

Office of the City Manager

PUBLIC HEARING March 12, 2019

To: Honorable Mayor and Members of the City Council

From: Dee Williams-Ridley, City Manager

Submitted by: Timothy Burroughs, Director, Planning & Development Department

Subject: ZAB Appeal of 2701 Shattuck Avenue, Use Permit #ZP2016-0244

RECOMMENDATION

Conduct a public hearing and, upon conclusion, adopt a Resolution affirming the Zoning Adjustments Board (ZAB) decision to approve Use Permit #ZP2016-0244 to construct a 5-story, 62-foot tall, mixed-use building with 57 dwelling units (including five Very Low Income units), a 600-square-foot ground-floor quick-service restaurant, and 21¹ parking spaces, and dismiss the appeal.

FISCAL IMPACTS OF RECOMMENDATION None.

CURRENT SITUATION AND ITS EFFECTS

On December 13, 2016, Bay Rock Multifamily, LLC submitted an application for Use Permit #ZP2016-0244 to construct a 5-story, 62-foot tall, mixed-use building with 57 dwelling units. Several months later, on January 6, 2018, a revised proposal was submitted that included five affordable units in the building, and requested a density bonus under the State Density Bonus Law (DBL).²

On June 29, 2018, after seven rounds of Incomplete Application comments from staff in multiple City departments, the application was deemed complete.

On July 26, 2018, the ZAB held a Preview for the project and provided general comments to the applicant.

On August 16, 2018, the Design Review Committee (DRC) conducted a Preliminary Design Review (PDR) of the project, provided comments to the applicant, and continued the PDR to September 20, 2018. In response to DRC comments, the applicant made revisions to the building design and presented the revisions to the DRC on September 20. At that meeting, the DRC completed the PDR and forwarded a favorable

¹ This number (21) reflects the amount of parking in the project after removing nine spaces (three parking lifts), in order to move the ground-floor east wall westward, per Condition #11 of the permit approved by the ZAB on November 8, 2018.

² Government Code section 65915 et seq.

recommendation for the project to the ZAB with conditions and recommendations for Final Design Review (FDR).

On November 8, 2018, the ZAB conducted a public hearing for the Use Permit application. After hearing public comments and holding discussion, and adding Condition #11, the ZAB approved the Use Permit by a vote of 7-1-0-1 (Yes: Clarke, Kahn, O'Keefe, Olson, Pinkston, Selawsky, Wright; No: Sheahan; Abstain: None; Absent: Kim).

On November 20, 2018, staff issued the notice of the ZAB decision. On December 3, 2018, Todd Darling and Linda Jensen Darling, the neighbors residing at 2106 Derby Street, filed an appeal of the ZAB decision with the City Clerk. On February 26, 2019, staff posted the public hearing notice at the site and two nearby locations, and mailed notices to property owners and occupants within 300 feet of the project site, and to all registered neighborhood groups that cover this area. This public hearing is required to resolve the appeal.

BACKGROUND

The site is in the CS-A, South Area Commercial zoning district, along a commercial thoroughfare on Shattuck Avenue that is developed with a wide range of building types and uses. Bordering the site to the east is a neighborhood in the R-2, Two-Family Residential zoning district, consisting mostly of 1-story, single-family residences and 2-story, multi-family residences. Several large mixed-use and residential projects have been approved and constructed or are proposed nearby the subject site, in the C-SA district, within last several years:

- Constructed (approved in 2012), "Parker Apartments", 1.5 blocks north of the site at 2598-2600 Shattuck Avenue – 5-story, 60'-tall mixed-use project of two buildings with 155 units;
- Constructed (approved in 2015), a residential modular housing project on the adjacent parcel to the south at 2711 Shattuck Avenue – 4-story, 50'-tall building with 22 units;
- Under construction (approved in 2016), "The Roost", 3 blocks north of the site, and west of Shattuck Avenue at 2029-2035 Blake Street – 5-story, 60'-tall mixeduse building with 82 units;
- ZAB Project Preview held on October 11, 2018, a proposal for a mixed-use building one block north of the subject site at 2628 Shattuck Avenue 6-story, 65'-tall building with 78 units.

The 2701 Shattuck project site under appeal has had two development proposals since the early 2000's which were approved but never built: a 3-story, 17-unit project in 2002 and a 5-story, 24-unit project in 2007. Both were mixed-use proposals which were approved with reduced setbacks and increased lot coverage compared to the base allowed by zoning. In 2013, the ZAB considered a proposal for the subject site that was very similar to the current project being appealed – it was a 5-story, mixed-use building with 67 dwelling units (as opposed to the 57 units in the 2018 project). The 2013 project was denied because the ZAB was unable to make findings for approval. In the staff report, the denial findings focused on the building being out of scale and incompatible with the residential neighborhood to the east, and a failure of the applicant to adopt design alternatives suggested by the ZAB that would remedy these issues. (See Attachment 4, ZAB Preview Staff Report). The 2013 project also met with strong neighbor opposition. The project did not include a density bonus.

The current proposal was submitted in 2016, and differed from the 2013 proposal in that it had been re-designed to address the previous denial findings by accepting the design alternatives suggested by the ZAB in 2013. In addition, by invoking Density Bonus law, the developer is entitled to a bonus of 15 units, as well as waivers for height, reduced setbacks, and lot coverage to accommodate the inclusion of the bonus units. Concessions necessary for financial feasibility of the project to provide the affordable units were also granted. (See Attachment 5, ZAB Hearing Staff Report and Project Plans for details.) Furthermore, the current project was eligible for approval according to the State Housing Accountability Act (HAA). Pursuant to the HAA, the ZAB could not deny the project, nor approve it at a reduced density (number of units), because the findings for "specific adverse impact" could not be made.³

At the November 8, 2018 ZAB hearing, given that the project building envelope and density, including waivers for height, reduced setbacks, and lot coverage, were entitled to the project via DBL and the HAA, the ZAB attempted to alleviate persistent neighbor concerns over privacy, massing, and access to sunlight by negotiating design adjustments to the portions of the building closest to the eastern neighboring properties.⁴ The applicant agreed to a condition of approval that was added to the permit that requires substantive changes to the building design, to be presented to and approved by the DRC at FDR, which occurs prior to the application for building permits. Draft plans of the revised design have been submitted, and are attached for the City

³ Housing Accountability Act, California Government Code Section 65589.5(j). The HAA requires that findings for "specific adverse impact" must be made to deny or approve with reduced density a project that is compliant with applicable, objective general plan and zoning standards. The HAA applies to projects that have also received modifications to standards that are granted as waivers or concessions under DBL.

⁴ Because the building envelope was ensured by waivers through DBL, and the number of units was entitled to the project via the HAA, the ZAB only had the ability to influence building design elements such as color, materials, and minor adjustments to the massing that would not affect these entitlements. The ZAB also allowed a reduction in parking to below the minimum requirement per zoning standards (eliminate three parking lifts/nine spaces) to reduce the massing on the ground level on the eastern side of the building in order to address neighbor concerns. See Condition #11, Attachment 1, Exhibit A, Findings and Conditions, for details of revisions to be made by the applicant prior to FDR.

Council's consideration.⁵ (See Attachment 1, Exhibit B, Revised Project Plans – revisions are clouded and labeled "Revised per Condition #11".)

ENVIRONMENTAL SUSTAINABILITY

The project approved by the ZAB is in compliance with all State and local environmental requirements.

RATIONALE FOR RECOMMENDATION

The issues raised in the appellant's letter and staff's responses follow. For the sake of brevity, the appeal issues are not re-stated in their entirety. Please refer to the attached appeal letter (Attachment 2, Appeal Letter) and the letter referenced in the appeal letter (Attachment 3, Supplemental Communications Letter) for the full text.

- Issue 1: <u>City Public Meeting Regulations</u>. The appellants assert that project plans were not made available for public review for a sufficient time period. The City calls for a 30-day review period before the public hearing; the plans were made available seven days before the hearing, on November 8, 2018.
- Response 1: The appellant is incorrect about the City's requirements. Public Notice Requirements are specified in the Berkeley Municipal Code (BMC), Section 23B.32.020. The project was noticed in accordance with this section – postcard hearing notices were mailed to all property owners and occupants within 300' of the site and to interested organizations 14 days prior to the hearing (on October 25, 2018), and Notices of Public Hearing were posted at and near the project site on the same day. The postcards and on-site notices provided the link to the project webpage that contains up-to-date application materials, ZAB materials, and all ZAB Preview and DRC materials as of that date. As is also customary and set forth in the City's Commissioners' Manual, the ZAB agenda and

B. Move podium railing/parapet to the inside (west) edge of the planting beds so that the planting beds are east of it, to soften the wall edge; detail to be worked out at FDR. (Sheet A2.2)

In addition, the applicant shall consider revising the project to address the following design changes for presentation to the DRC at FDR:

- Better screening on the north stairs and the eastern open space decks to increase privacy;
- Utilize robust plants that grow quickly to provide immediate privacy to east of the site;
- Find a solution for greater privacy on east windows for both residents and neighbors; and
- Explore ways to reduce the apparent massing of the north stair as experienced from the street; consider pulling the stair mass closer into the building.

⁵ Condition #11: Final Design Review. The Project requires Final Design Review (FDR) approval by the Design Review Committee. Plans presented at FDR shall include the following design changes:

A. Eliminate the three south parking lifts along east wall (between floorplan reference lines D and E) and align the exterior podium wall with eastern wall of utility room, creating an approximately 18'-wide setback from the east property line; provide at grade planting in the expanded setback area to the satisfaction of the DRC. (Sheet A2.1)

links to the November 8th hearing materials were posted on the project webpage one week prior the hearing on November 1, 2018.

BMC Sections 23B.32.020.C and F state that the public notices or mailed notices *may* be for a longer time period than 14 days, up to 30 days maximum, when required by State law or extended by the Zoning Officer and/or Board, for applications of major significance. The Board did not take any action to extend the notice period for this project application, so notices were sent and posted 14 days prior to the hearing in accordance with the ordinance.

At the suggestion of a neighbor (now the Appellant), staff revisited the site on Friday, November 2, 2018, eight days after the initial posting of notices, to verify that the notices were still in place. Upon revisiting the site, staff noted that the notices were taken down by an unknown party. Staff re-posted all of the notices on the next business day, Monday, November 5, 2018.

The plan set that was included with the November 8 ZAB materials on the web page was submitted by the applicant on October 30, 2018, and reflected minor changes to the building design that were made in response to comments made by the DRC during PDR. Otherwise, these plans were substantially similar to the plans that had been available to the public since the July 26, 2018 ZAB Preview, and substantially similar to the plans that had been publicly available since the August 16 and September 20 DRC PDR meetings. Thus, a version of the project plans that were essentially the same as the plan set seen by the ZAB on November 8th was available at least four months prior to the hearing. Moreover, the public had opportunities to speak on the project proposal at the July 2018 ZAB Preview, as well as two separate DRC meetings, prior to the November 2018 ZAB decision hearing. Finally, Planning Department staff contact information is publicly available at all times for anyone who needs assistance finding specific information about any application.

- Issue 2: <u>Deceptive Plans</u>. The appellants assert that the project plans are purposefully drawn to minimize impact and detriments, and omit information to hide significant impacts in terms of setbacks, massing, shadows, and height. The applicants chose to show shadows at 2 p.m., but not 3 p.m. when significant shadows begin to occur.
- Response 2: The applicant submitted plans that adequately met the City's submittal requirements for permit applications. Land Use Planning submittal requirements include: site plans, floor plans, sections, and elevations that are drawn to scale by a licensed architect; street elevations; and

photo simulations from at least four angles that demonstrate maximum impact on views from surrounding properties. The applicant also submitted 3D renderings from additional viewpoints, which are not required, but are typical of a project of this size.

The zoning permit application submittal requirements ask for shadow diagrams that depict shadows which would occur on the summer and winter solstices, and on the date of application, for three times during the day – two hours after sunrise, noon, and two hours before sunset. The applicant has supplied diagrams for these times and for additional times throughout the day. Shadow diagrams for every two hours from sunrise to sunset for each of the dates were submitted, and include the time period of 3 p.m. and later for each date. (See Attachment 1, Exhibit B, Revised Project Plans, sheets S1.0 to S1.4.)

- Issue 3: <u>Affordable Units and In-Lieu Fees</u>. The appellants assert that the detriments resulting from the project outweigh the benefits to the public from four affordable units or the in-lieu fee paid to provide fewer affordable units.
- Response 3: Pursuant to BMC Section 22.20.065, the project is subject to the local Affordable Housing Mitigation Fee (AHMF). The Affordable Housing Mitigation Fee is currently \$34,884 for every market rate unit in the project if paid at issuance of a building permit or \$37,962 if paid at the time a certificate of occupancy is issued. The AHMF ordinance allows an applicant to choose whether to provide Below Market Rate (BMR) units, up to 20% of the total project units, in-lieu of payment of the full fee. The applicant proposes to provide five (9% of the total) Very Low Income (VLI) units and pay the fee for the remainder (11%) of the requirement. The applicant has indicated that they intend to pay the fee amount of approximately \$1 million for the remainder, which would be placed in the City's Housing Trust Fund, which helps to fund affordable housing projects in the City.
- Issue 4: <u>CEQA</u>: The appellants assert that the character of the neighborhood should be protected by CEQA, and CEQA should apply to the project.
- Response 4: The project is exempt from further review under the California Environmental Quality Act (CEQA) under Categorical Exemption Class 32, found in CEQA Guidelines section 15332 ("In-Fill Development Projects").
- Issue 5: <u>Ground-floor Units</u>. The appellants assert that the project appropriates much of the pedestrian space on the sidewalk along the Shattuck Avenue project frontage with private gardens for the ground-level units

and commercial bike racks, without public input, to build an oversized project that provides no front setback and violates other City Codes that require setbacks for ground-level dwelling units.

Response 5: The interface between the ground-floor units and the public sidewalk along Shattuck Avenue was discussed at the ZAB Preview and both DRC meetings, where the public was invited to express any concerns about the project. The bike racks proposed to be outside the lobby on the Shattuck Avenue sidewalk have also been shown on the plan set for all of these meetings. Several solutions were discussed to improve the transition from private to public space at this building frontage, and the layout with raised planting beds and integrated public seating shown on the approved plan set were reviewed by the ZAB, the DRC and the Public Works (PW) department prior to the project's approval on November 8, 2018. Additionally, the DRC will conduct a Final Design Review, and PW will review the plans once more for approval of an encroachment permit prior to the issuance of any building permits.

The project site is in the C-SA (South Area Commercial) zoning district, which refers to the R-4 zoning district yard standards for a mixed-use building. The project is a density bonus proposal, which entitles the project to a waiver for the front yard to be 0 feet, where 15 feet is normally required, in order to accommodate the density bonus units on the site. Though other districts such as the C-NS (North Shattuck Commercial) district may have restrictions for residential uses located on the ground floor near the right of way,⁶ the C-SA District has no such restrictions on ground-floor residential uses, and the project is compliant with all yard standards for the site.

- Issue 6: <u>Dormitory Housing</u>. The appellants assert that the design of the building encourages a transient student population that is not consistent with the family character of the existing neighborhood, and is an ad hoc dormitory for U.C. Berkeley without U.C. programs or supervision, which will bring raging parties next to families with toddlers.
- Response 6: State law prohibits the City from discriminating among or against types of residents in its approval of new housing. The HAA also prohibits the City from denying approval of the project based on subjective standards or hypothetical concerns about future residents. The 2701 Shattuck project was approved based upon the project's satisfaction of approval findings and all development standards under State law and the municipal code. Concerns about the post-construction operation of the

⁶ The C-NS district requires that in a mixed-use building, no residential use may be located on the ground floor within 20 feet of a property line adjoining a public right-of-way.

building could be addressed by provisions in the Berkeley Municipal Code for the protection of public peace, morals and welfare (nuisance). Any violations of the municipal code can be reported to the City department that handles code enforcement.

- Issue 7: <u>Traffic and Safety</u>. The appellants allege that the lack of visibility around the corner would cause car accidents because the project has zero setback on Shattuck Avenue and Derby Street. The lack of parking in the building to the south that just finished construction causes its residents to pull around the corner to Derby and park illegally to visit the new building. A new parking lot at 2701 Shattuck with a few dozen parking spaces and an entrance on Derby will cause cars to queue up to park. Cars driving fast and turning right onto Derby will crash into waiting cars. Also the zero setback on Derby provides exiting cars with no visibility to pull out, increasing the likelihood of cars turning the corner to hit them. There has been no discussion of a traffic study to validate the safety of the design.
- Response 7: The applicant submitted a Transportation Assessment (TA) for the project, which was reviewed and deemed adequate by the City's Transportation Division. The TA concluded from an analysis of the site plan that the proposed driveway location would provide adequate sight distance between vehicles exiting the garage and pedestrians / vehicles on Derby Street.⁷ In addition, the TA concluded that the site plan provides sufficient accommodation of access and circulation for pedestrians, bicyclists, transit riders, and motor vehicles. Further, at the November 8 hearing the ZAB directed the applicant to remove three parking stackers or nine parking spaces (in response to neighbor comments on the deficiency of light and privacy for the adjacent residents), which would reduce the number of vehicle trips in and out of the parking lot from the number of trips for the original proposal, and thus further reduce the potential for safety issues at that corner.
- Issue 8: <u>Height, Shadow and Privacy</u>. The appellants allege that the stair on the north side of the building and the roof deck, if considered with the proposed trees and rooftop structures, create a 6-story building (and not a 5-story building, as described in the staff report) which will reach a height of 70 feet. The shadow studies did not factor in the trees and rooftop structures. The north stair and the roof deck are open areas where 2701 Shattuck residents will congregate and look down upon adjacent residents' yards. It also increases the shadows on adjacent properties, and is unattractive. It will depress adjacent property values,

⁷ 2701 Shattuck Transportation Assessment, by Kittleson and Associates, dated March 2, 2017, p.10.

increase shadow, decrease light, and decrease privacy for these adjacent properties.

Response 8: The north stair on the project is an exterior stairway that provides access to and emergency egress from the roof deck and all floors of the building. Typically, neither unenclosed stairs nor landscaping (no matter how tall) are considered to be a "story" by definition in the municipal code.⁸ In response to neighbor concerns for privacy expressed at the first DRC meeting, more screening (permeable) was added to the north stair, which increased the built height for the stair at the roof level. Nevertheless, the stair remains unenclosed and does not constitute a sixth story. The enclosed portions of the building reach five stories, and the height of the building, as measured to the top of the parapet, per definition of height in the municipal code, is 62'-4".⁹

The submitted shadow studies project shadows for all permanent, built elements of the building, but not for soft elements such as plants, trees, or roof deck furniture. This is not unusual, as such soft elements are not permanent, and can change unpredictably in massing and height over time. Furthermore, these elements do not span or cover the entire rooftop area of the building, and therefore would not cause a significant increase in shade compared to the entirety of the permanent, built structure. (The shadow impacts from the building are analyzed in the November 8, 2018 ZAB Hearing Staff Report, Attachment 5, page 19.)

Privacy impacts from the building, including any impacts produced by the north exterior stair, were discussed extensively at both DRC meetings, where the DRC suggested that a setback of the landing at the fifth floor and increased screening on the stair volume be added to the design to address the neighbors' privacy concerns. These revisions were included in the ZAB-approved plans. In addition, at the November 8 ZAB hearing, the ZAB directed the applicant to eliminate some of the interior, ground-floor parking so that the eastern ground-floor wall could be moved away from the neighbors, to provide greater privacy and light to these residents. Additional requirements by the ZAB are contained in Condition #11 of the Use Permit to remedy privacy, light, and massing

⁸ A "story", per Berkeley Municipal Code, section 23F, is "That portion of a building included between the upper surface of any floor and the upper surface of the floor next above, except that the topmost story shall be that portion of a building between the floor of the topmost floor and the ceiling or roof above".
⁹ Per Berkeley Municipal Code, section 23F, the height of a building with a parapet is measured from the average level of the highest and lowest point of that portion of the lot covered by the building to the top of the parapet wall.

concerns from the neighbors. (See Attachment 1, Exhibit A, Findings and Conditions.)

- Issue 9: <u>Solar Access and Air Flow</u>. The appellants allege that the project will cause their home to lose 5-6 hours of daylight per day. Their solar panels will be shaded by the building during peak sunlight hours, and will cost them lost revenue from potential energy sales to East Bay Community Energy. It will cause neighbors to use more indoor heating because of the lack of sunlight, cause more seasonal affective disorder, and cause neighbors to lose their ability to grow food in back porch gardens. The project is too massive and tall, and blocks the natural breeze that blows from west to east, causing detriments to gardens, and an increase in summer heat and the need for air conditioning.
- Response 9: The project meets development standards for height as set forth in State law and the municipal code. Shadow impacts from new buildings must be expected, and are typically analyzed in the staff report for consideration by the ZAB to inform their decision on projects. The ZAB, via their approval of the project, has determined that the shadow impacts from the proposal to be acceptable in return for the benefits provided by other aspects of the project, within the constraints imposed by development standards for the property and State law.

