# REPORT TO PLANNING COMMISSION

DATE:

JUNE 20, 2024

TO:

HONORABLE CHAIR AND MEMBERS OF THE PLANNING

COMMISSION

FROM:

DENICE THOMAS, COMMUNITY DEVELOPMENT DIRECTOR

BY:

KATRINA GARCIA, ASSOCIATE PLANNER

REQUEST: 1) APPROVE A SITE PLAN/ARCHITECTURAL REVIEW PERMIT TO

CONSTRUCT AN ADDITION TO AN EXISTING SINGLE-FAMILY RESIDENCE AND 2) TO MAKE A DETERMINATION OF EXEMPTION

UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

**APPLICANT** 

Bourgault Drafting & Design for Rosen

CASE NO:

SPR-2023-0041

LOCATION:

5948 Lake Lindero Drive (AIN 2056-022-012)

**ENVIRONMENTAL** 

Exempt from the California Environmental Quality Act

DETERMINATION:

(CEQA) per §15301 (Existing Facilities) of the CEQA

Guidelines.

ZONING

Single Family Residential (RS-(5)-7,500)

**DESIGNATION:** 

GENERAL PLAN **DESIGNATION:** 

Residential Single Family (RS)

**RECOMMENDATION:** 

Staff recommends the Planning Commission approve Site Plan/Architectural Review Permit Case No. SPR-2023-0041, subject to conditions, based on the findings

of the attached Draft Resolution.

# I. PROJECT BACKGROUND AND DESCRIPTION

The applicant is requesting to add 199 square feet (sq. ft.) to the first floor and 655 sq. ft. to the second floor of an existing two-story single-family residence, in addition to a 144-square-foot covered front porch (the "Project"). The Project will result in a residence that is approximately 2,655 sq. ft.

The property is located at 5948 Lake Lindero Drive, which was developed as part of a residential tract (Tract Map No. 23806) and neighborhood, now known as "Lake Lindero." The surrounding neighborhood includes single-family residences and the Lake Lindero golf course located on the west side of Lake Lindero Drive (see Attachment 2 – Vicinity Map). The property is in the RS zone.

# Existing Development

•	Existing Residence	
	<ul><li>First Floor:</li></ul>	1,082 sq. ft.
	<ul> <li>Second Floor:</li> </ul>	719 sq. ft.
	Total Residence Area:	1,801 sq. ft.
•	Existing Garage	505 sq. ft.
•	Existing Porch (Full demo)	75 sq. ft.
	Total Building Coverage	2,381 sq. ft.

# New Construction

•	First Floor:	199 sq. ft.
•	Second Floor:	655 sq. ft.
•	Front Porch	144 sq. ft.
	Total Additions:	998 sq.ft.
•	New Proposed Residence Area	2,655 sq. ft.

# Legislative Review

The Agoura Hills Municipal Code (AHMC) requires that the Project comply with the Development Standards for the RS zoning district (AHMC §9243.3 and §9243.9). The proposed addition on the second floor exceeds 75 percent of the existing first floor area and, therefore, requires an SPR subject to the Planning Commission's decision. Additionally, Type I Non-conforming conditions exist on the building, with respect to the side yard setback. Because the addition proposes to continue the non-conforming condition, the project is also subject to the Planning Commission's decision.

# II. STAFF ANALYSIS

# Site Plan and Buildings

The lot has a slight rectangular shape that tapers from the front lot line to the rear lot line. The average slope of the lot is six percent and contains a two story single family residence with an attached garage and one-half-foot retaining walls on the north and east side of the residence. The attached garage forms an L-shaped building with the existing second floor located on the northeast corner of the structure. The second floor addition is proposed to extend the second floor towards the south and continue the existing first floor building line. The second floor addition will create a new primary suite with a walk-in-closet and en suite bathroom. The front porch, on the first floor, will be removed to accommodate the first floor addition along the front (west) elevation, thereby extending the family room. The roof overhang above the first floor will be extended and create a new covered front porch.

The following table summarizes how the proposed Project compares with the relevant lot and development standards.

Table 1 – Zoning Conformance				
	Existing	Proposed	Required/ Allowed	Compliance
Lot Dimensions				
Size	6,930 sq. ft.	Same	7,500 sq. ft. min.	Does not comply (Type 1 Non- conforming)
Lot Width	60 feet (ft.) avg.	Same	60 feet	Complies
Lot Depth	116 ft. avg.	Same	75 feet	Complies
Building Height				
	21 ft.	23 ft.	35 ft. or 2 stories	Complies
Floor Area				
House	1,801 sq. ft.	2,655 sq. ft.	n/a	n/a
Garage	505 sq. ft.	Same	n/a	n/a
Covered Porch	75 sq. ft.	144 sq. ft.	n/a	n/a
Lot Coverage				4
House (1 <sup>st</sup> floor only), Garage/, Covered Porch	1,662 / 6,930 = 24%	1,930 / 6,930 = 28%	50%	Complies

Table 1 – Zoning Conformance					
	Existing	Proposed	Required/ Allowed	Compliance	
Minimum Building Setbacks					
Front (West)	21 ft.	21 ft.	20 ft. 20 ft. - 18 ft.	Complies	
Rear (east)	44 ft.	44 ft.		Complies	
Side (north)	10 ft.	10 ft.		Complies	
Side (south)	7 ft.	7 ft.	combined, no less than 8 ft. on side	Does not comply (Type 1 Non- conforming)	

The table above demonstrates that the existing side yard setback on the south side does not comply with the current development standards; it was constructed under LA County standards, prior to the City's incorporation. The seven-foot setback occurs at the very corner of the existing building, as well as, the proposed second floor addition, as seen in *Figure 1*. *Site Plan*. The addition will not further encroach into the setback

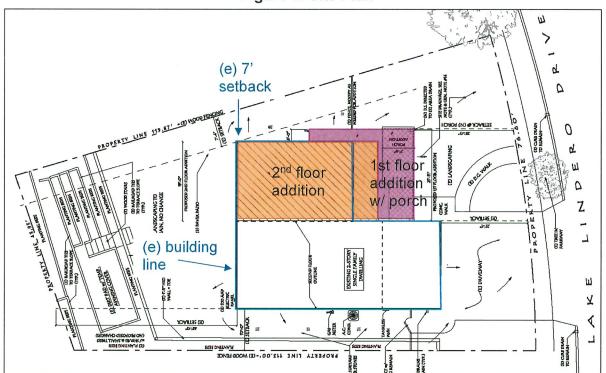


Figure 1. Site Plan

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and is permitted to continue the existing setback on the second story, as stated in §9605.1(D) of the AHMC.

# Architectural Design

The existing two-story-single-family residence is low-profile in design with the second story setback from the front elevation of the residence. The proposed additions will continue the architectural style with an articulated front elevation to minimize the mass, and will feature a similar cross gable roof design. The proposed exterior materials on the front elevation include white vertical concrete board-and-batten on the second story and horizontal lap siding on the first story along with black accent features on the faux shutters, front door, and garage door. The front porch will be framed and supported by natural wood-stained post-and-beam. The other three elevations will remain stucco and will be painted white to match the front elevation's color. The roof will feature standard black asphalt shingles on the main roof cover and a charcoal gray metal roof above the first story.

### III. FINDINGS

Staff's recommendation of the project is based on sets of findings listed in the AHMC. These findings include Findings A through F of §9677.5, Findings 1 through 6 of §9677.7.G and Findings 1-4 of §9243.9.D. The existing single-family residence is a Type 1 Non-conforming building pursuant to AHMC §9702.B with regard to the south side yard setback, however, the Project does not further encroach into the nonconforming setback and does not result in additional dwelling units or density. Therefore, all aspects of the Project meet the underlying zoning district's applicable standards including setbacks, lot coverage, and height. Additionally, the Project complies with the requirements for additions to Type 1 Non-conforming buildings and vard standards, set forth in §9605.1(D). The Project is in keeping with General Plan Goals LU-7 and LU-9 and their policies because the addition matches the architectural characteristics of the existing residence and the surrounding neighborhood. Furthermore, the front elevation's second story will be setback further from the front property line, creating articulation and to ensure the residence does not impact the neighborhood's scale or character. The Project will not result in additional noise or traffic that would impact adjacent properties as the addition is fully enclosed and does not add additional dwelling units. Lastly, the site is fully developed and the addition would have no impact on sensitive or endangered flora or fauna. The Project complies with all applicable findings in the AHMC. The full list of findings are described in the draft resolution (Attachment 1).

# IV. ENVIRONMENTAL REVIEW

The Project has been reviewed pursuant to the CEQA, and has been determined to be Categorically Exempt from the CEQA Guidelines per §15301 (Existing Facilities). This exemption includes alterations of, and small additions to, existing structures. No

significant environmental impacts are expected from the development of this Project as the proposed addition is minor and will be attached to the first and second floor of an existing two story structure. No exception to this categorical exemption applies as set forth in §15300.2 of the CEQA Guidelines, including, but not limited to, subsection (c) which relates to unusual circumstances that could have a significant effect on the environment.

