

CITY OF NEWPORT BEACH COMMUNITY DEVELOPMENT DEPARTMENT PLANNING DIVISION ACTION REPORT

TO: CITY COUNCIL, CITY MANAGER AND PLANNING COMMISSION

FROM: Kimberly Brandt, Community Development Director

Brenda Wisneski, Deputy Community Development Director

SUBJECT: Report of actions taken by the Zoning Administrator, and/or Planning Division

staff for the week ending November 11, 2016

ZONING ADMINISTRATOR ACTIONS

NOVEMBER 10, 2016

Item 1: 211 Dahlia Avenue Condominiums Tentative Parcel Map No. NP2016-014 (PA2016-146)

Site Location: 211 Dahlia Avenue

Action: Approved by Resolution No. ZA2016-060 Council District 6

Item 2: 711 Marigold Avenue CondominiumsTentative Parcel Map No. NP2016-017 (PA2016-161)

Site Location: 711 and 711 ½ Marigold Avenue

Action: Approved by Resolution No. ZA2016-061 Council District 6

Item #: 514-516 Avocado Avenue Condominiums Tentative Parcel Map No. NP2016-018

(PA2016-162)

Site Location: 514 - 514 ½ and 516 - 516 ½ Avocado Avenue

Action: Approved by Resolution No. ZA2016-062 Council District 6

COMMUNITY DEVELOPMENT DIRECTOR OR PLANNING DIVISION STAFF ACTIONS

(Non-Hearing Items)

Item 1: Amendment to Comprehensive Sign Program No. CS2015-007 (PA2015-130)

Site Address: 2001, 2043, 2131, and 2135 Westcliff Drive

Action: Approved Council District 3

APPEAL PERIOD: An appeal may be filed with the Director of Community Development or City Clerk, as applicable, within fourteen (14) days following the date the action or decision was rendered unless a different period of time is specified by the Municipal Code (e.g., Title 19 allows ten (10) day appeal period for tentative parcel and tract maps, lot line adjustments, or lot mergers). For additional information on filing an appeal, contact the Planning Division at 949 644-3200.

RESOLUTION NO. ZA2016-060

A RESOLUTION OF THE ZONING ADMINISTRATOR OF THE CITY OF NEWPORT BEACH APPROVING TENTATIVE PARCEL MAP NO. NP2016-014 FOR TWO-UNIT CONDOMINIUM PURPOSES LOCATED AT 211 DAHLIA AVENUE (PA2016-146)

THE ZONING ADMINISTRATOR OF THE CITY OF NEWPORT BEACH HEREBY FINDS AS FOLLOWS:

SECTION 1. STATEMENT OF FACTS.

- 1. An application was filed by Charles Huang, with respect to property located at 211 Dahlia Avenue, and legally described as Lot 11 in Block 131 of the Resubdivision of Corona Del Mar, requesting approval of a tentative parcel map.
- 2. The applicant proposes a tentative parcel map application for two-unit condominium purposes. No waiver of Title 19 (Subdivisions) development standards are proposed with this application. An existing single-family residence was demolished and will be replaced with a new two-unit duplex, currently under construction. The Tentative Parcel Map would allow each unit to be sold individually.
- 3. The subject property is located within the Two-Unit Residential (R-2) Zoning District and the General Plan Land Use Element category is Two-Unit Residential (RT).
- 4. The subject property is located within the coastal zone. The Coastal Land Use category is Two-Unit Residential (RT-D).
- 5. A public hearing was held on November 10, 2016 in the Corona del Mar Conference Room (Bay E-1st Floor) at 100 Civic Center Drive, Newport Beach. A notice of time, place and purpose of the meeting was given in accordance with the Newport Beach Municipal Code. Evidence, both written and oral, was presented to, and considered by, the Zoning Administrator at this meeting.

SECTION 2. CALIFORNIA ENVIRONMENTAL QUALITY ACT DETERMINATION.

- 1. This project has been determined to be categorically exempt pursuant to the State CEQA (California Environmental Quality Act) Guidelines under Class 15 (Minor Land Divisions).
- 2. The Class 15 exemption allows the division of property in urbanized areas zoned for residential, commercial, or industrial use into four or fewer parcels when the division is in conformance with the General Plan and zoning, no variances or exceptions are required, all services and access to the proposed parcels are available, the parcel was not involved in a division of a larger parcel within the previous two years, and the parcel does not have an average slope greater than 20 percent. The Tentative Parcel Map is for condominium purposes and is consistent with all of the requirements of the Class 15 exemption.

SECTION 3. REQUIRED FINDINGS.

The Zoning Administrator determined in this case that the Tentative Parcel Map is consistent with the legislative intent of Title 20 (Planning and Zoning) of the Newport Beach Municipal Code and is approved based on the following findings per Section 19.12.070 (Required Findings for Action on Tentative Maps) of Title 19:

Finding:

A. That the proposed map and the design or improvements of the subdivision are consistent with the General Plan and any applicable specific plan, and with applicable provisions of the Subdivision Map Act and this Subdivision Code.

Facts in Support of Finding:

- The Tentative Parcel Map is for two-unit residential condominium purposes. A single-family residence was demolished and will be replaced with a new two-unit duplex. The proposed subdivision and improvements are consistent with the density of the R-2 Zoning District and the current RT General Plan Land Use Designation.
- 2. The Tentative Parcel Map does not apply to any specific plan area.

Finding:

B. That the site is physically suitable for the type and density of development.

Facts in Support of Finding:

- 1. The lot is physically suitable for a two-unit development because it is regular in shape and is relatively flat.
- 2. The subject property is accessible from Dahlia Avenue and an alley at the rear, and is adequately served by existing utilities.

Finding:

C. That the design of the subdivision or the proposed improvements are not likely to cause substantial environmental damage nor substantially and avoidably injure fish or wildlife or their habitat. However, notwithstanding the foregoing, the decision making body may nevertheless approve such a subdivision if an environmental impact report was prepared for the project and a finding was made pursuant to Section 21081 of the California Environmental Quality Act that specific economic, social, or other considerations make infeasible the mitigation measures or project alternatives identified in the environmental impact report.

Facts in Support of Finding:

- 1. The site was previously developed with a single-family residence which has been demolished and will be replaced with a new two-unit duplex.
- 2. The property is located in an urbanized area that does not contain any sensitive vegetation or habitat.
- 3. The project is categorically exempt under Section 15315 (Article 19 of Chapter 3), of the California Environmental Quality Act (CEQA) Guidelines Class 15 (Minor Land Alterations).