Likewise, for air flow, any impacts from new buildings, whether it be blocked air flow or new air flow streams created, must be expected. It is anticipated that the shade from the building would help to *lower* summer heat and *reduce* the need for air conditioning inside adjacent homes.

As for light access for solar panels, the California Solar Rights Act does not include provisions to protect solar access, though it does recognize the possibility of a "solar easement" to be created.¹⁰ The Solar Shade Control Act protects solar access from shading by plants and trees, but does not preclude private development which may cast shadows on solar panels.¹¹

¹⁰ The Solar Rights Act comprises the following California codes of law: California Civil Code Sections 714 and 714.1, California Civil Code Section 801-801.5 (solar easements), California Government Code Section 65850.5, California Health and Safety Code Section 17959.1, California Government Code Section 66475.3, and California Government Code Section 66473.1.

¹¹ Government Code, Sections 25980–25986.

- Issue 10: <u>Flooding and Derby Creek</u>. The appellants allege that the project site is located on top of Derby Creek. No studies have been submitted for excavation on top of the creek or impact to neighboring properties.
- Response 10: Staff consulted with the City Public Works Department prior to the November 8th hearing. PW staff confirmed that the subject property is not in a City creek buffer area because the storm drain on Derby Street intercepts the water from what was known as Derby Creek, which is shown on a historic City creek map (source date, 1850). The storm drain was constructed many years ago, and the creek channel which was once Derby Creek was filled. Thus, the creek protection requirements (such as setbacks for construction) under BMC section 17.08 do not apply to the property. The Building and Safety Division will require a geotechnical report (which analyzes the soils on the site and informs site excavation and foundation design) prior to the issuance of building permits.

In conclusion, the project meets all of the findings necessary for approval of the permit. Therefore, staff recommends that the City Council uphold the ZAB decision to approve the project with the attached Revised Plans and Conditions of Approval.

ALTERNATIVE ACTIONS CONSIDERED

Pursuant to BMC Section 23B.32.060.D, the Council may (1) continue the public hearing, (2) reverse, affirm, or modify the ZAB's decision, or (3) remand the matter to the ZAB.

Action Deadline:

Pursuant to BMC Section 23B.32.060.G, if the disposition of the appeal has not been determined within 30 days from the date the public hearing was closed by the Council (not including Council recess), then the decision of the Board shall be deemed affirmed and the appeal shall be deemed denied.

CONTACT PERSONS

Timothy Burroughs, Director, Planning & Development Department, (510) 981-7437 Steven Buckley, Land Use Planning Manager, (510) 981-7411 Sharon Gong, Project Planner, (510) 981-7429

Attachments:

- 1. Draft Resolution
 - Exhibit A: Findings and Conditions
 - Exhibit B: Revised Project Plans, received February 5, 2019
- 2. Appeal Letter, dated received December 3, 2018
- 3. Supplemental Communications Letter to ZAB, dated November 5, 2018
- 4. ZAB Preview Staff Report, dated July 13, 2017

- 5. ZAB Hearing Staff Report and Project Plans, dated November 11, 2018
- 6. Index to Administrative Record
- 7. Administrative Record
- 8. Public Hearing Notice

RESOLUTION NO. ##,###-N.S.

AFFIRMING THE ZONING ADJUSTMENTS BOARD APPROVAL OF USE PERMIT #ZP2016-0244 TO CONSTRUCT A 5-STORY, 62-FOOT TALL, MIXED-USE BUILDING WITH 57 DWELLING UNITS (INCLUDING FIVE VERY LOW INCOME UNITS), A 600-SQUARE-FOOT GROUND-FLOOR QUICK-SERVICE RESTAURANT, AND 21 PARKING SPACES; AND DISMISSING THE APPEAL

WHEREAS, on December 13, 2016, Bay Rock Multifamily, LLC ("applicant") filed an application for a Use Permit to construct a 5-story, 62-foot tall, mixed-use building with 57 dwelling units at 2701 Shattuck Avenue ("project"); and

WHEREAS, on June 29, 2018, staff deemed this application complete and determined that the project is categorically exempt from the California Environmental Quality Act ("CEQA") under Section 15332 of the CEQA Guidelines ("In-Fill Development Projects"); and

WHEREAS, on July 11, 2018, staff mailed and posted a Notice of Public Hearing for the project in accordance with BMC Section 23B.32.020; and

WHEREAS, on July 26, 2018, the ZAB held a Project Preview; and

WHEREAS, on October 11, 2018, the applicant submitted revised plans in response to ZAB and DRC comments, and staff deemed the revised application complete; and

WHEREAS, on October 25, 2018, staff mailed and posted a Notice of Public Hearing for the project in accordance with BMC Section 23B.32.020; and

WHEREAS, on November 8, 2018, the ZAB held a public hearing in accordance with BMC Section 23B.32.030, and approved the project, with added Condition #11; and

WHEREAS, on November 20, 2018, staff issued the notice of the ZAB decision; and

WHEREAS, on December 3, 2018, Todd and Linda Jensen Darling ("Appellants"), owners and residents of 2106 Derby Street, filed an appeal of the ZAB decision with the City Clerk; and

WHEREAS, on or before February 26, 2019, staff mailed and posted a Notice of Public Hearing for the project in accordance with BMC Section 23B.32.020; and

WHEREAS, on March 12, 2019, the Council held a public hearing to consider the ZAB's decision, and, in the opinion of this Council, the facts stated in, or ascertainable from the public record, including the staff report and comments made at the public hearing, warrant approving the project.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Berkeley that the City Council hereby adopts the findings made by the ZAB in Exhibit A to affirm the decision of the ZAB to approve Use Permit #ZP2016-0244, adopts the conditions of approval in Exhibit A, and the project plans in Exhibit B, and dismisses the appeal.

Exhibits

- A: Findings and Conditions
- B: Revised Project Plans, received February 5, 2019

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ATTACHMENT 1, EXHIBITA

FINDINGS AND CONDITIONS

2701 Shattuck Avenue

Use Permit #ZP2016-0244 to construct a 5-story, 62'-tall, mixed-use building with 57 dwelling units (including 5 VLI units), a 600-square-foot ground-floor quick-service restaurant, and 21 parking spaces.

PERMITS REQUIRED

- Administrative Use Permit to construct rooftop projections, such as mechanical appurtenances or architectural elements, which exceed the maximum district height limit; under BMC Section 23E.04.020.C;
- Use Permit to construct a new mixed-use development of 5,000 square feet or more, under BMC 23E.52.030.A; and
- Use Permit to construct more than 3,000 square feet of new floor area, under BMC 23E.52.050.

CONCESSIONS/WAIVERS UNDER GOVERNMENT CODE SECTION 65915-65918

- Waiver to exceed height to be 62'-4" maximum, where 50' is the limit, and to be 5 stories where 4 stories is the limit;
- Waiver to reduce the front, street side, side, and rear yards:
 - Front setback 0'-0", where 15' minimum is required;
 - Rear setback 0'-6", where 15' minimum is required;
 - Left side setback 8'-0", where 5' minimum is required;
 - Right side (street side) setback 0'-0", where 6' minimum is required;
 - Lot coverage 86%, where 40% maximum allowed;
- Waiver to exceed the lot coverage limit to be 86%, where 40% maximum is allowed;
- Concession to increase average unit size from 463 square feet (Base Project) to 495 square feet (Proposed Project); and
- Concession to have ground-level parking in the Proposed Project, when the Base Project parking is underground.

I. CEQA FINDINGS

- The project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA, Public Resources Code §21000, et seq. and California Code of Regulations, §15000, et seq.) pursuant to Section 15332 of the CEQA Guidelines ("In-Fill Development Projects").
- 2. Furthermore, none of the exceptions in CEQA Guidelines Section 15300.2 apply, as follows: (a) the site is not located in an environmentally sensitive area, (b) there are no cumulative impacts, (c) there are no significant effects, (d) the project is not located near a scenic highway, (e) the project site is not located on a hazardous waste site pursuant to Government Code Section 65962.5, and (f) the project would not affect any historical resource.

II. FINDINGS FOR APPROVAL

1. As required by Section 23B.32.040.A of the Zoning Ordinance, the project, under the circumstances of this particular case existing at the time at which the application is granted, would not be detrimental to the health, safety, peace, morals, comfort, and general welfare of

the persons residing or working in the neighborhood of such proposed use or be detrimental or injurious to property and improvements of the adjacent properties, the surrounding area or neighborhood, or to the general welfare of the City because:

- According to the shadow studies submitted by the applicant, the single-family residences to the east (2104, 2106, and 2108 Derby Street) and the multi-family residence to the southeast of the site (2708 Walker Street) will experience the most increased shadows during the few hours before sunset, year-round. Residences to the northeast, beyond the subject block, may experience new shadows in the few hours before sunset in the winter. Shadow impact on these residences to the east and northeast are to be expected, because the subject site is located in the C-SA district (commercial), which allows heights of up to 50' and 4 stories (for residential and mixed-use), whereas the eastern residences are in the R-2 district (residential), which allows heights of up to 28' (35' with a use permit) and 3 stories. The proposal will include an additional story beyond the district height limit to accommodate the density bonus units a waiver that will be granted. The additional height/story gained through the waiver will cast shadows in the eastern direction further than if the project had only four stories. Still, the shadow impacts from the project will be reasonable, given that the duration will be limited to the evening hours and given the height limit differential between the two districts.
- A Preliminary Transportation Assessment, which was reviewed and approved by the City's Traffic Engineer, showed that the proposed project will have a vehicle trip generation of 21 weekday AM peak hour trips, and 16 weekday PM peak hour trips. Thus, the project will not exceed the City's 25 peak-hour trip threshold for requiring a full traffic study. The anticipated increase in traffic due to the project will not conflict with any applicable plans, ordinances or policies establishing measures of effectiveness for the performance of the circulation system, and the impact will be less than significant.
- The Preliminary Transportation Assessment also showed that, based on a qualitative review
 of the site plan, access and circulation for pedestrians, bicyclists, transit riders, and motor
 vehicles will be sufficiently accommodated by the proposed project. The proposed project
 will provide 30 vehicle parking spaces and 49 long-term bicycle parking spaces, a slight
 reduction from the numbers in the original proposal of 32 vehicle parking spaces and 56 longterm bicycle parking spaces, on which the study is based. However, the proposed number
 vehicle parking satisfies and exceeds district parking requirement by one, and the proposed
 number bicycle parking well exceeds district parking requirement. Thus, the off-street parking
 in the surrounding neighborhood will not be adversely impacted by the project.
- The project is subject to the City's standard conditions of approval regarding construction noise and air quality, waste diversion, toxics, and stormwater requirements, thereby ensuring the project will not be detrimental to the health, safety, peace, morals, comfort or general welfare of persons residing or working in the area or neighborhood of such proposed use or be detrimental or injurious to property and improvements of the adjacent properties, the surrounding area or neighborhood or to the general welfare of the City.
- **2.** Pursuant to Berkeley Municipal Code Section 23E.52.090.B, pertaining to C-SA district findings for approval, the City finds that:
 - As a mixed-use building with 57 residential units and a 600-square-foot, ground-floor café, with improvements to the sidewalk outdoor space, the proposed project will encourage and

engage pedestrian traffic near the site, and provide a place for the nearby residents to gather and engage with the local community. The ground-floor café and enhanced public outdoor space are a desirable service and destination for local residents, and will encourage them to patronize other local businesses within walking distance.

- The project will be similar in height, massing, and use to existing, nearby developments, and therefore will be compatible with surrounding uses and buildings within the C-SA district. Also, the project proposal has incorporated design features, such as stepping back from adjacent residences at each floor, to ease the transition from the project to the residential neighborhood and R-2A district to the east.
- The proposed quick-service restaurant (café) will add to the mixture of businesses in the neighborhood, which consists of car dealerships, medical offices, self-storage, retail, a pharmacy, a grocery store, and quick- and full-service restaurants, without a predominance of any one type of business.
- **3.** Pursuant to Government Code Section 65915, pertaining to State Density Bonus law, the City finds that:
 - Under the City's methodology for implementing density bonuses per Section 65915, the "base project" consists of 42 units.
 - The project will provide at least 5 Very Low Income (VLI) qualifying units in the 42-unit "base project", as more fully set forth in Conditions #51 56. This commitment entitles the project to a density increase of 35% over the otherwise maximum allowable residential density under the Zoning Ordinance and General Plan Land Use Element, under the requirements of Government Code Section 65915(b) and (f), plus two concessions or incentives. This equates to a density bonus of 15 units within the 57-unit proposed project.

Waivers:

- In accordance with Government Code Section 65915(e) the City hereby grants the following waivers for the C-SA district standards, in order to allow the construction of the requested project with the density bonus: a waiver to exceed height to be 62'-4" maximum, where 50' is the limit, and to be 5 stories where 4 stories is the limit; a waiver to exceed the lot coverage limit to be 86%, where 40% maximum is allowed; and a waiver to reduce the front, street side, side, and rear yards:
 - Front setback 0'-0", where 15' minimum is required;
 - Rear setback -0'-6", where 15' minimum is required;
 - Left side setback 8'-0", where 5' minimum is required;
 - Right side (street side) setback -0'-0", where 6' minimum is required;
 - Lot coverage 86%, where 40% maximum allowed.

These waivers are required because state law requires the City to modify development standards as necessary to accommodate these density bonus units, and because the City hereby finds that the density bonus units can best be accommodated by granting these waivers.

• In accordance with Government Code Section 65915(e), in order to allow construction of the proposed project with the density permitted under State law, the City finds approval of waivers is required 1) construct the proposed project at the density permitted under State

law; 2) approval of requested waivers would not have a specific adverse impact upon public health and safety, or the physical environment, or on any real property listed in the California Register of Historical Resources; and 3) approval of the requested waivers would not be contrary to State or Federal law.

Concessions:

- In accordance with Government Code Section 65915(d) and (k), the City hereby grants the following concessions in order to provide for affordable housing costs: a concession to increase average unit size from 463 square feet (Base Project) to 495 square feet (Proposed Project); and a concession to have ground-level parking in the Proposed Project, when the Base Project parking is underground.
- In accordance with Government Code Section 65915(d), in order to allow construction of the proposed project with the density permitted under State law, the City finds that the approval of the concessions is required to provide for affordable rents, as provided in Government Code Section 65915(d)(1)(A) because 1) approval of the concession would result in identifiable and actual cost reduction; 2) approval of the concession would not have a specific adverse impact upon public health and safety, or the physical environment, or on any real property listed in the California Register of Historical Resources; and 3) would not be contrary to State or Federal law.

III. STANDARD CONDITIONS OF APPROVAL FOR ALL PROJECTS

The following conditions, as well as all other applicable provisions of the Zoning Ordinance, apply to this Permit:

1. Conditions and Shall be Printed on Plans

The conditions of this Permit shall be printed on the *second* sheet of each plan set submitted for a building permit pursuant to this Use Permit, under the title 'Use Permit Conditions.' *Additional sheets* may also be used if the *second* sheet is not of sufficient size to list all of the conditions. The sheet(s) containing the conditions shall be of the same size as those sheets containing the construction drawings; 8-1/2" by 11" sheets are not acceptable.

2. Applicant Responsible for Compliance with Conditions

The applicant shall ensure compliance with all of the following conditions, including submittal to the project planner of required approval signatures at the times specified. Failure to comply with any condition may result in construction being stopped, issuance of a citation, and/or modification or revocation of the Use Permit.

3. Uses Approved Deemed to Exclude Other Uses (Section 23B.56.010)

- A. This Permit authorizes only those uses and activities actually proposed in the application, and excludes other uses and activities.
- B. Except as expressly specified herein, this Permit terminates all other uses at the location subject to it.

4. Modification of Permits (Section 23B.56.020)

No change in the use or structure for which this Permit is issued is permitted unless the Permit is modified by the City, except that the Zoning Officer may approve changes that do not expand, intensify, or substantially change the use or building.

Changes in the plans for the construction of a building or structure, may be modified prior to the completion of construction, in accordance with Section 23B.56.030.D. The Zoning Officer may approve changes to plans approved by the City, consistent with the City's policy adopted on May 24, 1978, which reduce the size of the project.

5. Plans and Representations Become Conditions (Section 23B.56.030)

Except as specified herein, the site plan, floor plans, building elevations and/or any additional information or representations, whether oral or written, indicating the proposed structure or manner of operation submitted with an application or during the approval process are deemed conditions of approval.

6. Subject to All Applicable Laws and Regulations (Section 23B.56.040)

The approved use and/or construction is subject to, and shall comply with, all applicable City Ordinances and laws and regulations of other governmental agencies. Prior to construction, the applicant shall identify and secure all applicable permits from the Building and Safety Division, Public Works Department and other affected City divisions and departments.

7. Exercised Permit for Use Survives Vacancy of Property (Section 23B.56.080)

Once a Permit for a use is exercised and the use is established, that use is legally recognized, even if the property becomes vacant, except as set forth in Standard Condition #8, below.

8. Exercise and Lapse of Permits (Section 23B.56.100)

- A. A permit for the use of a building or a property is exercised when, if required, a valid City business license has been issued, and the permitted use has commenced on the property.
- B. A permit for the construction of a building or structure is deemed exercised when a valid City building permit, if required, is issued, and construction has lawfully commenced.
- C. A permit may be declared lapsed and of no further force and effect if it is not exercised within one year of its issuance, except that permits for construction or alteration of structures or buildings may not be declared lapsed if the permittee has: (1) applied for a building permit; or, (2) made substantial good faith efforts to obtain a building permit and begin construction, even if a building permit has not been issued and/or construction has not begun.

9. Indemnification Agreement

The applicant shall hold harmless, defend, and indemnify the City of Berkeley and its officers, agents, and employees against any and all liability, damages, claims, demands, judgments or other losses (including without limitation, attorney's fees, expert witness and consultant fees and other litigation expenses), referendum or initiative relating to, resulting from or caused by, or alleged to have resulted from, or caused by, any action or approval associated with the project. The indemnity includes without limitation, any legal or administrative challenge, referendum or initiative filed or prosecuted to overturn, set aside, stay or otherwise rescind any or all approvals granted in connection with the Project, any environmental determination made for the project and granting any permit issued in accordance with the project. This indemnity includes, without limitation, payment of all direct and indirect costs associated with any action specified herein. Direct and indirect costs, and other litigation fees. City shall have the right to select counsel to represent the City at Applicant's expense in the defense of any action specified in this condition of approval. City shall take reasonable steps to promptly notify the Applicant of any claim, demand, or legal actions that may create a claim for indemnification under these conditions of approval.