# V. FISCAL IMPACT

There are no fiscal impacts to the City Council adopted 2023-2024 budget as all applicable fees were paid by the applicant during the Project submittal. The fees collected cover the full cost of review for the City's consultants, and also cover staff's time spent reviewing the Project plans.

# VI. RECOMMENDATION

Based on the foregoing analysis, staff recommends that the Planning Commission approve Site Plan/Architectural Review Case No. SPR-2023-0041, subject to the Conditions of Approval and based on the findings of the attached Draft Resolution and make a determination of exemption pursuant to the CEQA.

### VII. ATTACHMENTS

- 1. Draft Resolution
  - a. Exhibit A, Conditions of Approval
- 2. Vicinity Map
- 3. Project Plans
- 4. Site Photos

Case Planner: Katrina Garcia, Associate Planner

# **ATTACHMENT 1**

Draft Resolution and Exhibit A, Conditions of Approval

# RESOLUTION NO. 24-

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF AGOURA HILLS, CALIFORNIA, APPROVING SITE PLAN/ARCHITECTURAL REVIEW PERMIT CASE NO. SPR-2023-0041 FOR FIRST AND SECOND FLOOR ADDITIONS TO AN EXISTING TWO-STORY SINGLE-FAMILY RESIDENCE LOCATED AT 5948 LAKE LINDERO DRIVE AND MAKING A FINDING OF EXEMPTION UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

THE PLANNING COMMISSION OF THE CITY OF AGOURA HILLS, CALIFORNIA, HEREBY FINDS, RESOLVES, AND ORDERS AS FOLLOWS:

Section I. An application was duly filed by Matthew Steen of Bourgault Drafting and Design for Ryan and Brittany Rosen, with respect to the real property located at 5948 Lake Lindero Drive (Assessor's Identification Number 2056-022-012), requesting the approval of a Site Plan/Architectural Review permit (Case No. SPR-2023-0041) to add 199 square feet (sq. ft.) on the first floor, 655 sq. ft. on the second floor, and 144 sq. ft. for a covered porch (the Project).

Section II. The Project is a request for additional floor area to an existing residence and was reviewed pursuant to the California Environmental Quality Act (CEQA). The Project has been determined to be Categorically Exempt from the CEQA Guidelines per California Code of Regulations (CCR) §15301 (Existing Facilities). The Project proposes to add floor area to an existing single-family residence, consistent with the criteria for exemption of §15301. No significant environmental impacts are expected from the development of this project. No exception to this categorical exemption applies as set forth in §15300.2 of the CEQA Guidelines, including, but not limited to, subsection (c) which relates to unusual circumstances that could have a significant effect on the environment.

<u>Section III.</u> The Planning Commission of the City of Agoura Hills considered the Project applications at a public hearing held on June 20, 2024, at 6:30 p.m. in the City Council Chambers located at 30001 Ladyface Court, Agoura Hills, California. Notice of the time, date, means of participation in, and purpose of the aforesaid hearing was duly given and published as required by state law.

<u>Section IV.</u> Evidence, both written and oral, including the staff report and supporting documentation, was duly presented to, and considered by the Planning Commission at the aforesaid public hearing.

<u>Section V.</u> Site Plan Review. Based upon the evidence presented at the hearing, including the staff report and oral and written testimony, the Planning Commission finds for the Site Plan/Architectural Review, pursuant to the Agoura Hills Municipal Code (AHMC) §9677.5, that:

- A. The proposed use is consistent with the objectives and provisions of Article IX (Zoning) of the AHMC and the purposes of the land use district in which the use is located. The Project is located within the Residential-Single-Family (RS) zoning district that allows for the development and alteration of single-family residences. The proposed addition on the second floor continues the seven-foot nonconforming setback on the south side yard, which is permitted under the City's yard standards (§9605.1(D)) and the Type 1 Non-conforming as it continues the first floor's setback and does not further encroach into the minimal setback area. With the exception of existing legal-nonconforming south side yard setbacks, the Project meets the City's development standards for the RS district with regard to building site coverage, building height, number of stories, and all other applicable development standards.
- B. The proposed use and the manner in which it will be operated or maintained will not be detrimental to the public health, safety, or general welfare. The Project is required to comply with the California Building Code, City Building Code, and requirements of the Los Angeles County Fire Department. The Project also does not impede vehicular visibility on- and off-site. There is no possibility that the first and second story addition to a developed lot, with proper means of ingress and egress, are detrimental to public health, safety, or welfare.
- C. The proposed use will not conflict with the character and design of the buildings and open space in the surrounding area. The additions are set back from the existing front elevation and minimally expands the building footprint such that site coverage increases from 24 percent (%) to 28% of the lot area, but is still below the 50% maximum allowed in the RS district. The addition does not obstruct the views and visual aesthetics of the neighborhood or open spaces as the residence is designed to be compatible with the scale and architecture of the neighborhood. The addition does not increase the dwelling density on the lot as the added floor area is specifically for single-family residents of the house. Therefore, the addition and the use do not conflict with the character and design of the buildings in the surrounding area.
- D. The proposed use will comply with each of the applicable provisions of Article IX, Chapter 6 of the AHMC. The Project is consistent with the RS zoning district's requirements for building height, site coverage, and use. The Project does not worsen the nonconforming south side yard setbacks as it proposes to continue the building line of the first floor. The site coverage increases as a result of the first-floor addition and covered front porch, but is still well-below the 50% maximum. The height of the building also increases from 21 feet (ft.) to 23 ft., but is still below the 35-foot maximum allowed in the RS district. As such, the project does not require any variances or modifications.
- E. The proposed use is consistent with the City's General Plan. The Project's site and building design are consistent with General Plan Goal LU-7, Policies 7.1 and 7.2, and Goal LU-9, Policy 9.1. The proposed addition is maintaining the existing residence's architectural style with upgrade to the siding on the front elevation and does not alter the aesthetics of the neighborhood. In addition to the siding, the residence

continues the use of stucco on the other three elevations and features a cross-gable roof, similar to the existing design. The addition is also recessed from the existing front elevation for articulation. The second story addition continues the existing first floor building line, which has a nonconforming setback of seven feet on the very edge of the southeast corner of the building. Other than this occurrence, the residence and proposed addition complies with the setback requirements and does not negatively impact the adjacent neighbors. The Project also meets all objective standards in the AHMC, including height and site coverage, therefore the Project is consistent with the AHMC, as well as, the intent and purpose of the General Plan. The Project complies with the goals and intent of the General Plan.

F. The proposed use preserves and enhances the particular character and assets of the surrounding area and its harmonious development. The proposed use is consistent with the existing single-family residential use as the Project consists of additions to the first and second story that creates an expanded family room on the first floor and a new primary suite on the second floor, all of which serves the existing single-family residence. The addition is consistent in size and shape with the surrounding development, within the same single-family residential housing tract. The Project also includes new paint and material on the residence that improves the aesthetics of the house such that it enhances the character of the area.

<u>Section VI.</u> Architectural Review. Based upon the evidence presented at the hearing, including the staff report and oral and written testimony, the Planning Commission finds for the Site Plan/Architectural Review, pursuant to the AHMC §9677.7.G, that:

- 1. The proposed development is consistent with the general plan, any specific plans, and any design standards adopted by the city council. The Project's site and building design are consistent with Goal LU-7, Policies 7.1 and 7.2, and Goal LU-9, Policy 9.1. The Project is also consistent with the City's Architectural Design Standards and Guidelines (ADS&G) such that the architecture features low sloped roof, articulation on the front elevation, roof eaves and varying materials, including concrete siding and natural wood. The proposed addition is maintaining the existing residence's architectural style and does not alter the aesthetics of the neighborhood. The addition is not impacting the setbacks on the property, other than continuing the nonconforming setback on the southeast corner edge of the residence. The Project meets all objective standards in the municipal code, including height, site coverage, and setbacks; therefore the project is consistent with the AHMC as well as the intent and purpose of the General Plan.
- 2. The design and location of the proposed development and its relationship to existing or proposed developments and traffic in the vicinity thereof is such that it will not impair the desirability of investment or occupation in the neighborhood; and it will not unreasonably interfere with the use and enjoyment of existing or proposed developments in the vicinity thereof, and it will not create traffic hazards or congestion. The design and location of the Project and its relationship to existing or proposed developments does not impair the desirability of investment or occupation in the

neighborhood because the Project is designed to comply with the ADS&G and the zoning district. The additions are set back from the existing front elevation thereby creating articulation and reducing the mass along the street. No changes are proposed such that it negatively impacts traffic or visually obstructs the view of pedestrians or drivers. It also does not impair the desirability for future homebuyers of both the subject residence and adjacent residences, as the addition creates additional square footage and increases value. The residence and its addition do not block views of any scenic resources.

