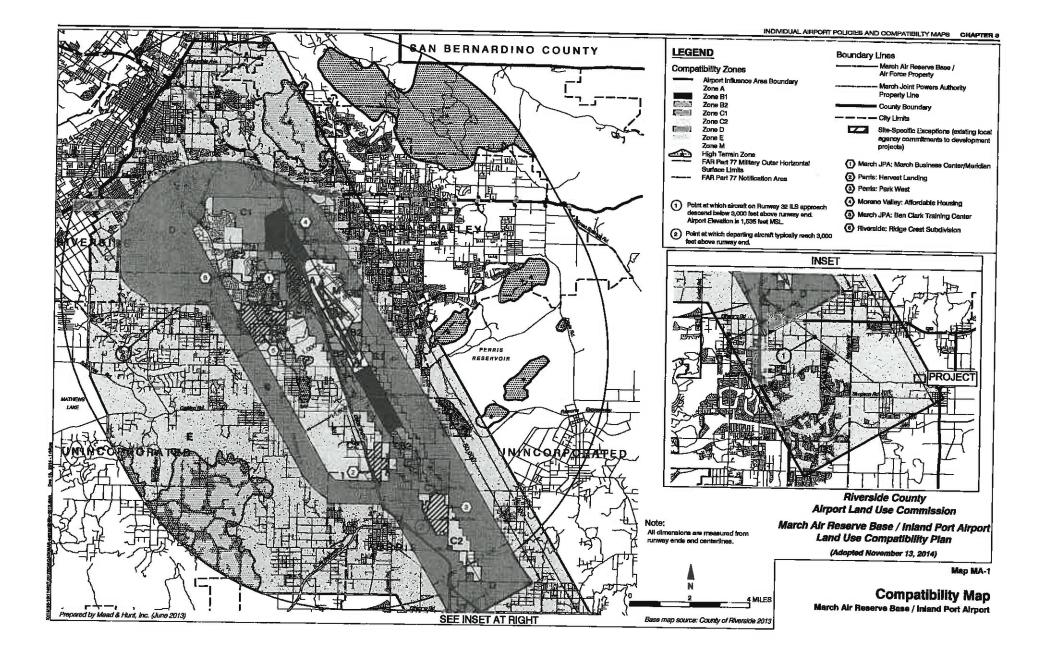
Attachments: Notice of Airport in Vicinity

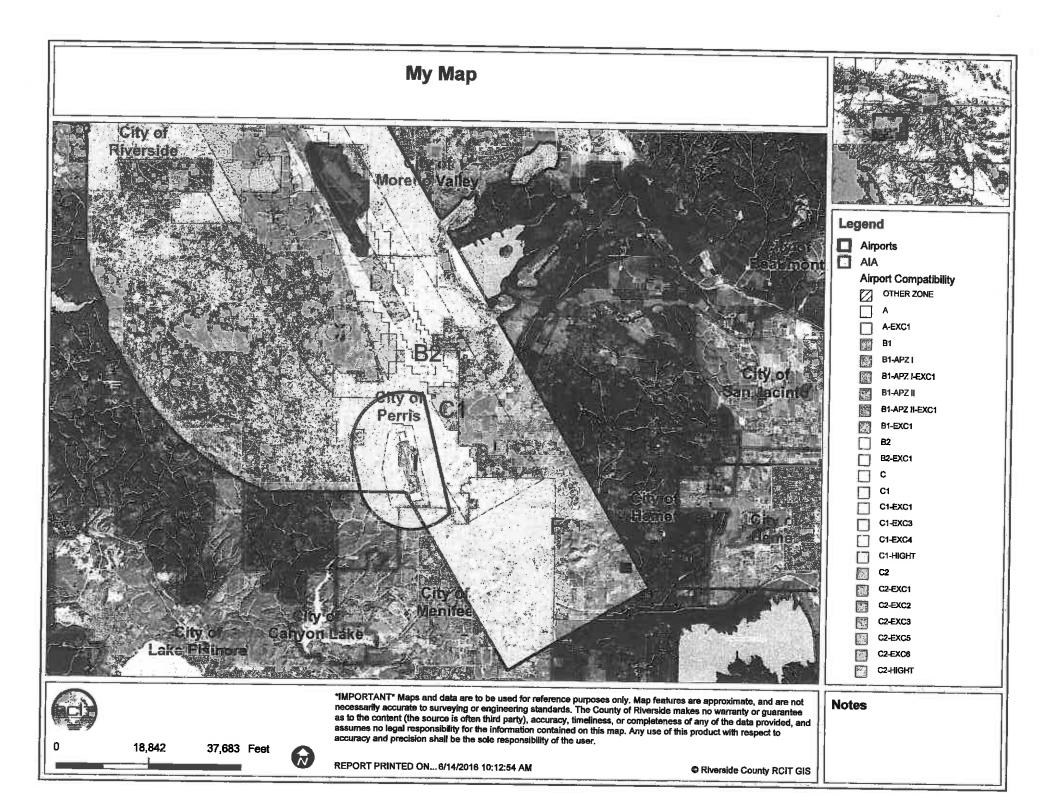
Kassen Klein, Kassen Klein Consulting (representative) cc: MDMG, Attn: Jim Bach (representative) K-1 Speed, Inc., Attn: David Danglard (applicant/payee) Won Yoo, SDI Communities (property owner) Gary Gosliga, Airport Manager, March Inland Port Airport Authority Denise Hauser or Sonia Pierce, March Air Reserve Base ALUC Case File

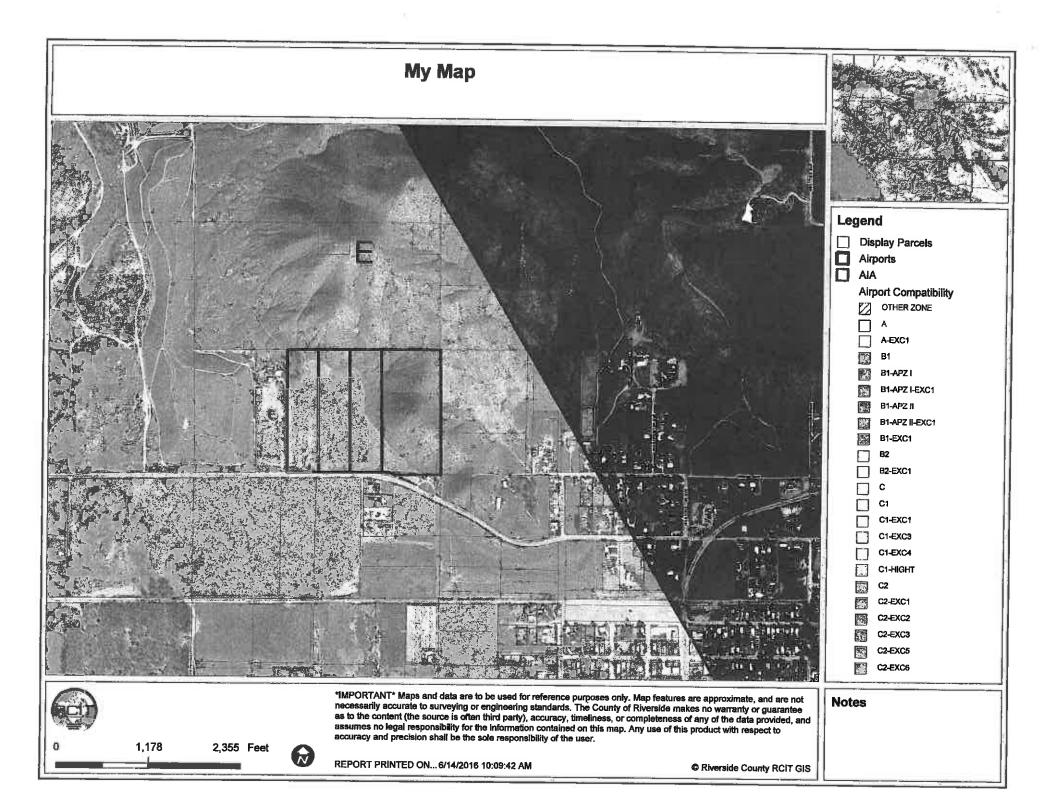
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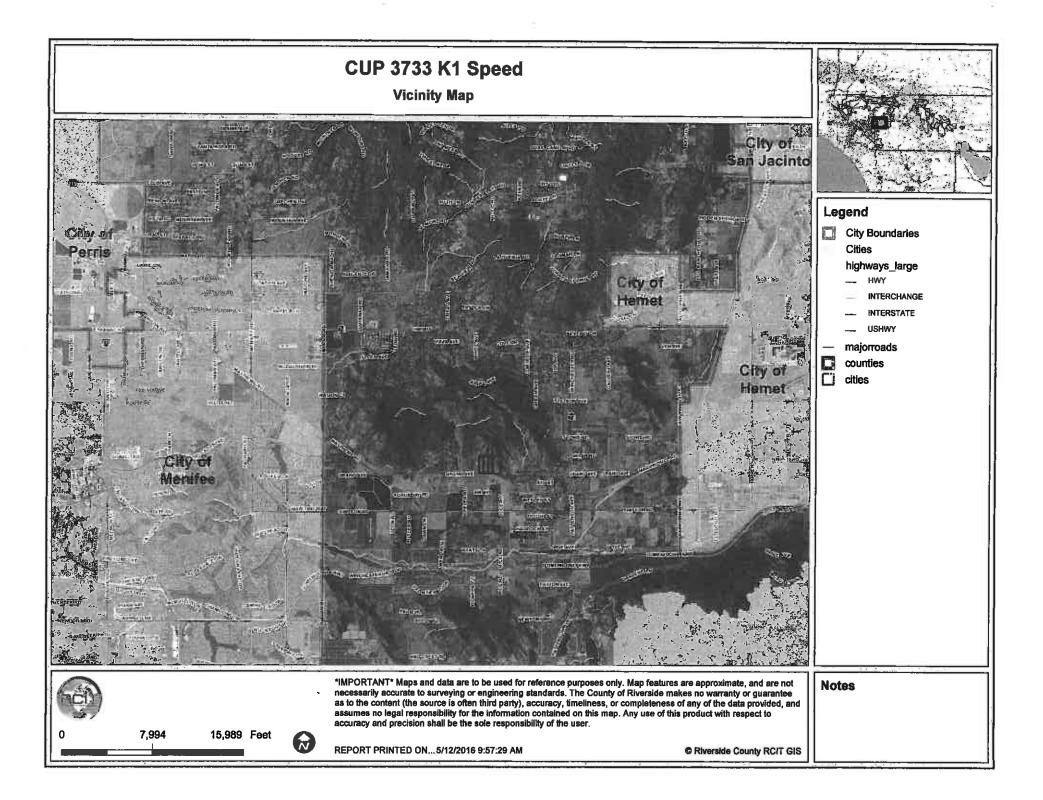
NOTICE OF AIRPORT IN VICINITY