IV. ADDITIONAL CONDITIONS IMPOSED BY THE CITY

Pursuant to BMC 23B.32.040.D, the City attaches the following additional conditions to this Permit:

Prior to Submittal of Any Building Permit:

10. Project Liaison. The applicant shall include in all building permit plans and post onsite the name and telephone number of an individual empowered to manage construction-related complaints generated from the project. The individual's name, telephone number, and responsibility for the project shall be posted at the project site for the duration of the project in a location easily visible to the public. The individual shall record all complaints received and actions taken in response, and submit written reports of such complaints and actions to the project planner on a weekly basis. Please designate the name of this individual below:

Project Liaison ____

Name

Phone #

- **11.** <u>Final Design Review</u>. The Project requires Final Design Review (FDR) approval by the Design Review Committee. Plans presented at FDR shall include the following design changes:
 - A. Eliminate the 3 south parking lifts along east wall (between floorplan reference lines D and E) and align the exterior podium wall with eastern wall of utility room, creating an approximately 18'-wide setback from the east property line; provide at grade planting in the expanded setback area to the satisfaction of the DRC. (Sheet A2.1)

B. Move podium railing/parapet to the inside (west) edge of the planting beds so that the planting beds are east of it, to soften the wall edge; detail to be worked out at FDR. (Sheet A2.2)

In addition, the applicant shall consider revising the project to address the following design changes for presentation to the DRC at FDR:

- Better screening on the north stairs and the eastern open space decks to increase privacy;
- Utilize robust plants that grow quickly to provide immediate privacy to east of the site;
- Find a solution for greater privacy on east windows for both residents and neighbors; and
- Explore ways to reduce the apparent massing of the north stair as experienced from the street; consider pulling the stair mass closer into the building.
- **12.** <u>Address Assignment</u>. The applicant shall file an "Address Assignment Request Application" with the Permit Service Center (1947 Center Street) for any address change or new address associated with this Use Permit. The new address(es) shall be assigned and entered into the City's database prior to the applicant's submittal of a building permit application.
- **13.** <u>Construction Noise Reduction Program</u>. The applicant shall develop a site specific noise reduction program prepared by a qualified acoustical consultant to reduce construction noise impacts to the maximum extent feasible, subject to review and approval of the Zoning Officer. The noise reduction program shall include the time limits for construction listed above, as measures needed to ensure that construction complies with BMC Section 13.40.070. The noise reduction program should include, but shall not be limited to, the following available controls to reduce construction noise levels as low as practical:
 - C. Construction equipment should be well maintained and used judiciously to be as quiet as practical.
 - D. Equip all internal combustion engine-driven equipment with mufflers, which are in good condition and appropriate for the equipment.
 - E. Utilize "quiet" models of air compressors and other stationary noise sources where technology exists. Select hydraulically or electrically powered equipment and avoid pneumatically powered equipment where feasible.
 - F. Locate stationary noise-generating equipment as far as possible from sensitive receptors when adjoining construction sites. Construct temporary noise barriers or partial enclosures to acoustically shield such equipment where feasible.
 - G. Prohibit unnecessary idling of internal combustion engines.
 - H. If impact pile driving is required, pre-drill foundation pile holes to minimize the number of impacts required to seat the pile.
 - I. Construct solid plywood fences around construction sites adjacent to operational business, residences or other noise-sensitive land uses where the noise control plan analysis determines that a barrier would be effective at reducing noise.
 - J. Erect temporary noise control blanket barriers, if necessary, along building facades facing construction sites. This mitigation would only be necessary if conflicts occurred which were irresolvable by proper scheduling. Noise control blanket barriers can be rented and quickly erected.
 - K. Route construction related traffic along major roadways and away from sensitive receptors where feasible.
- **14.** <u>Damage Due to Construction Vibration</u>. The project applicant shall submit screening level analysis prior to, or concurrent with demolition building permit. If a screening level analysis shows that the project has the potential to result in damage to structures, a structural engineer or other appropriate

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professional shall be retained to prepare a vibration impact assessment (assessment). The assessment shall take into account project specific information such as the composition of the structures, location of the various types of equipment used during each phase of the project, as well as the soil characteristics in the project area, in order to determine whether project construction may cause damage to any of the structures identified as potentially impacted in the screening level analysis. If the assessment finds that the project may cause damage to nearby structures, the structural engineer or other appropriate professional shall recommend design means and methods of construction that to avoid the potential damage, if feasible. The assessment and its recommendations shall be reviewed and approved by the Building and Safety Division and the Zoning Officer. If there are no feasible design means or methods to eliminate the potential for damage, the structural engineer or other appropriate professional shall undertake an existing conditions study (study) of any structures (or, in case of large buildings, of the portions of the structures) that may experience damage. This study shall

- establish the baseline condition of these structures, including, but not limited to, the location and extent of any visible cracks or spalls; and
- include written descriptions and photographs.

The study shall be reviewed and approved by the Building and Safety Division and the Zoning Officer prior to issuance of a grading permit. Upon completion of the project, the structures (or, in case of large buildings, of the portions of the structures) previously inspected will be resurveyed, and any new cracks or other changes shall be compared to pre-construction conditions and a determination shall be made as to whether the proposed project caused the damage. The findings shall be submitted to the Building and Safety Division and the Zoning Officer for review. If it is determined that project construction has resulted in damage to the structure, the damage shall be repaired to the pre-existing condition by the project sponsor, provided that the property owner approves of the repair.

Prior to Issuance of Any Building Permit:

- **15.** <u>Public for Art</u>: Consistent with BMC §23C.23, the applicant shall either pay the required in-lieu fee or provide the equivalent amount in a financial guarantee to be released after installation of the On-Site Publicly Accessible Art.
- **16.** <u>Affordable Housing Mitigation Fee</u>: Consistent with BMC §22.20.065, and fee resolution applicable to this project, the applicant provide a schedule, consistent with a schedule approved by the City Manager or her designee, outlining the timeframe for payment of the AHMF, and they shall pay this fee.
- 17. Construction Noise Management Public Notice Required. At least two weeks prior to initiating any construction activities at the site, the applicant shall provide notice to businesses and residents within 500 feet of the project site. This notice shall at a minimum provide the following: (1) project description, (2) description of construction activities, (3) daily construction schedule (i.e., time of day) and expected duration (number of months), (4) the name and phone number of the Project Liaison for the project that is responsible for responding to any local complaints, (5) commitment to notify neighbors at least four days in advance of authorized extended work hours and the reason for extended hours, and (6) that construction work is about to commence. The liaison would determine the cause of all construction-related complaints (e.g., starting too early, bad muffler, worker parking, etc.) and institute reasonable measures to correct the problem. A copy of such notice and methodology for distributing the notice shall be provided in advance to the City for review and approval.

- **18.** <u>Interior Noise Levels</u>. Prior to issuance of a building permit, the applicant shall submit a report to the Building and Safety Division and the Zoning Officer by a qualified acoustic engineer certifying that the interior residential portions of the project will achieve interior noise levels of no more than 45 Ldn (Average Day-Night Levels). If the adopted Building Code imposes a more restrictive standard for interior noise levels, the report shall certify compliance with this standard.
- 19. <u>Construction Phases</u>. The applicant shall provide the Zoning Officer with a schedule of major construction phases with start dates and expected duration, a description of the activities and anticipated noise levels of each phase, and the name(s) and phone number(s) of the individual(s) directly supervising each phase. The Zoning Officer or his/her designee shall have the authority to require an on-site meeting with these individuals as necessary to ensure compliance with these conditions. The applicant shall notify the Zoning Officer of any changes to this schedule as soon as possible.
- **20.** <u>Demolition</u>. Demolition of the existing building cannot commence until a complete application is submitted for the replacement building. In addition, all plans presented to the City to obtain a permit to allow the demolition are subject to these conditions.
- 21. <u>Electric Vehicle (EV) Charging</u>. At least 10% of the project parking spaces for residential parking and 3% of the parking spaces for non-residential parking shall be pre-wired to allow for future Level 2 (240 Volt/40 amp) plug-in electric vehicle (EV) charging system installation, as specified by the Office of Energy and Sustainable Development. Any Level 2 EV charging systems installed at parking spaces will be counted toward the applicable pre-wiring requirement. Pre-wiring for EV charging and EV charging station installations shall be noted on site plans.
- 22. <u>Recycling and Organics Collection</u>. Applicant shall provide recycling and organics collection areas for occupants, clearly marked on site plans, which comply with the Alameda County Mandatory Recycling Ordinance (ACWMA Ordinance 2012-01).
- **23.** <u>Water Efficient Landscaping</u>. Applicant shall provide an updated Bay-Friendly Basics Landscape Checklist that includes detailed notes of any measures that will not be fully met at the project. Landscape improvements shall be consistent with the current versions of the State's Water Efficient Landscape Ordinance (WELO) and the East Bay Municipal Utility District's Section 31: Water Efficiency Requirements.
- 24. <u>Construction and Demolition</u>. Applicant shall submit a Waste Diversion Form and Waste Diversion Plan that meet the diversion requirements of BMC Chapters 19.24 and 19.37.
- **25.** <u>Public Works ADA</u>. Plans submitted for building permit shall include replacement of sidewalk, curb, gutter, and other streetscape improvements, as necessary to comply with current City of Berkeley standards for accessibility.
- **26.** <u>Parking for Disabled Persons</u>. Per BMC Section 23E.28.040.D of the Zoning Ordinance, "Notwithstanding any reduction in off-street parking spaces that may be granted for mixed-use projects in non-residential districts listed in Sub-title 23E, the requirement for off-street parking spaces for disabled persons in the project shall be calculated as if there had been no reduction in total parking spaces."

- 27. <u>First Source Agreement</u>. The applicant and/or end user(s) shall enter into a First Source Agreement with the City of Berkeley. First Source promotes the hiring of local residents on local projects. The agreement requires contractors/employers to engage in good faith efforts to hire locally, including utilizing graduates of local job training programs. Please call (510) 981-4970 for further information, or visit the City's Employment Programs office at 2180 Milvia, 1st Floor.
- **28.** <u>Toxics</u>. The applicant shall contact the Toxics Management Division (TMD) at 1947 Center Street or (510) 981-7470 to determine which of the following documents are required and timing for their submittal:
 - A. Environmental Site Assessments:
 - 1) Phase I & Phase II Environmental Site Assessments (latest ASTM 1527-13). A recent Phase I ESA (less than 6 months old*) shall be submitted to TMD for developments for:
 - All new commercial, industrial and mixed use developments and all large improvement projects.
 - All new residential buildings with 5 or more dwelling units located in the Environmental Management Area (or EMA).
 - EMA is available online at:
 - <u>http://www.cityofberkeley.info/uploadedFiles/IT/Level_3_-_General/ema.pdf</u>
 - 2) Phase II ESA is required to evaluate Recognized Environmental Conditions (REC) identified in the Phase I or other RECs identified by TMD staff. The TMD may require a third party toxicologist to review human or ecological health risks that may be identified. The applicant may apply to the appropriate state, regional or county cleanup agency to evaluate the risks.
 - 3) If the Phase I is over 6 months old, it will require a new site reconnaissance and interviews. If the facility was subject to regulation under Title 15 of the Berkeley Municipal Code since the last Phase I was conducted, a new records review must be performed.
 - B. Soil and Groundwater Management Plan:
 - A Soil and Groundwater Management Plan (SGMP) shall be submitted to TMD for all nonresidential projects, and residential or mixed-use projects with five or more dwelling units, that: (1) are in the Environmental Management Area (EMA) and (2) propose any excavations deeper than 5 feet below grade. The SGMP shall be site specific and identify procedures for soil and groundwater management including identification of pollutants and disposal methods. The SGMP will identify permits required and comply with all applicable local, state and regional requirements.
 - 2) The SGMP shall require notification to TMD of any hazardous materials found in soils and groundwater during development. The SGMP will provide guidance on managing odors during excavation. The SGMP will provide the name and phone number of the individual responsible for implementing the SGMP and post the name and phone number for the person responding to community questions and complaints.
 - 3) TMD may impose additional conditions as deemed necessary. All requirements of the approved SGMP shall be deemed conditions of approval of this Use Permit.
 - C. Building Materials Survey:
 - 1) Prior to approving any permit for partial or complete demolition and renovation activities involving the removal of 20 square or lineal feet of interior or exterior walls, a building materials survey shall be conducted by a qualified professional. The survey shall include, but not be limited to, identification of any lead-based paint, asbestos, polychlorinated biphenyl (PBC) containing equipment, hydraulic fluids in elevators or lifts, refrigeration systems, treated wood and mercury containing devices (including fluorescent light bulbs and mercury switches). The Survey shall include plans on hazardous waste or hazardous materials removal, reuse or disposal procedures to be implemented that fully comply state

hazardous waste generator requirements (22 California Code of Regulations 66260 et seq). The Survey becomes a condition of any building or demolition permit for the project. Documentation evidencing disposal of hazardous waste in compliance with the survey shall be submitted to TMD within 30 days of the completion of the demolition. If asbestos is identified, Bay Area Air Quality Management District Regulation 11-2-401.3 a notification must be made and the J number must be made available to the City of Berkeley Permit Service Center.

- D. Hazardous Materials Business Plan:
 - A Hazardous Materials Business Plan (HMBP) in compliance with BMC Section 15.12.040 shall be submitted electronically at <u>http://cers.calepa.ca.gov/</u> within 30 days if on-site hazardous materials exceed BMC 15.20.040. HMBP requirement can be found at <u>http://ci.berkeley.ca.us/hmr/</u>

Prior to Demolition or Start of Construction:

29. <u>Construction Meeting</u>. The applicant shall request of the Zoning Officer an on-site meeting with City staff and key parties involved in the early phases of construction (e.g., applicant, general contractor, foundation subcontractors) to review these conditions and the construction schedule. The general contractor or applicant shall ensure that all subcontractors involved in subsequent phases of construction aware of the conditions of approval.

During Construction:

- **30.** <u>Construction Hours</u>. Construction activity shall be limited to between the hours of 7:00 AM and 6:00 PM on Monday through Friday, and between 9:00 AM and 4:00 PM on Saturday. No construction-related activity shall occur on Sunday or any Federal Holiday.
- **31.** <u>Construction Hours- Exceptions</u>. It is recognized that certain construction activities, such as the placement of concrete, must be performed in a continuous manner and may require an extension of these work hours. Prior to initiating any activity that might require a longer period, the developer must notify the Zoning Officer and request an exception for a finite period of time. If the Zoning Officer approves the request, then two weeks prior to the expanded schedule, the developer shall notify businesses and residents within 500 feet of the project site describing the expanded construction hours. A copy of such notice and methodology for distributing the notice shall be provided in advance to the City for review and approval. The project shall not be allowed more than 15 extended working days.</u>
- **32.** <u>Transportation Construction Plan</u>. The applicant and all persons associated with the project are hereby notified that a Transportation Construction Plan (TCP) is required for all phases of construction, particularly for the following activities:
 - Alterations, closures, or blockages to sidewalks, pedestrian paths or vehicle travel lanes (including bicycle lanes);
 - Storage of building materials, dumpsters, debris anywhere in the public ROW;
 - Provision of exclusive contractor parking on-street; or
 - Significant truck activity.

The applicant shall secure the City Traffic Engineer's approval of a TCP. Please contact the Office of Transportation at 981-7010, or 1947 Center Street, and ask to speak to a traffic engineer. In addition to other requirements of the Traffic Engineer, this plan shall include the locations of material and equipment storage, trailers, worker parking, a schedule of site

operations that may block traffic, and provisions for traffic control. The TCP shall be consistent with any other requirements of the construction phase.

Contact the Permit Service Center (PSC) at 1947 Center Street or 981-7500 for details on obtaining Construction/No Parking Permits (and associated signs and accompanying dashboard permits). Please note that the Zoning Officer and/or Traffic Engineer may limit off-site parking of construction-related vehicles if necessary to protect the health, safety or convenience of the surrounding neighborhood. <u>A current copy of this Plan shall be available at all times at the construction site for review by City Staff.</u>

- **33.** <u>Project Construction Website.</u> The applicant shall establish a project construction website with the following information clearly accessible and updated monthly or more frequently as changes warrant:
 - Contact information (i.e. "hotline" phone number, and email address) for the project construction manager
 - Calendar and schedule of daily/weekly/monthly construction activities
 - The final Conditions of Approval, Mitigation Monitoring and Reporting Program, Transportation Construction Plan, Construction Noise Reduction Program, and any other reports or programs related to construction noise, air quality, and traffic.
- **34.** <u>Halt Work/Unanticipated Discovery of Tribal Cultural Resources</u>. In the event that cultural resources of Native American origin are identified during construction, all work within 50 feet of the discovery shall be redirected. The project applicant and project construction contractor shall notify the City Planning Department within 24 hours. The City will again contact any tribes who have requested consultation under AB 52, as well as contact a qualified archaeologist, to evaluate the resources and situation and provide recommendations. If it is determined that the resource is a tribal cultural resource and thus significant under CEQA, a mitigation plan shall be prepared and implemented in accordance with State guidelines and in consultation with Native American groups. If the resource cannot be avoided, additional measures to avoid or reduce impacts to the resource and to address tribal concerns may be required.
- **35.** Avoid Disturbance of Nesting Birds. Initial site disturbance activities, including vegetation and concrete removal, shall be prohibited during the general avian nesting season (February 1 to August 30), if feasible. If nesting season avoidance is not feasible, the applicant shall retain a qualified biologist to conduct a preconstruction nesting bird survey to determine the presence/absence, location, and activity status of any active nests on or adjacent to the project site. The extent of the survey buffer area surrounding the site shall be established by the qualified biologist to ensure that direct and indirect effects to nesting birds are avoided. To avoid the destruction of active nests and to protect the reproductive success of birds protected by the MBTA and CFGC, nesting bird surveys shall be performed not more than 14 days prior to scheduled vegetation and concrete removal. In the event that active nests are discovered, a suitable buffer (typically a minimum buffer of 50 feet for passerines and a minimum buffer of 250 feet for raptors) shall be established around such active nests and no construction shall be allowed inside the buffer areas until a qualified biologist has determined that the nest is no longer active (e.g., the nestlings have fledged and are no longer reliant on the nest). No ground-disturbing activities shall occur within this buffer until the qualified biologist has confirmed that breeding/nesting is completed and the young have fledged the nest. Nesting bird surveys are not required for construction activities occurring between August 31 and January 31.

- **36.** <u>Air Quality Diesel Particulate Matter Controls during Construction.</u> All off-road construction equipment used for projects with construction lasting more than 2 months shall comply with **one** of the following measures:
 - A. The project applicant shall prepare a health risk assessment that demonstrates the project's on-site emissions of diesel particulate matter during construction will not exceed health risk screening criteria after a screening-level health risk assessment is conducted in accordance with current guidance from BAAQMD and OEHHA. The health risk assessment shall be submitted to the Public Works Department for review and approval prior to the issuance of building permits.
 - B. All construction equipment shall be equipped with Tier 2 or higher engines and the most effective Verified Diesel Emission Control Strategies (VDECS) available for the engine type (Tier 4 engines automatically meet this requirement) as certified by the California Air Resources Board (CARB). The equipment shall be properly maintained and tuned in accordance with manufacturer specifications.

In addition, a Construction Emissions Minimization Plan (Emissions Plan) shall be prepared that includes the following:

- An equipment inventory summarizing the type of off-road equipment required for each phase of construction, including the equipment manufacturer, equipment identification number, engine model year, engine certification (tier rating), horsepower, and engine serial number. For all VDECS, the equipment inventory shall also include the technology type, serial number, make, model, manufacturer, CARB verification number level, and installation date.
- A Certification Statement that the Contractor agrees to comply fully with the Emissions Plan and acknowledges that a significant violation of the Emissions Plan shall constitute a material breach of contract. The Emissions Plan shall be submitted to the Public Works Department for review and approval prior to the issuance of building permits.
- **37.** <u>Archaeological Resources (Ongoing throughout demolition, grading, and/or construction)</u>.</u> Pursuant to CEQA Guidelines section 15064.5(f), "provisions for historical or unique archaeological resources accidentally discovered during construction" should be instituted. Therefore:
 - A. In the event that any prehistoric or historic subsurface cultural resources are discovered during ground disturbing activities, all work within 50 feet of the resources shall be halted and the project applicant and/or lead agency shall consult with a qualified archaeologist, historian or paleontologist to assess the significance of the find.
 - B. If any find is determined to be significant, representatives of the project proponent and/or lead agency and the qualified professional would meet to determine the appropriate avoidance measures or other appropriate measure, with the ultimate determination to be made by the City of Berkeley. All significant cultural materials recovered shall be subject to scientific analysis, professional museum curation, and/or a report prepared by the qualified professional according to current professional standards.
 - C. In considering any suggested measure proposed by the qualified professional, the project applicant shall determine whether avoidance is necessary or feasible in light of factors such as the uniqueness of the find, project design, costs, and other considerations.
 - D. If avoidance is unnecessary or infeasible, other appropriate measures (e.g., data recovery) shall be instituted. Work may proceed on other parts of the project site while mitigation measures for cultural resources is carried out.
 - E. If significant materials are recovered, the qualified professional shall prepare a report on the findings for submittal to the Northwest Information Center.

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- **38.** <u>Human Remains (Ongoing throughout demolition, grading, and/or construction)</u>. In the event that human skeletal remains are uncovered at the project site during ground-disturbing activities, all work shall immediately halt and the Alameda County Coroner shall be contacted to evaluate the remains, and following the procedures and protocols pursuant to Section 15064.5 (e)(1) of the CEQA Guidelines. If the County Coroner determines that the remains are Native American, the City shall contact the California Native American Heritage Commission (NAHC), pursuant to subdivision (c) of Section 7050.5 of the Health and Safety Code, and all excavation and site preparation activities shall cease within a 50-foot radius of the find until appropriate arrangements are made. If the agencies determine that avoidance is not feasible, then an alternative plan shall be prepared with specific steps and timeframe required to resume construction activities. Monitoring, data recovery, determination of significance and avoidance measures (if applicable) shall be completed expeditiously.
- **39.** Paleontological Resources (Ongoing throughout demolition, grading, and/or construction). In the event of an unanticipated discovery of a paleontological resource during construction, excavations within 50 feet of the find shall be temporarily halted or diverted until the discovery is examined by a qualified paleontologist (per Society of Vertebrate Paleontology standards [SVP 1995,1996]). The qualified paleontologist shall document the discovery as needed, evaluate the potential resource, and assess the significance of the find. The paleontologist shall notify the appropriate agencies to determine procedures that would be followed before construction is allowed to resume at the location of the find. If the City determines that avoidance is not feasible, the paleontologist shall prepare an excavation plan for mitigating the effect of the project on the qualities that make the resource important, and such plan shall be implemented. The plan shall be submitted to the City for review and approval.
- **40.** <u>Stormwater Requirements.</u> The applicant shall demonstrate compliance with the requirements of the City's National Pollution Discharge Elimination System (NPDES) permit as described in BMC Section 17.20. The following conditions apply:
 - A. The project plans shall identify and show site-specific Best Management Practices (BMPs) appropriate to activities conducted on-site to limit to the maximum extent practicable the discharge of pollutants to the City's storm drainage system, regardless of season or weather conditions.
 - B. Trash enclosures and/or recycling area(s) shall be covered; no other area shall drain onto this area. Drains in any wash or process area shall not discharge to the storm drain system; these drains should connect to the sanitary sewer. Applicant shall contact the City of Berkeley and EBMUD for specific connection and discharge requirements. Discharges to the sanitary sewer are subject to the review, approval and conditions of the City of Berkeley and EBMUD.
 - C. Landscaping shall be designed with efficient irrigation to reduce runoff, promote surface infiltration and minimize the use of fertilizers and pesticides that contribute to stormwater pollution. Where feasible, landscaping should be designed and operated to treat runoff. When and where possible, xeriscape and drought tolerant plants shall be incorporated into new development plans.
 - D. Design, location and maintenance requirements and schedules for any stormwater quality treatment structural controls shall be submitted to the Department of Public Works for review with respect to reasonable adequacy of the controls. The review does not relieve the property owner of the responsibility for complying with BMC Chapter 17.20 and future revisions to the City's overall stormwater quality ordinances. This review shall be shall be conducted prior to the issuance of a Building Permit.