Finding:

D. That the design of the subdivision or the type of improvements is not likely to cause serious public health problems.

Facts in Support of Finding:

1. The Tentative Parcel Map is for residential condominium purposes. All improvements associated with the project will comply with all Building, Public Works, and Fire Codes, which are in place to prevent serious public health problems. Public improvements will be required of the developer per Section 19.28.010 (General Improvement Requirements) of the Municipal Code and Section 66411 (Local agencies to regulate and control design of subdivisions) of the Subdivision Map Act. All ordinances of the City and all Conditions of Approval will be complied with.

Finding:

E. That the design of the subdivision or the type of improvements will not conflict with easements, acquired by the public at large, for access through or use of property within the proposed subdivision. In this connection, the decision making body may approve a map if it finds that alternate easements, for access or for use, will be provided and that these easements will be substantially equivalent to ones previously acquired by the public. This finding shall apply only to easements of record or to easements established by judgment of a court of competent jurisdiction and no authority is hereby granted to the City Council to determine that the public at large has acquired easements for access through or use of property within a subdivision.

Facts in Support of Finding:

1. The design of the development will not conflict with easements acquired by the public at large, for access through, or use of property within the proposed development, because there are no public easements located on the property.

Finding:

F. That, subject to the detailed provisions of Section 66474.4 of the Subdivision Map Act, if the land is subject to a contract entered into pursuant to the California Land Conservation Act of 1965 (Williamson Act), the resulting parcels following a subdivision of the land would not be too small to sustain their agricultural use or the subdivision will result in residential development incidental to the commercial agricultural use of the land.

Facts in Support of Finding:

- 1. The property is not subject to the Williamson Act because, the subject property is not designated as an agricultural preserve and is less than 100 acres in area.
- 2. The site, developed for residential use, lies in a Zoning District that permits residential uses.

Finding:

- G. That, in the case of a "land project" as defined in Section 11000.5 of the California Business and Professions Code: (1) there is an adopted specific plan for the area to be included within the land project; and (2) the decision making body finds that the proposed land project is consistent with the specific plan for the area.
 - 1. California Business and Professions Code Section 11000.5 has been repealed by the Legislature. However, this project site is not considered a "land project" as previously defined in Section 11000.5 of the California Business and Professions Code because the project site does not contain 50 or more parcels of land nor is it located within the boundaries of a specific plan.

Finding:

H. That solar access and passive heating and cooling design requirements have been satisfied in accordance with Sections 66473.1 and 66475.3 of the Subdivision Map Act.

Facts in Support of Finding:

1. The Tentative Parcel Map and any future improvements are subject to Title 24 of the California Building Code that requires new construction to meet minimum heating and cooling efficiency standards depending on location and climate. The Newport Beach Building Division enforces Title 24 compliance through the plan check and inspection process.

Finding:

I. That the subdivision is consistent with Section 66412.3 of the Subdivision Map Act and Section 65584 of the California Government Code regarding the City's share of the regional housing need and that it balances the housing needs of the region against the public service needs of the City's residents and available fiscal and environmental resources.

Facts in Support of Finding:

1. The proposed two-unit duplex is consistent with the R-2 Zoning District which allows two (2) residential units on the property. Therefore, the Tentative Parcel Map for condominium purposes will not affect the City in meeting its regional housing need.

Finding:

J. That the discharge of waste from the proposed subdivision into the existing sewer system will not result in a violation of existing requirements prescribed by the Regional Water Quality Control Board.

Facts in Support of Finding:

1. The new two-unit duplex will be designed so that wastewater discharge into the existing sewer system complies with the Regional Water Quality Control Board (RWQCB) requirements.

Finding:

K. For subdivisions lying partly or wholly within the Coastal Zone, that the subdivision conforms with the certified Local Coastal Program and, where applicable, with public access and recreation policies of chapter three of the Coastal Act.

Facts in Support of Finding:

- 1. The subject property is located within the Coastal Zone. The subdivision conforms to the Local Coastal Program since the Coastal Land Use category is Two-Unit Residential (RT-D). The two-unit condominium subdivision is consistent with the RT-D land use category.
- 2. The project is not located between the nearest public road and the sea or shoreline of any body of water located within the coastal zone; therefore, the public access and recreation policies of chapter 3 of the Coastal Act are not applicable.

SECTION 4. DECISION.

NOW, THEREFORE, BE IT RESOLVED:

- 1. The Zoning Administrator of the City of Newport Beach hereby approves Tentative Parcel Map No. NP2016-014 (PA2016-146), subject to the conditions set forth in Exhibit A, which is attached hereto and incorporated by reference.
- 2. This action shall become final and effective 10 days after the adoption of this Resolution unless within such time an appeal or call for review is filed with the Director of Community Development in accordance with the provisions of Title 19 Subdivisions, of the Newport Beach Municipal Code.

PASSED, APPROVED, AND ADOPTED THIS 10th DAY OF November, 2016.

Patrick J. Alford, Zoning Administrator

EXHIBIT "A"

CONDITIONS OF APPROVAL

- 1. The project is subject to all applicable City ordinances, policies, and standards, unless specifically waived or modified by the conditions of approval.
- 2. <u>Prior to recordation of the Parcel Map</u>, a park fee shall be assessed for one additional dwelling unit.
- 3. <u>Subsequent to the recordation of the Parcel Map</u>, the applicant shall apply for a building permit for a description change of the subject project development from "duplex" to "condominium." **The development will not be condominiums until this permit is finaled.** The building permit for the new construction shall not be finaled until after recordation of the Parcel Map.
- 4. This approval shall expire and become void unless exercised within 24 months from the actual date of review authority approval, except where an extension of time is approved in compliance with the provisions of Title 20 Planning and Zoning of the Newport Beach Municipal Code.
- 5. To the fullest extent permitted by law, applicant shall indemnify, defend and hold harmless City, its City Council, its boards and commissions, officials, officers, employees, and agents from and against any and all claims, demands, obligations, damages, actions, causes of action, suits, losses, judgments, fines, penalties, liabilities, costs and expenses (including without limitation, attorney's fees, disbursements and court costs) of every kind and nature whatsoever which may arise from or in any manner relate (directly or indirectly) to City's approval of the 211 Dahlia Condominiums including, but not limited to Tentative Parcel Map No. NP2016-014 (PA2016-146). This indemnification shall include, but not be limited to, damages awarded against the City, if any, costs of suit, attorneys' fees, and other expenses incurred in connection with such claim, action, causes of action, suit or proceeding whether incurred by applicant, City, and/or the parties initiating or bringing such proceeding. The applicant shall indemnify the City for all of City's costs, attorneys' fees, and damages which City incurs in enforcing the indemnification provisions set forth in this condition. The applicant shall pay to the City upon demand any amount owed to the City pursuant to the indemnification requirements prescribed in this condition.
- 6. A parcel map shall be recorded. The Map shall be prepared on the California coordinate system (NAD88). Prior to recordation of the Map, the surveyor/engineer preparing the Map shall submit to the County Surveyor and the City of Newport Beach a digital-graphic file of said map in a manner described in Section 7-9-330 and 7-9-337 of the Orange County Subdivision Code and Orange County Subdivision Manual, Subarticle 18. The Map to be submitted to the City of Newport Beach shall comply with the City's CADD Standards. Scanned images will not be accepted.

