



Legislation Details (With Text)

File #:	19-513	Version:	1	Name:	PC SR 874 Lewelling 6 unit Townhomes
Type:	Staff Report	Status:		Status:	Agenda Ready
		In control:		In control:	Planning Commission and Board of Zoning Adjustments
On agenda:	10/3/2019	Final action:			
Enactment date:		Enactment #:			
Title:	PLN17-0069; Zoning Amendment, Planned Development, Site Plan Review and Tentative Map to rezone from RS Residential Single-Family to RM-3000(PD) Residential Multi-Family, Planned Development Overlay District to construct a six-unit, two- and three-story townhome condominium development on a 0.48 acre site at 874 Lewelling Boulevard; Assessor's Parcel Number 80G-1114-3-2; GKW Architects, Inc. (applicant) and Bucheng Li and Zhu Yurong (property owners).				
Sponsors:	Cynthia Battenberg				
Indexes:					
Code sections:					
Attachments:	1. Exhibits A-Z, 2. 181213_Lewelling Neighbor Notices, 3. In-Lieu Fee Calculation, 4. PLN17-0069 Noise Study, 5. Vicinity Map				

Date	Ver.	Action By	Action	Result
10/3/2019	1	Planning Commission and Board of Zoning Adjustments		

PLN17-0069; Zoning Amendment, Planned Development, Site Plan Review and Tentative Map to rezone from RS Residential Single-Family to RM-3000(PD) Residential Multi-Family, Planned Development Overlay District to construct a six-unit, two- and three-story townhome condominium development on a 0.48 acre site at 874 Lewelling Boulevard; Assessor's Parcel Number 80G-1114-3-2; GKW Architects, Inc. (applicant) and Bucheng Li and Zhu Yurong (property owners).

SUMMARY AND RECOMMENDATION

The applicant proposes to develop on an underutilized ±20,830-square-foot property containing a single-family residence on the south side of Lewelling Boulevard, west of Washington Avenue, with a six-unit townhouse condominium development in the Washington Manor neighborhood. The units are incorporated in two buildings: Four units are in a three-story building and two units are in a two-story duplex. Each residential unit will have an attached two-car garage. The development will also include three guest parking spaces. The proposed project is consistent with the General Plan and the developer will comply with the Inclusionary Housing Requirement by paying an In-Lieu Fee per Zoning Code §6-3012. With the recommended Conditions of Approval, staff believes that the proposed project will be compatible with its adjacent surroundings and neighborhood.

Staff recommends that the Planning Commission recommend to the City Council to approve the proposed project by making the following actions:

- A. Resolution 2019-010: Adopt a Resolution recommending City Council adoption of an Ordinance to approve a Zoning Amendment and adoption of a Resolution to approve a Planned Development, Site Plan Review, and Tentative Tract Map 8542 for 874 Lewelling

Boulevard, PLN17-0069, based on the Findings of Fact and subject to the Conditions of Approval.

APPLICANT'S SUPPORTING STATEMENT

"The intent of the project is to construct a sustainable development in accordance with the City of San Leandro. The project proposes a full demolition of the existing structure, and a planned development of six new single-family condominiums to comply with required codes and regulations."

RELATIONSHIP TO SURROUNDING AREA

The project site is located between a church and Greenhouse Villas, a 22-unit, two-story townhome community, and across the street from the Lewelling Playground. The developments to the west and south are zoned RM-1800(PD) Residential Multi-Family with Planned Development Overlay. The church and playground are zoned RS Residential Single Family.

The project is surrounded by other multi-story, multi-family residential in the near vicinity, including: Bayport Court (six units, three-stories); Chateau Manor (143 units, three-to-four stories); and Woodgate Townhomes (48 units, two-story). These nearby residential developments range in density between 17 to 32 units per acre.

Greenhouse Marketplace is located within a five-minute walk from the project site (0.25 miles) and Alameda County Transit Route 35 is within a two minute walk from the project site on Lewelling Boulevard, which runs from Bay Fair BART Station to Durant Square in Oakland.