- 3. The design of the Project is in keeping with the character of the surrounding neighborhood and is not detrimental to the harmonious, orderly, and attractive development contemplated by the Zoning Ordinance and the general plan of the city. As described in Finding 1 of this Section VI, the Project is consistent with the General Plan. The addition to the single-family residence is designed in accordance with the City's Zoning Ordinance and the ADS&G as it is compatible with the surrounding neighborhood with regard to height, scale, eaves, and roof pitch. It meets all development standards and guidelines and does not encroach further into the nonconforming side yard setbacks. The Project is designed to remain consistent with the existing structure's architecture with regard to the 3:12 roof slope and cross gable, repainted stucco, and upgrades to the siding along the front elevation.
- 4. The design of the Project will provide a desirable environment for its occupants, as well as for its neighbors, and is aesthetically of good composition, materials, textures, and colors. The Project is designed with high level architecture and quality materials. It features wood louvers that accent the front of the building and complements the new wood deck and pergola. The new outdoor area enhances the use of the office building as it creates a more inviting environment for its users through the incorporation of a shaded structure and integration of the existing mature vegetation.
- 5. The Project complies with all applicable requirements of the RS district in which it is located and all other applicable requirements. The Project comports with applicable development standards in the RS zoning district—including the ADS&G, as described in Findings C and D of Section V.
- 6. The overall development of the subject property is designed to ensure the protection of public health, safety, and general welfare. The Project is an addition to a residence on a developed lot with existing vehicular access on and off the lot. The addition complies with all RS district zoning standards as described in the preceding findings, except the legal nonconforming setback which is not further being encroached into. Prior to construction, the Project applicant will be required to obtain building permits to ensure the health and safety of the public and its users.

Section VII. Residential-Single Family, Site Plan Review. Based on the evidence at the hearing, including the staff report and oral and written testimony, the Planning Commission finds, pursuant to AHMC §9243.9.D, that:

- 1. The mass and bulk of the design is reasonably compatible with the predominant adjacent structures and the surrounding neighborhood character. The additions on the first and second floor are standard locations for additions in the existing housing tract. The neighborhood contains single-story and two-story residences; some that have been modified with additions and some that have remained the original design since construction. Nevertheless, the project features proper articulation and seamless roof transitions that help mitigate mass and bulk along the street frontage.
- 2. The proposed buildings and structures are designed with quality architectural details. The Project proposes to upgrade the siding along the front elevation to concrete lap siding on the first floor and board and batten on the second floor for additional dimension and variety along the frontage. The Project also proposes wooden materials beneath the new front porch, a metal seam roof directly above the first floor and faux shutters. The entire house will also be repainted to white.
- 3. New buildings and structures or substantial remodels are not disproportionately larger than, or out of scale with, the neighborhood character. As described in Finding 1 of this section, the neighborhood contains houses of varying sizes and range in height from one-story to two-story. The residence and the proposed additions does not result in a structure that is disproportionately larger than the other structures in the neighborhood.
- 4. The Project is consistent with the Neighborhood Compatibility Guidelines found in the City's Architectural Design Standards and Guidelines. Findings in Section VI (Architectural Review) describes how the Project is consistent with the ADS&G.

<u>Section VIII</u>. Based on the aforementioned findings, the Planning Commission hereby approves Site Plan/Architectural Review Permit Case No. SPR-2023-0041, subject to the Conditions of Approval, attached herein as Exhibit A, with respect to the property described in Section 1 hereof.

<u>Section IX</u>. The Secretary of the Planning Commission shall certify to the passage, approval, and adoption of this resolution, and shall cause this resolution and this certification to be entered in the Book of Resolutions of the Planning Commission of the City.

PASSED, APPROVED and ADOPTED this 20<sup>th</sup> day of June, 2024, by the following vote to wit:

AYES: (0) NOES: (0) ABSENT: (0) ABSTAIN: (0)

Morgan Roth, Vice Chair

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ATTEST:
Denice Thomas Secretary

# EXHIBIT A CONDITIONS OF APPROVAL (Case No. SPR-2023-0041)

# **PLANNING DIVISION**

- 1. This decision, or any aspect of this decision, can be appealed to the City Council within fifteen (15) days from the date of the Planning Commission's action, subject to filing the required forms and related fees with the City.
- 2. The approval of this permit shall not be effective for any purpose until the Applicant has agreed in writing that they are aware of, and accept, all conditions of the permits issued by the City of Agoura Hills.
- 3. Except as specifically modified by conditions of approval, the proposed development shall be constructed in substantial conformance with the approved plans and project description. The proposed development shall further comply with all conditions of approval stipulated in this resolution attached hereto. In the event project plans conflict with any condition of approval, the condition shall take precedence.
- 4. Minor changes to the approved plans or the conditions of approval may be approved by the Community Development Director, provided such changes achieve substantially the same results and the project is still in compliance with the Agoura Hills Municipal Code. Revised plans reflecting the minor changes and additional fees shall be required to be submitted to complete the record. All exterior materials used in this project shall be in conformance with the material samples submitted as a part of this application.
- 5. It is hereby declared to be the intent that if any provision of this permit is held or declared invalid, the permits shall be void and the privileges granted hereunder shall lapse.
- 6. It is further declared and made a condition of this action that if any condition herein is violated, the permit shall be suspended, and the privileges granted hereunder shall lapse; provided that the applicant has been given written notice to cease such violation and has failed to do so for a period of thirty (30) days.
- 7. All requirements of the Agoura Hills Municipal Code and of the specific zoning designation of the subject property must be complied with unless set forth in these conditions or on the approved plans.
- 8. The Site Plan/Architectural Review permit (SPR-2023-0041) shall become void two years following the date it was approved, unless prior to the expiration of one year, a building permit is issued and construction is commenced and diligently pursued toward completion on the site which was the subject of the permit, or a certificate of occupancy is issued for the structure which was the subject of the permit. Prior to the expiration of the permit, the applicant may request up to two extensions for a period of time not exceeding 12 months, subject to the approval of the Planning Division.

- 9. No final approval shall be granted for any new building until all conditions of approval have been complied with as determined by the Community Development Director.
- 10. All outstanding fees owed to the City, if any, shall be paid by the Applicant within thirty (30) days of the approval of this permit.
- 11. The Applicant and/or owner shall pay to the City the applicable General Plan Update Recovery Fee prior to the issuance of a Building Permit. The current fee is \$1.41/\$1,000 of building valuation. Actual fees with determined the time of Building Permit issuance.
- 12. All exterior lights shall be focused downward and shielded to minimize glare and light spillover onto the adjacent lots.
- 13. It is the responsibility of the Applicant and/or their representatives to report to the City any changes related to any aspects of the construction prior to undertaking the changes.
- 14. In the event archaeological resources are encountered during ground-disturbing activities, the City Planning Department shall be notified immediately, and work shall stop within a 100-foot radius until a qualified archaeologist approved by the City Planning Department, and retained and paid for by the Developer/Applicant, has assessed the nature, extent, and potential significance of any remains pursuant to the California Environmental Quality Act (CEQA). In the event such resources are determined to be significant, appropriate actions are to be determined by the archaeologist consistent with CEQA (PRC Section 21083.2) and the City General Plan, in consultation with the City Planning Division.
- 15. If human remains are unearthed, State Health and Safety Code Section 7050.5 requires that no further disturbances shall occur until the County Coroner has made the necessary findings regarding origin and disposition pursuant to the Public Resources Code Section 5097.98. If human remains are unearthed, the Developer/Contractor shall contact the City Planning Department and County Coroner immediately. If the remains are determined to be of Native American descent, the Coroner has 24 hours to notify the Native American Heritage Commission (NAHC). The NAHC will then identify the person(s) thought to be the Most Likely Descendent (MLD) of the deceased Native American, who will then help determine what course of action should be taken in dealing with the remains. If an archaeologist and/or a Native American representative is needed to assess the remains and determine a course of action, all such fees and expenses shall be the responsibility of the developer/contractor and not the City.
- 16. I understand that the receipt of the approvals and the rights granted pursuant to such approvals are for my benefit (or that of my principal). Therefore, if the approvals, any conditions attached thereto, or any other City permits issued pursuant to such approvals, are challenged by a third party, I will be responsible for defending against this challenge. I agree to accept this responsibility for defense at the request of the City and also agree to defend and indemnify (with counsel of the City's choosing), and hold the City harmless from any costs, claims, demand, financial loss, penalties,

fines, judgments, or liabilities arising from the approvals, any conditions attached thereto, or any City permits issued pursuant to such approvals, including without limitation, any award or attorney's fees that might result from the third party challenge, excepting only liability arising from the sole negligence, gross negligence, or intentional misconduct of City. For the purpose of this indemnity, the term "City" shall include the City of Agoura Hills, its officers, officials, employees, agents, and representatives. For the purpose of this indemnity, the term "challenge" means any legal or administrative action to dispute, contest, attack, set aside, limit, or modify the approval, project conditions, or any act upon which the approval is based, including, but not limited to, any action alleging a failure to comply with the California Environmental Quality Act or other laws.