- 7. Prior to recordation of the parcel map, the surveyor/engineer preparing the map shall tie the boundary of the map into the Horizontal Control System established by the County Surveyor in a manner described in Sections 7-9-330 and 7-9-337 of the Orange County Subdivision Code and Orange County Subdivision Manual, Subarticle 18. Monuments (one inch iron pipe with tag) shall be set On Each Lot Corner unless otherwise approved by the Subdivision Engineer. Monuments shall be protected in place if installed prior to completion of construction project.
- 8. All improvements shall be constructed as required by Ordinance and the Public Works Department.
- 9. The existing broken and/or otherwise damaged concrete sidewalk panels, curb and gutter along the Dahlia Avenue frontage shall be reconstructed.
- 10. All existing overhead utilities shall be undergrounded.
- 11. No above ground improvements shall be installed within the 5-foot alley setback.
- 12. Install new sod or low groundcovers of the type approved by the City (Public Works Department) throughout the Dahlia Avenue parkway fronting the development site.
- 13. Each unit shall be served by its individual water meter and sewer lateral and cleanout. Each water meter and sewer cleanout shall be installed with a traffic-grade box and cover. Water meter and the sewer cleanout shall be located within the public right-of-way.
- 14. An encroachment permit is required for all work activities within the public right-of-way.
- 15. All improvements shall comply with the City's sight distance requirement. See City Standard 110-L and Municipal Code Section 20.30.130.
- 16. In case of damage done to public improvements surrounding the development site by the private construction, additional reconstruction within the public right-of-way could be required at the discretion of the Public Works Inspector.
- 17. All on-site drainage shall comply with the latest City Water Quality requirements.
- 18. All unused water services to be abandoned shall be capped at the main (corporation stop) and all unused sewer laterals to be abandoned shall be capped at property line. If the sewer lateral to be abandoned has an existing cleanout, abandonment shall include removal of the cleanout riser, the 4TT box and the wye. Sewer lateral shall then be capped where the wye used to be.

RESOLUTION NO. ZA2016-061

A RESOLUTION OF THE ZONING ADMINISTRATOR OF THE CITY OF NEWPORT BEACH APPROVING TENTATIVE PARCEL MAP NO. NP2016-017 FOR TWO-UNIT CONDOMINIUM PURPOSES LOCATED AT 711 AND 711 ½ MARIGOLD AVENUE (PA2016-161)

THE ZONING ADMINISTRATOR OF THE CITY OF NEWPORT BEACH HEREBY FINDS AS FOLLOWS:

SECTION 1. STATEMENT OF FACTS.

- 1. An application was filed by Garrett Calacci, with respect to property located at 711 and 711 ½ Marigold Avenue, and legally described as Lot 11, Block 739, Tract 186 requesting approval of a tentative parcel map.
- 2. The applicant proposes a Tentative Parcel Map for two-unit condominium purposes. A two-unit dwelling was demolished and will be replaced with a new two-unit dwelling. The Tentative Parcel Map would allow each unit to be sold individually. No deviations to Title 19 (Subdivisions) development standards are proposed with this application.
- 3. The subject property is located within the Two-Unit Residential (R-2) Zoning District and the General Plan Land Use Element category is Two Unit Residential (RT).
- 4. The subject property is not located within the coastal zone.
- A public hearing was held on November 10, 2016 in the Corona del Mar Conference Room (Bay E-1st Floor) at 100 Civic Center Drive, Newport Beach. A notice of time, place and purpose of the meeting was given in accordance with the Newport Beach Municipal Code. Evidence, both written and oral, was presented to, and considered by, the Zoning Administrator at this meeting.

SECTION 2. CALIFORNIA ENVIRONMENTAL QUALITY ACT DETERMINATION.

- 1. This project is categorically exempt under Section 15315, of the State CEQA (California Environmental Quality Act) Guidelines Class 15 (Minor Land Divisions).
- 2. The Class 15 exemption allows the division of property in urbanized areas zoned for residential, commercial, or industrial use into four or fewer parcels when the division is in conformance with the General Plan and zoning, no variances or exceptions are required, all services and access to the proposed parcels is available, the parcel was not involved in a division of a larger parcel within the previous two years, and the parcel does not have an average slope greater than 20 percent. The Tentative Parcel Map is for condominium purposes and is consistent with all of the requirements of the Class 15 exemption.

SECTION 3. REQUIRED FINDINGS.

The Zoning Administrator determined in this case that the Tentative Parcel Map is consistent with the legislative intent of Title 20 of the Newport Beach Municipal Code and is approved based on the following findings per Section 19.12.070 (Required Findings for Action on Tentative Maps) of Title 19:

Finding:

A. That the proposed map and the design or improvements of the subdivision are consistent with the General Plan and any applicable specific plan, and with applicable provisions of the Subdivision Map Act and this Subdivision Code.

Facts in Support of Finding:

- 1. The Tentative Parcel Map is for two-unit residential condominium purposes. A two-unit duplex was demolished and will be replaced with a new two-unit duplex. The proposed subdivision and improvements are consistent with the density of the R-2 Zoning District and the current General Plan Land Use Designation "Two-Unit Residential."
- 2. The subject property is not located within a specific plan area.

Finding:

B. That the site is physically suitable for the type and density of development.

Facts in Support of Finding:

- 1. The lot is physically suitable for a two-unit development because it is regular in shape.
- 2. The subject property is accessible from Marigold Avenue and the alley at the rear and is adequately served by existing utilities.

Finding:

C. That the design of the subdivision or the proposed improvements are not likely to cause substantial environmental damage nor substantially and avoidably injure fish or wildlife or their habitat. However, notwithstanding the foregoing, the decision making body may nevertheless approve such a subdivision if an environmental impact report was prepared for the project and a finding was made pursuant to Section 21081 of the California Environmental Quality Act that specific economic, social, or other considerations make infeasible the mitigation measures or project alternatives identified in the environmental impact report.