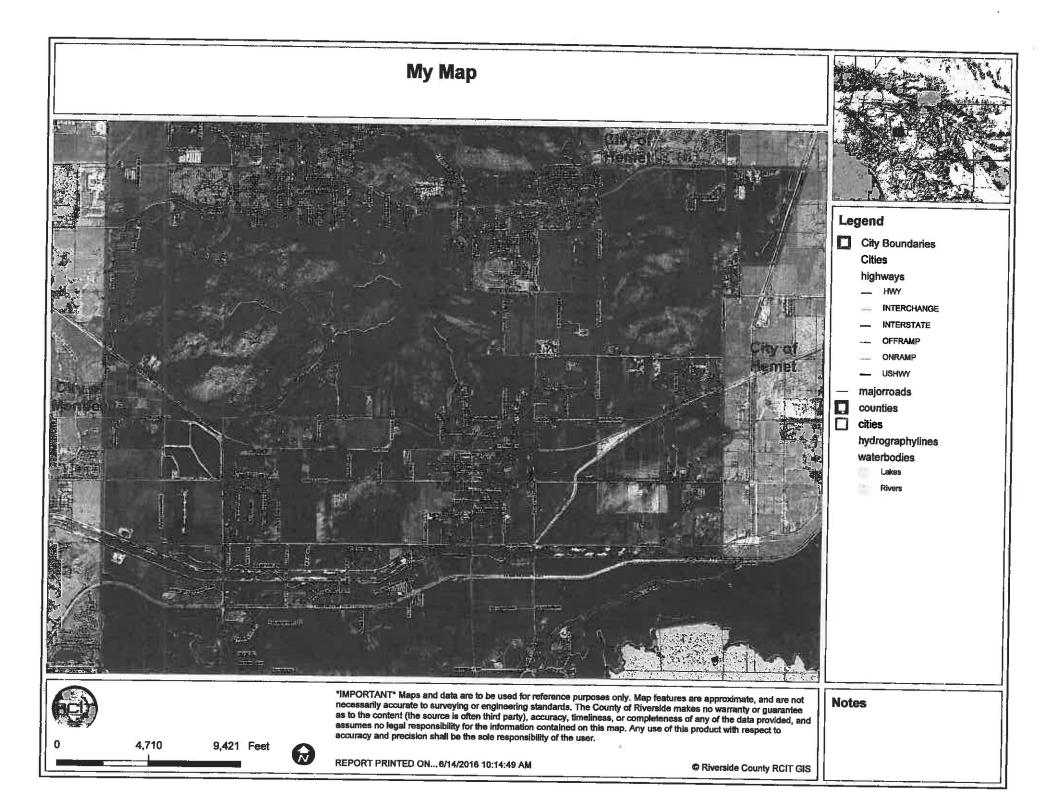
This property is presently located in the vicinity of an airport, within what is known as an airport influence area. For that reason, the property may be subject to some of the annoyances or inconveniences associated with proximity to airport operations (for example: noise, vibration, or odors). Individual sensitivities to those annoyances [can vary from person to person. You may wish to consider what airport annoyances], if any, are associated with the property before you complete your purchase and determine whether they are acceptable to you. Business & Professions Code Section 11010 (b)