### **BUILDING AND SAFETY DIVISION**

### Prior to permit issuance

- 17. All buildings and structures to be constructed or altered, or any change of use proposed as part of the Project shall be designed and constructed in accordance with all applicable regulations and standards of the City's Building Codes, Fire Code, and any related Building Standards Code in effect; and all other applicable provisions of the AHMC which are adopted and in effect at the time of application for a building permit.
- 18. All the code requirements for the Very High Fire Hazard Severity Zone (VHFHSZ) per amended Chapter 7A of the governing California Building Code or the amended Section R337 of the governing California Residential Code, Los Angeles County Fire Code, and Agoura Hills Municipal Code shall apply to this Project.
- 19. Soils report is required to be submitted for this project for review and shall be a part of the final construction plans.
- 20. Los Angeles County Fire Department approval will be required prior to the issuance of building permits.
- 21. Las Virgenes Municipal Water District approval will be required prior to the issuance of building permits
- 22. School fees are required to be paid prior to the issuance of building permits.

# **During Construction**

- 23. Hours of construction shall be limited to the following: 7:00 AM to 7:00 PM Monday through Saturday, no work on Sundays and Holidays. All construction workers shall be respectful of the surrounding neighborhood and keep non-construction-related noise to a minimum prior to, during, and after permissible construction hours.
- 24. All staging and storage of construction equipment and materials, including the construction dumpster, shall be on-site only. The Property Owner must obtain written permission from adjacent property owners for any construction staging occurring on adjacent property.

- 25. Compliance with the following noise standards shall be required at all times:
  - a) No construction equipment shall be operated without an exhaust muffler, and all such equipment shall have mufflers and sound control devices (i.e., intake silencers and noise shrouds) that are no less effective than those provided on the original equipment;
  - b) All construction equipment shall be properly maintained to minimize noise emissions;
  - c) If any construction vehicles are serviced at a location on site, the vehicle(s) shall be setback from any street and other property lines to maintain the greatest distance from the public right-of-way and Noise Sensitive Receptors;
  - d) Noise impacts from stationary sources (i.e., mechanical equipment, ventilators, and air conditioning units) shall be minimized by proper selection of equipment and the installation of acoustical shielding as approved by the Director of Community Development or/and the Building Official.
  - e) Stationary source equipment (i.e., compressors) shall be located to maintain the greatest distance from the public right-of-way and Noise Sensitive Receptors.
- 26. In the event multiple citations are issued in connection with the Project for violations of these Conditions of Approval or other violations of the AHMC, Project construction shall be stopped until such time that it is determined to the satisfaction of the Community Development Director, that causes of such violations have been eliminated or corrected and that the Project will be able to proceed in full compliance with these Conditions of Approval and the AHMC.

# Prior to TCO/CO issuance

- 27. Successfully complete all required inspections as determined by the Building Official.
- 28. Obtain all approvals and sign-offs from other City Departments/Divisions and outside agencies.

### GEOTECHNICAL

29. The applicant shall comply with all recommendations and comments provided in the review sheet dated November 30, 2023 by the City's Geotechnical Consultant, GeoDynamics, Inc.

### SOLID WASTE MANAGEMENT

30. To ensure that solid waste generated by the project is diverted from the landfill and reduced, reused, or recycled, the applicant shall submit a "Waste Reduction & Recycling Plan" to the City for review and approval. The plan shall provide for at least 65% of the waste generated on the project to be diverted from the landfill. Plans shall include the entire project area, even if tenants are pursuing or will pursue independent programs. The plan shall be submitted to and approved by the Planning Department prior to issuance of a Building Permit. The plan shall include the following information: material type to be recycled, reused, salvaged, or disposed; estimated quantities to be processed, management method used, and destination of material including the hauler name and facility location. The City's Waste Reduction & Recycling Plan form or a similar format shall be used.

- 31. The project shall comply with the City's Waste Reduction & Recycling Plan and provide for the collection, recycling, and/or reuse of materials (i.e. concrete, wood, metal, cardboard, green waste, etc.) and document results during demolition and/or construction of the proposed project. After completion of demolition and/or construction, the applicant shall complete a Waste Reduction & Recycling Summary Report and provide legible copies of weight tickets, receipts, invoices or letters of verification for materials sent to disposal or reuse/recycling facilities. For other discarded or salvaged materials, the applicant shall provide documentation, on the disposal facility's letterhead, identifying where the materials were taken, type of materials, and tons or cubic yards disposed, recycled or reused and the project generating the discarded materials. The Waste Reduction & Recycling Summary Report shall be submitted to and approved prior to issuance of a certificate of occupancy, or final inspection if issuance of a certificate of occupancy is not applicable.
- 32. The applicant shall arrange for materials collection during construction, demolition, and occupancy with a City permitted hauling company, or shall arrange for self-hauling to an authorized facility.

**END** 

# **ATTACHMENT 2**

Vicinity Map

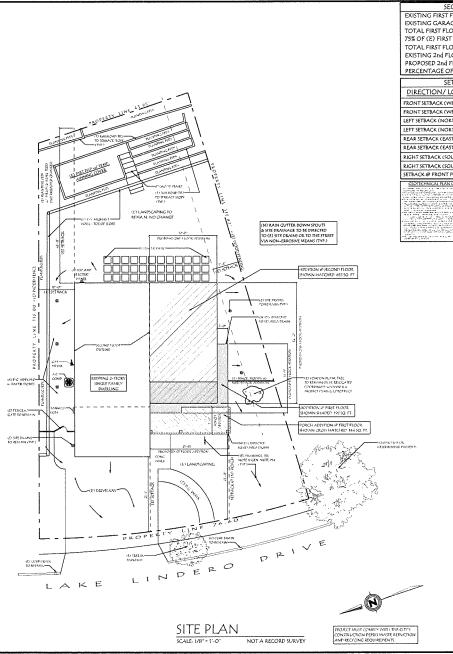
# Vicinity Map

5948 Lake Lindero Dr (AIN 2056-022-012) Case No. SPR-2023-0041



# **ATTACHMENT 3**

Project Plans



SECOND FLOOR CALCULATION

EXISTING FIRST FLOOR: 1092 SQ. FT EXISTING GARAGE: 505 SQ. FT TOTAL FIRST FLOOR FOOTPRINT: 1587 SQ. FT. 75% OF (E) FIRST FLOOR: 1190.25 SQ. FT. TOTAL FIRST FLOOR FOOTPRINT: 1587 SQ. FT. EXISTING 2nd FLOOR: 719 SQ. FT. ( 45%) PROPOSED 2nd FLOOR: 719 (E) + 655 (N) = 1374 PERCENTAGE OF 2nd FLOOR FOOTPRINT: 86.6%

setback information				
DIRECTION/ LOCATION	EXISTING	PROPOSED		
FRONT SETBACK (WEST) 1st FLOOR	21'-1"	21′-1″		
FRONT SETBACK (WEST) 2nd FLOOR	35'-2"	33'-2"		
LEFT SETBACK (NORTH) 1st FLOOR	10'-0"	10'-0"		
LEFT SETBACK (NORTH) 2nd FLOOR	10'-0"	10'-0"		
REAR SETBACK (EAST) 1st FLOOR	43'-11"	45'-11"		
REAR SETBACK (EAST) 2nd FLOOR	43'-11"	45'-11"		
RIGHT SETBACK (SOUTH) 1st FLOOR	7'-4"	7'-4"		
RIGHT SETBACK (SOUTH) 2nd FLOOR	25′-6″	7'-4"		
SETBACK @ FRONT PORCH	34'-3"	23'-11"		

9,

PROJECT LOCATION

SOUR LAKE UNDERO

VICINITY MAP

CEDTECHNICAL PLAN CHECK NOTES the state of the s GEOTECHNICAL / SOILS ENGINEER:
HEATHCOTE GEOTECHNICAL
FREE HEATHCOTE
UNIT ASSEMBLY ASSEMBLY ASSEMBLY
VERTURAL CA 92003
LICCHYE-COURS (1003)444-1978
100 / EEFORT # 25001

GENERAL NOTES:

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APPENDED COMMISSION DE NEUTREMETTHE VICENTING OF ANN ENDRING APPENDENCY COMMISSION OF AN ENDRING ENDRI COLLECTED W. RAIN GUTTES AND RE DISCHARGED AT LEAST 5 FEET FROM FOUNDATION WALLS OR TO AN APPROVED NON-ERROSN E DRAIN AGE SYSTEM

#### GENERAL BUILDING CODE NOTES:

THE CONSTRUCTION SHALL NOT RESTRICT A FIVE-FOOT CLEAR AND UNOBSTRUCTED ACCESS TO ANY WATER OR POWER DISTRIBUTION FACILITIES (POWER POLES, PIZL BOXES, TRANSFORMERS, VALUES, PUMPS, VALUES, METERS, APPLIETEMANCES ETC...) OR TO THE LOCATION OF THE HOOK-UP. THE CONSTRUCTION SHALL NOT RE WITHIN TEN FEET OF ANY POWER LINES-WHETHER OR NOT THE LINES ARE LOCATED ON THE PROPERTY. FAILURE TO COMPLY MAY CAUSE CONSTRUCTION DELAYS AND/OR ADDITIONAL EXPENCES

PROVIDE ULTRA LOW FLUSH WATER CLOSETS FOR ALL NEW CONSTRUCTION EXISTING SHOWER HEADS AND TOILETS MUST BE ADAPTED FOR FOW WATER CONSUMPTION

PROVIDE 72" HIGH NON-APSORBENT WALL ADJACENT TO SHOWER AND APPROVED SHATTER-RESISTANT MATERIALS FOR SHOWER ENCLOSURE.