Facts in Support of Finding:

- 1. The site was previously developed with a two-unit dwelling and will be replaced with a new two-unit dwelling.
- 2. The property is located in an urbanized area that does not contain any sensitive vegetation or habitat.
- 3. The project is categorically exempt under Section 15315 (Article 19 of Chapter 3), of the California Environmental Quality Act (CEQA) Guidelines Class 15 (Minor Land Alterations).

Finding:

D. That the design of the subdivision or the type of improvements is not likely to cause serious public health problems.

Facts in Support of Finding:

1. The Tentative Parcel Map is for residential condominium purposes. All improvements associated with the project will comply with all Building, Public Works, and Fire Codes, which are in place to prevent serious public health problems. Public improvements will be required of the developer per Section 19.28.010 (General Improvement Requirements) of the Municipal Code and Section 66411 (Local Agencies to Regulate and Control Design of Subdivisions) of the Subdivision Map Act. All ordinances of the City and all Conditions of Approval will be complied with.

Finding:

E. That the design of the subdivision or the type of improvements will not conflict with easements, acquired by the public at large, for access through or use of property within the proposed subdivision. In this connection, the decision making body may approve a map if it finds that alternate easements, for access or for use, will be provided and that these easements will be substantially equivalent to ones previously acquired by the public. This finding shall apply only to easements of record or to easements established by judgment of a court of competent jurisdiction and no authority is hereby granted to the City Council to determine that the public at large has acquired easements for access through or use of property within a subdivision.

Facts in Support of Finding:

1. The design of the development will not conflict with easements acquired by the public at large, for access through, or use of property within the proposed development, because there are no public easements located on the property.

Finding:

F. That, subject to the detailed provisions of Section 66474.4 of the Subdivision Map Act, if the land is subject to a contract entered into pursuant to the California Land Conservation Act of 1965 (Williamson Act), the resulting parcels following a subdivision of the land would not be too small to sustain their agricultural use or the subdivision will result in residential development incidental to the commercial agricultural use of the land.

Facts in Support of Finding:

- 1. The property is not subject to the Williamson Act because the subject property is not designated as an agricultural preserve and is less than 100 acres in area.
- 2. The site, developed for residential use, lies in a Zoning District that permits residential uses.

Finding:

G. That, in the case of a "land project" as defined in Section 11000.5 of the California Business and Professions Code: (1) there is an adopted specific plan for the area to be included within the land project; and (2) the decision making body finds that the proposed land project is consistent with the specific plan for the area.

Facts in Support of Finding:

- 1. California Business and Professions Code Section 11000.5 has been repealed by the Legislature. However, this project site is not considered a "land project" as previously defined in Section 11000.5 of the California Business and Professions Code because the project site does not contain 50 or more parcels of land nor is it located within the boundaries of a specific plan.
- 2. The project is not located within a specific plan area.

Finding:

H. That solar access and passive heating and cooling design requirements have been satisfied in accordance with Sections 66473.1 and 66475.3 of the Subdivision Map Act.

Facts in Support of Finding:

1. The Tentative Parcel Map and any future improvements are subject to Title 24 of the California Building Code that requires new construction to meet minimum heating and cooling efficiency standards depending on location and climate. The Newport Beach Building Division enforces Title 24 compliance through the plan check and inspection process.

Finding:

I. That the subdivision is consistent with Section 66412.3 of the Subdivision Map Act and Section 65584 of the California Government Code regarding the City's share of the regional housing need and that it balances the housing needs of the region against the public service needs of the City's residents and available fiscal and environmental resources.

Facts in Support of Finding:

1. The proposed two-unit dwelling is consistent with the R-2 Zoning District which allows two residential units on the property. Therefore, the Tentative Parcel Map for condominium purposes will not affect the City in meeting its regional housing need.

Finding:

J. That the discharge of waste from the proposed subdivision into the existing sewer system will not result in a violation of existing requirements prescribed by the Regional Water Quality Control Board.

Facts in Support of Finding:

1. The new two-unit dwelling will be designed so that wastewater discharge into the existing sewer system complies with the Regional Water Quality Control Board (RWQCB) requirements.

Finding:

K. For subdivisions lying partly or wholly within the Coastal Zone, that the subdivision conforms with the certified Local Coastal Program and, where applicable, with public access and recreation policies of Chapter Three of the Coastal Act.

Facts in Support of Finding:

1. The subject property is not located within the Coastal Zone.

SECTION 4. DECISION.

NOW, THEREFORE, BE IT RESOLVED:

1. The Zoning Administrator of the City of Newport Beach hereby approves Tentative Parcel Map No. NP2016-017 (PA2016-161), subject to the conditions set forth in Exhibit A, which is attached hereto and incorporated by reference.

2. This action shall become final and effective 10 days after the adoption of this Resolution unless within such time an appeal or call for review is filed with the Director of Community Development in accordance with the provisions of Title 19 Subdivisions, of the Newport Beach Municipal Code.

PASSED, APPROVED, AND ADOPTED THIS 10TH DAY OF NOVEMBER, 2016

Patrick J. Alford, Zoning Administrator

EXHIBIT "A"

CONDITIONS OF APPROVAL

PLANNING

- 1. The project is subject to all applicable City ordinances, policies, and standards, unless specifically waived or modified by the conditions of approval.
- Subsequent to the recordation of the parcel map, the applicant shall apply for a building permit for a description change of the subject project development from "duplex" to "condominium." The development will not be condominiums until this permit is finaled. The building permit for the new construction shall not be finaled until after recordation of the parcel map.
- 3. This approval shall expire and become void unless exercised within twenty-four (24) months from the actual date of review authority approval, except where an extension of time is approved in compliance with the provisions of Title 20 (Planning and Zoning) of the Newport Beach Municipal Code.
- To the fullest extent permitted by law, applicant shall indemnify, defend and hold 4. harmless City, its City Council, its boards and commissions, officials, officers, employees, and agents from and against any and all claims, demands, obligations, damages. actions, causes of action, suits, losses, judgments, fines, penalties, liabilities, costs and expenses (including without limitation, attorney's fees, disbursements and court costs) of every kind and nature whatsoever which may arise from or in any manner relate (directly or indirectly) to City's approval of 711 Marigold Avenue Parcel Map including, but not limited to, Tentative Parcel Map No. NP2016-017 (PA2016-161). This indemnification shall include, but not be limited to, damages awarded against the City, if any, costs of suit, attorneys' fees, and other expenses incurred in connection with such claim, action, causes of action, suit or proceeding whether incurred by applicant, City, and/or the parties initiating or bringing such proceeding. The applicant shall indemnify the City for all of City's costs, attorneys' fees, and damages which City incurs in enforcing the indemnification provisions set forth in this condition. The applicant shall pay to the City upon demand any amount owed to the City pursuant to the indemnification requirements prescribed in this condition.

