



## **CITY OF PACIFIC GROVE**

300 FOREST AVENUE  
PACIFIC GROVE, CALIFORNIA 93950  
TELEPHONE (831) 648-3190 • FAX (831) 648-3184

### **NOTICE OF REGULAR MEETING**

#### **ARCHITECTURAL REVIEW BOARD**

DATE & TIME: TUESDAY, JULY 14, 2009 – 6:00 P.M.

LOCATION: CITY HALL, COUNCIL CHAMBERS – 300 FOREST AVENUE

**NOTE: The Architectural Review Board (ARB) may move and reorder the items on the consent and regular agendas. The public is encouraged to be present at the start of the meeting to hear and comment on items of interest.**

**The Architectural Review Board will not begin consideration of any item on the agenda later than 9 p.m. unless, by majority vote, the ARB decides to consider an item or items after 9 p.m. Any items on this agenda not considered this evening will be continued to a future meeting.**

**The general findings and conditions of approval for architectural approval applications are noted on the last page of this agenda. These apply to all final approvals of architectural applications. Special and additional findings and conditions may be added to an architectural approval as deemed necessary by the ARB.**

**All projects are subject to the California Environmental Quality Act (CEQA) and disclosure. CEQA status is noted on the agenda for each project.**

**Structures listed on the City's Historic Resources Inventory (HRI) are denoted on the agenda with an "(HRI)" next to their project address.**

Architectural Review Board (ARB) Members:

Robin Aeschliman  
Jeff Becom  
Jeff Edmonds, Vice-Chair  
Ken Hinshaw  
Doug Howe, Chair  
Wilda Northrop

Members of the audience may come forward to review and observe exhibits being presented for any agenda item. Public comment on a specific agenda item may be made after the applicant has presented his/her project to the Board.

**1. CALL TO ORDER**

**2. ROLL CALL**

**3. APPROVAL OF MINUTES**

Review and take action on the minutes from the June 23, 2009, Regular ARB Site Review and Regular Meeting.

**4. COMMENTS FROM THE PUBLIC**

(Comments from the audience may concern matters not on the agenda, but must deal with matters subject to the jurisdiction of the Board. Comments will not receive Board action.)

**5. COMMUNICATIONS**

**6. WRITTEN CORRESPONDENCE**

**7. CITY COUNCIL ACTIONS**

**8. PLANNING COMMISSION ACTIONS**

**9. SUBCOMMITTEE REPORTS**

**10. ADMINISTRATIVE ARCHITECTURAL APPROVALS**

**11. ITEMS WITHDRAWN OR TABLED**

**12. REQUESTS FOR CONTINUANCE**

**13. CONSENT AGENDA**

**a. Project Address: 105 5<sup>th</sup> Street**

Design Change for Architectural Approval Application No. 3868-09 (Final) to the removal and rebuilding of existing stairs, landing area, and removal of a second floor exterior door. The applicant is seeking to rebuild the second floor deck and retain the second floor exterior door.

Applicant: James Smith, on behalf of Donald Shirkey

CEQA status: Class 1 Categorical Exemption

Recommended Architectural Review Guidelines: 7 and 34

Staff reference: Associate Planner Valerie Tallerico

Recommended action: Discuss and take appropriate action.

- b. Project Address: 750 Spruce Avenue**  
Architectural Approval Application No. 3888-09 (Final) to allow remodel of an existing detached garage, including a higher pitched roof, new doors, windows and skylights.  
Applicant: William Foster, on behalf of Joe Ouye  
CEQA status: Class 1 Categorical Exemption  
Recommended Architectural Review Guidelines: 2, 4, 31, 33 and 36.  
Staff reference: Senior Planner, Karen Vaughn  
Recommended action: Discuss and take appropriate action.
- c. Project Address: 622 17<sup>th</sup> Street**  
Architectural Approval Application No. 3805-08 (Final) for proposed first and second story additions and remodel to an existing single-family dwelling.  
Applicant: Ron Browns, on behalf of Gerald D. Noland  
CEQA status: Class 1 Categorical Exemption  
Recommended Architectural Review Guidelines: 1, 6, 9, 24, 25, 28 and 32.  
Staff reference: Senior Planner, Karen Vaughn  
Recommended action: Discuss and take appropriate action.
- d. Project Address: 108 Monterey Avenue**  
Architectural Approval Application No. 3892-09 (Final) for a design change to a proposed single-family dwelling on a vacant lot. Design change consists of raising the first floor plate height and overall height of structure by 6", addition of two stone columns at front entry, change of garage door width, removal of several second story windows, and enclosure of rear porch.  
Applicant: Jeanne Byrne, on behalf of Rick Nisbett and Steven Lutton  
CEQA status: Class 3 Categorical Exemption  
Recommended Architectural Review Guidelines: 1, 6, 9, 13, 27, 29, 32, 33, 34, 35, 36, 37 and 38.  
Staff reference: Senior Planner, Karen Vaughn  
Recommended action: Discuss and take appropriate action.