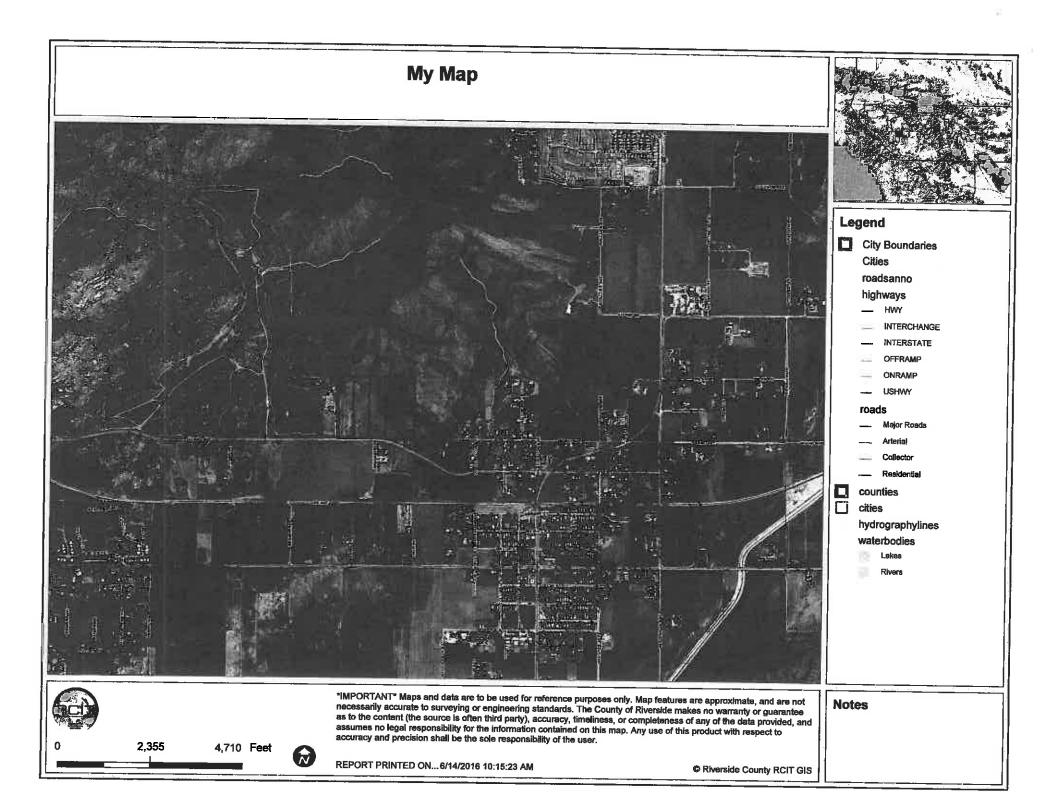


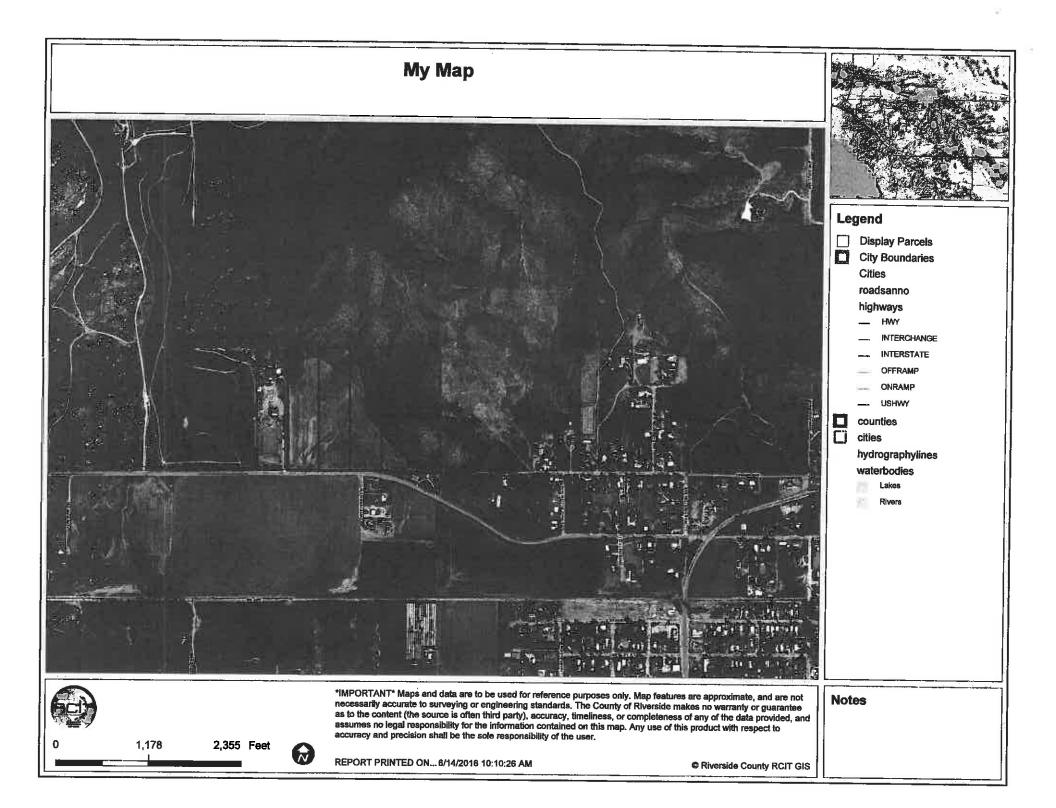


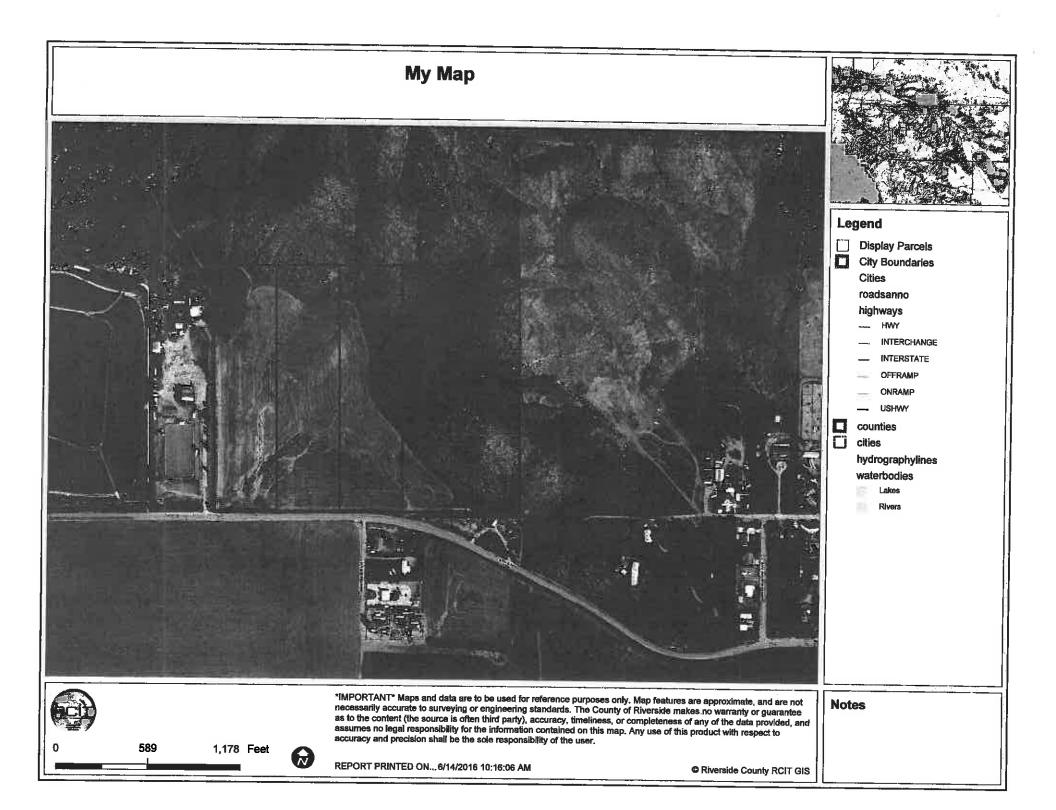


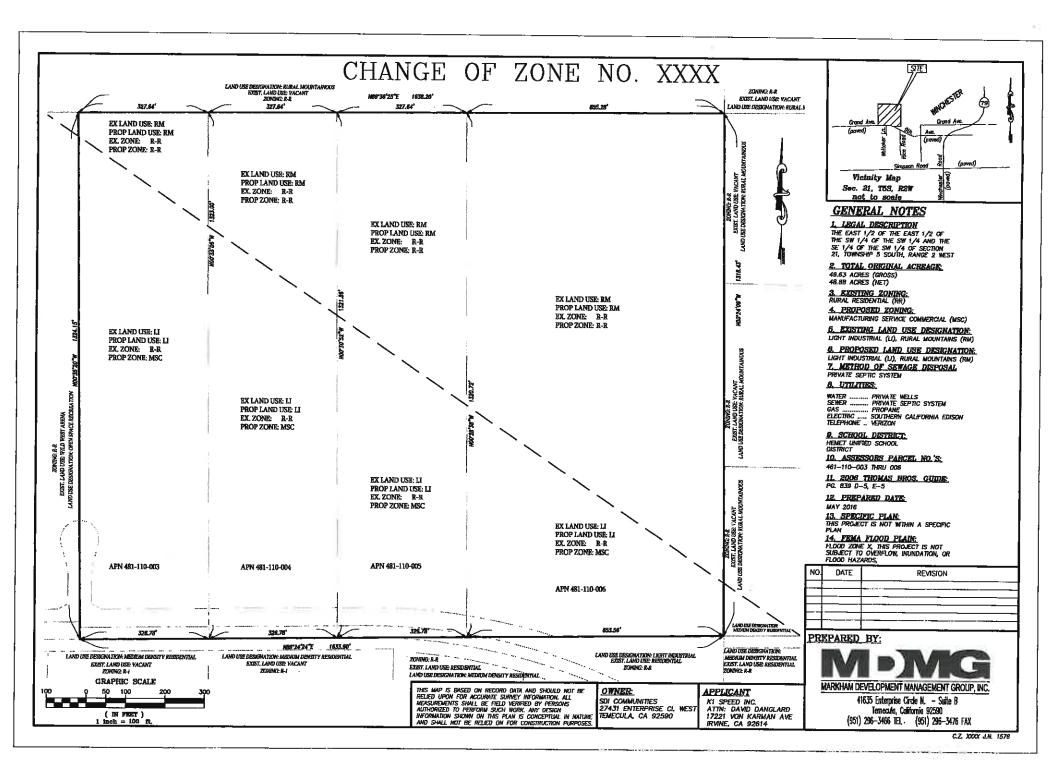


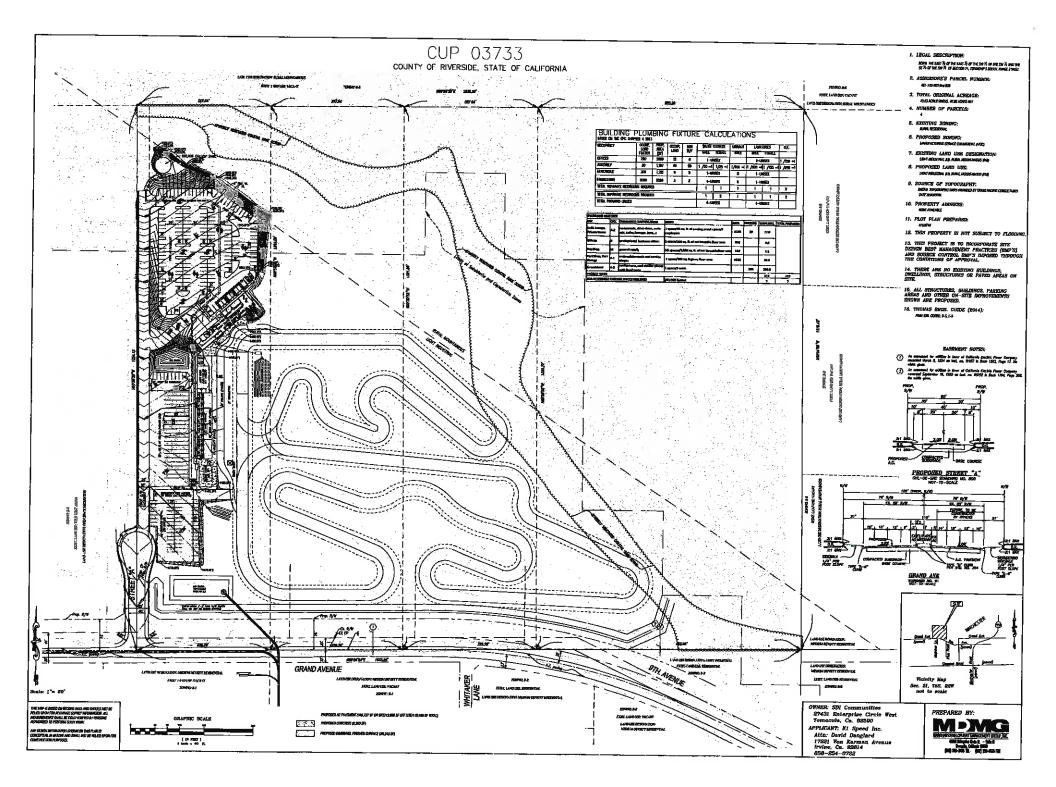


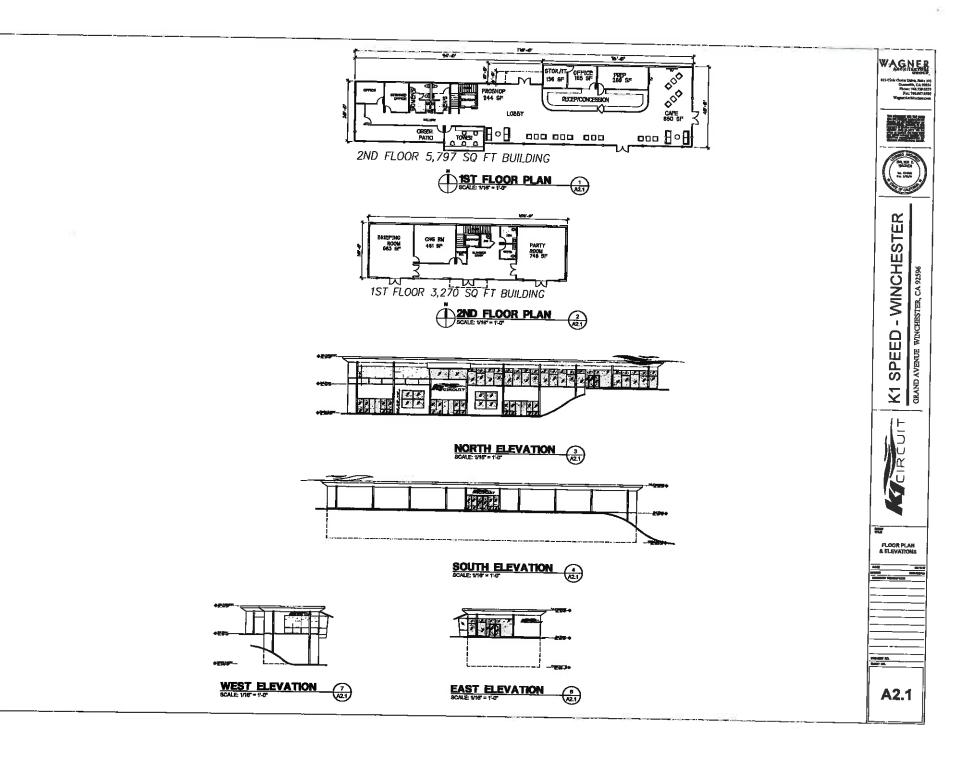