Public Works Conditions

5. A Parcel Map shall be recorded. The Map shall be prepared on the California coordinate system (NAD88). Prior to recordation of the Map, the surveyor/engineer preparing the map shall submit to the County Surveyor and the City of Newport Beach a digital-graphic file of said map in a manner described in Section 7-9-330 and 7-9-337 of the Orange County Subdivision Code and Orange County Subdivision Manual, Subarticle 18. The Map to be submitted to the City of Newport Beach shall comply with the City's CADD Standards. Scanned imaged will not be accepted.

- 6. Prior to the recordation of the parcel map, the surveyor/engineer preparing the map shall tie the boundary of the map into the Horizontal Control System established by the County Surveyor in a manner described in Sections 7-9-330 and 7-9-337 of the Orange County Subdivision Code and Orange County Subdivision Manual, Subarticle 18. Monuments (one inch iron pipe with tag) shall be set on each lot corner unless otherwise approved by the Subdivision Engineer. Monuments shall be protected in place if installed prior to completion of the construction project.
- 7. All improvements shall be constructed as required by Ordinance and the Public Works Department.
- 8. Reconstruct the existing broken and/or otherwise damaged concrete sidewalk panels, curb and gutter along the Marigold Avenue frontage.
- 9. Reconstruct portions of the existing broken and/or otherwise damaged concrete alley. Extent of the repair shall be determined by the Public Works Inspector.
- 10. All existing overhead utilities shall be undergrounded.
- 11. No above ground improvements shall be installed within the 5-foot alley setback.
- 12. All existing private, non-standard improvements within the public right-of-way and/or extensions of private, non-standard improvements into the public right-of-way fronting the development site shall be removed.
- 13. Each unit shall be served by its individual water meter and sewer lateral and cleanout. Each water meter and sewer cleanout shall be installed with a traffic-grade box and cover. Water meter and the sewer cleanout shall be located within the public right-of-way.
- 14. An encroachment permit is required for all activities within the public right-of-way.
- 15. All improvements shall comply with the City's sight distance requirement. See City Standard 110-L and Municipal Code 20.30.130.
- 16. In case of damage done to public improvements surrounding the development site by the private construction, additional reconstruction within the public right-of-way could be required at the discretion of the Public Works Inspector.
- 17. All on-site drainage shall comply with the latest City Water Quality requirements.
- 18. All unused water services to be abandoned shall be capped at the main (corporation stop) and all unused sewer laterals to be abandoned shall be capped at property line. If the sewer lateral to be abandoned has an existing cleanout, abandonment shall include removal of the cleanout riser, the 4TT box and the wye. Sewer lateral shall then be capped where the wye used to be.

RESOLUTION NO. ZA2016-062

A RESOLUTION OF THE ZONING ADMINISTRATOR OF THE CITY OF NEWPORT BEACH APPROVING TENTATIVE PARCEL MAP NO. NP2016-018 FOR TWO, TWO-UNIT CONDOMINIUM PURPOSES LOCATED AT 514, 514 ½, 516, AND 516 ½ AVOCADO AVENUE (PA2016-162)

THE ZONING ADMINISTRATOR OF THE CITY OF NEWPORT BEACH HEREBY FINDS AS FOLLOWS:

SECTION 1. STATEMENT OF FACTS.

- 1. An application was filed by Garrett Calacci, with respect to property located at 514, 514 ½, 516, and 516 ½ Avocado Avenue, and legally described as Lots 26 and 27, Tract 682 requesting approval of a tentative parcel map.
- 2. The applicant proposes a Tentative Parcel Map for two-unit condominium purposes. Two, two-unit dwellings were demolished and will be replaced with a new two-unit dwelling on two adjoining lots. The Tentative Parcel Map would allow each unit to be sold individually. No deviations to Title 19 (Subdivisions) development standards are proposed with this application.
- 3. The subject property is located within the Two-Unit Residential (R-2) Zoning District and the General Plan Land Use Element category is Two Unit Residential (RT).
- 4. The subject property is located within the coastal zone and is designated as Two Unit Residential (RT-D).
- 5. A public hearing was held on November 10, 2016 in the Corona del Mar Conference Room (Bay E-1st Floor) at 100 Civic Center Drive, Newport Beach. A notice of time, place and purpose of the meeting was given in accordance with the Newport Beach Municipal Code. Evidence, both written and oral, was presented to, and considered by, the Zoning Administrator at this meeting.

SECTION 2. CALIFORNIA ENVIRONMENTAL QUALITY ACT DETERMINATION.

- 1. This project is categorically exempt under Section 15315, of the State CEQA (California Environmental Quality Act) Guidelines Class 15 (Minor Land Divisions).
- 2. The Class 15 exemption allows the division of property in urbanized areas zoned for residential, commercial, or industrial use into four or fewer parcels when the division is in conformance with the General Plan and zoning, no variances or exceptions are required, all services and access to the proposed parcels is available, the parcel was not involved in a division of a larger parcel within the previous two years, and the parcel does not have an average slope greater than 20 percent. The Tentative Parcel Map is for condominium purposes and is consistent with all of the requirements of the Class 15 exemption.

SECTION 3. REQUIRED FINDINGS.

The Zoning Administrator determined in this case that the Tentative Parcel Map is consistent with the legislative intent of Title 20 of the Newport Beach Municipal Code and is approved based on the following findings per Section 19.12.070 (Required Findings for Action on Tentative Maps) of Title 19:

Finding:

A. That the proposed map and the design or improvements of the subdivision are consistent with the General Plan and any applicable specific plan, and with applicable provisions of the Subdivision Map Act and this Subdivision Code.

Facts in Support of Finding:

- 1. The Tentative Parcel Map is for two, two-unit residential condominium purposes. Two two-unit duplexes were demolished and will be replaced with two new two-unit duplexes. The proposed subdivision and improvements are consistent with the density of the R-2 Zoning District and the current General Plan Land Use Designation "Two-Unit Residential."
- 2. General Plan Land Use Policy 4.2 allows residential lots to be re-subdivided to the original underlying legal lots.
- 3. The subject property is not located within a specific plan area.

Finding:

B. That the site is physically suitable for the type and density of development.

Facts in Support of Finding:

- 1. The lot is physically suitable for a two-unit development because it is regular in shape.
- 2. The subject property is accessible from Avocado Avenue and the alley at the rear and is adequately served by existing utilities.