BACKGROUND

The parcel is currently developed with an existing 1,052 square-foot one-story, single-family home constructed in 1915 containing three-bedrooms and one-bath. The parking for this single-family residence is provided by paved and unpaved surfaces to the rear of the home, accessed by a gravel driveway in the side yard. The current owner purchased the property in August 2016.

A Phase 1 Environmental Site Assessment was completed in June 2018 by Geo-Engineering Solutions, Inc. for this property and did not identify any Recognized Environmental Conditions (RECs) or Historical Recognized Environmental Conditions (HRECs) on the subject property. As a result, no further environmental investigation is needed at this time.

DETAILS OF THE PROPOSAL

The project proposes demolishing the existing residential structure to construct two townhome condominium buildings totaling six units. Building A, located at the front of the property, contains four units and is three stories tall. Building B is a two-unit structure located towards the rear of the property and is two-stories tall. The units range in size from approximately 2,192 square feet to 2,549 square feet in floor area. The total footprint of the buildings is 6,108 square feet (29.3% coverage) and the total floor area is 14,415 square feet (0.7 Floor Area Ratio).

- Density. The six-unit development is proposed on a 20,830-square-foot (0.48-acre) site has a density of 12.5 units per acre.

- Height. The highest point on the ridge of Building A is 35'-3", with an eave height of 28'-0", and is three stories tall. Building B, which is two stories tall, has a highest point of 24'-9" and an eave height of 19'-0". No daylight plane applies in the RM zoning district.
- Building Design/Architecture. Both buildings adopt a modern Craftsman style, with a three-story, four unit building located adjacent to the parking lot of the church and a two-story duplex bookending the development in the rear. To address the street, the end unit along Lewelling Boulevard is modulated, with windows on each level and shutters on the ground floor to create visual interest and avoid blank walls. To lessen the appearance of bulk, the building elevation along the driveway varies in plane, with recessed balconies on the second floor and alternating projects on the upper level.

The buildings are composed of a varying arrangements of complementary colors and materials, including horizontal lap siding, a warm brick veneer accent on the ground floor, and shingle gable roof siding. The uniform standing metal seam roofing spans across each building, with cross gables adding variation across the roofline. Barn-style garage doors with window cut-outs enhance the architectural character of the townhomes and are broken up by main entryways to each unit.

- Floor Plan. The development is comprised of four three-bedroom units (67%) averaging 2,330 square feet each, and two four-bedroom units (33%) that are each 2,549 square feet. Each unit in Building A includes a two-car garage on the ground floor, a kitchen, dining, living room, bathroom, study nook, and laundry on the second floor, and three bedrooms and two bathrooms on the third floor. Each two-story unit in Building B includes a two-car garage, kitchen, dining, living room, bedroom, and bathroom on the first floor, and three bedrooms and two bathrooms on the second floor. Unit 5 in Building B is an ADA accessible unit per building code.

Each three-bedroom unit has a rear yard that is 10 feet in depth and ranges between 275 square feet and 318 square feet. Each four-bedroom unit has a rear yard that is 7-feet 8-inches in depth and 173 square feet in area. In addition, each three-story unit has a second story balcony that ranges between 61 square feet and 78 square feet. Waste, recycling, and compost bins will be stored in the attached two-car garage for each unit.

- Parking and Circulation. A 20-foot wide paved private driveway along the western end of the property would serve as access to the six units (Exhibit F). Three centrally-located surface parking spaces for guests are tucked in the center of the site, away from direct view along the right-of-way.
- Open Spaces. The proposal contains an approximately 1,140 square-foot front yard within the front 20-foot setback and an approximately 3,038 square-foot rear yard that accommodates a community open space. The rear space contains furnishings for passive and active enjoyment, including bench seating, a picnic table, raised planters, and a balance beam.

The project has a total impervious area of less than 10,000 square feet and is designed-and conditioned-to reduce storm water pollution by meeting the self-retaining volume of runoff specified in Provision C.3.d of the Municipal Regional Stormwater Permit Clean Water Program. The design achieves C.3 requirements in part through two on-site bio-retention

areas: A \pm 100 square-foot retention area in the front yard and a \pm 140 square-foot retention area in the rear yard, each buffered by flowering shrubs and covered with loose gravel.