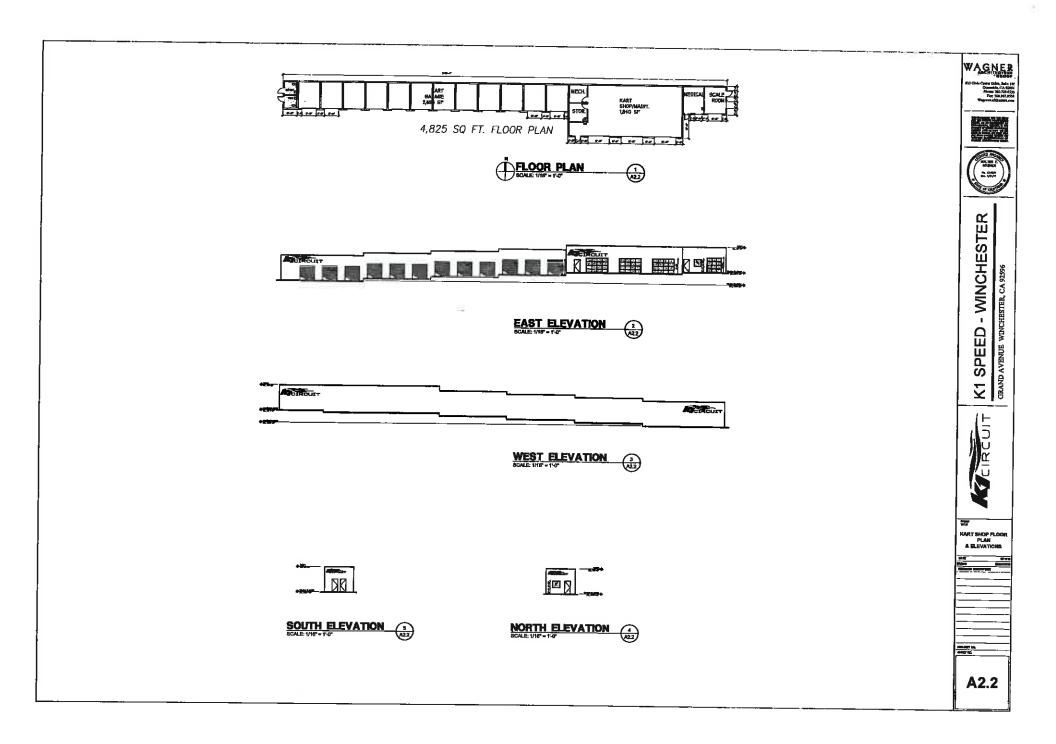


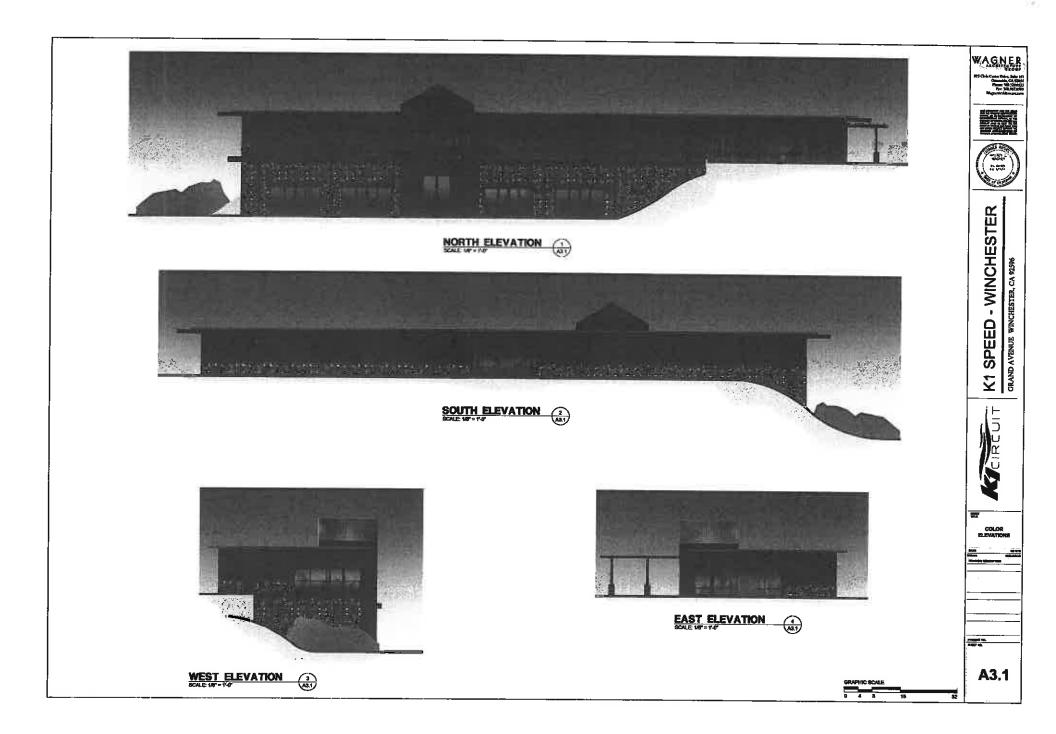


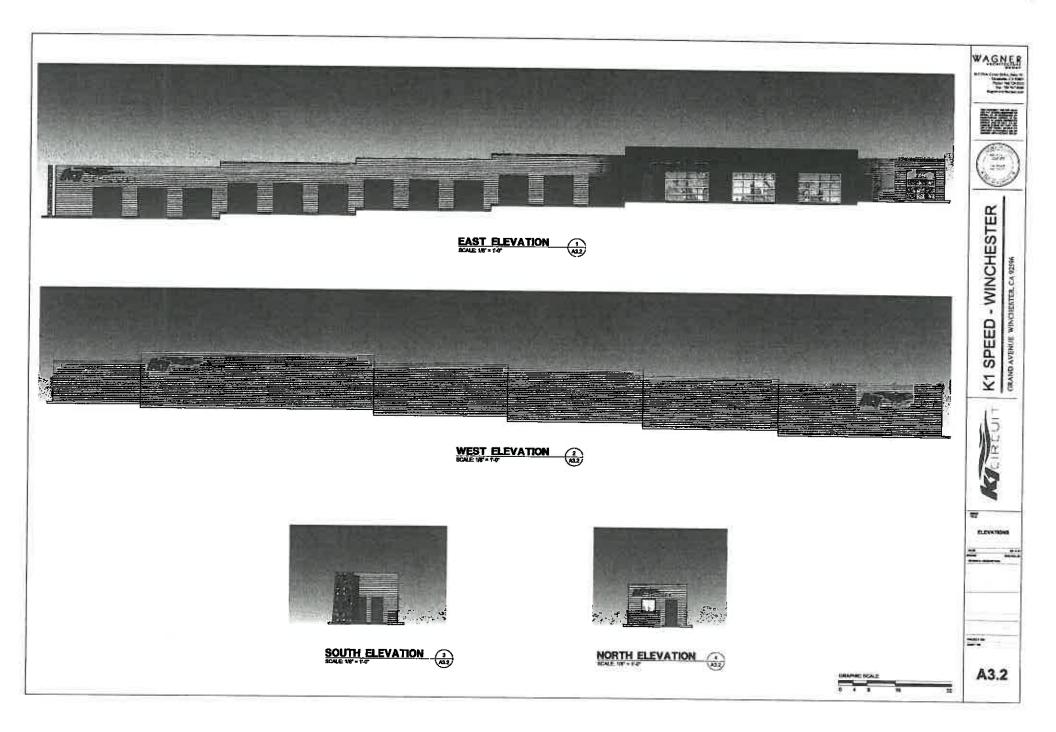












A special scheduled meeting of the Airport Land Use Commission was held on July 1, 2016 at the Riverside County Administrative Center, Board Chambers.