Finding:

C. That the design of the subdivision or the proposed improvements are not likely to cause substantial environmental damage nor substantially and avoidably injure fish or wildlife or their habitat. However, notwithstanding the foregoing, the decision making body may nevertheless approve such a subdivision if an environmental impact report was prepared for the project and a finding was made pursuant to Section 21081 of the California Environmental Quality Act that specific economic, social, or other considerations make

infeasible the mitigation measures or project alternatives identified in the environmental impact report.

Facts in Support of Finding:

- 1. The site was previously developed with two two-unit dwellings and will be replaced with two new two-unit dwellings.
- 2. The property is located in an urbanized area that does not contain any sensitive vegetation or habitat.
- 3. The project is categorically exempt under Section 15315 (Article 19 of Chapter 3), of the California Environmental Quality Act (CEQA) Guidelines Class 15 (Minor Land Alterations).

Finding:

D. That the design of the subdivision or the type of improvements is not likely to cause serious public health problems.

Facts in Support of Finding:

1. The Tentative Parcel Map is for residential condominium purposes. All improvements associated with the project will comply with all Building, Public Works, and Fire Codes, which are in place to prevent serious public health problems. Public improvements will be required of the developer per Section 19.28.010 (General Improvement Requirements) of the Municipal Code and Section 66411 (Local Agencies to Regulate and Control Design of Subdivisions) of the Subdivision Map Act. All ordinances of the City and all Conditions of Approval will be complied with.

Finding:

E. That the design of the subdivision or the type of improvements will not conflict with easements, acquired by the public at large, for access through or use of property within the proposed subdivision. In this connection, the decision making body may approve a map if it finds that alternate easements, for access or for use, will be provided and that these easements will be substantially equivalent to ones previously acquired by the public. This finding shall apply only to easements of record or to easements established by judgment of a court of competent jurisdiction and no authority is hereby granted to the City Council to determine that the public at large has acquired easements for access through or use of property within a subdivision.

Facts in Support of Finding:

1. The design of the development will not conflict with easements acquired by the public at large, for access through, or use of property within the proposed development, because there are no public easements located on the property.

Finding:

F. That, subject to the detailed provisions of Section 66474.4 of the Subdivision Map Act, if the land is subject to a contract entered into pursuant to the California Land Conservation Act of 1965 (Williamson Act), the resulting parcels following a subdivision of the land would not be too small to sustain their agricultural use or the subdivision will result in residential development incidental to the commercial agricultural use of the land.

Facts in Support of Finding:

- 1. The property is not subject to the Williamson Act because the subject property is not designated as an agricultural preserve and is less than 100 acres in area.
- 2. The site, developed for residential use, lies in a Zoning District that permits residential uses.

Finding:

G. That, in the case of a "land project" as defined in Section 11000.5 of the California Business and Professions Code: (1) there is an adopted specific plan for the area to be included within the land project; and (2) the decision making body finds that the proposed land project is consistent with the specific plan for the area.

Facts in Support of Finding:

- 1. California Business and Professions Code Section 11000.5 has been repealed by the Legislature. However, this project site is not considered a "land project" as previously defined in Section 11000.5 of the California Business and Professions Code because the project site does not contain 50 or more parcels of land nor is it located within the boundaries of a specific plan.
- 2. The project is not located within a specific plan area.

Finding:

H. That solar access and passive heating and cooling design requirements have been satisfied in accordance with Sections 66473.1 and 66475.3 of the Subdivision Map Act.

Facts in Support of Finding:

1. The Tentative Parcel Map and any future improvements are subject to Title 24 of the California Building Code that requires new construction to meet minimum heating and cooling efficiency standards depending on location and climate. The Newport Beach

Building Division enforces Title 24 compliance through the plan check and inspection process.

Finding:

I. That the subdivision is consistent with Section 66412.3 of the Subdivision Map Act and Section 65584 of the California Government Code regarding the City's share of the regional housing need and that it balances the housing needs of the region against the public service needs of the City's residents and available fiscal and environmental resources.

Facts in Support of Finding:

1. The proposed two-unit dwellings are consistent with the R-2 Zoning District which allows two residential units on each property. Therefore, the Tentative Parcel Map for condominium purposes will not affect the City in meeting its regional housing need.

Finding:

J. That the discharge of waste from the proposed subdivision into the existing sewer system will not result in a violation of existing requirements prescribed by the Regional Water Quality Control Board.

Facts in Support of Finding:

1. The new two-unit dwellings will be designed so that wastewater discharge into the existing sewer system complies with the Regional Water Quality Control Board (RWQCB) requirements.

Finding:

K. For subdivisions lying partly or wholly within the Coastal Zone, that the subdivision conforms with the certified Local Coastal Program and, where applicable, with public access and recreation policies of Chapter Three of the Coastal Act.

Facts in Support of Finding:

- 1. The subject property is located within the Coastal Zone. The subdivision conforms to the Local Coastal Program because the Costal Land Use category is Two-Unit Residential (RT-D).
- 2. The project is not located between the nearest public road and the sea or shoreline of any body of water located within the coastal zone; therefore, the public access and recreation policies of chapter 3 of the Coastal Act are not applicable.

SECTION 4. DECISION.

NOW, THEREFORE, BE IT RESOLVED:

- 1. The Zoning Administrator of the City of Newport Beach hereby approves Tentative Parcel Map No. NP2016-017 (PA2016-162), subject to the conditions set forth in Exhibit A, which is attached hereto and incorporated by reference.
- 2. This action shall become final and effective 10 days after the adoption of this Resolution unless within such time an appeal or call for review is filed with the Director of Community Development in accordance with the provisions of Title 19 Subdivisions, of the Newport Beach Municipal Code.

PASSED, APPROVED, AND ADOPTED THIS 10TH DAY OF NOVEMBER, 2016

Patrick J. Alford, Zoning Administrator

EXHIBIT "A"

CONDITIONS OF APPROVAL

PLANNING

- 1. The project is subject to all applicable City ordinances, policies, and standards, unless specifically waived or modified by the conditions of approval.
- 2. Subsequent to the recordation of the parcel map, the applicant shall apply for a building permit for a description change of the subject project development from "duplex" to "condominium." The development will not be condominiums until this permit is finaled. The building permit for the new construction shall not be finaled until after recordation of the parcel map.
- 3. This approval shall expire and become void unless exercised within twenty-four (24) months from the actual date of review authority approval, except where an extension of time is approved in compliance with the provisions of Title 20 (Planning and Zoning) of the Newport Beach Municipal Code.
- To the fullest extent permitted by law, applicant shall indemnify, defend and hold 4. harmless City, its City Council, its boards and commissions, officials, officers, employees, and agents from and against any and all claims, demands, obligations, damages. actions, causes of action, suits, losses, judgments, fines, penalties, liabilities, costs and expenses (including without limitation, attorney's fees, disbursements and court costs) of every kind and nature whatsoever which may arise from or in any manner relate (directly or indirectly) to City's approval of 514-516 Avocado Avenue Parcel Map including, but not limited to, Tentative Parcel Map No. NP2016-018 (PA2016-162). This indemnification shall include, but not be limited to, damages awarded against the City, if any, costs of suit, attorneys' fees, and other expenses incurred in connection with such claim, action, causes of action, suit or proceeding whether incurred by applicant, City, and/or the parties initiating or bringing such proceeding. The applicant shall indemnify the City for all of City's costs, attorneys' fees, and damages which City incurs in enforcing the indemnification provisions set forth in this condition. The applicant shall pay to the City upon demand any amount owed to the City pursuant to the indemnification requirements prescribed in this condition.