- E. All paved outdoor storage areas must be designed to reduce/limit the potential for runoff to contact pollutants.
- F. All on-site storm drain inlets/catch basins must be cleaned at least once a year immediately prior to the rainy season. The property owner shall be responsible for all costs associated with proper operation and maintenance of all storm drainage facilities (pipelines, inlets, catch basins, outlets, etc.) associated with the project, unless the City accepts such facilities by Council action. Additional cleaning may be required by City of Berkeley Public Works Engineering Dept.
- G. All private or public projects that create and/or replace 10,000 square feet or more of impervious surface must comply with Provision C.3 of the Alameda County NPDES permit and must incorporate stormwater controls to enhance water quality. Permit submittals shall include a Stormwater Requirement Checklist and detailed information showing how the proposed project will meet Provision C.3 stormwater requirements, including a) Site design measures to reduce impervious surfaces, promote infiltration, and reduce water quality impacts; b) Source Control Measures to keep pollutants out of stormwater runoff; c) Stormwater treatment measures that are hydraulically sized to remove pollutants from stormwater; d) an O & M (Operations and Maintenance) agreement for all stormwater treatment devices and installations; and e) Engineering calculations for all stormwater devices (both mechanical and biological).
- H. All on-site storm drain inlets must be labeled "No Dumping Drains to Bay" or equivalent using methods approved by the City.
- I. Most washing and/or steam cleaning must be done at an appropriately equipped facility that drains to the sanitary sewer. Any outdoor washing or pressure washing must be managed in such a way that there is no discharge or soaps or other pollutants to the storm drain. Sanitary connections are subject to the review, approval and conditions of the sanitary district with jurisdiction for receiving the discharge.
- J. All loading areas must be designated to minimize "run-on" or runoff from the area. Accumulated waste water that may contribute to the pollution of stormwater must be drained to the sanitary sewer or intercepted and pretreated prior to discharge to the storm drain system. The property owner shall ensure that BMPs are implemented to prevent potential stormwater pollution. These BMPs shall include, but are not limited to, a regular program of sweeping, litter control and spill cleanup.
- K. Restaurants, where deemed appropriate, must be designed with a contained area for cleaning mats, equipment and containers. This contained wash area shall be covered or designed to prevent run-on or run-off from the area. The area shall not discharge to the storm drains; wash waters should drain to the sanitary sewer, or collected for ultimate disposal to the sanitary sewer. Employees shall be instructed and signs posted indicating that all washing activities shall be conducted in this area. Sanitary connections are subject to the review, approval and conditions of the waste water treatment plant receiving the discharge.
- L. Sidewalks and parking lots shall be swept regularly to prevent the accumulation of litter and debris. If pressure washed, debris must be trapped and collected to prevent entry to the storm drain system. If any cleaning agent or degreaser is used, wash water shall not discharge to the storm drains; wash waters should be collected and discharged to the sanitary sewer. Discharges to the sanitary sewer are subject to the review, approval and conditions of the sanitary district with jurisdiction for receiving the discharge.
- M. The applicant is responsible for ensuring that all contractors and sub-contractors are aware of and implement all stormwater quality control measures. Failure to comply with the approved construction BMPs shall result in the issuance of correction notices, citations, or a project stop work order.

- **41.** <u>Public Works Implement BAAQMD-Recommended Measures during Construction</u>. For all proposed projects, BAAQMD recommends implementing all the Basic Construction Mitigation Measures, listed below to meet the best management practices threshold for fugitive dust:
 - A. All exposed surfaces (e.g., parking areas, staging areas, soil piles, graded areas, and unpaved access roads) shall be watered two times per day.
 - B. All haul trucks transporting soil, sand, or other loose material off-site shall be covered.
 - C. All visible mud or dirt track-out onto adjacent public roads shall be removed using wet power vacuum street sweepers at least once per day. The use of dry power sweeping is prohibited.
 - D. All vehicle speeds on unpaved roads shall be limited to 15 mph.
 - E. All roadways, driveways, and sidewalks to be paved shall be completed as soon as possible. Building pads shall be laid as soon as possible after grading unless seeding or soil binders are used.
 - F. Idling times shall be minimized either by shutting equipment off when not in use or reducing the maximum idling time to 5 minutes (as required by the California airborne toxics control measure Title 13, Section 2485 of California Code of Regulations [CCR]). Clear signage shall be provided for construction workers at all access points.
 - G. All construction equipment shall be maintained and properly tuned in accordance with manufacturer's specifications. All equipment shall be checked by a certified visible emissions evaluator.
 - H. Post a publicly visible sign with the telephone number and person to contact at the lead agency regarding dust complaints. This person shall respond and take corrective action within 48 hours. The Air District's phone number shall also be visible to ensure compliance with applicable regulations.
- **42.** <u>Public Works</u>. All piles of debris, soil, sand, or other loose materials shall be covered at night and during rainy weather with plastic at least one-eighth millimeter thick and secured to the ground.
- **43.** <u>Public Works</u>. The applicant shall ensure that all excavation takes into account surface and subsurface waters and underground streams so as not to adversely affect adjacent properties and rights-of-way.
- **44.** <u>Public Works</u>. The project sponsor shall maintain sandbags or other devices around the site perimeter during the rainy season to prevent on-site soils from being washed off-site and into the storm drain system. The project sponsor shall comply with all City ordinances regarding construction and grading.
- **45.** <u>Public Works</u>. Prior to any excavation, grading, clearing, or other activities involving soil disturbance during the rainy season the applicant shall obtain approval of an erosion prevention plan by the Building and Safety Division and the Public Works Department. The applicant shall be responsible for following these and any other measures required by the Building and Safety Division and the Public Works Department.
- **46.** <u>Public Works</u>. The removal or obstruction of any fire hydrant shall require the submission of a plan to the City's Public Works Department for the relocation of the fire hydrant during construction.
- **47.** <u>Public Works</u>. If underground utilities leading to adjacent properties are uncovered and/or broken, the contractor involved shall immediately notify the Public Works Department and the Building & Safety Division, and carry out any necessary corrective action to their satisfaction.

Prior to Final Inspection or Issuance of Occupancy Permit:

- **48.** <u>Compliance with Conditions</u>. The project shall conform to the plans and statements in the Use Permit. The developer is responsible for providing sufficient evidence to demonstrate compliance with the requirements throughout the implementation of this Use Permit.
- **49.** <u>Compliance with Approved Plan</u>. The project shall conform to the plans and statements in the Use Permit. All landscape, site and architectural improvements shall be completed per the attached approved drawings dated **February 5, 2019**, except as modified by conditions of approval.
- **50.** <u>Construction and Demolition Diversion</u>. A Waste Diversion Report, with receipts or weigh slips documenting debris disposal or recycling during all phases of the project, must be completed and submitted for approval to the City's Building and Safety Division. The Zoning Officer may request summary reports at more frequent intervals, as necessary to ensure compliance with this requirement. A copy of the Waste Diversion Plan shall be available at all times at the construction site for review by City Staff.

BELOW MARKET RATE UNITS

- **51.** <u>Number of Below Market Rate Units</u>. The project shall provide 5 Very Low Income (VLI) below market rate rental dwelling units ("BMR Units"), which are required to comply with the State Density Bonus Law (Government Code Section 65915). The BMR Units shall be designated in the Regulatory Agreement and shall be reasonably dispersed throughout the project; be of the same size and contain, on average, the same number of bedrooms as the non-BMR units in the project; and be comparable with the design or use of non-BMR units in terms of appearance, materials and finish quality. The designation of BMR Units shall conform to the addresses assigned to the building by the City.
- **52.** <u>Regulatory Agreement</u>. Prior to the issuance of a building permit, the applicant shall enter into a Regulatory Agreement that implements Government Code Section 65915 and this Use Permit. The Regulatory Agreement may include any terms and affordability standards determined by the City to be necessary to ensure such compliance. The maximum qualifying household income for the BMR Units shall be 50 percent of area median income (AMI), and the maximum housing payment shall be 30 percent of 50 percent of AMI, as set forth in the following paragraphs of this condition. If the BMR units are occupied by very low income tenants receiving a rental subsidy through the Section 8 or Shelter Plus Care programs, the rent received by the project sponsor may exceed the restricted rent to the payment standards allowed under those programs so long as the rent allowed under the payment standards is not greater than the market rents charged for comparable units in the development.
- **53.** In addition, the following provisions shall apply:
 - A. Maximum rent shall be adjusted for the family size appropriate for the unit pursuant to California Health & Safety Code Section 50052.5 (h).
 - B. Rent shall include a reasonable allowance for utilities, as published and updated by the Berkeley Housing Authority, including garbage collection, sewer, water, electricity, gas, and other heating, cooking and refrigeration fuels. Such allowance shall take into account the cost of an adequate level of service. Utilities do not include telephone service. Rent also includes any separately charged fees or service charges assessed by the lessor which are required of all tenants, other than security deposits.
 - C. BMR units will be provided for the life of the project under Section 22.20.065.

54. Determination of Area Median Income (AMI).

- The "AMI" (Area Median Income) shall be based on the income standards for the Oakland Primary Metropolitan Statistical Area reported by the United States Department of Housing and Urban Development (HUD). In the event HUD discontinues establishing such income standards, AMI shall be based on income standards determined by the California State Department of Housing and Community Development (HCD). If such income standards are no longer in existence, the City will designate another appropriate source or method for determining the median household income.
- The applicable AMI for the purpose of determining the allowable rent for each unit (but not for the purpose of determining eligibility for occupancy of an inclusionary unit) shall be determined in accordance with the following table:

Unit Size	AMI Standard
Studio unit	AMI for a one person household
One-bedroom unit	AMI for a two person household
Two-bedroom unit	AMI for a three person household
Three-bedroom unit	AMI for a four person household

- **55.** Nothing in these conditions shall be interpreted to prohibit, or to require modification of the Use Permit or Regulatory Agreement to allow, the provision of additional BMR units, or additional affordability, than are required in the foregoing provisions.
- **56.** Dwellings that are approved as rental units, but in which a condo map is approved prior to issuance of an occupancy permit, shall be subject to the affordability requirements within BMC 23C.12, which applies to the any of the following:
 - A. Residential housing projects for the construction of five or more Dwelling Units;
 - B. Residential housing projects for the construction of one to four new Dwelling Units, when such Units are added to an existing one to four unit property, which has been developed after August 14, 1986, and the resulting number of units totals five or more. All Units in such a property are subject to the requirements of this chapter;
 - C. Residential housing projects proposed on lots whose size and zoning designation is such to allow construction of five or more Dwelling Units.

If a density bonus was granted for the project, the regulatory agreement shall reflect the number of qualifying units set forth in Section 65915(f)(4) that are needed to support the bonus that was granted.

At All Times:

- **57.** <u>Exterior Lighting</u>. All exterior lighting shall be energy efficient where feasible; and shielded and directed downward and away from property lines to prevent excessive glare beyond the subject property.
- **58.** <u>Rooftop Projections</u>. No additional rooftop or elevator equipment shall be added to exceed the approved maximum roof height without submission of an application for a Use Permit Modification, subject to City review and approval.
- **59.** <u>Design Review.</u> Signage and any other exterior modifications, including but not limited to landscaping and lighting, shall be subject to approval.

- **60.** <u>Drainage Patterns</u>. The applicant shall establish and maintain drainage patterns that do not adversely affect adjacent properties and rights-of-way. Drainage plans shall be submitted for approval of the Building & Safety Division and Public Works Department, if required.
- 61. <u>Electrical Meter</u>. Only one electrical meter fixture may be installed per dwelling unit.
- **62.** <u>Loading</u>. All loading/unloading activities associated with deliveries to all uses shall be restricted to the hours of 7:00 a.m. to 10:00 p.m. daily.
- **63.** <u>Bike Parking</u>. Secure and on-site bike parking *for at least* 49 bicycles shall be provided for the life of the building.
- 64. <u>Tenant Notification</u>. The developer shall provide tenant notification, via a lease rider or deed covenant, that each dwelling unit is located in a mixed-use area that includes commercial, food service and entertainment uses, and that each occupant shall not seek to impede their lawful operation.
- **65.** <u>Transit Subsidy Condition</u>. The applicant shall reimburse employees the maximum non-taxable cost of commuting to and from work on public transportation (e.g., monthly passes) if they so commute, and a notice informing employees of the availability of such subsidy shall be permanently displayed in the employee area as per BMC Chapter 9.88.
- **66.** <u>Residential Permit Parking</u>. Consistent with BMC Section 14.72.080.C.1, no Residential Permit Parking (RPP) permits shall be issued to project residents. The project planner shall notify the Finance Department, Customer Service Center, to add these addresses to the list of addresses ineligible for RPP permits. The property owner shall notify all tenants of rental units, and/or buyers of condominium units, of this restriction in leases and/or contracts, and shall provide sample leases and/or contracts including such notification to the project planner prior to issuance of an occupancy permit or final inspection.</u>

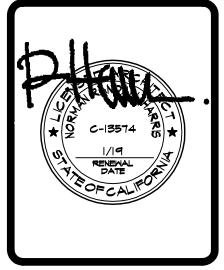
2701 SHATTUCK AVENUE



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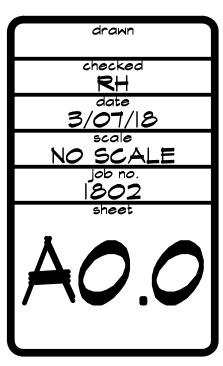
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ABBREVIATIONS PROJECT DIRECTORY ABOVE FINISHED FLOOR (N) NEW DEVELOPER: 2701 SHATTUCK BERKELEY, LLC ŇÉG NEGATIVE ACOUS ACOUSTICAL 7917 FESTIVAL COURT ADJ ADJUSTABLE NOM NOMINAL CUPERTINO, CA 95014 NOT IN CONTRACT AL ALIGN NIC ALT ALTERNATE NTS NOT TO SCALE STUART GRUENDL, CEO NUMBER ANCHOR BOLT AB NO STUART@BAY-ROCK.COM APROV APPROVED 408.761.3598 ARCH ARCHITECTURA OC ON CENTER AUTO AUTOMATIC OD OUTSIDE DIAMETER OP OPENING ARCHITECT: HDO ARCHITECTS . PLANNERS BLDG BLKG OPP ORIG BUILDING **OPPOSITE** 2950 CAMINO DIABLO, SUITE 110 BLOCKING ORIGINAL WALNUT CREEK, CALIFORNIA 94597 ΒM BFAM ΒD BOARD PART CONTACT: RANDY HARRIS PARTITION BO BOTTOM OF PP PARTIAL PENETRATION RHARRIS-@HDOARCHITECTS.COM BS PAF BOTH SIDES POWDER ACTUATED FASTENER 925.256.6042 EXT: 16 PLAM PLASTIC LAMINATE CONTACT: ALFREDO YNIGUEZ CAB CABINET ΡL PLATE CI CIP CAST IRON ΡN PLATE NAILING AYNIGUEZ-@HDOARCHITECTS.COM CAST IN PLACE PLYWD PLYWOOD 925.256.6042 EXT: 19 COL POINT COLUMN PT CTR CENTER POUND LB CIVIL CL PRES PRESSURE CALICHI DESIGN GROUP CENTER LINE CTC CER CENTER TO CENTER ENGINEER: 1330 BROADWAY, SUITE 1203 CERAMIC QUAL QUALITY OAKLAND, CA 94612 CJ QUANTITY CONSTRUCTION JOINT QUAN CONTACT: RECO PRIANTO CL CLEAR CMU PT CONCRETE MASONRY UNIT PRESSURE/ **RECO@CALICHI.COM** CON CONNECTION PRESERVATIVE TREATED 510.250.7877 CONT CONTINUOUS PS PRESTRESSED CP COMPLETE PENETRATION PART PARTITION CS COUNTERSUNK LANDSCAPE BRUCE JETT ASSOCIATES CW COLD WATER RAD RADIUS ARCHITECT: 3 ALTARINDA ROAD, SUITE 201 RWL RAIN WATER LEADER ORINDA, CA 94563 DET DETAIL RECPT RECEPTACLE DEPT CONTACT: BRUCE JETT DEPARTMENT REF REFERENCE DIA DIAMETER REIN REINFORCEMENT, REINFORCED BRUCEJ@LANDSARCH.COM DIV DIVISION REQ REQUIRED 925.254.5422 DR RDWD DOOR REDWOOD DBL DOUBLE RH **RIGHT HAND** DF DOUGLAS FIR RHR **RIGHT HAND REVERSE** DN RM ROOM DOWN DS DIAGONAL SHEATHING RND ROUND DWG DRAWING RO ROUGH OPENING DRWR DRAWER REV REVISION GRAPHIC SYMBOLS EXISTING SANITARY SEWE SS EACH SAD SEE ARCHITECTURAL DRAWINGS EΑ EF EACH FACE SCD SEE CONSULTANT DRAWINGS SED EW SEE ELECTRICAL DRAWINGS EACH WAY EDGE NAILING SEE KITCHEN CONSULTANT ΕN SKD ELEVATION SSD ΕL DRAWINGS **DETAIL REFERENCE** ELEV SLD SEE STRUCTURAL DRAWINGS ELEVATOR DRAWING NUMBER ----/ # ELEC ELECTRICAL SMD SEE LANDSCAPE DRAWINGS SFMD ENG SEE MECHANICAL DRAWINGS ENGINEER SHEET NUMBER ____ EQ SPD SEE FINISH CARPENTRY DRAWINGS EQUAL EQUIF EQUIPMENT SJ SEE PLUMBING DRAWINGS **DETAIL SECTION REFERENCE** ΕX SCHED SEISMIC JOINT EXHAUST EXP EXPEDITE SECT SCHEDULE, SCHEDULE DRAWING NUMBER ____ SHT EXT EXTERIOR SECTION SM SHEET SHEET NUMBER _____ FAB FABRICATE SIM SHEET METAL FOC SP FACE OF CONCRETE SIMILAR **BUILDING SECTION REFERENCE** FOF FOS SPEC SQ FACE OF FINISH SPACE FACE OF STUD SPECIFICATION DRAWING NUMBER _ _ _ _ _ . FOW SQFT FACE OF WALL SQUARE FIN SQUARE FOOT FINISH ST SHEET NUMBER ____ FF FINISHED FLOOR STAG STRAP TIE FE FIRE EXTINGUISHER SSTL STAGGERED WALL SECTION REFERENCE FA FIRE ALARM STAND STAINLESS STEEL FLR FLOOR STL STANDARD DRAWING NUMBER ____ STOR FLUOR FLUORESCENT STEEL STRUCT FL FLUSH STORAGE SHEET NUMBER ____ FOUND FOUNDATION STRUCTURAL SUS FTNG SYM **EXTERIOR ELEVATION REFERENCE** FOOTING SUSPENDED SYS FR FRAMING SYMMETRICAL DRAWING NUMBER ____ FUR FURRING SYSTEM TEMP SHEET NUMBER ____ GA GAUGE TEMPERED TH GALV GALVANIZED, GALVANIZING THR THICKNESS GL GLASS, GLAZING TD THREADED GLUE LAMINATED BEAM T&B TIE DOWN GLULAN GYP BD GYPSUM BOARD T&G TOP AND BOTTOM INTERIOR ELEVATION REVERENCE TOC TONGUE AND GROOVE DRAWING NUMBER TOF HEATING VENTILATION TOP OF CONCRETE HVAC & AIR CONDITIONING TOP TOP OF FINISH ----/ SHEET NUMBER TOS HIGH STRENGTH RODS TOP OF PLATE HSR HSB HIGH STRENGTH BOLT TOW TOP OF STEEL ΗT HEIGHT ΤN TOP OF WALL HOLD DOWN TRUE NORTH HD TYP HORIZ HORIZONTAL TYPICAL HW HOT WATER UON UNDER WRITERS LABORATORY DOOR REFERENCE _____ INC INCLUDING, INCLUDED UTIL UNLESS OTHERWISE NOTED INFO UTILITY, UTILITIES INFORMATION VERT INT INTERIOR VIF VERTICAL VER JOIST HANGER VERIFY IN FIELD JOINT VEST VERIFY ELEVATION DATUM _____ VESTIBULE LAMINATE WC LAN LEFT HAND WH WATER CLOSET LH **ROOM NUMBER** _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ LEFT HAND REVERSE W/ WATER HEATER LHF W/O LIGHT WITH LT LIGHT WEIGHT WD LTW WITH OUT PARTITION TYPE _____ WOOD LONG, LENGTH YD MB MACHINE BOLTS YARD FINISH CEILING HEIGHT -------MAINT MAINTENANCE MAX MAXIMUM MECH MECHANICAL MANF MANUFACTURER MTL METAL MEZZ MEZZANINE