COMMISSIONERS PRESENT:

Simon Housman, Chairman Arthur Butler Glen Holmes Steve Manos Russell Betts, Alternate for Greg Pettis Richard Stewart, Alternate for Rod Ballance Beth La Rock, Alternate for John Lyon

COMMISSIONERS ABSENT.

Greg Pettis Rod Ballance John Lyon

STAFF PRESENT:

Ed Cooper, ALUC Director John Guerin, Principal Planner Paul Rull, Urban Regional Planner IV Barbara Santos, ALUC Commission Secretary Raymond Mistica, ALUC Counsel

OTHERS PRESENT:

Robert Field, Riverside County EDA James Kelly, NRG

I. AGENDA ITEM 2.1: <u>ZAP1011BL16 – NRG Energy (NRG Renew DG Holdings LLC) (Representative:</u> <u>James Kelly</u>) – County Case No.: CUP 03728 (Conditional Use Permit). The applicant proposes amendments to the conditions of approval applied by ALUC in its finding of conditional consistency for ZAP1005BL09, which initially applied to a 100 megawatt (MW) solar photovoltaic facility on 640 acres on the grounds of Blythe Airport. The applicant proposes a reduced-scale 20 MW project on 156 acres with modifications to Condition 1B relating to glare, Condition 5 relating to Compatibility Zone B1 and underground installation of electric lines, Condition 9 relating to the maximum height and elevation above mean sea level of the electric lines, which would extend southerly along Butch Avenue, easterly along Riverside Avenue, and southerly along Buck Boulevard, and Condition 11 requiring ALUC review of changes in coordinates of the array, electric lines, and maintenance building. Specifically, to allow poles with a maximum height of 51.5 feet and maximum elevation of 442 feet above mean sea level northerly of the east-west runway and easterly of the north-south runway (Airport Compatibility Zones C, D, B1 and A of the Blythe Airport Influence Area – no array in A or B1, no poles in A).

II. MAJOR ISSUES

The increased height of electrical lines within Compatibility Zone B1 affects the cumulative impact of the proliferation of lines in the area surrounding Blythe Airport. Additionally, use of the Solar Glare Hazard Analysis Tool indicates that the proposed project will result in glare at the landing threshold and at distances less than one-half mile from the runway. However, this is a previously approved project.

III. STAFF RECOMMENDATION

Staff recommends a finding of <u>CONSISTENCY</u> for the proposed project, subject to the conditions specified herein.

IV. PROJECT DESCRIPTION

The applicant proposes amendments to the conditions of approval applied by ALUC in its finding of conditional consistency for ZAP1005BL09, which initially applied to a 100 megawatt (MW) solar photovoltaic facility on 640 acres on the grounds of Blythe Airport. The applicant is proposing a reduced-scale 20 MW project on 156 acres with modifications to Condition 1b relating to glare, Condition 5 relating to Compatibility Zone B1 and underground installation of electric lines, Condition 9 relating to the maximum height and elevation above mean sea level of the electric lines (which would extend southerly along Butch Avenue and easterly along Riverside Avenue, tying in to an existing electric line at the corner of Riverside Avenue and Buck Boulevard), and Condition 11 requiring ALUC review of changes in coordinates of the array, electric lines, and maintenance building. Specifically, the applicant requests that poles be allowed with a maximum height of 51.5 feet and a maximum elevation (at top point) of 442 feet above mean sea level.

CONDITIONS: Subject to the following amended conditions (new text added in 2016 in *italics*; text deleted in 2016 in strikethrough):

- 1. The following uses shall be prohibited:
 - (a) Any use which would direct a steady light or flashing light of red, white, green, or amber colors associated with airport operations toward an aircraft engaged in an initial straight climb following takeoff or toward an aircraft engaged in a straight final approach toward a landing at an airport, other than an FAA-approved navigational signal light or visual approach slope indicator.

- (b) Any use that would result in an ocular impact that would compromise the safety of air traffic at the airport. which would cause sunlight to be reflected towards an aircraft engaged in an initial straight climb following takeoff or towards an aircraft engaged in a straight final approach towards a landing at an airport.
- (c) Any use which would generate smoke or water vapor or which would attract large concentrations of birds, or which may otherwise affect safe air navigation within the area.
- (d) Any use which would generate electrical interference that may be detrimental to the operation of aircraft and/or aircraft instrumentation.
- 2. Any outdoor lighting installed shall be hooded and shielded to prevent either the spillage of lumens or reflection into the sky.
- 3. If the panels are mounted on a framework, said framework shall have a flat or matte finish so as to minimize reflection of sunlight.
- 4. In the event that any incidence of glare or electrical interference affecting the safety of air navigation occurs as a result of project operation, the permittee shall be required to take all measures necessary to eliminate such glare or interference. In the event that airport operator is notified of a Glare Incident (as defined below), airport operator shall notify the project operator of such Glare Incident in writing, and within 30 days of such notice project operator shall conduct an investigation of the Glare Incident and promptly submit the results of such investigation to the airport operator. If such investigation confirms occurrence of a Glare Incident, project operator shall develop a proposed remedy to prevent reoccurrence of the Glare Incident, which investigation and remedy shall be subject to airport operator's reasonable review and approval. Project operator shall notify airport operator of the implementation date of such remedy, and if airport operator within 30 days of such date receives notification of a new Glare Incident, airport operator and project operator shall repeat the process described herein. Upon either (i) airport operator's approval of project operator's investigation concluding no occurrence of a Glare Incident, or (ii) no receipt of notification of a Glare Incident by project operator within 30 days of project operator's implementation of a remedy, such Glare Incident shall be considered resolved for the purpose of project operator's compliance with the requirements of this Condition. Glare Incident is defined as the occurrence of glint, glare or flash from the project that results in a flight accident, jeopardizes the safe operation of a flight or results in a specific safety complaint from a pilot to the airport operator or federal, state or county authorities responsible for the safety of air navigation.
- 5. Any new electrical transmission or distribution line segments for this project that would extend across the extended runway centerline of the east-west runway at Blythe Airport located within Airport Compatibility Zone B1 shall be installed underground. This requirement specifically applies to the segments of the *initially* proposed 30kV line (approximately 1,500 feet in length) paralleling the easterly boundary of Airport Compatibility Zone A.

As an alternative to underground installation of this 30kV line, the applicant may select the route alignment depicted as Option C (a line proceeding southerly along Butch, then easterly along Riverside, connecting with then southerly along Buck to an existing electric line transmission lines) at the intersection of Riverside Avenue and Buck Boulevard, as depicted on Figure 1 the aerial photo exhibit labeled "BLYTHE II SOLAR PROJECT Project Layout Approved By CUP" propared by The Holt Group on file with this application , as the Option C alignment does not extend into Airport Compatibility Zone B1.

The following conditions have been added pursuant to the terms of the FAA determination letter issued on August 4, 2010:

- 6. The Federal Aviation Administration (FAA) has issued its Final Determination letter for Aeronautical Study Nos. 2015-AWP-2329-NRA through 2015-AWP-2351-NRA 2010-AWP-150-NRA, 2010-AWP-196-NRA through 2010-AWP-216-NRA, and 2010-AWP-459-NRA, and has Indicated no objections to the construction of the proposed project. The letter does not state that either marking or lighting of the array and/or the proposed *electric* transmission line towers would be necessary for aviation safety. However, if marking and/or lighting for aviation safety are accomplished on a voluntary basis, such marking and/or lighting shall be installed and maintained in accordance with FAA Advisory Circular 70/7460-1 K Change 2.
- 7. The permittee shall comply with the requirements set forth in FAA Advisory Circular 150/5370-2E, "Operational Safety on Airports During Construction."
- 8. The maximum height of the array (solar photovoltaic panels, trackers, inverters, and wires), excluding structures and *electric* transmission line towers, shall not exceed ten (10) feet above ground level, and the maximum elevation above sea level shall not exceed 406 feet above mean sea level, *unless the FAA permits a higher elevation above mean sea level pursuant to written documentation.*
- 9. The maximum height of the *electric* transmission line towers/poles shall not exceed nineteen (19) fifty (50) feet above ground level, except for two poles that may be up to 51.5 feet above ground level, and the maximum elevation above mean sea level shall not exceed the elevation as referenced in Table 1 of the FAA letter dated August 4, 2010 January 15, 2016. Such elevation shall not exceed 416 442 feet above mean sea level.
- 10. The maximum height of the maintenance building shall not exceed twenty-five (25) feet above ground level, and the maximum elevation shall not exceed 421 feet above mean sea level.
- 11. The specific coordinates, heights, and top point elevations of the proposed array, electric transmission line towers/poles, and maintenance building shall not be amended without further review by the Airport Land Use Commission and the Federal Aviation Administration; provided, however, that reduction in building, array, or pole height or elevation and/or adjustments in the location of the array and/or maintenance building by less than 50 feet of horizontal distance (as long as the adjustment does not place panels or structures in a more restrictive Compatibility Zone) shall not require further review by the Airport Land Use Commission. Adjustment in location of poles on Butch Boulevard that would remain within the 12 foot SCE easement will not require further review by ALUC.
- 12. Temporary construction equipment used during actual construction of the project shall not exceed the height of the proposed maintenance building or the height of the structure being constructed, whichever is greater, unless separate notice is provided to the Federal Aviation Administration through the Form 7460-1 process.