Public Works Conditions

5. A Parcel Map shall be recorded. The Map shall be prepared on the California coordinate system (NAD88). Prior to recordation of the Map, the surveyor/engineer preparing the map shall submit to the County Surveyor and the City of Newport Beach a digital-graphic file of said map in a manner described in Section 7-9-330 and 7-9-337 of the Orange County Subdivision Code and Orange County Subdivision Manual, Subarticle 18. The Map to be submitted to the City of Newport Beach shall comply with the City's CADD Standards. Scanned imaged will not be accepted.

- 6. Prior to the recordation of the parcel map, the surveyor/engineer preparing the map shall tie the boundary of the map into the Horizontal Control System established by the County Surveyor in a manner described in Sections 7-9-330 and 7-9-337 of the Orange County Subdivision Code and Orange County Subdivision Manual, Subarticle 18. Monuments (one inch iron pipe with tag) shall be set on each lot corner unless otherwise approved by the Subdivision Engineer. Monuments shall be protected in place if installed prior to completion of the construction project.
- 7. All improvements shall be constructed as required by the Ordinance and the Public Works Department.
- 8. Reconstruct the existing broken and/or otherwise damaged concrete sidewalk panels, curb and gutter along the Avocado Avenue frontage.
- 9. Reconstruct portions of the existing broken and/or otherwise damaged concrete alley. Extent of the repair shall be determined by the Public Works Inspector.
- 10. All existing overhead utilities shall be undergrounded.
- 11. No above ground improvements shall be installed within the 5-foot alley setback.
- 12. All existing private, non-standard improvements within the public right-of-way and/or extensions of private, non-standard improvements into the public right-of-way fronting the development site shall be removed.
- 13. Each unit shall be served by its individual water meter and sewer lateral and cleanout. Each water meter and sewer cleanout shall be installed with a traffic-grade box and cover. Water meter and the sewer cleanout shall be located within the public right-of-way.
- 14. An encroachment permit is required for all activities within the public right-of-way.
- 15. All improvements shall comply with the City's sight distance requirement. See City Standard 110-L and Municipal Code 20.30.130.
- 16. In case of damage done to public improvements surrounding the development site by the private construction, additional reconstruction within the public right-of-way could be required at the discretion of the Public Works Inspector.
- 17. All on-site drainage shall comply with the latest City Water Quality requirements.
- 18. All unused water services to be abandoned shall be capped at the main (corporation stop) and all unused sewer laterals to be abandoned shall be capped at property line. If the sewer lateral to be abandoned has an existing cleanout, abandonment shall include removal of the cleanout riser, the 4TT box and the wye. Sewer lateral shall then be capped where the wye used to be.

- 19. Per the Municipal Operations Department, the two (2) existing Hong Kong Orchid trees along the 514 and 514 ½ Avocado Avenue frontage shall be removed and replaced with one (1) new 36-inch box Lavender Trumpet Tree.
- 20. Per the Municipal Operations Department, one (1) new 36-inch box Lavender Trumpet Tree shall be installed along the 516 and 516 ½ Avocado Avenue frontage.

CITY OF NEWPORT BEACH



100 Civic Center Drive Newport Beach, California 92660 949 644-3200 newportbeachca.gov/communitydevelopment

November 10, 2016

Mark Yorita Richard Dick & Associates 2043 Westcliff Drive, Suite 210 Newport Beach, CA 92660

Re: Changes to Comprehensive Sign Program No. CS2015-007 (PA2015-130)

The Walk

Dear Mr. Yorita:

Comprehensive Sign Program No. CS2015-007 was approved on January 20, 2016, by the Zoning Administrator subject to findings and conditions of approval. Condition 12 authorizes the Community Development Director to approve minor revisions to the sign program when compliant with Zoning Code and consistent with the original intent of the sign program.

Sign Type 5B has been requested as an additional design alternative to Sign Type 5.

Sign Type 5 is an exterior tenant wall sign on the second or third floors depending upon the building location. Sign Type 5 has two lines of copy, the upper line is 9 inches high and the lower line is 3 inches high. The total height of each sign is 18 inches and no longer than 15 feet.

Sign Type 5B would have only one line of copy that would not exceed 18 inches in height and would not exceed 15 feet in length. Sign Type 5B would be allowed only in locations where Sign Type 5 currently is allowed. Allowing Sign Type 5 or 5B at prohibited locations would not be consistent with the intent of the approved sign program that limits the number and location of signs to avoid sign clutter. Due to these factors, adding Sign Type 5B as an additional alternative to Sign Type 5 is a minor revision consistent with the intent of the original approval to provide high quality and consistent signage while avoiding sign clutter.

I have updated the approved sign matrix and approved plans to include Sign Type 5B as an additional alternative to Sign Type 5.

If you have any questions, please do not hesitate to contact me at 949-644-3210 or by email at jcampbell@newportbeachca.gov. Thank you.

Sincerely,

Kimberly Brandt, AICP Community Development Director

By:

James Campbell, Principal Planner

enc. Sign Type 5

Sign Type 5B

Tw Cany bell

Updated Sign Matrix

PURPOSETo identify business names occupying the building suites within

the center. Tenants are defined as an occupant who is

deemed by the Property Owner, per their lease, to have the right to

have their company name on their storefront.

MAXIMUM NUMBER One per tenant. An individual tenant shall have one

sign per building-front elevation.

LOCATION Mounted to existing structural mounting system installed by Property

Owner. Locations as indicated in exhibits on pages 5.1-5.6 only.

ORIENTATION Parallel to wall toward street, parking lot or pedstrian area.

SIGN COPY One tenant name and or business description per defined locations.

SIDES Single-sided.

MAX. SIGN AREA & SIZE Tenant Name Width: 15'-0" MAX.