2701 SHATTUCK AVENUE BERKELEY, CA

PROJECT DESCRIPTION 2701 SHATTUCK AVENUE IS A PROPOSED MIXED USE DEVELOPMENT ARCHITECTURAL AT THE CORNER OF SHATTUCK AVENUE AND DERBY STREET IN COVER A0.0 BERKELEY. THE PROJECT IS A MULTI-STORY WOOD CONSTRUCTION A0.1 INDEX OVER A CONCRETE PODIUM THAT INCLUDES 57 RESIDENTIAL UNITS **ZONING & SUPPORTING CALC** A0.1A A 600 SQUARE FOOT STREET LEVEL CAFE SPACE, 21 PARKING A0.1B DENSITY BONUS CALCULATIO SPACES, AND INCLUDES DENSITY BONUS CONCESSIONS AND A0.2 **REVISED PER RESIDENTIAL FLOOR AREAS S** WAIVERS. **CONDITION #11** A0.3 BASE PROJECT THE PROJECT FEATURES OPEN SPACE FOR THE TENANTS ON A A0.4 PROPOSED DENSITY BONUS PROJECT ROOF DECK ALONG THE SHATTUCK AVENUE FRONTAGE AND AT THE A1.1 EXISTING CONDITIONS PODIUM (SECOND) LEVEL. A1.2 SITE PLAN A2.1 GROUND FLOOR PLAN THE PROJECT INCLUDES A SECURED BIKE PARKING ROOM, A2.1A MEZZANINE PLAN MANAGER'S OFFICE AND RESIDENT COMMUNITY WORKSPACE A2.2 PODIUM LEVEL FLOOR PLAN A2.3 THIRD LEVEL FLOOR PLAN A2.4 FOURTH LEVEL FLOOR PLAN A2.5 FIFTH LEVEL FLOOR PLAN A2.6 ROOF PLAN A3.1 EXTERIOR ELEVATIONS EXTERIOR ELEVATION A3.1A (VIEWED FROM SIDEWALK) EXTERIOR ELEVATIONS A3.2 A3.3 **BUILDING SECTIONS** A3.4 **BUILDING SECTIONS** A8.1 UNIT A PLANS UNIT B PLANS A8.2 A8.3 UNIT C PLANS A8.4 UNIT D PLANS A8.5 ENLARGED LOBBY PLANS **TOWNHOUSE PLANS** A8.6 **BUILDING CODE DATA** A9.1 **3D VIEWS** A9.2 3D VIEWS A9.3 **3D VIEWS** A9.4 3D VIEWS 54-1719-1 APN: WINDOW ASSEMBLY A10.1 # STORMWATER TREATMENT SHADOW STUDY - AFTERNOON S1.0 REQUIRED PERCENTAGE: 4% SHADOW STUDY - SEASONAL S1.1 REQUIRED AREA: 477 SF S1.2 SHADOW STUDY - JUNE 21 PROPOSED TREATMENT ⁄# S1.3 SHADOW STUDY - MARCH 21 AND AREA: 1,126 SF 、# SEPTEMBER 21 SHADOW STUDY - DECEMBER 21 PRELIMINARY BUILDING CODE ANALYSIS S1.4 OCCUPANCY TYPE: R2 CONSTRUCTION TYPE: VA, FULLY SPRINKLERED ALLOWABLE AREA/FL: APPROX. 36,000 SF 、# PROPOSED AREA/FL: APPROX. 10,250 SF 4 VA STORIES, 60': OVER UNLIMITED 1A STORIES ALLOWABLE HT: PROPOSED VA HT: 4 VA STORIES, 42'; OVER 1 STORY 1A PROJECT LOCATION d Ministries PROJECT LOCATION ## ole Billingu De Berbele Mini-Park ### TEMESCAL (X'-X") Sahin Maru Korean 880 ichaels 🛔

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Prince Street Mini-Park

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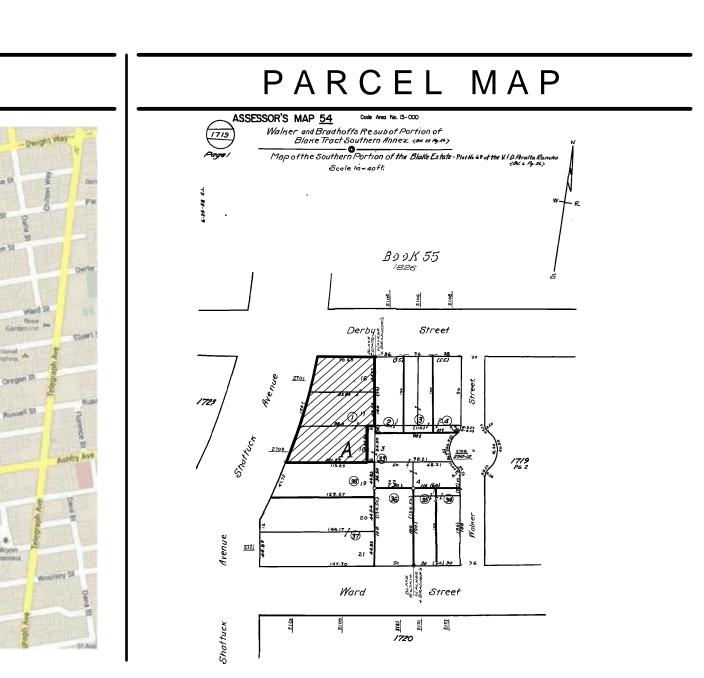
ULATIONS	
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UMMARY	

CIVIL C0.1 CIVIL COVER SHEET

- C1.0 PRELIMINARY SITE AND UTILITY PLAN
- C2.0 PRELIMINARY GRADING AND DRAINAGE PLAN
- C3.0 PRELIMINARY STORM WATER QUALITY CONTROL PLAN

- - LANDSCAPE
 - L1.1 ILLUSTRATIVE PLAN GROUND L1.2 ILLUSTRATIVE PLAN - PODIUM LEVEL
 - L1.3 ILLUSTRATIVE PLAN - 4TH AND 5TH FLOOR
 - **ILLUSTRATIVE PLAN ROOF** L1.4
 - L1.5 ILLUSTRATIVE SECTIONS
 - L2.1 PLANTING PLAN - GROUND
 - L2.2 PLANTING PLAN - PODIUM
 - L2.3 PLANTING PLAN - 4TH AND 5TH
 - L2.4 PLANTING PLAN - ROOF
 - L2.5 PLANTING DETAILS

GRAND TOTAL: 51



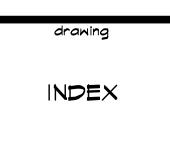


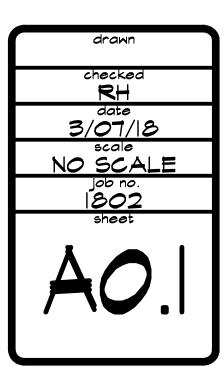
architects, planners

2950 camino diablo

suite 110

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BASE PROJECT ZONING REQUIREMENTS

LOT COVERAGE 40% COVERAGE ALLOWABLE LOT SIZE: 11,826 SF TOTAL SF ALLOWABLE: 4,730 SF ACTUAL COVERAGE: 4,730 SF

OPEN SPACE

REQUIRED: 40 SF/UNIT USEABLE OPEN SPACE 42 UNITS X 40 SF/UNIT = 1,680 SF PROVIDED OPEN SPACE: 1,850 SF

FAR CALCULATION ALLOWABLE FAR:

BASE PROJECT FAR:

4.0 1.6 (18,947 SF / 11,826 SF = 1.60)

PARKING CALCULATION

COMMERCIAL PARKING COMMERCIAL GFA: **REQUIRED STALL RATIO: REQUIRED STALLS:** STALLS PROVIDED:

2 2

RESIDENTIAL PARKING * RESIDENTIAL FLOOR AREA: REQUIRED STALL RATIO: REQUIRED STALLS: STALLS PROVIDED:

18,736 SF 1:1,000 SF GFA

558 SF

1:300 SF

25 SPACES TOTAL AUTO PARKING: COMMERCIAL BIKE PARKING COMMERCIAL SPACES REQUIRED: 1 SPACE/2,000 SF COMMERCIAL AREA COMMERCIAL FLOOR AREA: 558 SF 558 / 2,000 = (0.3) = 1

11 SPACES

19

23

COMMERCIAL SPACES PROVIDED: 1 SPACE

RESIDENTIAL BIKE PARKING RES. SPACES REQUIRED: **RES. FLOOR AREA:**

1 SPACE/2,000 SF RESIDENTIAL AREA 19,736 SF 19,736 / 2,000 = 9.9 10 SPACES

RES. BIKE SPACES PROVIDED:

TOTAL BIKE PARKING:

ROOFTOP COVERAGE CALCULATION

18,947 SF / 4 STORIES = 4,737 SF AVERAGE FLOOR AREA: ALLOWABLE ROOF COVERAGE: 15% X 4,737 SF = 711 SF

ROOFTOP ELEMENTS	
STAIR 1:	145 SF
STAIR 2:	166 SF
ELEVATOR:	157 SF
COMMERCIAL EXH.	5 SF
MACHINE ROOM	70 SF
TOTAL COVERAGE:	543 SF

* - FIRST 1000 SF EXEMPT OFF-STREET PARKING (BMC SECTION 23E.52.080.C)

PROPOSED DENSITY BONUS PROJECT ZONING REQUIREMENTS

LOT COVERAGE LOT SIZE: 11,826 SF COVERED AREA OF LOT: 10,217 SF 10,217 SF / 11,826 SF X 100% = 86%						
OPEN SPACEREQUIRED RATIO: 40 SF PER UNITREQUIRED AREA: 57 UNITS X 40 SF/UNIT = 2,280 SFPODIUM OPEN SPACE:4TH LEVEL OPEN SPACE:5TH LEVEL OPEN SPACE:ROOFTOP OPEN SPACE:ROOFTOP OPEN SPACE:1,979 SF5,872 SF						
-	4.0 2.4 (27,980 SF / 11,826 SF = 2.36)					
PARKING CALCULATION						
REQUIRED STALL RATIO:	600 SF 1:300 SF 2 2					
REQUIRED STALL RATIO: REQUIRED STALLS:	27,213 SF 1:1,000 SF 28 19 REVISED PER					
	21 SPACES CONDITION #11					
COMMERCIAL BIKE PARKINGCOMMERCIAL SPACES REQUIRED: 1 SPACE / 2,000 SFCOMMERCIAL FLOOR AREA: 600 SF 600 / 2,000 = 0.3COMMERCIAL SPACES PROVIDED: 5 SPACES						
RESIDENTIAL BIKE PARKINGRESIDENTIAL SPACES REQUIRED: 1 SPACE/2000 SF RESIDENTIAL AREARESIDENTIAL FLOOR AREA:28,213 SF28,213 / 2,000 = 15 (14.1)						
RESIDENTIAL SPACES PROVIDED:						
TOTAL BIKE PARKING:	49 SPACES					

27,980 SF / 5 STORIES = 5,596 SF AVERAGE

15% X 5,596 SF = 839 SF

ROOFTOP COVERAGE CALCULATION

AVERAGE FLOOR ARE ALLOWABLE ROOF CO	
ROOFTOP ELEMENTS MECHANICAL EXH. TRASH CHUTE EXH. COMMERCIAL EXH. MACHINE ROOM STAIR COVERED WALK ELEVATOR TRELLIS	5 SF 32 SF 21 SF 143 SF 178 SF 201 SF 156 SF 98 SF

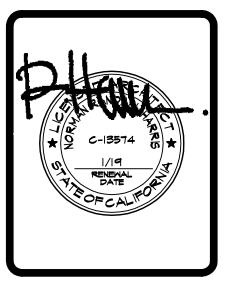
TOTAL COVERAGE: 834 SF

ZONE	C-SA (SOU	TH AREA COMM	ERCIAL)	
	EXISTING	BASE PROJECT	PROPOSED***	
Number of Dwelling Units	0	42	57 DU	
RESIDENTIAL PARKING	0	23	19	REVISED PE
COMMERCIAL PARKING	0	2	~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~	
RESIDENTIAL BIKE STALLS	0	10	44	
COMMERCIAL BIKE STALLS	0	1	5	
Front Yard Setback	-	15	0 FT	
Side Yard Setback (Right Side)	-	4	8 FT	
Side Yard Setback (Street Side)	-	6	0 FT	
Rear Yard Setback	-	15	0.5 FT	
Building Height	-	50	62-4" FT	
Building Stories	-	4	5	
Lot Area	11,826	11,826	11,826 SF	
Lot Area (Acres)	0.27	0.27	0.27	
Level 1	-	4,118	2,440 SF	
Mezzanine	-	1,428	775 SF	
Level 2	-	4,730	6,699 SF	
Level 3	-	4,730	6,655 SF	
Level 4	-	4,730	5,966 SF	
Level 5	-	-	5,678 SF	
Roof Level	-		SF	
RFA (Residential Floor Area per				
BMC)*		19,736	28,213 SF	
Commercial		558	600 SF	
Trash		57	468 SF	
GFA(Residential GFA + Commercial)	**	18,947	27,980 SF	
Elevators+ Stairs(2nd floor to the top res	idential flooi	1,404	1,301 SF	
Building Footprint	0	4,730	10,217 SF	ļ
Lot coverage	0	40% (max)	86%	ļ
FAR (Floor Area Ratio)	0	1.6	2.4	
Usable Open Space	0 sf	1,883	6,212 SF	

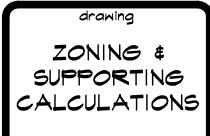
*RFA PER CITY PLANNER's GUIDANCE, includes stairs and elevators on all residential floors and EXCLUDES TRASH area **GFA includes stairs and elevators on the floor of the greatest horizontal extent, commerical space and trash room, Per BMC DEFINITION OF FLOOR AREA, GROSS (23F.04.010) ***INCLUDES WAIVERS AND CONCESSIONS

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STEP 1: BASE PROJECT

THE BASE PROJECT IS A HYPOTHETICAL PROJECT THAT REPRESENTS THE "MAXIMUM ALLOWABLE RESIDENTIAL DENSITY" FOR A PROPOSED PROJECT AT A PARTICULAR SITE.

STEP 1.1 CALCULATE MAX. ALLOWABLE RESIDENTIAL FLOOR AREA CALCULATE THE BASE PROJECT'S RESIDENTIAL FLOOR AREA, INCLUDING EACH STORY OF A HYPOTHETICAL BUILDING, ON THE PROPOSED SITE.

STEP 1.1: BASE PROJECT RESIDENTIAL CALCULATIONS

TOTAL MAX. RESIDENTIAL FLOOR AREA	19,736	
ROOF LEVEL	-	
LEVEL 4 RES.	4,730 sf	
LEVEL 3 RES.	4,730 sf	
LEVEL 2 RES.	4,730 sf	
LEVEL 1 MEZZANINE RES.	1,428 sf	
LEVEL 1 RES.	4,118 sf	

STEP 1.2 CALCULATE AVERAGE UNIT SIZE USING THE PROPOSED PROJECT'S PLANS, CALCULATE THE TOTAL FLOOR

AREA DEDICATED TO RESIDENTIAL USES ON EACH FLOOR.

STEP 1.2A: PROPOSED DENSITY BONUS PROJECT RESIDENTIAL CALCULATIONS

TOTAL PROPOSED DENSITY BONUS	26,398	sf	
ROOF LEVEL	-	sf	
LEVEL 4 RES.	7,617	sf	
LEVEL 3 RES.	7,617	sf	
LEVEL 2 RES.	7,617	sf	
LEVEL 1 MEZZANINE RES.	550	sf	
LEVEL 1 RES.	2,997	sf	

*Calculated per City Density Bonus procedure

STEP 1.2B IDENTIFY THE TOTAL NUMBER OF PROPOSED RESIDENTIAL UNITS

57 UNITS PROPOSED

STEP 1.2C DIVIDE TOTAL PROPOSED DENSITY PROJECT FLOOR AREA BY NUMBER OF UNITS

26,398 SF / 57 UNITS = 463 SF/UNIT

STEP 1.2D CALCULATED AVERAGE UNIT SIZE: 463 SF (PROPOSED PROJECT REQUESTS A CONCESSION - SEE STEP 3)

STEP 1.3 CALCULATE NUMBER OF BASE PROJECT UNITS CALCULATE THE BASE PROJECT'S MAXIMUM NUMBER OF RESIDENTIAL UNITS BY DIVIDING THE SQUARE FOOTAGE OF THE BASE PROJECT (STEP 1.1) BY THE AVERAGE UNIT SIZE (STEP 1.2).

STEP 1.1: BASE PROJECT RES. FLOOR AREA: 19,736 SF STEP 1.2: AVERAGE UNIT SIZE: 463 SF STEP 1.3: BASE UNITS: 19,736 SF / 463 SF = 42.63 UNITS *

* - ALLOWED 43 UNITS, BUT, DESIGNED TO 42 UNITS

STEP 2: PROPOSED DENSITY BONUS PROJECT

DENSITY BONUS UNITS ARE MAR		STEP 3: ZAB ACTS ON THE PROPOSED DENSIT	Y BONUS PROJECT	
THE "MAXIMUM ALLOWED RESIDENTIAL DENSITY:" THE AMOUNT OF AFFORDABLE UNITS AND THEIR AFFORDABILITY.		3.1 LIST OF CONCESSIONS (ALLOW 2) AND WAIVERS:		
STEP 2.1 DETERMINE PROPOSEI BELOW MARKET RATE (BMR) UN	D NUMBER AND INCOME LEVEL OF ITS.	CONCESSION 2) INCREASED UNIT SIZE -	NDERGROUND TO GROUND LEVEL PARKING TO INCREASE AVERAGE UNIT SIZE FROM 463 S.F S.F. (PROPOSED PROJECT)	
INCOME LEVEL: % AFFORDABLE UNITS: # BASE PROJECT UNITS: # AFFORDABLE UNITS:	VERY-LOW-INCOME UNITS 11% 42 11% X 42 = (4.62) = 5 AFFORDABLE UNITS	WAIVERS SEE ALSO PROPOSED DENSITY	Y BONUS PROJECT LIST	
		STEP 3.1: PROPOSED PLUS CONCESSIONS RESIDENTI	AL CALCULATIONS	
	NCREASE (%) BASED ON THE DENSITY			
BONUS LAW AND INFORMATION	FROM SIEP 2.1.	LEVEL 1 RES.	2,440	
% GRANTED FOR DENSITY BONU	S: 35%	LEVEL 1 MEZZANINE RES.	775	
# BASE PROJECT UNITS:	42	LEVEL 2 RES.	6,699	
		LEVEL 3 RES.	6,655	
STEP 2.3 CALCULATE NUMBER OF BONUS UNITS BY APPLYING THE PERCENTAGE FROM STEP 2.2 TO BASE PROJECT.		LEVEL 4 RES.	5,966	
PERCENTAGE FROM STEP 2.2 TO	BASE PROJECT.	LEVEL 5 RES.	5,678	
# BONUS UNITS ALLOWED	35% X 42 = (14.7) = 15 BONUS UNITS	ROOF LEVEL	-	
BASE PROJECT UNITS + BONUS L	JNITS 42 + 15 = 57	TOTAL PROPOSED RES. FLOOR AREA	28,213	
# UNITS PROPOSED WITH DENSI	TY BONUS: 57 UNITS	1	•	
WAIVERS: NO LIMIT PER CALIFORNIA STATE	ELAW SECTION 65915	NOTES: 1. DENSITY BONUS FLOOR AREA AND GROSS F CALCULATED PER STATE LAW AND LOCAL OF		
LIMITS FOR	.070.B.2 TO EXCEED THE HEIGHT AND STORY THE DISTRICT (TO HAVE 62'-4" AND 5 STORIES, AND 4 STORIES ARE REQUIRED).	AVERAGE UNIT SIZE WITH CONCESSIONS AND 28,213 SF / 57 UNITS = 495 SF/UNIT	WAIVERS:	
- BMCS 23E.0	4.020 TO HAVE ARCHITECTURAL ELEMENTS EED A DISTRICT'S HEIGHT LIMIT.	AVERAGE UNIT SIZE TO BE LARGER THAN BASE [(495 - 463.12) AVGSF] / 463.12 AVG SF = APPROX		