V. MEETING SUMMARY

The following staff presented the subject proposal: ALUC Staff Planner: John Guerin at (951) 955-0982, or e-mail at jguerin@rctlma.org

The following spoke in favor of the project: James Kelly, NRG, 5790 Fleet Street, Suite 200, Carlsbad, CA 92008

The following spoke neither for or against the project, but added information to the decision making process: Robert Field, Riverside County EDA No one spoke in opposition to the project

VI. ALUC COMMISSION ACTION

The ALUC Commission by a unanimous vote of 7-0 found the project <u>CONSISTENT</u>, adopting the changes to Condition 8 and 11 as proposed by the applicant with the addition at the end of condition 11 of the additional phrase "by ALUC" as presented by staff.

VII. CD

The entire discussion of this agenda item can be found on CD and referenced by the meeting time listed below. For a copy of the CD, please contact Barbara Santos, ALUC Commission Secretary, at (951) 955-5132 or E-mail at <u>basantos@rctIma.org</u>.

ITEM 2.1: TIME: 10 A.M.

t 3.0 ORAL COMMUNICATION ON ANY MATTER NOT ON THE AGENDA None

II. <u>4.0 COMMISSIONER'S COMMENTS</u> None

III. 5.0 ADJOURNMENT

Chairman Housman adjourned the meeting at 10:30 A.M.

IV. CD

The entire discussion of this agenda item can be found on CD and referenced by the meeting time listed below. For a copy of the CD, please contact Barbara Santos, ALUC Commission Secretary, at (951) 955-5132 or E-mail at <u>basantos@rctlma.org</u>.

ITEM 3.0: TIME IS 10:29 A.M.

A regular scheduled meeting of the Airport Land Use Commission was held on July 14, 2016 at the Riverside County Administrative Center, Board Chambers.

COMMISSIONERS PRESENT:

Simon Housman, Chairman Rod Ballance, Vice Chairman Russell Betts Arthur Butler Glen Holmes John Lyon Steve Manos

COMMISSIONERS ABSENT:

STAFF PRESENT:

Ed Cooper, ALUC Director John Guerin, Principal Planner Paul Rull, Urban Regional Planner IV Barbara Santos, ALUC Commission Secretary Raymond Mistica, ALUC Counsel

OTHERS PRESENT:

Joy Bednorz, Other Interested Person Ann Borel, Other Interested Person Clara Miramontes, City of Perris Col. Jeff Rodi, March Air Reserve Base

I. AGENDA ITEM 2.1: <u>ZAP1070FV16 – RTN Development Inc. (Representative: Rick Neugebauer)</u> – County of Riverside Planning Case Nos. CUP03744 (Conditional Use Permit) and CZ07909 (Change of Zone). The applicant is proposing a microbrewery and a warehouse facility (primarily for storage of wine) on 3.68 acres (2.1 acres net) (Assessor's Parcel Numbers: 963-070-002, 963-070-003, 963-070-004), located westerly of Briggs Road, easterly of Winchester Road (Highway 79), southerly of the westerly extension of Magdas Coloradas Street, and northerly of the westerly extension of Cochise Circle. The project proposes a 36,278 square foot building which includes: 3,246 square foot microbrewery production area, 28,995 square foot warehouse/storage area, 2,713 square foot office area, and 699 square foot tasting and bar area. The project also has a 1,420 square foot outdoor seating and gaming area attached to the building. The building will be two stories and have a maximum height of 35 feet. The applicant also proposes to change the zoning of the proposed 3.68 acre parcel from Industrial Park (I-P) to Manufacturing-Service Commercial (M-SC). (Airport Compatibility Zones B1 and C of French Valley Airport Influence Area).

II. MAJOR ISSUES

The project was originally submitted as a 36,278 square foot building which included: 3,246 square foot microbrewery production area, 28,995 square foot warehouse/storage area, 2,713 square foot office area, and 699 square foot tasting and bar area, in addition to a 1,420 square foot outdoor seating and gaming area attached to the building. The item was continued from ALUC's June meeting per the applicant's request so they could work on the project to be more consistent with the compatibility plan. The applicant has further requested a continuance to the August commission meeting in order to allow more time for them to make the project more consistent with the compatibility plan.

III. STAFF RECOMMENDATION

At this time per the applicant's request, staff recommends that the Commission <u>CONTINUE</u> consideration of this matter to its August 11, 2016 public hearing agenda.

IV. PROJECT DESCRIPTION

The applicant proposes a microbrewery facility on 3.68 acres. The project proposes a 36,278 square foot building which includes: 3,246 square foot microbrewery production area, 28,995 square foot warehouse/storage area, 2,713 square foot office area, and 699 square foot tasting and bar area. The project also has a 1,420 square foot outdoor seating and gaming area attached to the building. The building will be two stories and have a maximum height of 35 feet. The applicant also proposes to change the zoning of the property from Industrial Park (I-P) to Manufacturing-Service Commercial (M-SC).

V. MEETING SUMMARY

The following staff presented the subject proposal: ALUC Staff Planner: Paul Rull at (951) 955-6893, or e-mail at <u>prull@rctima.org</u>

No one spoke in favor, neutral or opposition to the project.

VI. ALUC COMMISSION ACTION

The ALUC Commission by a unanimous vote of 7-0 <u>CONTINUED</u> the project to August 11, 2016.

VII. CD

The entire discussion of this agenda item can be found on CD and referenced by the meeting time listed below. For a copy of the CD, please contact Barbara Santos, ALUC Commission Secretary, at (951) 955-5132 or E-mail at <u>basantos@rctlma.org</u>. ITEM 2.1: TIME 9:02 A.M.

I. AGENDA ITEM 2.2: <u>ZAP1019RG16 – County of Riverside (Representative: Shellie Clack, Office of County Counsel)</u> – County Case No. Ordinance Amendment No. 348.4835. This is a Countywide amendment to Riverside County Ordinance No. 348 clarifying where residential care facilities, residential health facilities, and sober living homes would be permitted uses in the unincorporated areas and the type of use permit that would be required for such use (if any), consistent with State law. Article XIXe would be amended to provide definitions and criteria for five types of group facilities (Residential Facility, Residential Care Facility, Residential Care Facility for the Elderly, Alcohol or Drug Abuse Treatment Facility, and Sober Living Homes) and two types of health facilities (Developmentally Disabled Care Facility and Congregate Living Health Facility). Each such use serving six or fewer persons would be considered a residential use of property allowed by right in residential zones. Those serving seven or more persons (except Sober Living Homes) would require a Conditional Use Permit. Ordinance No. 348.4835 also adds reasonable accommodation provisions to Ordinance No. 348 and updates definitions to clarify and remove any inconsistencies that may result from the revisions made to Article XIXe. (Countywide).

II. MAJOR ISSUES

The proposed ordinance would establish definitions for five types of group facilities and two types of health facilities. Each such use serving six or fewer persons would be considered a residential use of property allowed by right in residential zones. Those serving seven or more persons would require a Conditional Use Permit (except Sober Living Homes, which would not be subject to use permit requirements even if they served seven or more persons, as they would be the equivalent of single-family residences, although occupied by more than one "single housekeeping unit" [i.e., their residents may pay rent to the homeowner]). This was not regarded as a "non-impact legislative amendment" because it could increase the potential for "uses having vulnerable occupants" to be established in inner Compatibility Zones where they would not be consistent with the Countywide Policies of the 2004 Riverside County Airport Land Use Compatibility Plan.

This item was continued from the June hearing to allow March Air Reserve Base officials time to review and comment on the proposal, which they have now done. The facilities addressed in this ordinance, like single-family homes, are not consistent land uses within the Clear Zone or the Accident Potential Zones. Base officials initially requested that these uses be prohibited in those zones, but Ms. Clack advised that the County is preempted from prohibiting sober living homes and facilities serving six or fewer persons in any residential zone. Therefore, the only way to assure that such facilities would not be established in those zones would be to rezone those properties to non-residential zones in the event that the County regains land use jurisdiction over areas currently within the land use jurisdiction of the March Joint Powers Authority.

III. STAFF RECOMMENDATION

Staff recommends a finding of <u>CONSISTENCY</u> for the ordinance itself, provided that, whenever a new facility requiring a Conditional Use Permit is proposed for a site within an Airport Influence Area, the proposal is transmitted to ALUC staff for a determination as to whether the proposal could be inconsistent with the Compatibility Plan policy regarding location of "uses having vulnerable occupants." In such cases, the proposal should be officially submitted to ALUC for a determination. Additionally, this recommendation is predicated on the understanding that, in the event that properties presently within the land use jurisdiction of the March Joint Powers Authority revert to County jurisdiction, any such property in the Clear Zone or Accident Potential Zones that had been zoned for residential uses (generally the R-R and W-2 zones) when part of March Air Force Base

should be rezoned so as not to allow residential uses as a permitted use.

IV. PROJECT DESCRIPTION

The applicant proposes an amendment to the Riverside County Zoning Ordinance (Ordinance No. 348) to clarify where residential group facilities, residential health facilities, and sober living homes would be permitted uses in the unincorporated areas and the type of use permit (if any) that would be required for such uses, consistent with State Iaw. Article XIXe of Ordinance No. 348 currently addresses "congregate care residential facilities." Its existing text would be deleted. The amended Article XIXe would provide definitions and criteria for five types of group facilities (Residential Facility, Residential Care Facility, Residential Care facility for the Elderly, Alcohol or Drug Abuse Treatment Facility, and Sober Living Homes) and two types of health facilities (Developmentally Disabled Care Facility and Congregate Living Health Facility). Each such use serving six or fewer persons would be considered a residential use allowed by right in residential zones. Those serving seven or more persons (except Sober Living Homes) would require a Conditional Use Permit.