WATER HEATER MUST BE STRAPPED TO WALL (Sec. 507.2 CPC)

#### NOTES REGARDING LANDSCAPING:

ROJECTS SCOPE OF WORK DOES NOT INCLUDE ANY NEW LANDSCAPING. PROPOSED ADDITION AND PORCH WILL REDUCE (E) FRONT YARD LANDSCAPING BY 561 SQ. FT. REMAINING LANDSCAPING WILL BE PROTECTED

#### LOT AREA CALCULATIONS:

### EXISTING:

LOT SIZE: 6,950 SQ. FT.

EXISTING BUILDING FOOTPRINT w/ PORCH: 1,660 SQ. FT. (24%) EXISTING HARDSCAPE (IMPERVIOUS): 720 SQ. FT. (10%) EXISTING LANDSCAPE: 4550 SQ. FT. (662)

#### PROPOSED:

LOT SIZE: 6,930 SQ. FT. PROPOSED BUILDING FOOTPRINT W/ PORCH-1950 SQ. ET. (27.85) REDUCED HARDSCAPE (IMPERVIOUS): 670 SQ. FT. (10%) REMAINING LANDSCAPE, 4838 SO. ET. (62.3%)

A.P.N. # 2056-022-012

GENERAL PLAN DESIGNATION: RESIDENTIAL SINGLE FAMILY

ZONE: RS-(5)- 7.500

LOT AREA: 6,930 SQ. FT.

2022 CALLE RESIDENTIAL CODE 2022 CALLE BLDG CODE (STRUCTURAL)

2022 CALIF. GREEN BUILDING CODE STANDARDS 2022 CALIF. ENERGY EFFICIENCY STANDARDS

DESIGNER-

JIM BOURGAL/LT

BUILDING DEPARTMENT: CITY OF AGOURA HILLS

# OWNER:

5948 LAKE LINDERO DRIVE AGOURA HILLS, CA 91501 (818) 422-6573

2335 ROWLAND STREET SIMI VALLEY, CA 93063 (805) 306-9220

A & N DESIGN GROUP, INC.

#### AREA TABULATIONS EXISTING NEW TOTAL FIRST FLOOR 1082 199 2,655 SECOND FLOOR 719 655 GALAGE 505 0 505 COVERED PORCH 75 144 144 SCOPE OF WORK

#### FIRST FLOOR:

SHT. #

1.0

2.2

3.0

3.1

3.2

4.0

1. 199 SQ. FT. ADDITION TO EXISTING FAMILY ROOM & ENTRY. 2. REMOVE (E) CHIMNEY & FIREPLACE ALONG W/ (E) COV. PORCH

#### . (N) 144 SQ. FT. COVERED PORCH SECOND FLOOR:

. 655 SQ. FT. ROOM ADDITION TO INCLUDE; MASTER SUITE W/ W.L.C. ENSUITE BATHROOM AND NEW LAVINDRY CLOSET. REMODEL @ SECOND FLOOR TO INCLUDE: REWORKING

DESCRIPTION

CLOSETS BETWEEN BEDROOM #2 & 3 TO CREATE (N) W.I.C. ZA. CONVERT BEDROOM #4 TO (N) STUDY TABLE OF CONTENTS

### SITE PLAN / BLDG. DEPT. INFORMATION 1A SURVEY COVER SHEET & AVERAGE SLOPE CALC ARCHITECTURAL SURVEY BY OTHERS MB MATERIAL SPECS & COLOR BOARD (E) FIRST & SECOND FLOOR PLANS / DEMO 2.1 (E) ROOF PLAN DEMOLITION CALCULATION FLOOR PLANS MODIFIED FIRST FLOOR PLAN MODIFIED SECOND FLOOR PLAN MODIFIED ROOF PLAN 30 **EXTERIOR ELEVATIONS** and DESIGN, L 4.1 EXTERIOR ELEVATIONS 5.0 BUILDING SECTION and DRAFTING ON RESTOENTIAL ROOM ADDITIONS - REM

**BUILDING DEPARTMENT INFO:** JOB SITE ADDRESS: 5948 LAKE LINDERO DRIVE

AGOURA HILLS, CA 91301 LEGAL DESKIPTION: LOT # 34 TRACT: 23806

OCCUPANCY: R-3 FOR RESIDENCE / U FOR GARAGE

TYPE OF CONSTRUCTION: TYPE V-B NON-SPRINKLERED EXISTING BUILDING HEIGHT: 21 FEET- 1 INCHES

NEW BUILDING HEIGHT: 22 FEET- 9 INCHES CURRENT CODES.

2022 CALLE PLUMBING CODE 2022 CALIF. MECHANICAL CODE 2022 CALIF. ELECTRICAL CODE

FOR RESIDENTIAL ADOPTED BY THE CITY.

# RYAN & BRITTANY ROSEN

T\_2L / FNFRGY: ARASH NAZARI

9126 HAYNES STREET, UNIT 2 RESEDA, CA 91335 (818) 288-4561

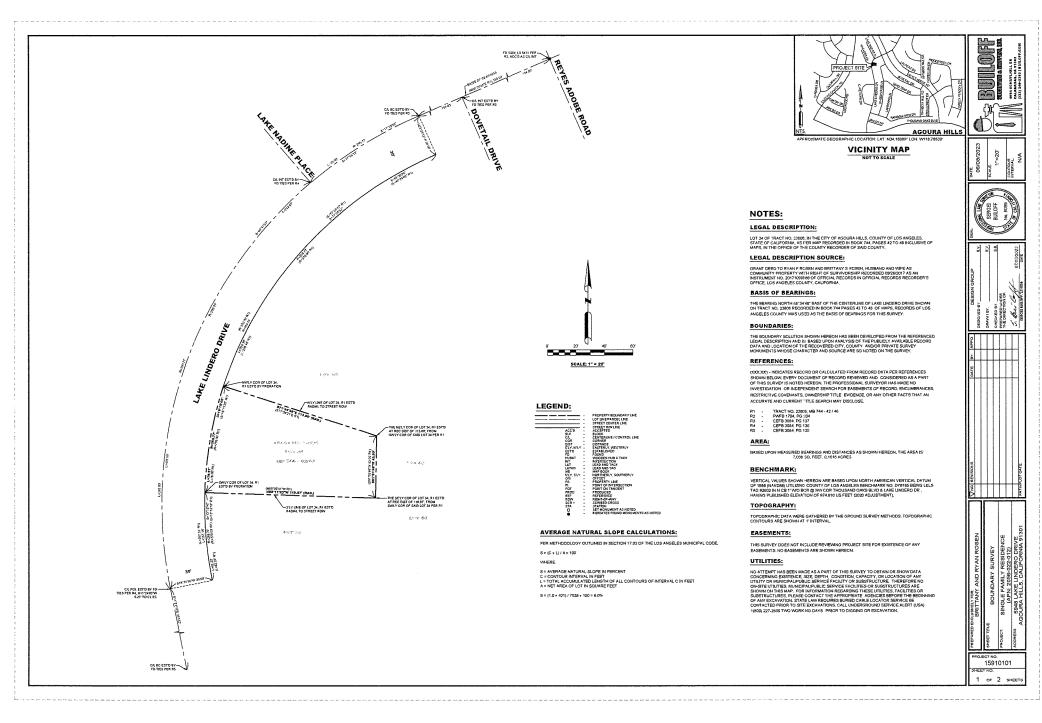
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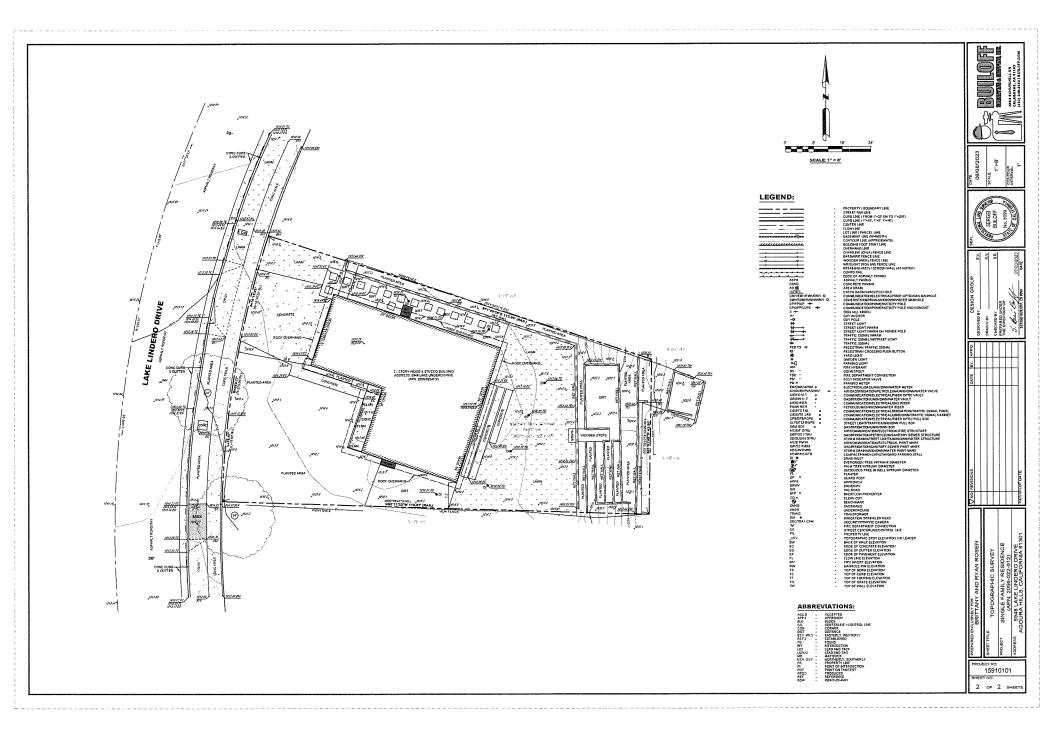
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THE FOLLOWING DRAWINGS HAVE BEEN
REPARED AND REVIEWED BY BOURGAVIT
TO THE FOLLOWING PERIOR (ILC)
TO THE FOLLOWING BOUNTS
TO TH