- 2. SETBACKS -BMC 23E.52.070.D.5 TO REDUCE THE FRONT, STREET SIDE, AND REAR YARDS; AND TO EXCEED THE LOT COVERAGE LIMIT FOR THE DISTRICT.
- REDUCED FRONT SETBACK
- SETBACK OF 0 FEET ON ALL FLOORS. REDUCED STREET SIDE SETBACK
- BUILDING SETBACK OF 0 FEET ON ALL FLOORS.
- REDUCED REAR SETBACK
- OF 6 INCHES ON ALL FLOORS.
- EXCEED LOT COVERAGE
- TO ALLOW 86% COVERAGE.
- (NO WAIVERS ARE REQUIRED FOR THE EAST SIDE SETBACK NOR THE USEABLE OPEN SPACE PER UNIT)

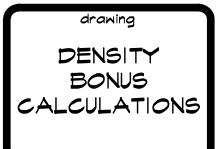
STEP 3: PROPOSED DENSITY BONUS PROJECT WITH WAIVERS AND CONCESSIONS

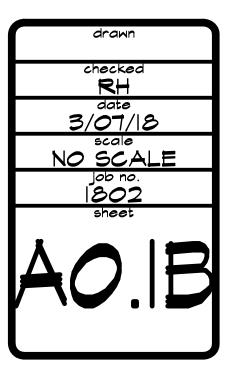
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3 THIRD FLOOR 1/16" = 1'-0"

2 PODIUM LEVEL 1/16" = 1'-0"

1 RESIDENTIAL LOBBY 1/16" = 1'-0"

- OF	PEN	SPA	CE
		5 SF	

PROPOSED RESIDENTIAL FLOOR AREAS			
LEVEL	RFA *	GFA **	
1	2,440 SF	2,748 SF	
М	775 SF	775 SF	
2/PODIUM	6,699 SF	6,391 SF	
3	6,655 SF	6,377 SF	
4	5,966 SF	5,689 SF	
5	5,678 SF	5,400 SF	
TOTALS	28,213 SF	27,380 SF	

- AREA OF TRASH ROOM FROM 2ND LEVEL TO 5TH LEVEL = 160 SF ⁶ - AREA OF ELEVATOR AND STAIRS FROM 2ND LEVEL TO 5TH LEVEL = 1301 SF



ROOFTOP ELEMENTS

1

1

/ LOFT

+ LOFT

WALL

UNIT DATA

UNIT # JUNIOR BR BA + DEN

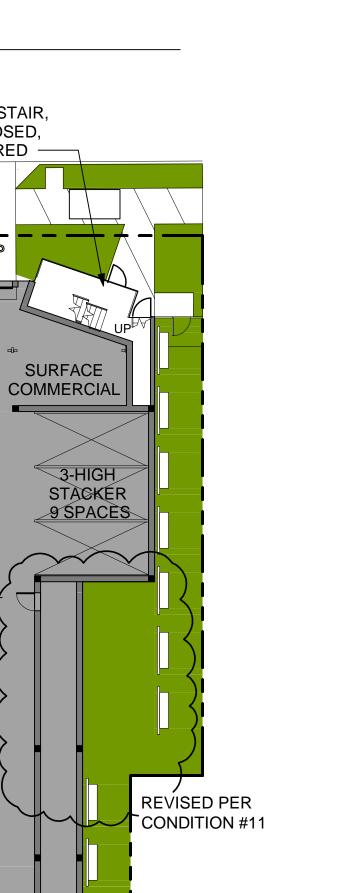
1 BR

1

TYPE

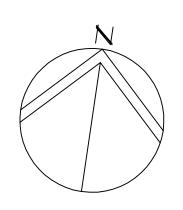
TH 3

A1 | 1



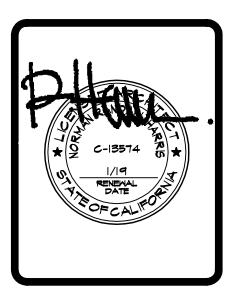


A2	6	1		1	
A3	7	1		1	
A4	2	1		1	
A5	1	1		1	
A6	4	1		1	
B1	16	1		1	
B2	9	1		1	
С	1		1	1	
C1	4		1	1	
C2	1		1	1	
D	2		1	1	+ DEN
UNIT DATA:					
TOWNHOUSE UNITS: 3					3
JUNIOR 1 BR UNITS:					46
1 BEDROOM UNITS:					8
TOTAL UNITS				57	

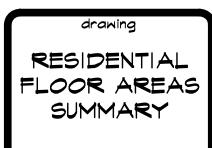


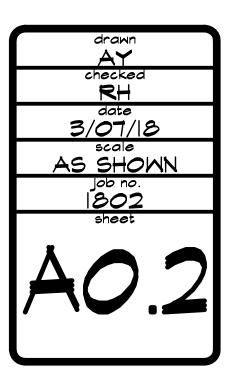
revisions	by
DRC SUBMITTAL 12/15/16 \$ 1/27/17	Ι
ZAB SUBMITTAL 9/12/17 \$ 1/03/18	-
ZAB SUBMITTAL 3/07/18	ΑY
ZAB SUBMITTAL 6/28/18	ΑY
DRC SUBMITTAL 9/20/18	AY
ZAB SUBMITTAL []/08/18	AY





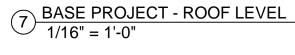
LLC VENUE E 2701 SHATTUCK AV BERKELEY, CALIFOR FOR: 2701 SHATTUCK BERKELI 2701

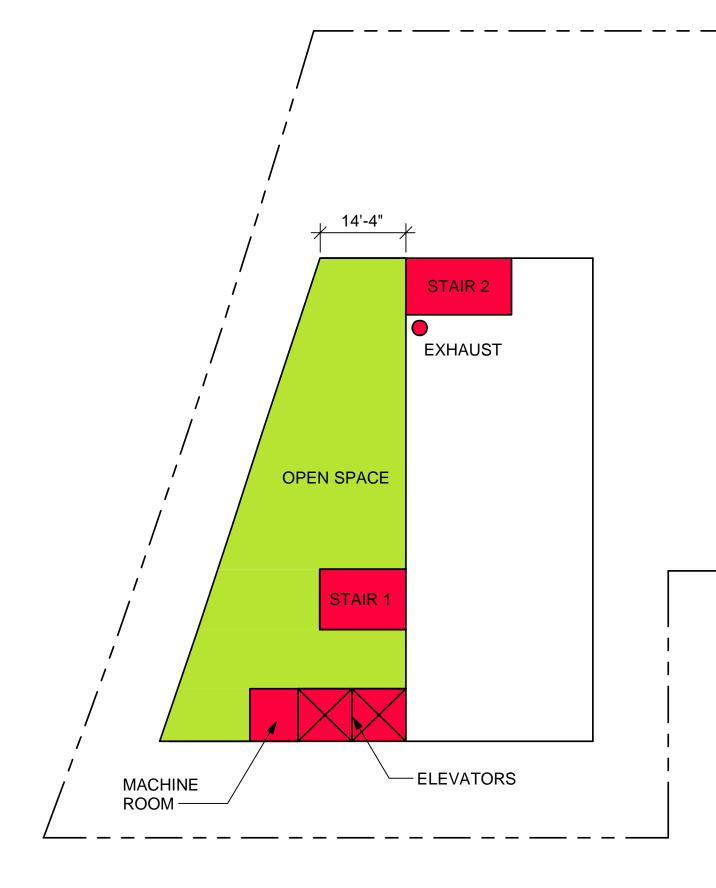


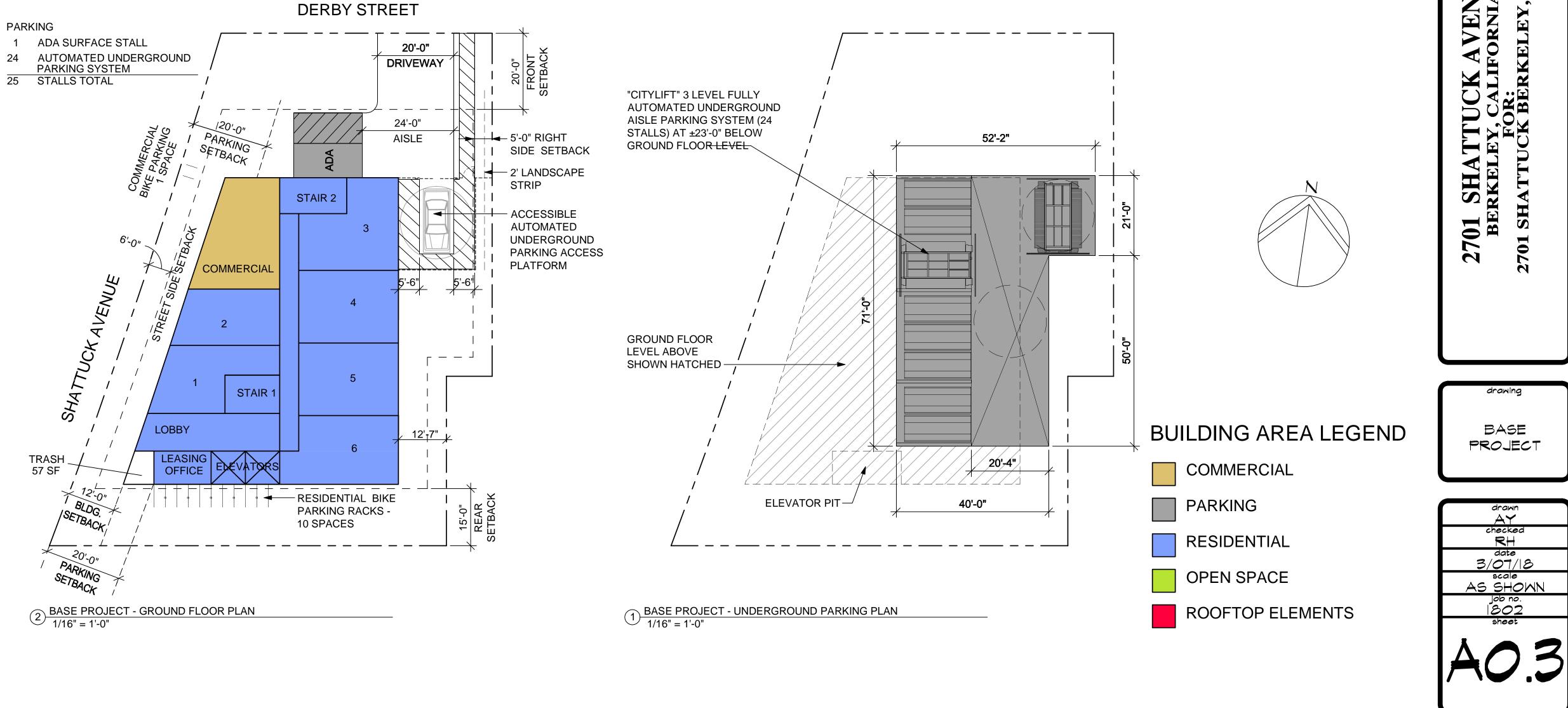




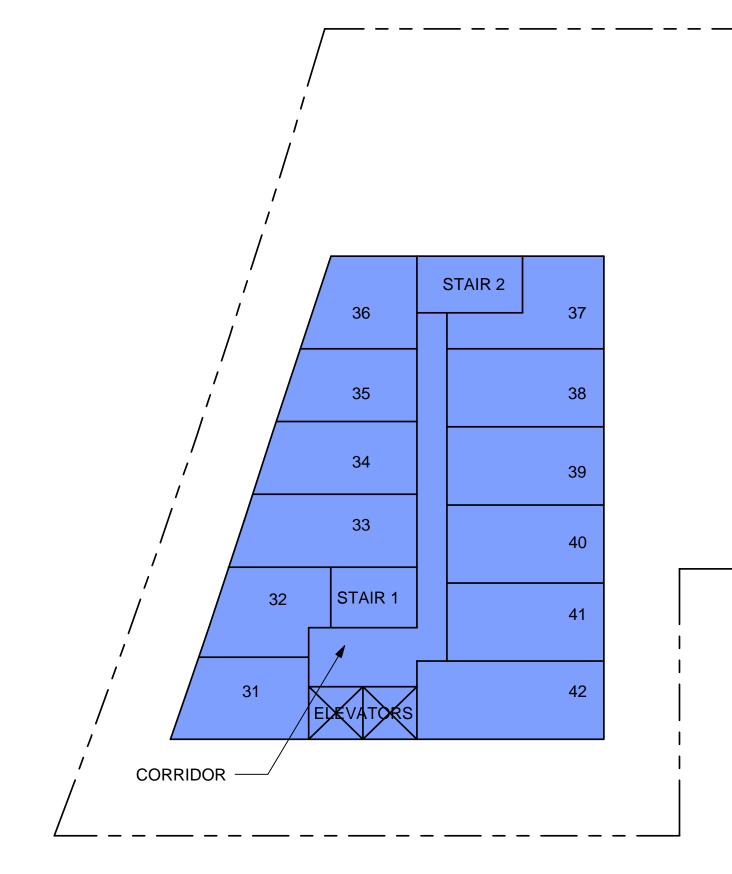


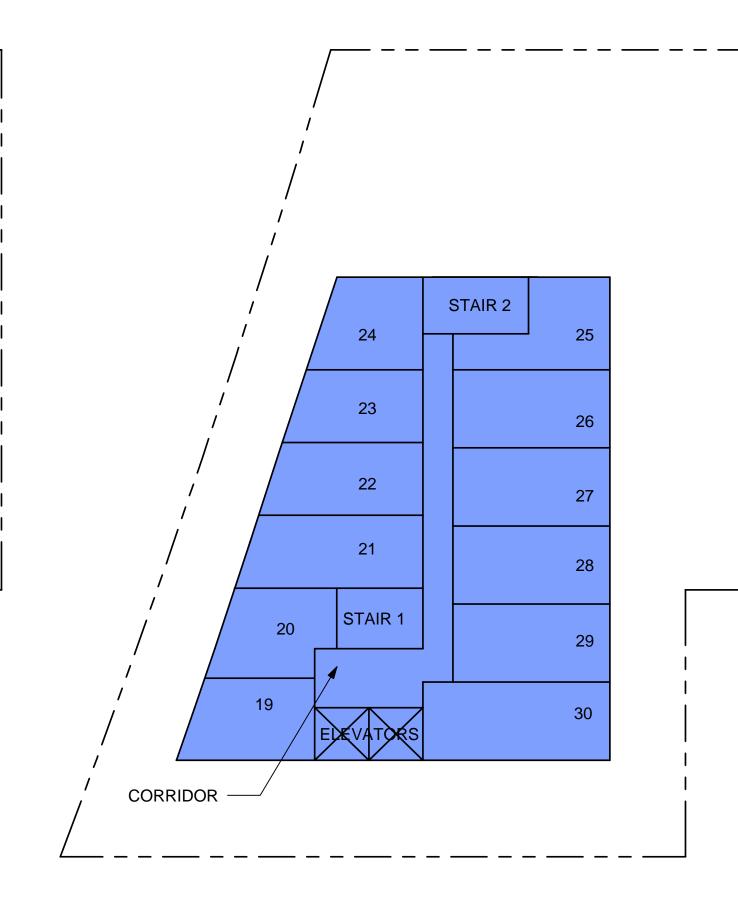




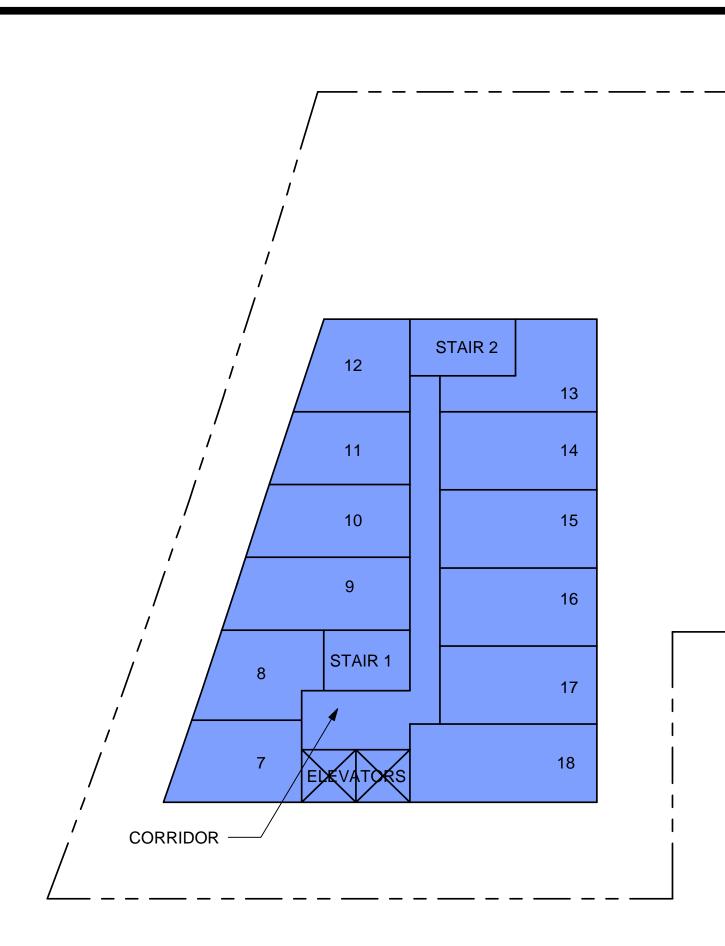


6 BASE PROJECT - FOURTH LEVEL 1/16" = 1'-0"



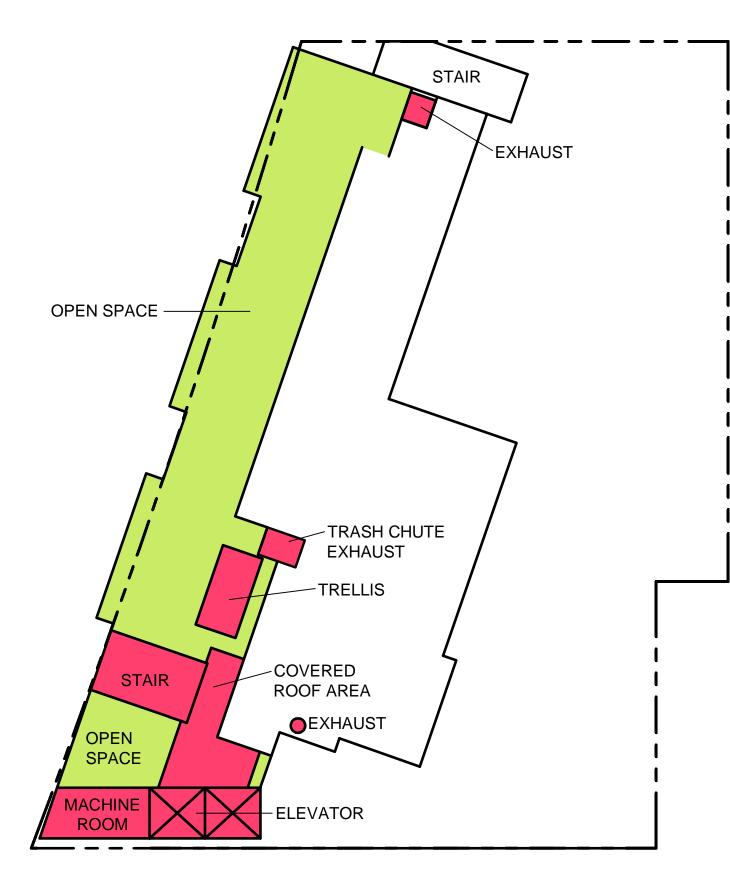


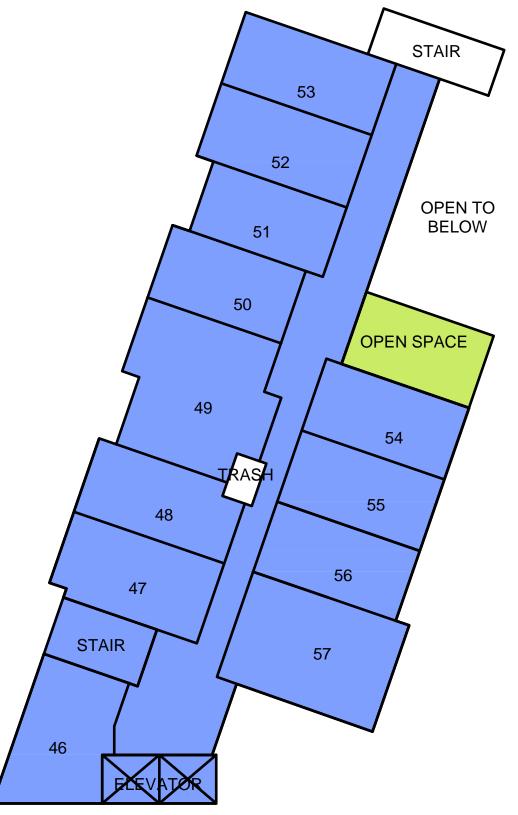




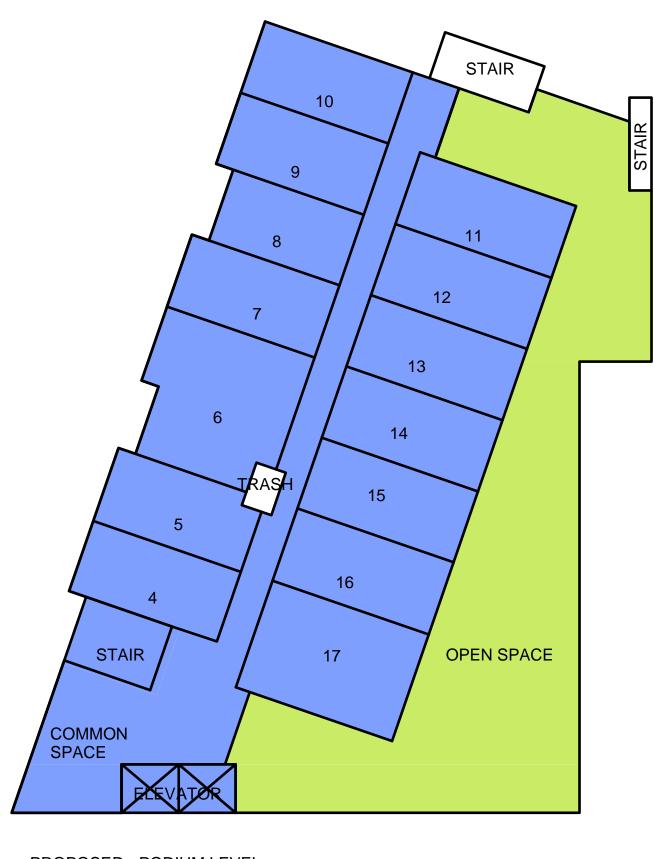
4 BASE PROJECT - SECOND LEVEL 1/16" = 1'-0"