Ordinance No. 348.4835 also adds reasonable accommodation provisions to Ordinance No. 348 and updates definitions to clarify and remove any inconsistencies within Ordinance No. 348 that may result from the revisions made to Article XIXe.

V. MEETING SUMMARY

The following staff presented the subject proposal: ALUC Staff Planner: John Guerin at (951) 955-0982, or e-mail at jguerin@rctima.org

The following spoke neither for or against the project, but added information to the decision making process:

Col. Jeff Rodi, March Air Reserve Base, CA

No one spoke in favor or opposition to the project.

VI. ALUC COMMISSION ACTION

The ALUC Commission by a unanimous vote of 7-0 found the project CONSISTENT.

VII. CD

The entire discussion of this agenda item can be found on CD and referenced by the meeting time listed below. For a copy of the CD, please contact Barbara Santos, ALUC Commission Secretary, at (951) 955-5132 or E-mail at <u>basantos@rctIma.org</u>.

ITEM 2.2: TIME 9:03 A.M.

I. AGENDA ITEM 2.3: <u>ZAP1194MA16 – City of Riverside (Representative: Doug Darnell)</u> – City Case No. P15-1010 (General Plan Amendment). A proposal by the City of Riverside to amend its General Plan 2025 so as to bring that Plan into consistency with the 2014 March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan. Accordingly, the proposal includes amendments to the Land Use and Urban Design, Public Safety, Noise, and Circulation and Community Mobility Elements of the General Plan, as well as the Introduction section. (Airport Compatibility Zones B1-APZ II, B1, C1, C2, D, and E of the March Air Reserve Base/Inland Port Airport Influence Area).

II. MAJOR ISSUES

There is no question that the proposed General Plan Amendment is consistent with the 2014 March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan ("March ALUCP") and that the proposed amendment brings the City General Plan closer to consistency with the March ALUCP. However, the City is proposing that the attached text amendments and maps constitute the General Plan changes needed to enable a determination that the City's General Plan is consistent with the March ALUCP. As of the date of preparation of this staff report (April 26, 2016), staff review is ongoing. The proposal would certainly be sufficient for a jurisdiction that included portions of Zone E, such as the City of Menifee, but the City of Riverside also includes land in some of the inner zones. The City has indicated that additional information will be provided prior to the June 9 hearing. While we hope to be able to ultimately forward a proposal to the Commission that brings the General Plan into consistency with the March ALUCP, at this time, we must recommend a continuance.

Staff considered the possibility of finding that the proposed amendment constituted sufficient action to allow for a finding of partial consistency for the City's General Plan (relative specifically to Compatibility Zones D and E), but Counsel advised that ALUC's enabling legislation does not appear to allow for such a split determination relative to consistency.

III. STAFF RECOMMENDATION

If the City is willing to agree and again waives the 60-day limit, staff recommends that this item be <u>CONTINUED OFF-CALENDAR</u> or, if the City prefers, for a specific number of months until such time as the City is able to combine this proposal with the application of airport overlay zoning throughout the March AIA or such other zoning ordinance and map amendments as may be needed to address airport land use compatibility concerns. If the City is not willing to agree to such a continuance or does not believe that application of overlay zoning can be initiated within the next six months, staff would recommend that this proposal be found <u>CONSISTENT</u> with the 2014 March ALUCP <u>as a general plan amendment only</u>, since there is nothing in this proposal that would exacerbate existing inconsistencies. However, the eventual adoption of this General Plan Amendment by the Riverside City Council <u>would not be sufficient</u> to enable a finding that the City of Riverside General Plan 2025, as hereby amended, would be deemed consistent with the March ALUCP.

IV. PROJECT DESCRIPTION

The City of Riverside is proposing to amend its General Plan 2025 so as to bring that Plan into consistency with the 2014 March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan {"March ALUCP"). Accordingly, the proposal includes amendments to the Land Use and Urban Design, Public Safety, Noise, and Circulation and Community Mobility Elements of the General Plan, as well as the Introduction section.

V. MEETING SUMMARY

The following staff presented the subject proposal: ALUC Staff Planner: John Guerin at (951) 955-0982, or e-mail at jguerin@rctlma.org

No one spoke in favor, neutral or opposition to the project.

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VI. ALUC COMMISSION ACTION

The ALUC Commission by a unanimous vote of 7-0 CONTINUED the project OFF CALENDAR.

VII. CD

The entire discussion of this agenda item can be found on CD and referenced by the meeting time listed below. For a copy of the CD, please contact Barbara Santos, ALUC Commission Secretary, at (951) 955-5132 or E-mail at <u>basantos@rctIma.org</u>.

ITEM 2.3: TIME 9:19 A.M.

I. AGENDA ITEM 2.4: <u>ZAP1199MA16 – City of Perris (Representative: Nathan Perez)</u> – City Case Nos. General Plan Amendment 15-05122, Specific Plan Amendment 16-05025, and Ordinance Amendment 16-05024 (Amended Proposal). General Plan Amendment 15-05122 is a proposal by the City of Perris to amend the Land Use and Safety Elements of its General Plan so as to bring that Plan into consistency with the March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan ("March ALUCP"). Ordinance Amendment 16-05024 is a proposal to amend Chapter 19 of the Perris Municipal Code by adopting an Airport Overlay Zone Code Section and to apply this overlay to those portions of the City within the March AIA. Specific Plan Amendment 16-05025 is a proposal to update the Airport Overlay Zone Section (Section 12) of that Plan so as to comply with the March ALUCP. (Airport Compatibility Zones A, B1- APZ 1, B1-APZ II, B2, C1, C2, D and E of the March Air Reserve Base/Inland Port Airport Influence Area).

II. MAJOR ISSUES

There is no question that the proposed General Plan Amendment, Specific Plan Amendment, and Zoning Ordinance Amendment are consistent with the 2014 March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan ("March ALUCP") and that the proposed General Plan Amendment brings the City General Plan closer to consistency with the March ALUCP. However, the City is proposing that the attached text amendments and maps constitute the General Plan changes needed to enable a determination that the City's General Plan is consistent with the March ALUCP. No changes to the land use designations of individual parcels are being proposed. The City is proposing to apply the Airport Overlay Zone throughout the Airport Influence Area, although the present proposal would simply be to incorporate that zone into the City's ordinance. The proposal would certainly be sufficient for a jurisdiction that included portions of Zone E, such as the City of Menifee, but the City of Perris also includes land in some of the inner zones. As no land use designation changes are proposed herewith, it will be necessary to apply the Airport Overlay in order for consistency to be achieved. While we can on an interim basis recommend that these measures be adopted by the City, in the absence of application of the appropriate Airport Overlay Zone to individual parcels, these measures only assure consistency for properties in Compatibility Zones D and E. The final versions of these proposals were not provided until May 19. Provided that the City is willing to waive the 60-day deadline for a determination, ALUC staff recommends discussion and continuance.

March Air Reserve Base has taken the opportunity to comment and to note those areas where compatibility criteria included in the March ALUCP differ from the provisions of applicable Department of Defense and Air Force instructions.

III. STAFF RECOMMENDATION

Staff recommends that the Commission find that, upon City Council adoption of the amendments specified herein as proposed, including the revisions submitted on June 15, 2016 (including the Zoning Map amendment), the City of Perris General Plan, zoning ordinance, and the Perris Valley Commerce Center Specific Plan shall be recognized as <u>CONSISTENT</u> with the March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan ("March ALUCP"). This determination of consistency is contingent upon action by the Perris City Council adopting all of these documents and maps as revised June 15, 2016, and providing confirmation of its approval to ALUC by copy of an executed minute order with a CD of the final adopted documents for General Plan Amendment 15-05122, Specific Plan Amendment 16-05025, and Ordinance Amendment 16-05024.

IV. PROJECT DESCRIPTION

General Plan Amendment 15-05122 is a proposal by the City of Perris to amend the Land Use and Safety Elements of its General Plan so as to bring that Plan into consistency with the 2014 March Air Reserve Base/Inland Port Airport Land Use Compatibility Plan ("March ALUCP"). Ordinance Amendment 16-05024 is a proposal to amend Chapter 19 of the Perris Municipal Code by adopting

an Airport Overlay Zone Code Section and to apply this overlay to those portions of the City within the March Air Reserve Base/Inland Port Airport Influence Area ("March AIA"). Specific Plan Amendment 16-05025 is a proposal to update the Overlay Zone section (Section 12) of the Perris Valley Commerce Center Specific Plan so as to comply with the March ALUCP.

V. MEETING SUMMARY

The following staff presented the subject proposal: ALUC Staff Planner: John Guerin at (951) 955-0982, or e-mail at jguerin@rctlma.org

The following spoke in favor of the project: Clara Miramontes, City of Perris, CA

The following spoke in favor of staff recommendation: Col. Jeff Rodi, March Air Reserve Base, CA

No one spoke in neutral or opposition to the project.

VI. ALUC COMMISSION ACTION

The ALUC Commission by a unanimous vote of 7-0 found the project CONSISTENT.

VII. CD

The entire discussion of this agenda item can be found on CD and referenced by the meeting time listed below. For a copy of the CD, please contact Barbara Santos, ALUC Commission Secretary, at (951) 955-5132 or E-mail at <u>basantos@rctIma.org</u>.