Tenant Name Height: 9" MAX.
Tenant Description Width: 15'-0" MAX.
Tenant Description Height: 3 5/8" MAX.
Total Sign Height: 18" MAX.
Max Signable Area: 20 sq. ft.

SIGN CONSTRUCTION Tenant name to be Individual letters only. Tenant is only permitted to mount

directly to structural mounting system. Align baseline of business name to top of aluminum bar to be attached to structural mounting system. Structural mounting system is intended to preserve architectural features/materials.

No exposed wiring allowed.

ILLUMINATION Internally illuminated or halo-lit letters permitted.

No exposed neon lighting allowed.

LOGO / LOGOTYPE Not Permitted.

LETTERSTYLE Tenant must use project font Neutra Text BookSC.

COLORS Black, White, Dark grey.

SIGN TYPE 5
UPPER FLOOR TENANT ID
ELEVATION & SPECIFICATIONS



ELEVATION - TYPICAL SCALE: 1/8"= 1'-0"

PAGE 5.0

THE WALK SIGN PROGRAM

PURPOSE To identify business names occupying the building suites within

the center. Tenants are defined as an occupant who is

deemed by the Property Owner, per their lease, to have the right to

have their company name on their storefront.

MAXIMUM NUMBER One per tenant. An individual tenant shall have one

sign per building-front elevation.

LOCATION Mounted to existing structural mounting system installed by Property

Owner. Locations as indicated in exhibits on pages 5.1-5.6 only.

ORIENTATION Parallel to wall toward street, parking lot or pedstrian area.

SIGN COPY One tenant name and or business description per defined locations.

SIDES Single-sided.

MAX. SIGN AREA & SIZE

Tenant Name Width: 15'-0" MAX.
Tenant Name Height: 18" MAX.

Tenant Name Height: 18" MAX Max Signable Area: 20 sq. ft.

SIGN CONSTRUCTION Tenant name to be Individual letters only. Tenant is only permitted to mount

directly to structural mounting system. Align baseline of business name to top of aluminum bar to be attached to structural mounting system. Structural mounting system is intended to preserve architectural features/materials.

No exposed wiring allowed.

ILLUMINATION Internally illuminated or halo-lit letters permitted.

No exposed neon lighting allowed.

LOGO / LOGOTYPE Not Permitted.

LETTERSTYLE Tenant must use project font Neutra Text BookSC.

COLORS Silver, Black, Dark grey.

SIGN TYPE 5B

UPPER FLOOR TENANT ID

ELEVATION & SPECIFICATIONS



ELEVATION - TYPICAL
SCALE: 1/8"= 1'-0"

PAGE 5.1

November 7, 2016

THE WALK SIGN PROGRAM

The Walk at Newport Beach Sign Program Matrix						
enant Wall Signs (Sign Types 4 & 5)						
	Maximum Number	Location or Orientation	Maximum Area	Maximum Height	Maximum Width	
Building 1						
Sign Type 4 (first floor)	One per tenant	Primary frontage facing parking lot only; No signs facing Irvine Avenue; Centered above tenant space	Primary Frontage facing parking lot (no secondary frontage); 1.5 times lineal tenant frontage plus 30% and no larger than 75 square feet	30 inches	85% of lineal tenant frontage	
Sign Type 4 (second floor)	One tenant sign only	Facing Westcliff Drive or corner centered on curved architectural element	50 square feet	30 inches	20 feet	
Sign Type 5 or 5B (second floor)	One per tenant per frontage (primary frontage parking lot, secondary frontage Irvine Avenue)	Centered above tenant space	20 square feet	18 inches	15 feet	
Building 2						
Sign Type 4 (first floor)	One per tenant	Centered above tenant space	1.5 times lineal tenant frontage plus 30% and no larger than 75 square feet	30 inches	85% of lineal tenant frontage	
Sign Type 5 or 5B (second and third floors)	None	Not Applicable	Not Applicable	Not Applicable	Not Applicable	
Sign Type 13 (first floor)	One sign	Fence at corner of Building 2	24 square feet	4 feet	6 feet	
Building 3						
Sign Type 4 (first floor)	One per tenant per frontage (primary frontage parking lot, secondary frontage Irvine Avenue)	Centered above tenant space	1.5 times lineal tenant frontage plus 30% and no larger than 75 square feet	30 inches	85% of lineal tenant frontage	
Sign Type 5 or 5B (second floor)	One per tenant per frontage (primary frontage parking lot, secondary frontage Irvine Avenue)	Centered above tenant space	20 square feet	18 inches	15 feet	
Building 4						
Sign Type 4 (first floor)	One per tenant	Centered above tenant space	1.5 times lineal tenant frontage plus 30% and no larger than 75 square feet	30 inches	85% of lineal tenant frontage	
Sign Type 5 or 5B (second floor)	None	Not Applicable	Not Applicable	Not Applicable	Not Applicable	
Sign Type 5 (third floor)	One per tenant	Centered above tenant space	20 square feet	18 inches	15 feet	

The Walk at Newport Beach Sign Program Matrix				
Awning/Entry Canopy	One awning sign is allowed on Building 2 (Sign Type 14). Sign text and logo shall be limited to 75 percent of the shed portion of the awning.			
Freestanding	Three pylon signs maximum for shopping center and tenant identification (Sign Type 1)			
Address and Directional	Two address signs (Type 2) for the property.			
	One address sign (sign Type 3) per building for Buildings 1, 2 & 4 and the parking structure. Two Address signs (sign Type 3) for Building 3.			
	Three directional signs, maximum of 7.5 square feet each sign (Sign Type 6A).			
	One vehicle-oriented directional sign per vehicular entry point, maximum height of 4.8 feet (Sign Type 10).			
Accessory and Incidental	One rear tenant access sign per tenant, maximum of 4 square feet (Sign Type 7).			
	One incidental window sign per tenant, maximum of 4 square feet (Sign Type 9).			
	One accessory window sign per tenant, maximum of 2 square feet (Sign Type 9A).			
Temporary	One construction project sign per street frontage, maximum of 32 square feet (Sign Type 8). Murals and graphics are are not counted in sign area provided they do not contain commercial messages.			
	One temporary window sign per tenant that is a maximum of 10 square feet (Sign Type 9B). Murals and graphics to screen interior of vacant tenant spaces under construction are not included in the sign area.			
	Other promotional banners and temporary signs shall be regulated by the provisions of Chapter 20.42.090 (Standards for Temporary Signs).			
Exempt	Shall be regulated by the provisions of Chapter 20.42.100 B (Exemptions to Sign Permit Requirement). Traffic, parking, and caution signs shall be approved prior to installation by the Building Division, Fire Department, and Public Works Department.			