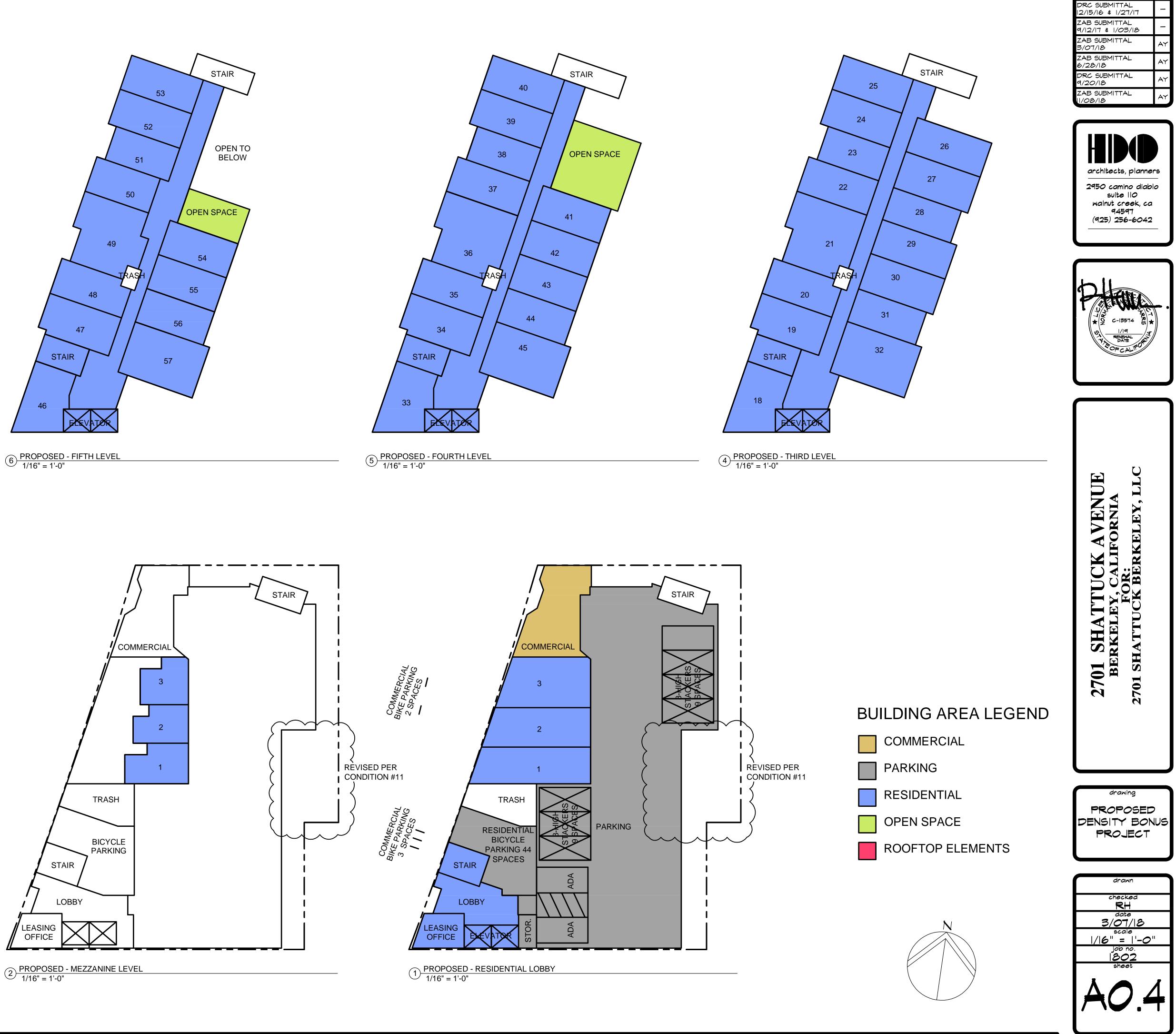
revisions DRC SUBMITTAL 12/15/16 & 1/27/17 ZAB SUBMITTAL 9/12/17 & 1/03/18 ZAB SUBMITTAL 3/07/18 ZAB SUBMITTAL 6/28/18 DRC SUBMITTAL 9/20/18 ZAB SUBMITTAL 11/08/18	by — АҮ АҮ АҮ
architects, planne 2950 camino diab suite IIO walnut creek, ca 94597 (925) 256-6042	-
KELEY, LLC	
701 SHATTUCK AV BERKELEY, CALIFOR FOR: 01 SHATTUCK BERKEL	





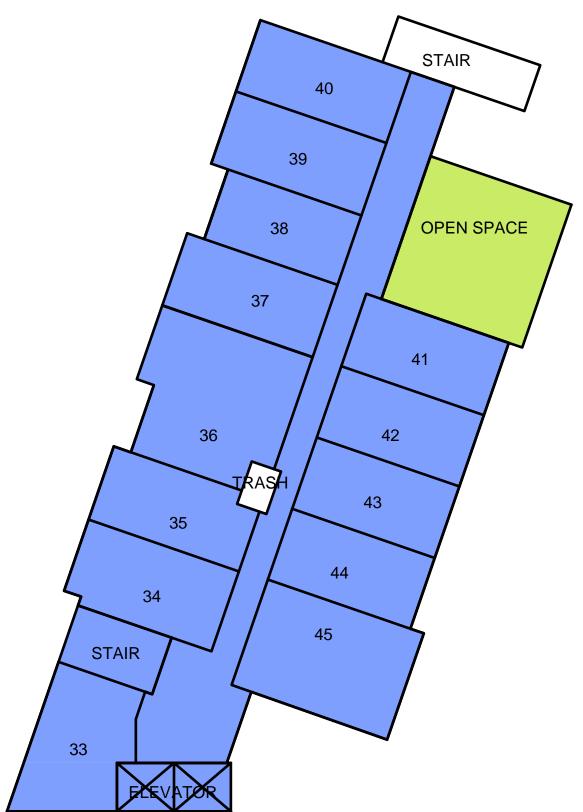
7 PROPOSED - ROOF LEVEL 1/16" = 1'-0"



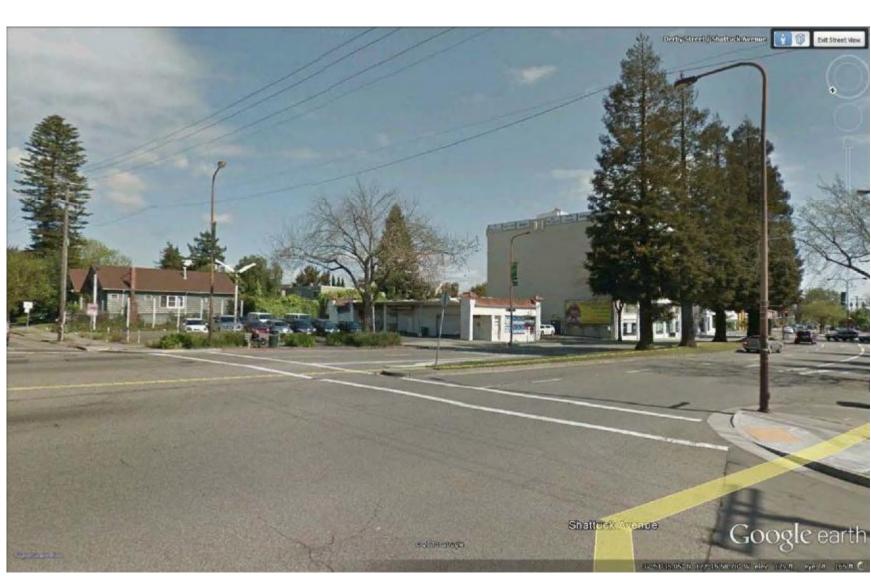


revisions

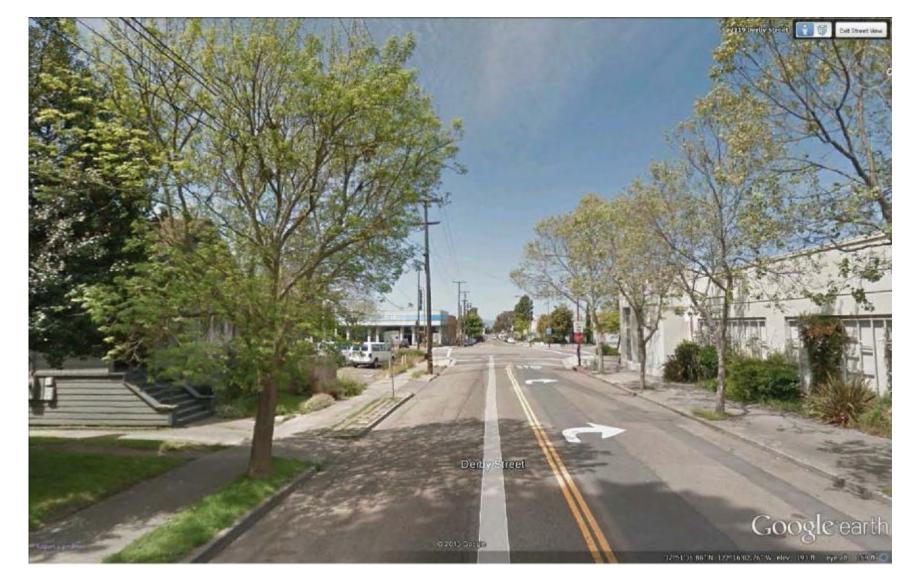
3 PROPOSED - PODIUM LEVEL 1/16" = 1'-0"



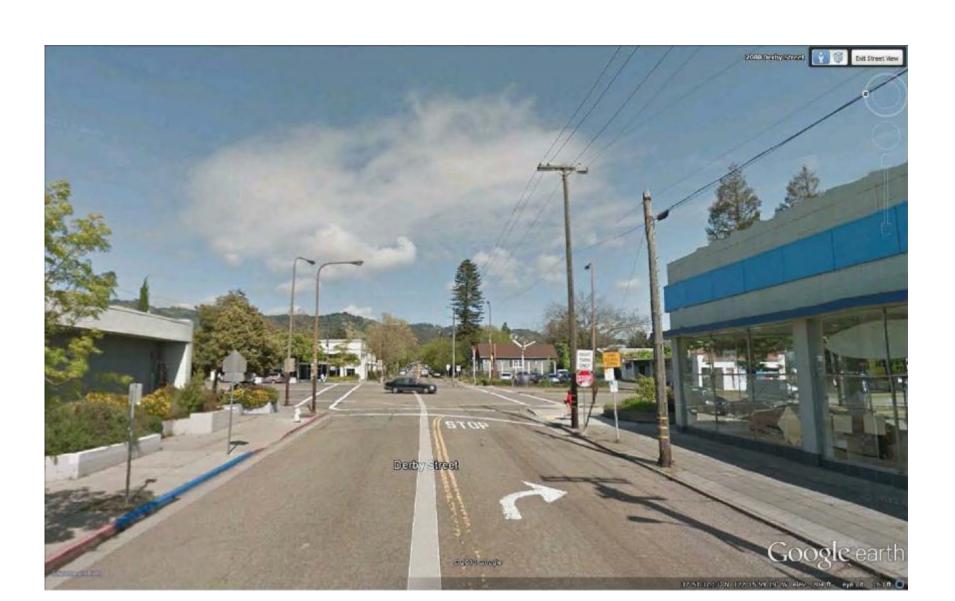
6 VIEW OF SITE FROM SHATTUCK AND DERBY 12" = 1'-0"



7 VIEW WEST ON DERBY 12" = 1'-0"



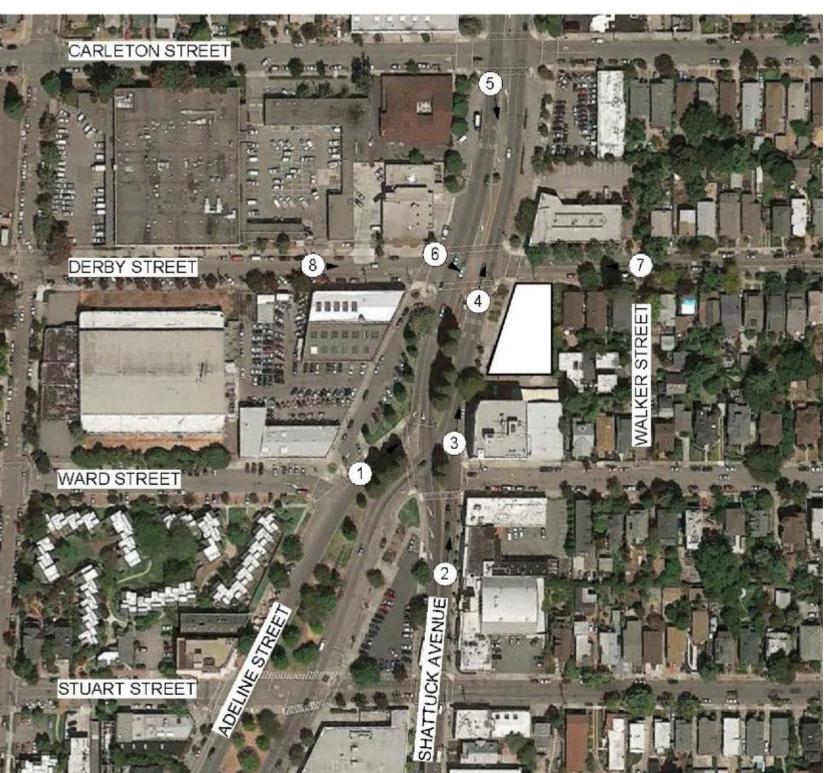
8 VIEW EAST ON DERBY 12" = 1'-0"



5 VIEW SOUTH ON SHATTUCK 12" = 1'-0"



0 CONTEXT MAP 12" = 1'-0"



1 VIEW FROM ADELINE AND SHATTUCK 12" = 1'-0"





3 VIEW NORTH ON SHATTUCK AT REDWOODS 12" = 1'-0"

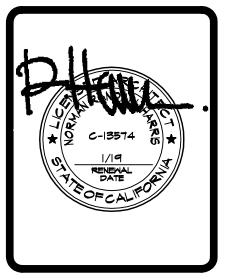


2 VIEW NORTH ON SHATTUCK AT KIRALA 12" = 1'-0"



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DRC SUBMITTAL 2/15/16 \$ /27/17	Ι
ZAB SUBMITTAL 9/12/17 \$ 1/03/18	-
ZAB SUBMITTAL 3/07/18	ΑY
ZAB SUBMITTAL 6/28/18	ΑY
DRC SUBMITTAL 9/20/18	ΑY
ZAB SUBMITTAL /08/18	AY

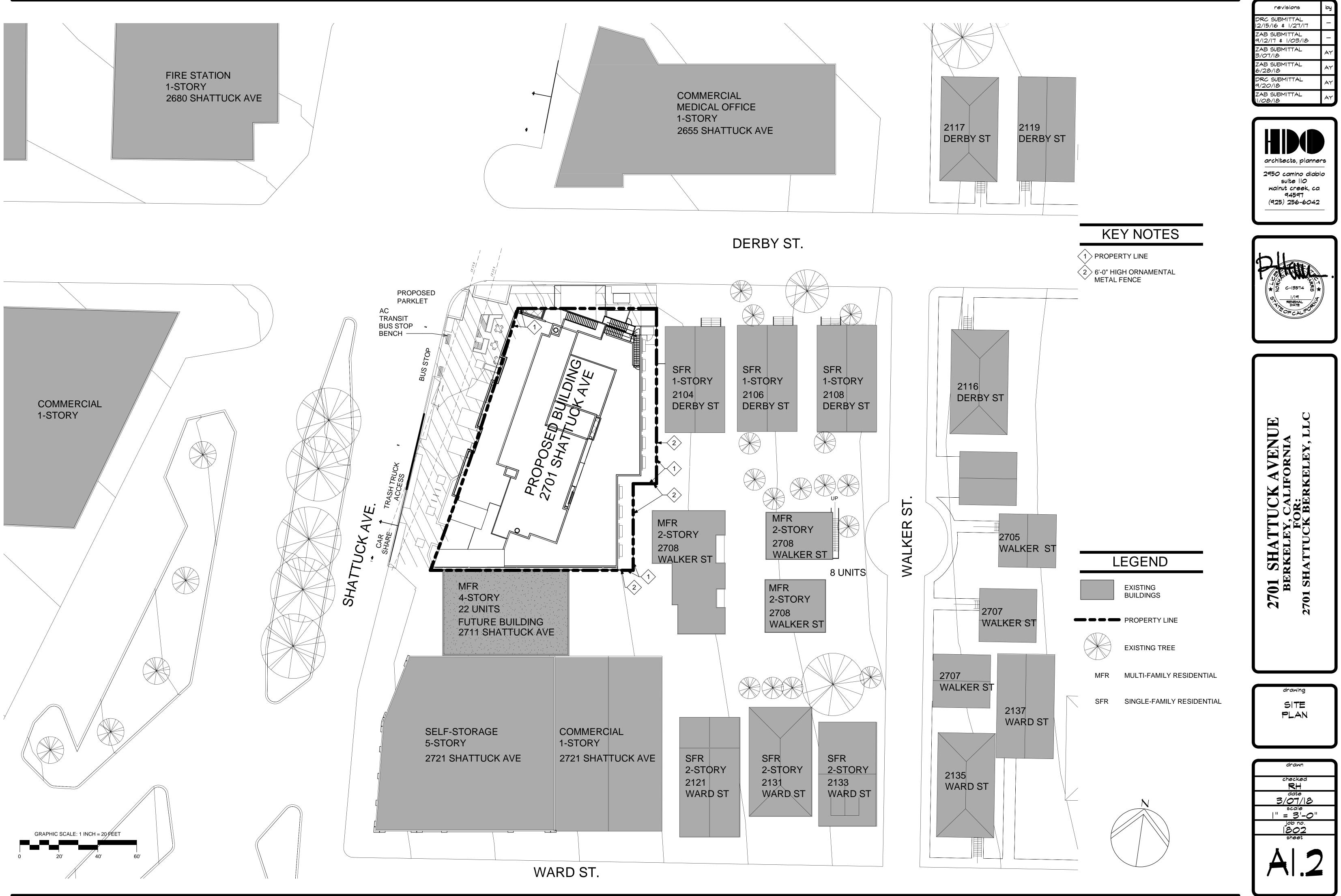




Q VENUE RNIA È **FUCK AV** 'OR: K BERKEI 2701 SHA7 BERKELH SHAT 2701

drawing EXISTING CONDITIONS

draw checked RH date 3/07/18 scale |2" = |'-0" job no. |802 sheet sheet







DERBY STREET

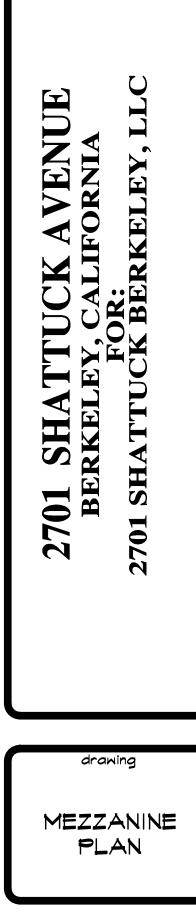
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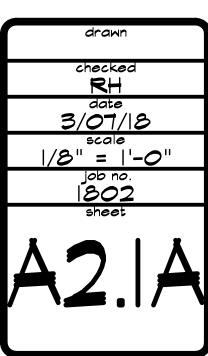
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revisions	by
DRC SUBMITTAL 2/15/16 \$ /27/17	-
ZAB SUBMITTAL 9/12/17 \$ 1/03/18	-
ZAB SUBMITTAL 3/07/18	ΑY
ZAB SUBMITTAL 6/28/18	ΑY
DRC SUBMITTAL 9/20/18	ΑY
ZAB SUBMITTAL 11/08/18	AY