SHEET NO: JOB NO. 23-016





# ROSEN RESIDENCE COLOR & MATERIAL SPECIFICATIONS



CERTAINTEED LANDMARK SOLARIS ASPHALT ROOFING SOLARIS MOIRE BLACK (COOL ROOF) ICC-ESR # 3537



STANDING SEAM METAL ROOFING BY MBCI: SLIMLINE STYLE IN CHARCOAL GREY VL APPROVALS 580, 790 & 263



EXTERIOR WOOD STAIN @ PORCH: SHERWIN-WILLIAMS CROSS ROADS



STUCCO COLOR TO BE OMEGA WHITE



HARDIEPLANK LAP SIDING BY JAMES HARDIE COLOR TO BE ARCTIC WHITE ICC-ESR #2290



PROPOSED RENDERING

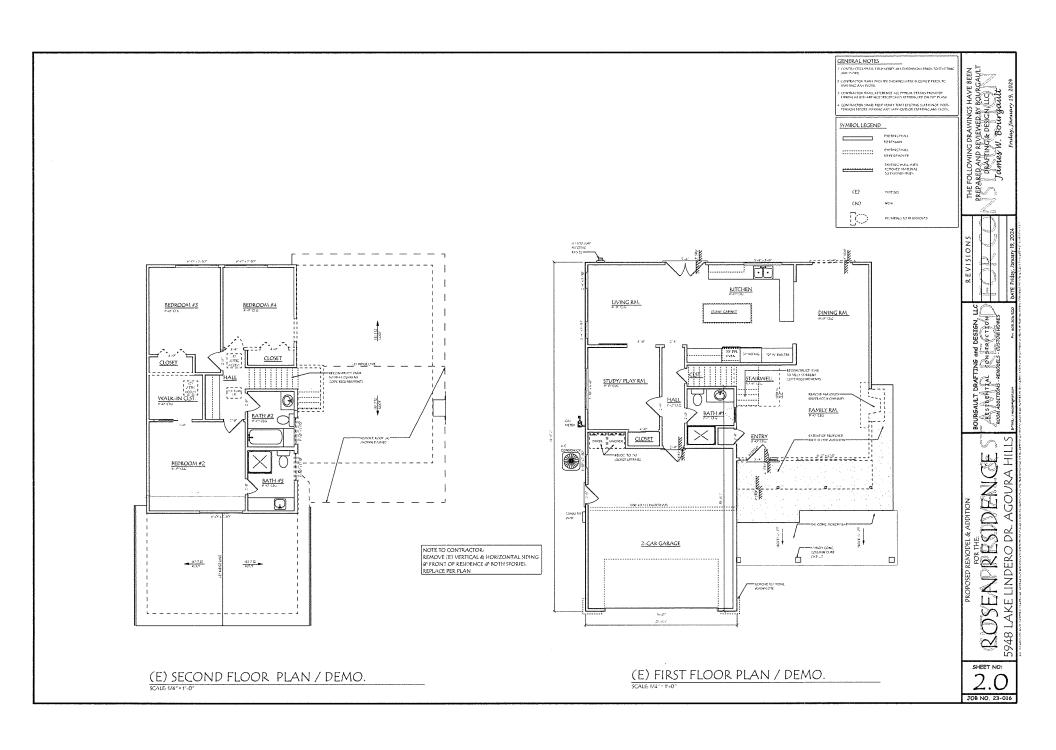


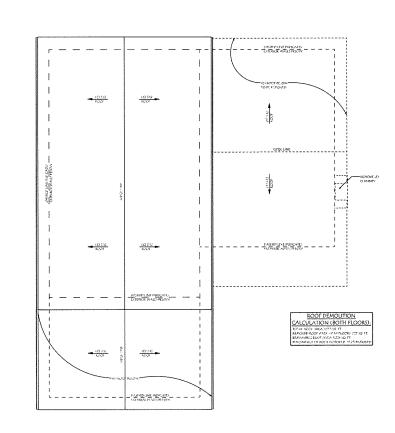
EXTERIOR LIGHT FIXTURES (SEE PLAN FOR LOCATIONS

MB

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PROPOSED REMODEL & ADDITION FOR THE.