- **Trees and Planting.** The five existing trees on the property will be removed and three Chinese pistache trees are proposed, with one in the front yard and two located on opposite corners in the rear open space. Italian cypress trees are proposed to line the western edge of the property, transitioning to lower evergreen shrubs in the rear adjacent to Building B.

STAFF ANALYSIS

Zoning Amendment

The General Plan Land Use Map designates the subject property for Medium-High Density Residential (RMH) use. The current zoning is RS Residential Single-Family and is not compatible with the General Plan land use category. In order to align the Zoning District with the General Plan land use designation, the development proposes to rezone the property from RS Residential Single-Family to RM-3000(PD) Residential Multi-Family, Planned Development Overlay District.

The base district RM-3000 is proposed because the multi-family residential development is located on a 73-foot wide lot, where the minimum lot width in the RM-3000 base district is 60 feet. Surrounding developments are zoned RM-2500 and RM-1800, which require minimum lot widths of 75 feet and 100 feet respectively, and permit higher densities than proposed for this project.

Planned Development

The proposed project includes a request to rezone the site from RS Residential Single-Family to RM-3000(PD) Residential Multi-Family, Planned Development Overlay District. A Planned Development is a discretionary review process that enables consideration of new development that is otherwise compatible with the existing neighborhood and complies with the General Plan, but may not meet all of the underlying zoning standards.

The Planned Development proposal requests a single exception to the following minimum requirement listed in the Zoning Code:

- **Side/Rear Setback:** The project proposes irregular side yard setbacks due to the orientation of the townhome buildings, where the side yard is designed to function as private rear yards for the four units in Building A.

Tentative Map

The applicant has submitted a proposed Tentative Tract Map 8542 for condominium purposes. The subject property consists of a single parcel which would be subdivided into six condominium units. Land division into five or more units requires a Tentative Map (Community Development Department) and a Final Map (Engineering Department). The purpose of a tentative map is to show what currently exists and what is proposed on and adjacent to the property to be subdivided.

A standard recommended condition of approval requires the City and City Attorneys to review the developer's Codes, Covenants, and Restrictions (CC&R's) prior to approval of the Final Map. Another standard recommended condition contains language specifying the future property owners'

responsibilities as a homeowner's association in maintaining the paved driveway and guest parking areas, landscaped and common areas, use of the outdoor amenities, and property owner responsibility to keep their rear yards clutter-free and prohibit outdoor storage.

Site Plan Review

Per Zoning Code §5-2502.A, Site Plan Review is required to accompany any development that requires a Planned Development approval, to ensure the proposal's comprehensiveness in providing amenities and design that enhances the quality of residents' living and appearance of the project.

The project meets the amenities and design criteria per Zoning Code §2-698 by providing common areas, tenant activity areas with outdoor furniture, use of concrete pavers in the rear common area, and use of at least three colors and materials, and façade modulation.

The two new buildings would comply with the development standards of the RM-3000 base zoning district, including a minimum 20-foot front setback, 10-foot and 28-foot side setbacks, and a large rear yard that exceeds minimum open space requirements. Proposed fencing meets the zoning requirement, with a three-foot tall white wooden picket fence within the 20-foot front yard setback along Lewelling Boulevard, rising to 6-foot tall wooden fence along the side and rear property lines and between each units' private yard outside of the front setback. Swinging gates are incorporated as part of the fencing between private yards in Building A for emergency access.

Sufficient off-street parking will be provided and resident vehicles are conditioned to be parked in designated garages on-site, which are not to be converted to any other use that would obstruct or prevent its use for vehicle parking.

Per the Noise Study completed in July 2018 by Papadimos Group, Unit 1 of Building A is conditioned to be developed with acoustically-rated window assemblies to control noise from traffic on Lewelling Boulevard. In addition, all units in Building A are conditioned to include a controlled means of fresh air intake other than open sash.