#### 14. REGULAR AGENDA

- a. Project Address: 689 Ocean View Boulevard (HRI)**  
Historic Preservation Permit No. 08-0243 and Architectural Approval 3847-08 to remove an existing garage, its driveway and portions of a patio, remodels to the existing two-story portion of the structure, and addition of a new two-car garage, stairway connecting to a new second story addition, and a second floor deck. The project also includes a new entry and first floor addition of two bedrooms in the location of the existing garage. These structural improvements increase the size of the residence to 1,836 sq. ft. The HPP is to allow rehabilitation of and an addition to an existing single family dwelling with nonconforming setbacks and an exception to allow a reduced garage setback.  
Applicant: Peter Davis, on behalf of Spencer and Linda Stillman  
CEQA status: Mitigated Negative Declaration prepared

Recommended Architectural Review Guidelines: 5, 9, 16, 28, 31, Guidelines for Historic Buildings 2, 3, 4, 5

Staff reference: Senior Planner, Sarah Hardgrave

Recommended action: Discuss and take appropriate action, including adoption of the Mitigated Negative Declaration

**b. Project Address: 1199 Forest Avenue**

Architectural Approval Application No. 3813-08 for proposed installation of wireless telecommunications equipment atop an existing commercial building; a total of 9 antennas and related equipment are proposed. Continued from May 26, 2009 and June 23, 2009.

Applicant: Cortel LLC, on behalf of AT&T Mobility LLC

CEQA status: Class 1 Categorical Exemption

Recommended Architectural Review Guidelines: 9, 34 and 38.

Staff reference: Senior Planner, Karen Vaughn

Recommended action: Discuss and take appropriate action

**c. Project Address: 1034 Hillside Avenue**

Architectural Approval Application No. 3846-08 and Tree Permit Application 090090 for proposed demolition of an existing single family residence and construction of a new two-story single family residence and removal of two trees.

Applicant: Steve Mickel

CEQA status: Class 3 Categorical Exemption

Recommended Architectural Review Guidelines: 1, 2, 6, 14, 21, 22, 23, 24, 34, 36, 37 and 38.

Staff reference: Associate Planner, Valerie Tallerico

Recommended action: Discuss and take appropriate action

**d. Project Address: 16 Beach Street**

Architectural Approval Application No. 3871-09 for a remodel of an existing single-family dwelling, including change of window sizes and locations, window replacements, replacement of exterior stone veneer with siding, reconfigured front porch, and new side deck.

Applicant: Joseph Rock, on behalf of Kathleen Menghetti

CEQA status: Class 1 Categorical Exemption

Recommended Architectural Review Guidelines: 6, 33, 34, 36, 37 and 38.

Staff reference: Senior Planner, Karen Vaughn

Recommended action: Discuss and take appropriate action

## 15. REPORTS OF BOARDMEMBERS

Boardmembers may ask a question for clarification, make a brief announcement or make a brief report on his or her activities. In addition, the Board members may provide a referral to staff or other resources for factual information, request staff to report back to the body at a subsequent meeting concerning a City matter or direct staff to place a request to agendaize a matter of business on a future agenda (G.C. 54954.2).

## 16. REPORTS OF THE COMMUNITY DEVELOPMENT DEPARTMENT

Reference: Chief Planner, Lynn Burgess

## 17. ADJOURNMENT

**Note:** Materials for this agenda, and copies of previous meeting agendas and minutes for the Architectural Review Board, are available for review at the Community Development Department, 300 Forest Avenue, Pacific Grove. Materials related to an item on this Agenda submitted to the Architectural Review Board after distribution of the agenda packet are available for public inspection at the Community Development Department, 2nd Floor of City Hall, during normal business hours (8 a.m. – 2 p.m.) and can be requested for review at the Business Desk, 1st Floor of City Hall, from 2 p.m. – 5 p.m. Materials can also be requested of staff during the Architectural Review Board hearing.