ROSEAN RESIDENCE S"
5948 LAKE LINDERO DR. AGOURA HILLS

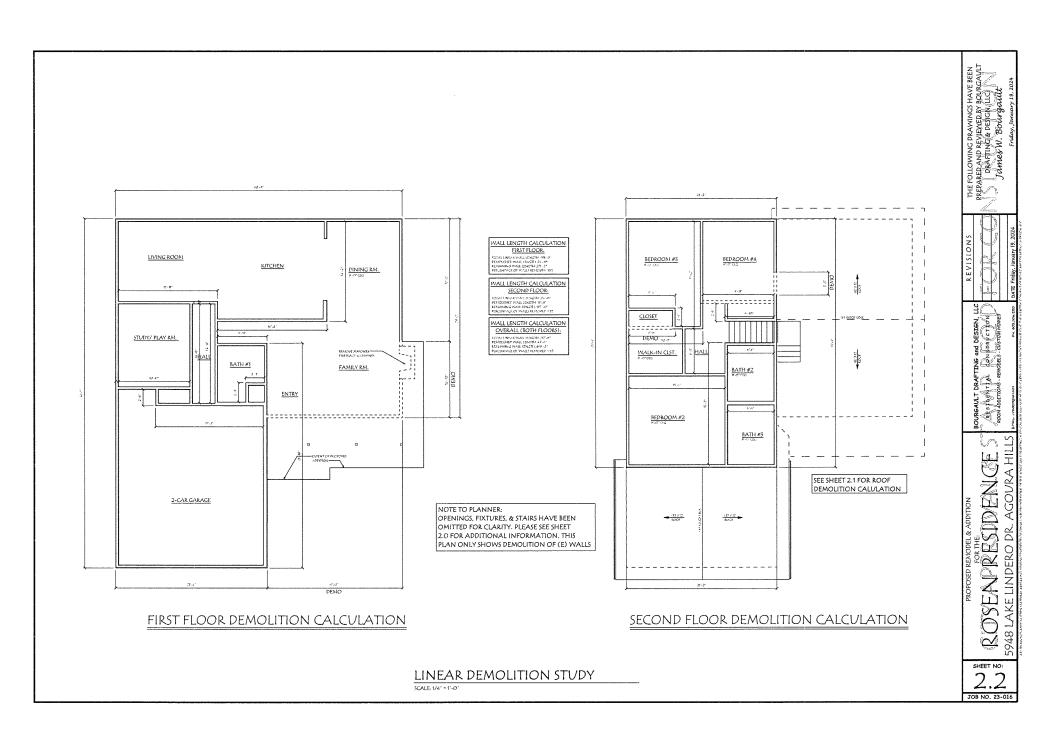
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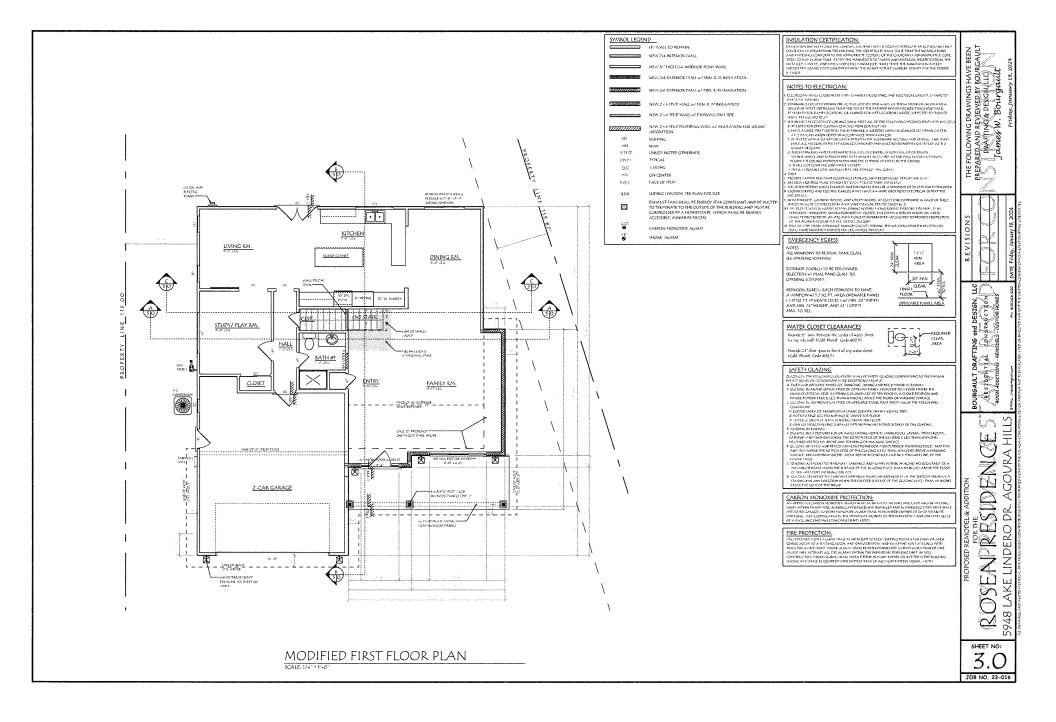
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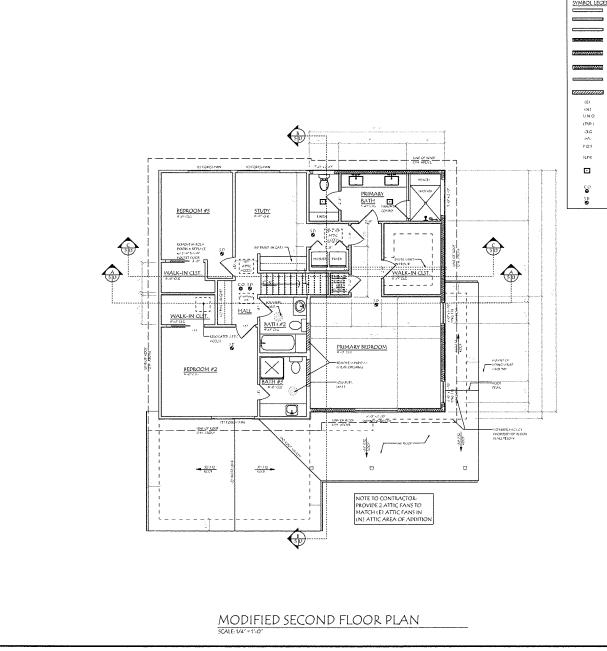
BOURGAULT DRAFTING and DESIGN, ILC
RESTORM STANDON STANDON STANDON
ROOM ADDITIONS - REMODELS - CUSTOM HOMES

SHEET NO: 2.1 JOB NO. 23-016

(E) ROOF PLAN / DEMO









CARBON MONOXIDE ALARM

SMOKE ALARM

#### INSULATION CERTIFICATION:

NOTE: TO ELECTRICAN:

LICERIAN HAND COORDENLY MINISTERIAN ENGINE AN APPLICIPANT LANGUE OF MINISTER

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#### EMERGENCY EGRESS

ALL WINDOWS TO BE DUAL PANE GLASS.

EXTERIO L'DODRESS TO RE PER OVINER SELECTION 2/ DUAL PANE GLASS SEE OPENING SCHEDULE

PERRODM EGRESS- EACH FEDROOM TO HAVE A WINDOWN, 5750 FT AREA OPENABLE PANEL (50 SO FT. & GRAPF LEVEL) w/ MIN 701 MIDTH AND MIN 241 PEIGHT, AND 441 (\$40 D) MAX TO SHI



#### WATER CLOSET CLEARANCES

Procide 'S' min between the center of rights closel to any stille wall. (Calif. Plumb. Code 402.5)

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#### SAFETY GLAZING

AMERICAN CONTROL OF THE PROPERTY OF THE PROPER

CARBON MONOXIDE PROTECTION:

WHERPORD CARON NONORING A LIFE HISTORICAL REPORT OF THE PROTECTION OF THE

#### FIRE PROTECTION:

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James W. Bourgault

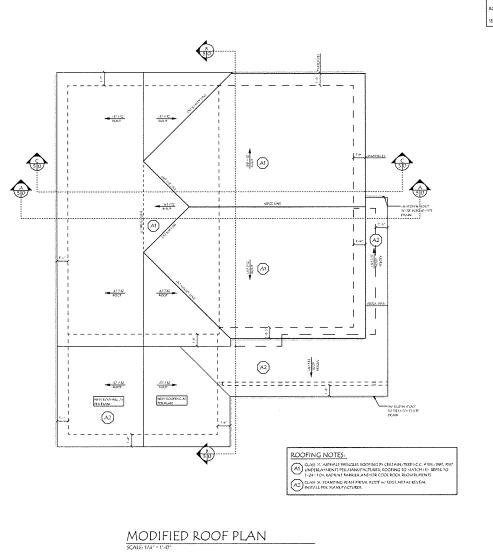
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and DESIGN,

RESTORNTIAL ROOM ADDITIONS - REM

James W.

SHEET NO: JOB NO. 23-016



#### EXTERIOR FINISH NOTES: ROOFING: EXTERIOR COLOR NOTES:

STUCCO: OMEGA WHITE

SIDING: ARCTIC WHITE

TRIM/ RAKE BOARD- OMEGA WHITE

GLITERS, WINDOWS, DOORS & SHUTTERS- DARK GREY OR BLACK

ATIO POSTS. NATURAL WOOD STAINED

ROOFING: SOLARIS MOIRE BLACK & CHARCOAL GREY

EE SHEET MB FOR MORE INFORMATION & SPECS

CASS AT ASPHALE SHINGLES ROOHING IN CERTAIN-TEED LCC / P. ESR-1999, 5557
UNDTELAYMENTS PTE MANNUTACTURES, SCOTTING TO MATCH (E). REFER TO
1-24.1 FOR RADIENT PARKER AND OR COOL ROOF REQUIREMENTS.

(A2) CLASS :A: STANDING SHAM ARETAL ROOF N/ FINGE METAL REVEAL INSTALL FER MANUFACTURER

STUCCO: (B)
779\*\* CEMENT PLASTER OVER APPROVED BACKING, STUCCO OVER PLYMOOD SHALL HAVE 2 LAVIES OF GRAIN, TO JUMBO PATHE, STREEC OCIOR R TEXTURE TO MAICH (D ESEPHENC, EREN AS INSEED).