A portion of Building A is located within FEMA Flood Zone AO, with an 1% annual chance of flooding. As a result, the project includes a recommended condition to conform to the requirements for new construction within FEMA flood Zone AO, including raising the first-floor pad level by a minimum of one foot (Exhibit H.1).

GENERAL PLAN CONFORMANCE

The General Plan Land Use Map designates the subject property for Medium-High Density Residential (RMH) use. The current zoning is RS Residential Single-Family, which is not compatible with the General Plan land use category. The proposed zoning of RM-3000(PD) Residential Multi-Family District with a Planned Development Overlay (PD) would be conditionally compatible to the RMH land use category (General Plan Page 3-33), which allows for multi-family residential development, such as garden apartments and townhomes. The proposed project has a density of 12.5 units per acre, which is below the maximum allowable net density of 29 units per acre in the land use category.

The rezone of the project site from RS to RM-3000(PD) District will align the zoning district with the General Plan. In addition, the rezoning of the project site will subject any proposal of the property to

the City's discretionary review process, ensuring that the new development will be compatible with the vicinity. This carries out the following General Plan policies:

- LU-2.8 Alterations, Additions, and Infill. Ensure that alterations, additions, and infill development are compatible with existing homes and maintain aesthetically pleasing neighborhoods.
- LU-2.12 Off-Street Parking. Ensure that a significant number of off-street parking spaces are provided in new residential development to minimize parking “overflow” into neighborhoods. The visual prominence of parking should be minimized in new development areas.
- LU-3.1 Mix of Unit Types. Encourage a mix of residential development types in the city, including single-family homes on a variety of lot sizes, as well as townhomes, row houses, live-work units, planned unit development, garden apartments, and medium to high density multi-family housing.
- LU-3.4 Promotion of Infill. Encourage infill development on vacant or underutilized sites within residential and commercial areas.
- Housing Element Action 53.03-C Affordable Housing Trust Fund. Maintain a local affordable housing trust fund that is capitalized with in-lieu fees from the inclusionary housing program and condo conversion fees. The fund should be used to leverage affordable housing development in San Leandro.

ENVIRONMENTAL REVIEW

Pursuant to California Environmental Quality Act (CEQA) Guidelines, Article 19, Sections 15303 (b) and 15332, the project to construct six residential units is categorically exempt from CEQA. Section 15303(b). New construction in urbanized areas for not more than six units is categorically exempt from CEQA. Section 15332. A residential project is categorically exempt from CEQA if it is: Consistent with the general plan and the zoning code; Is located on a site with no more than five acres; Has no value for endangered or rare or threatened species; Would not result in any significant effects relating to traffic, noise, air or water quality; and All required utilities and public services can adequately serve the site.

PUBLIC OUTREACH

On December 13, 2018, the architect's team mailed notices to San Lorenzo Unified School District and Alameda County Flood Control, and left flyers in the mailboxes of a 139 neighbors (see attachment). The architect team received and responded to one comment inquiring about the timeline for construction and whether there would be a public hearing.

On September 17, 2019, a mailing notice for the October 3, 2019 Planning Commission hearing was sent to property owners within a 500-foot radius of the subject property, and to nearby homeowner associations including Woodgate-San Leandro, Washington Manor, Sandev Mobile Home Park, Huntington Park, and Floresta Gardens. A notice was posted at the front of the subject property and at City Hall. On September 20, 2019, a legal notice was published in the East Bay Times Daily Review newspaper.

Staff did not receive any public comments prior to the publishing of this report.

ATTACHMENTS

Planning Commission Resolution and Attachments

Planning Commission Resolution 2019-010

- Resolution Exhibit A Zoning Map Amendment
- Resolution Exhibit B PLN17-0069 Recommended Findings of Fact
- Resolution Exhibit C PLN17-0069 Recommended Conditions of Approval

Attachments to the Staff Report

Plan Exhibits A-Z

Informational Flyer and Neighbor Notification List, dated December 13, 2018

In-Lieu Fee Calculation

Noise Study, dated July 9, 2018

Vicinity Map

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Planning Services Division