THE CITY OF PACIFIC GROVE DOES NOT DISCRIMINATE AGAINST PERSONS WITH DISABILITIES. **THE CITY MANAGER’S CONFERENCE ROOM AND CITY COUNCIL CHAMBERS IN PACIFIC GROVE CITY HALL ARE ACCESSIBLE MEETING PLACES.** A LIMITED NUMBER OF DEVICES ARE AVAILABLE TO ASSIST THOSE WHO ARE HEARING IMPAIRED. IF YOU WOULD LIKE TO USE ONE OF THESE DEVICES, PLEASE CONTACT THE COMMUNITY DEVELOPMENT DEPARTMENT SECRETARY AT (831) 648-3190.

### NOTICE TO APPLICANTS

Applicants or their representatives must be present at the meeting for which their item, **including those items on the Consent Agenda**, is scheduled. **If unable to attend, the applicant must submit a written request for continuance prior to the meeting. The item may be denied if continuance is not requested.**

Decisions rendered by the Architectural Review Board may be appealed to the Planning Commission using a form available at the Community Development Department. The appeal form, plus an appeal fee, must be filed with the Community Development Department within 10 days (5 days in the case of a single-family dwelling in an R-1 zone as considered under the terms of subsection F. of Section 23.73.040 of the Municipal Code) of the action or decision being appealed. Notwithstanding the time limit for appeal set out in the above section, the Planning Commission and the City Council shall always have until their next regularly scheduled meeting following Architectural Review Board action to decide to review such action. No building permit pertaining to an Architectural Review Board action may be issued until the appeal period has passed.

Applicants are requested to contact the Building Department for building permit requirements. No sign approved by the Architectural Review Board shall be painted, erected, or otherwise installed until the appeal period has passed. **Any proposed exterior changes from approved plans require Architectural Review Board review and approval.** There is a fee for design changes submitted after the architectural approval application has been granted final approval.

Applicants with approved projects that have been deemed statutorily or categorically exempt under the California Environmental Quality Act (CEQA) may file a Notice of Exemption (NOE) directly with the Monterey County Clerk in order to reduce the CEQA challenge period from 180 days to 35 days (CEQA Guidelines Section 15062). Applicants wishing to file the NOE should

contact their planner for instructions on how to file the notice with Monterey County. Please note the Monterey County Clerk has a \$50 filing fee for a NOE.

Filing of a NOE by the City of Pacific Grove is not required. CEQA determinations are included in the public hearing notices for all projects.

#### **STANDARD FINDING FOR APPROVAL OF AN ARCHITECTURAL APPROVAL APPLICATION**

The architecture and general appearance of the building(s) will be in keeping with the neighborhood and the completed project will not be detrimental to the orderly and harmonious development of the City nor impair the desirability of investment or occupation in the neighborhood.

#### **STANDARD CONDITIONS OF ARCHITECTURAL APPLICATION APPROVALS**

1. This approval shall be null and void if a building permit has not been applied for within one year from the date of approval. Application for extension of this approval must be made prior to the expiration date.
2. All construction must occur in strict compliance with the proposal as set forth in the application(s) for permits, subject to any special conditions. Any deviation from the approved plans must be reviewed and approved by the staff and may require Architectural Review Board approval.
3. The terms and conditions shall be perpetual, and it is the intention of the Architectural Review Board and the permittee to bind all future owners and possessors of the subject property to the terms and conditions.
4. Review by the Public Works Department is required prior to issuance of the building permit. The applicant shall obtain an encroachment permit from the Public Works Department before undertaking any work in the Public way and prior to issuance of the building permit.

#### **STANDARD FINDING FOR APPROVAL OF A SIGN PERMIT APPLICATION**

The proposed sign effectively conveys the business type and identity to the public and possesses pleasing elements of design that protects and enhances the architectural character and harmony of the community, buildings, and neighborhood in which it is located.

#### **JUDICIAL TIME LIMITS**

This serves as written notice that Pacific Grove Municipal Code Section 1.20.010 incorporates Section 1094.6 of the Code of Civil Procedure of the State of California and provides a ninety-day limitation for judicial review of any final administrative decision by the council, or any board, commissioner, or officer of the city.