ITEM 2.4: TIME 9:20 A.M.

I. AGENDA ITEM 3.1: <u>ZAP1062BD16 – Global Development and Building, LLC/Desert Land Holdings</u> (Representative: Jim Snellenberger) – City of La Quinta Planning Case Nos. Specific Plan 2015-0002, Zone Change 2015-0001, Tentative Tract Map 2015-0003 (TTM 36875), and Site Development Permit. The applicant is proposing a Specific Plan on 3.22 net acres (Assessor's Parcel Numbers: 600-080-001 thru 009; 600-080-041 and -042) to vary the Medium Density Residential zone development standards, which includes building setbacks and heights, minimum lot size, garage setback, and architectural encroachment. The applicant is also proposing a Zone Change on the site from Low Density Residential and Golf Course to Medium Density Residential, a tentative tract map to subdivide the site into 16 single family residential lots, and a Site Development Permit to review the project's site design, architectural design, landscaping, and lighting. The project site is located northerly of Highway 111, easterly of Jefferson Street, and southerly of Palm Circle. (Airport Compatibility Zone E of the Bermuda Dunes Airport Influence Area).

II. MAJOR ISSUES

None

III. STAFF RECOMMENDATION

Staff recommends that the Commission find the proposed Specific Plan and Zone Change <u>CONSISTENT</u> with the 2004 Bermuda Dunes Airport Land Use Compatibility Plan, and find the Tentative Tract Map and Site Development Permit <u>CONSISTENT</u>, subject to the conditions included herein.

IV. PROJECT DESCRIPTION

The applicant proposes a Specific Plan on 3.22 net acres (Assessor's Parcel Numbers: 600-080-001 thru 009; 600-080-041 and -042) to vary the Medium Density Residential zone development standards, which includes building setbacks and heights, minimum lot size, garage setback, and architectural encroachment. The applicant is also proposing a Zone Change on the site from Low Density Residential and Golf Course to Medium Density Residential, a tentative tract map to subdivide the site into 16 single family residential lots, and a Site Development Permit to review the project's site design, architectural design, landscaping, and lighting.

CONDITIONS (applicable to the Tentative Tract Map):

- 1. Any outdoor lighting that is installed shall be hooded or shielded so as to prevent either the spillage of lumens or reflection into the sky.
- 2. The following uses are prohibited:
 - (a) Any use or activity which would direct a steady light or flashing light of red, white, green, or amber colors associated with airport operations toward an aircraft engaged in an initial straight climb following takeoff or toward an aircraft engaged in a straight final approach toward a landing at an airport, other than an FAA-approved navigational signal light or visual approach slope indicator.
 - (b) Any use or activity which would cause sunlight to be reflected towards an aircraft engaged in an initial straight climb following takeoff or towards an aircraft engaged in a straight final approach towards a landing at an airport.
 - (c) Any use or activity which would generate smoke or water vapor or which would attract large concentrations of birds, or which may otherwise affect safe air navigation within the area.

- (d) Any use which would generate electrical interference that may be detrimental to the operation of aircraft and/or aircraft instrumentation.
- 3. The attached notice shall be provided to all potential purchasers of the proposed lots and tenants of the homes thereon.
- 4. Any new detention basin(s) on the site shall be designed so as to provide for a maximum 48hour detention period following the conclusion of the storm event for the design storm (may be less, but not more), and to remain totally dry between rainfalls. Vegetation in and around the detention basin(s) that would provide food or cover for bird species that would be incompatible with airport operations shall not be utilized in project landscaping.

V. MEETING SUMMARY

The following staff presented the subject proposal: ALUC Staff Planner: Paul Rull at (951) 955-6893, or e-mail at <u>prull@rctlma.org</u>

No one spoke in favor, neutral or opposition to the project.

VI. ALUC COMMISSION ACTION

The ALUC Commission by a unanimous vote of 7-0 found the project **CONSISTENT**.

VII. CD

The entire discussion of this agenda item can be found on CD and referenced by the meeting time listed below. For a copy of the CD, please contact Barbara Santos, ALUC Commission Secretary, at (951) 955-5132 or E-mail at <u>basantos@rctIma.org</u>.

ITEM 3.1: TIME 9:33 A.M.

AGENDA ITEM 3.2: ZAP1020RG16 - Riverside County Planning Department (Representative: Bill L Gavk) - Riverside County Planning Case Nos. GPA01122 (General Plan Amendment) and CZ07902 (Change of Zone). A proposal by the County of Riverside to amend its General Plan and Zoning Ordinance in accordance with California Department of Housing and Community Development regulations and other State laws. Accordingly, the proposal includes a new Housing Element and amendments to the Land Use and Safety Elements of the General Plan and many Area Plans, as well as updating Ordinance No. 348 to be consistent with the proposed General Plan amendments. The proposed changes include redesignating 5,328 gross acres throughout the County to Mixed-Use Area and Highest Density Residential land use designations, establishing Highest Density Residential (R-7) and Mixed Use (MU) zones, and rezoning land to these zones, including 1,424 gross acres located within Airport Influence Areas of March Air Reserve Base, Perris Valley Airport, French Valley Airport, and Jacqueline Cochran Regional Airport, affecting allowable land uses of 238.98 acres in Thermal, 607.29 acres in Winchester, 123.27 acres in Highgrove, 147.73 acres in Mead Valley, 131.71 acres in Good Hope, 155.3 acres in Nuevo, and 19.48 acres in French Valley. (Airport Compatibility Zones: Countywide).

II. MAJOR ISSUES

None

III. STAFF RECOMMENDATION

Staff recommends a finding of <u>CONSISTENCY</u> for the General Plan Amendment and Zoning Ordinance

IV. PROJECT DESCRIPTION

A proposal by the County of Riverside to amend its General Plan and Zoning Ordinance in accordance with California Department of Housing and Community Development regulations and other State laws. Accordingly, the proposal includes a new Housing Element and amendments to the Land Use and Safety Elements of the General Plan and many Area Plans, as well as updating Ordinance No. 348 to be consistent with the proposed General Plan amendments. The proposed changes include redesignating 5,328 gross acres throughout the County to Mixed-Use Area and Highest Density Residential land use designations, establishing Highest Density Residential (R-7) and Mixed Use (MU) zones, and rezoning land to these zones, including 1,424 gross acres located (in whole or in part) within Airport Influence Areas (AIAs) of March Air Reserve Base, Perris Valley Airport, French Valley Airport, and Jacqueline Cochran Regional Airport, affecting allowable land uses of 238.98 acres in Thermal, 607.29 acres in Winchester, 123.27 acres in Highgrove, 147.73 acres in Mead Valley, 131.71 acres in Good Hope, 155.3 acres in Nuevo, and 19.48 acres in French Valley.

V. MEETING SUMMARY

The following staff presented the subject proposal: ALUC Staff Planner: Paul Rull at (951) 955-6893, or e-mail at prull@rctIma.org

The following spoke neither for or against the project but added information to the decision making project:

Joy Bednorz, Other Interested Person, Nuevo Road

The following spoke in opposition to the project: Ann Borel, Other Interested Person, 37623 Leon Road, Murrieta, CA 92563

No one spoke in favor of the project.

VI. ALUC COMMISSION ACTION

The ALUC Commission by a unanimous vote of 7-0 found the project CONSISTENT.

VII. CD

The entire discussion of this agenda item can be found on CD and referenced by the meeting time listed below. For a copy of the CD, please contact Barbara Santos, ALUC Commission Secretary, at (951) 955-5132 or E-mail at <u>basantos@rctIma.org</u>.

ITEM 3.2: TIME 9:36 A.M.

4.0 ADMINISTRATIVE ITEMS

- 4.1 <u>ALUC Resolution No. 2016-01 adopting the 2016 Amendment to the 2004 Banning Municipal</u> <u>Airport Land Use Compatibility Plan</u> Chairman Housman recused (as he had done at the hearing) because he represents clients who own property near that airport. Vice Chairman Rod Ballance signed the Resolution.
- 4.2 <u>Director's Approvals</u> Information Only

4.3 August 2016 ALUC Meeting Location

John Guerin, ALUC staff, advised that the Board Hearing Room is not available on August 11, but that the City of Hemet will be able to accommodate the Commission meeting. Chairman Housman suggested that a tour of Hemet-Ryan Airport be arranged for that day following the meeting. (Subsequently, it was determined that the August meeting will be held at the Eastern Municipal Water District Board Room in Perris.)

II. <u>5.0 APPROVAL OF MINUTES</u>

The ALUC Commission by a vote of 7-0 approved the June 9, 2016 minutes.

III. 6.0 ORAL COMMUNICATION ON ANY MATTER NOT ON THE AGENDA

John Guerin, ALUC staff congratulated Russell Betts upon his appointment by the City Selection Committee as an official member of the Airport Land Use Commission.

IV. 7.0 COMMISSIONER'S COMMENTS

Commissioner Betts thanked staff for the recognition, stating that he is happy to serve the Airport Land Use Commission as an official member rather than as an alternate. Commissioner Manos also congratulated Mr. Betts.

V. <u>8.0 ADJOURNMENT</u>

Chairman Housman adjourned the meeting at 10:09 a.m.

VI. CD

The entire discussion of this agenda item can be found on CD and referenced by the meeting time listed below. For a copy of the CD, please contact Barbara Santos, ALUC Commission Secretary, at (951) 955-5132 or E-mail at <u>basantos@rctlma.org</u>.

ITEM 4.0: TIME IS: 10:06 A.M.