HORIZONTAL CONCRETE SIDING: HARDIE POARD CONCRETE LAP SIDING OF APPROVED BACKING, INSTALL PER MANUF . CORDE TO BE CONSISTENT \*/ ADAIN RESIDENCE, ICC. ESP. # 2000

VERT. BOARD & BATT CONCRETE SIDING. (D)
HARDIS FOORD CONCRETE VISITIONS OF APPROVED FACILISIS, INST.
COLOR TO BE CONSISTENT W/ MAIN RESIDENCE FICE-ESS # 2250

CORNER TRIM AND WINDOW SURROUNDS: (E)
HARDLE FOARD CONCRETE TRIM OF APPROVED BASCUNG, INSTALL PER AMAILIF .
COLOR TO BE CONSISTENT W/ MAIN PERIPENCE ICC. ER. # 22/0

EAVE & RAIN GUTTER: (F)

CUSTOM SHEET METAL BAIN GUTTER TO MATCH EXISTING

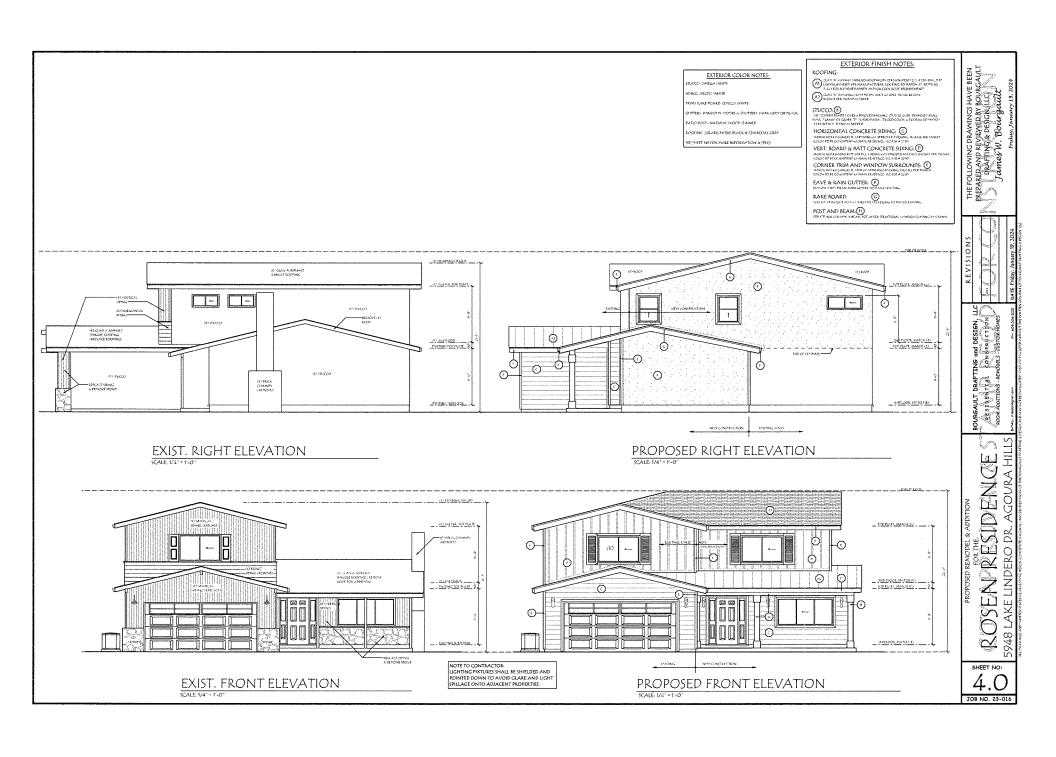
RAKE BOARD: G AND PER A WOOD FACIA W/SHEET METAL EDGING TO MATCH EXISTING

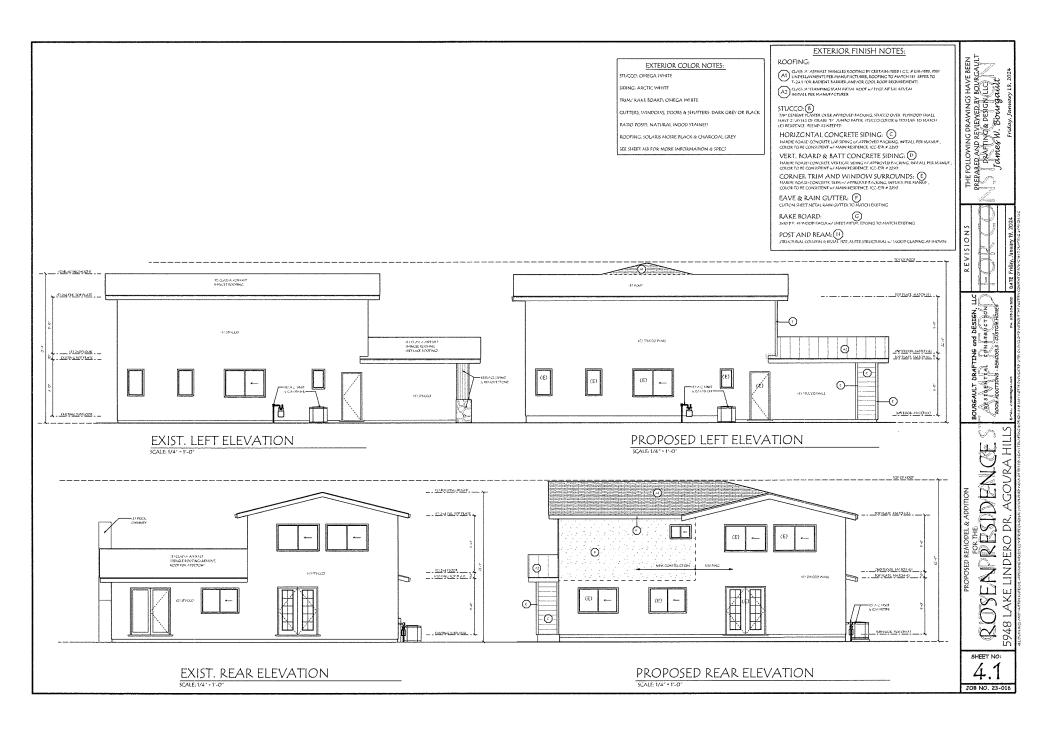
POST AND BEAM: H STRUCTURAL COLUMN & BEAM, SIZE AS PER STRUCTURAL W/ WOOD CLAPING AS SHOWN

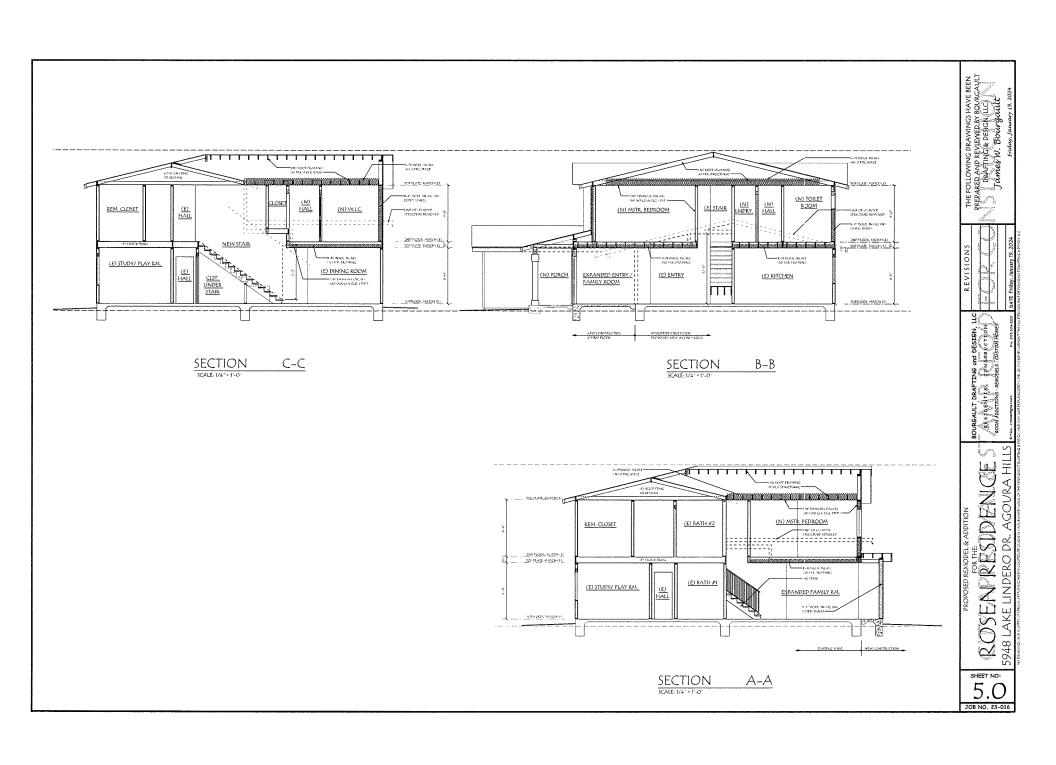
THE FOLLOWING DRAWINGS HAVE BEEN PREPARED AND REVIEWED BY BOLVICAULT DRAFTING'S DESIGN (LLC) Tames W. Boungault

OSENPRESIDEN. PROPOSED REVIODEL & ADDITION 

SHEET NO: 3.2 JOB NO. 23-016







# **ATTACHMENT 4**

Site Photos