KEY NOTES

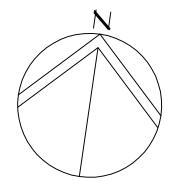
- (1) TRIPLE LIFT PARKING SPACE
- 2 ELEVATOR
- 3 STAIR
- 6'-0" HIGH ORNAMENTAL METAL FENCE
- 4.1 PERFORATED METAL SECURITY FENCE W GATE
- 5 RESIDENTIAL ENTRY
- 6 CAFE ENTRY
- (7) GARAGE DOOR WITH VISUAL AND AND AUDIBLE ALERT SYSTEM MOUNTED ABOVE DOOR. SOUND AND LIGHT CONTROLS IN GARAGE.
- 8 NEW TREE, SEE LANDSCAPE DRAWINGS
- 9 PLANTER, SEE LANDSCAPE DRAWINGS
- HEAVY DUTY DERO HOOP BICYCLE RACKS
- (E) AC TRANSIT BUS STOP WITH BENCH
- OUTDOOR SEATING AREA, SEE LANDSCAPE DRAWINGS
- $\langle 13 \rangle$ EXTERIOR STAIR
- (14) PARAPET/RAILING

(15) MECHANICAL CHASE

- 16 BARBEQUE
- 17 NOT USED
- (18) FIRE ACCESS STAIR
- (19) METAL ROOF / MATCH SIDING SEE ELEVATIONS
- 20 TRASH CHUTE

LEGEND

COMMERCIAL PARKING RESIDENTIAL UTILITY OPEN SPACE LANDSCAPING CIRCULATION ROOFTOP ELEMENTS WALL PROPERTY LINE



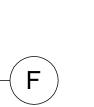
-(E)

1 A3.2

-(A)

(B)

 $\left(\mathbf{C} \right)$

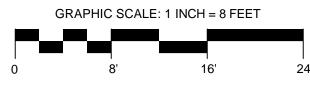




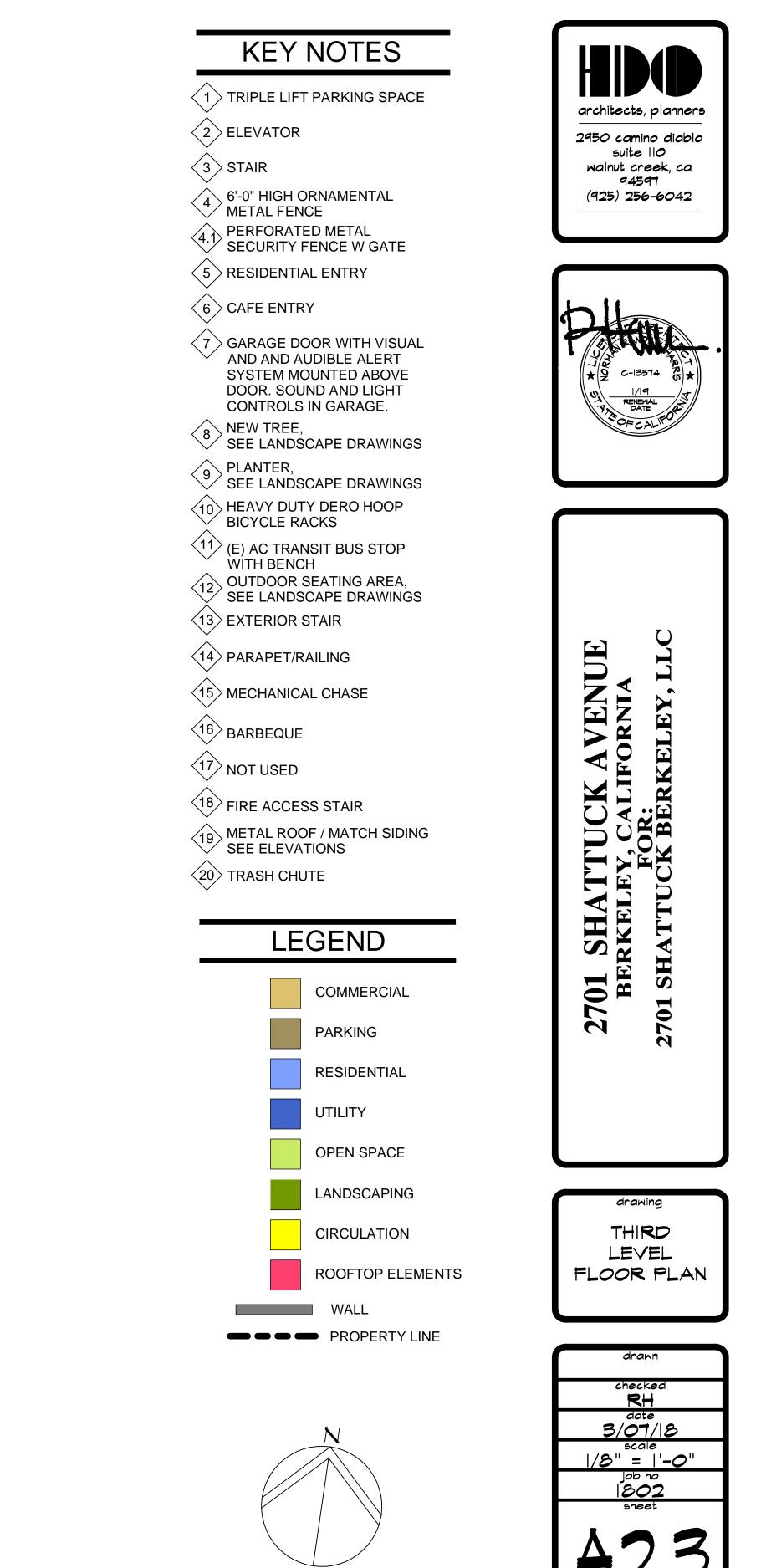


revisions	by
DRC SUBMITTAL 2/15/16 \$ /27/17	-
ZAB SUBMITTAL 9/12/17 \$ 1/03/18	
ZAB SUBMITTAL 3/07/18	ΑY
ZAB SUBMITTAL 6/28/18	ΑY
DRC SUBMITTAL 9/20/18	ΑY
ZAB SUBMITTAL 11/08/18	AY





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-(A)

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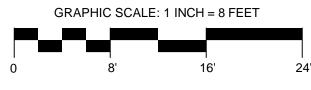
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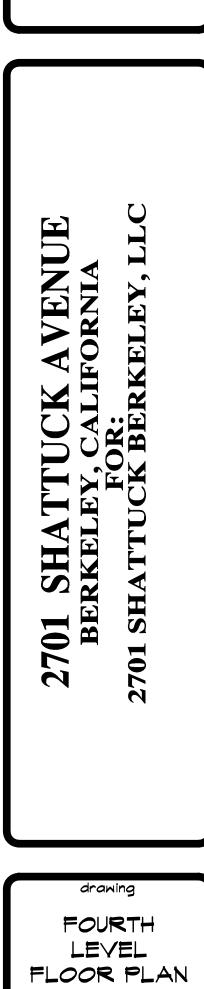
(1 A3.2

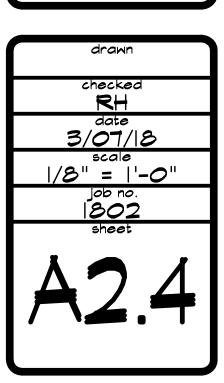




revisions	by
DRC SUBMITTAL 2/15/16 \$ /27/17	-
ZAB SUBMITTAL 9/12/17 \$ 1/03/18	-
ZAB SUBMITTAL 3/07/18	ΑY
ZAB SUBMITTAL 6/28/18	ΑY
DRC SUBMITTAL 9/20/18	ΑY
ZAB SUBMITTAL []/08/18	AY

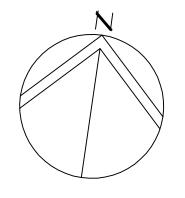


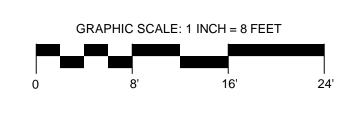




KEY NOTES
TRIPLE LIFT PARKING SPACE
2 ELEVATOR
3 STAIR
4 6'-0" HIGH ORNAMENTAL METAL FENCE 4.1 PERFORATED METAL SECURITY FENCE W GATE
< 5 > RESIDENTIAL ENTRY
6 CAFE ENTRY
GARAGE DOOR WITH VISUAL AND AND AUDIBLE ALERT SYSTEM MOUNTED ABOVE DOOR. SOUND AND LIGHT CONTROLS IN GARAGE.
8 NEW TREE, SEE LANDSCAPE DRAWINGS
9 PLANTER, SEE LANDSCAPE DRAWINGS
HEAVY DUTY DERO HOOP BICYCLE RACKS
 (E) AC TRANSIT BUS STOP WITH BENCH OUTDOOR SEATING AREA, SEE LANDSCAPE DRAWINGS EXTERIOR STAIR
<14 PARAPET/RAILING
15 MECHANICAL CHASE
16 BARBEQUE
NOT USED
18 FIRE ACCESS STAIR
METAL ROOF / MATCH SIDING SEE ELEVATIONS
20 TRASH CHUTE
LEGEND
COMMERCIAL





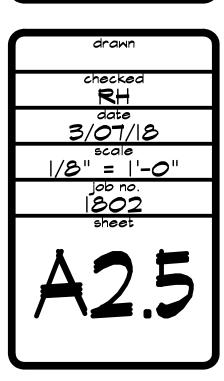


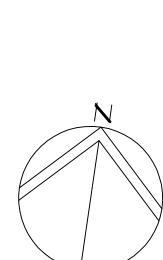


 $1 \frac{\text{FIFTH FLOOR PLAN}}{1/8" = 1'-0"}$

		revisions by
		DRC SUBMITTAL - 12/15/16 \$ 1/27/17 -
	KEY NOTES	ZAB SUBMITTAL 9/12/17 \$ 1/03/18 -
<	1 TRIPLE LIFT PARKING SPACE	ZAB SUBMITTAL 3/07/18 AY
<	2 ELEVATOR	ZAB SUBMITTAL 6/28/18 DRC SUBMITTAL
	3 STAIR	9/20/18 AY
	4 6'-0" HIGH ORNAMENTAL METAL FENCE	
	5 RESIDENTIAL ENTRY	
		architects, planners
<	7 GARAGE DOOR WITH VISUAL AND AND AUDIBLE ALERT SYSTEM MOUNTED ABOVE DOOR. SOUND AND LIGHT CONTROLS IN GARAGE. 8 NEW TREE, 8 SEE LANDSCAPE DRAWINGS	2950 camino diablo suite IIO walnut creek, ca 94597 (925) 256-6042
<	PLANTER,	
	SEE LANDSCAPE DRAWINGS HEAVY DUTY DERO HOOP	
(1	BICYCLE RACKS 1 (E) AC TRANSIT BUS STOP WITH BENCH 2 OUTDOOR SEATING AREA, SEE LANDSCAPE DRAWINGS 3 EXTERIOR STAIR 4 PARAPET/RAILING	UNAL TOP UNAL TOP UNAL TOP UNAL TOP REMEMAL DATE
15	MECHANICAL CHASE	
	6 BARBEQUE	
(17	> NOT USED	
<	FIRE ACCESS STAIR METAL ROOF / MATCH SIDING SEE ELEVATIONS TRASH CHUTE	ENUE ENIA EY, LLC
	LEGEND	AVI PORITION
	COMMERCIAL	K / LIF
	PARKING	
	RESIDENTIAL	
		AT LE ruc
	UTILITY	HX EX
	OPEN SPACE	ER .
	LANDSCAPING	2701 SH berke 2701 shati



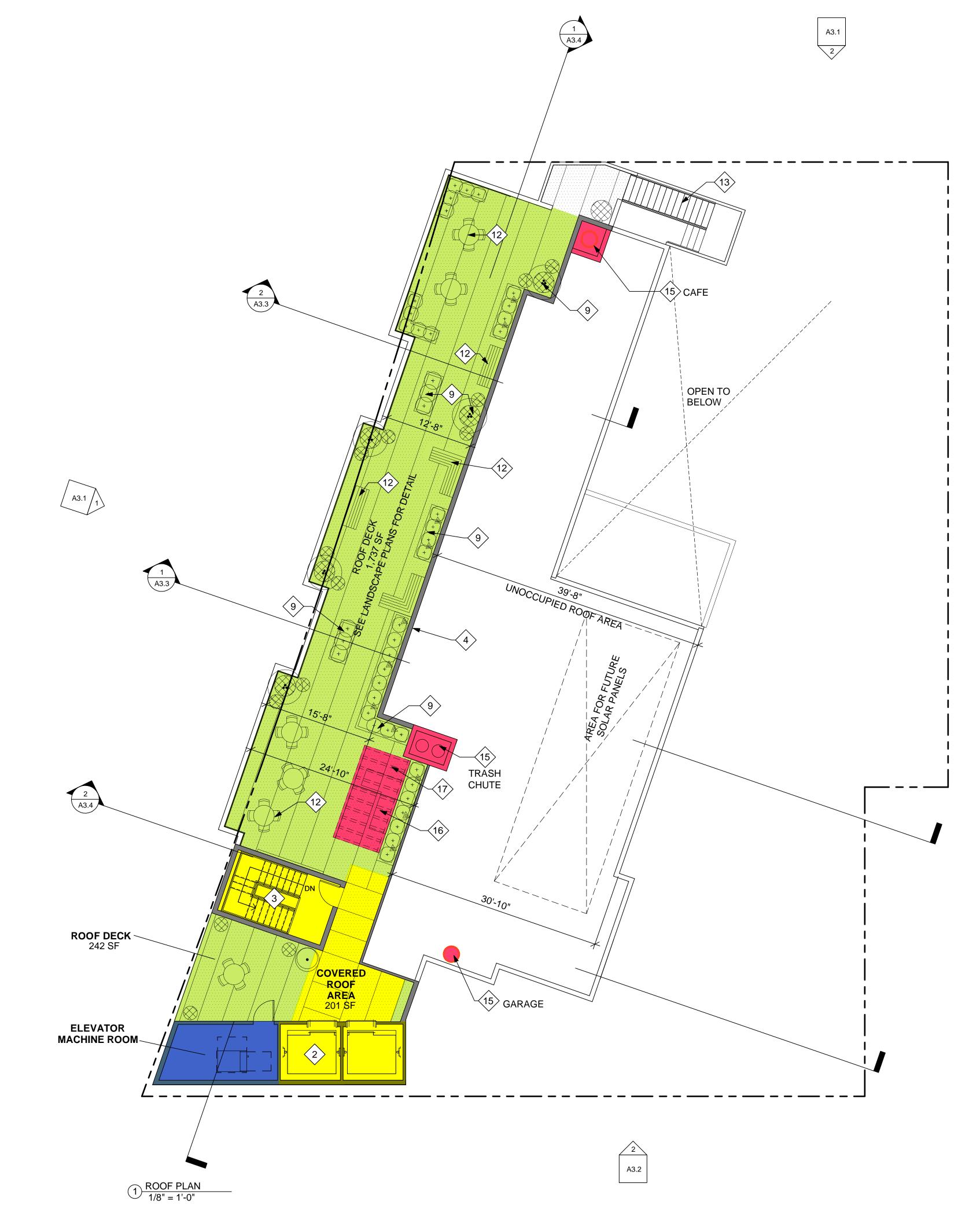




ROOFTOP ELEMENTS

WALL

PROPERTY LINE

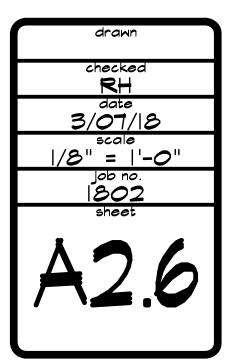


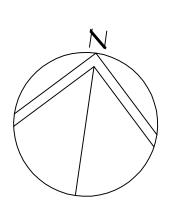


	revisions by
KEY NOTES	DRC SUBMITTAL - 12/15/16 \$ 1/27/17 -
Â	ZAB SUBMITTAL 9/12/17 \$ 1/03/18
TRIPLE LIFT PARKING SPACE	ZAB SUBMITTAL 3/07/18 ZAB SUBMITTAL
2 ELEVATOR	6/28/18 AT
3 STAIR	9/20/18 AT
4 6'-0" HIGH ORNAMENTAL METAL FENCE	11/08/18
4.1 PERFORATED METAL SECURITY FENCE W GATE	
5 RESIDENTIAL ENTRY	
6 CAFE ENTRY	architects, planners
7 GARAGE DOOR WITH VISUAL AND AND AUDIBLE ALERT SYSTEM MOUNTED ABOVE DOOR. SOUND AND LIGHT CONTROLS IN GARAGE.	2950 camino diablo suite 110 walnut creek, ca 94597 (925) 256-6042
8 NEW TREE, SEE LANDSCAPE DRAWINGS	
9 PLANTER, SEE LANDSCAPE DRAWINGS	
10 HEAVY DUTY DERO HOOP BICYCLE RACKS	DEFER
(E) AC TRANSIT BUS STOP WITH BENCH	
12 OUTDOOR SEATING AREA,	VI I/I9 RENEWAL VI DATE DI OF CALIFO
SEE LANDSCAPE DRAWINGS	
15 MECHANICAL CHASE	
<u>^</u>	
16 BARBEQUE	
16 BARBEQUE	
17 TRELLIS 18 FIRE ACCESS STAIR 19 METAL ROOF / MATCH SIDING	UE
17 TRELLIS 18 FIRE ACCESS STAIR	
17 TRELLIS 18 FIRE ACCESS STAIR 19 METAL ROOF / MATCH SIDING	VENU PRNIA LEY, LI
 17 TRELLIS 18 FIRE ACCESS STAIR 19 METAL ROOF / MATCH SIDING SEE ELEVATIONS 	
17 TRELLIS 18 FIRE ACCESS STAIR 19 METAL ROOF / MATCH SIDING SEE ELEVATIONS LEGEND	VENU PRNIA LEY, LI
17 TRELLIS 18 FIRE ACCESS STAIR 19 METAL ROOF / MATCH SIDING SEE ELEVATIONS LEGEND COMMERCIAL	VENU PRNIA LEY, LI
 TRELLIS FIRE ACCESS STAIR METAL ROOF / MATCH SIDING SEE ELEVATIONS LEGEND COMMERCIAL PARKING RESIDENTIAL 	VENU PRNIA LEY, LI
 TRELLIS FIRE ACCESS STAIR METAL ROOF / MATCH SIDING SEE ELEVATIONS LEGEND COMMERCIAL PARKING RESIDENTIAL UTILITY 	HATTUCK AVENU keley, california for: ttuck berkeley, li
17 TRELLIS 18 FIRE ACCESS STAIR 19 METAL ROOF / MATCH SIDING SEE ELEVATIONS LEGEND COMMERCIAL 10 PARKING 11 PARKING 11 UTILITY 11 OPEN SPACE	HATTUCK AVENU keley, california for: ttuck berkeley, li
17 TRELLIS 18 FIRE ACCESS STAIR 19 METAL ROOF / MATCH SIDING SEE ELEVATIONS LEGEND COMMERCIAL 10 PARKING 11 PARKING 12 UTILITY 13 OPEN SPACE 14 LANDSCAPING	HATTUCK AVENU keley, california for: ttuck berkeley, li
17 TRELLIS 18 FIRE ACCESS STAIR 19 METAL ROOF / MATCH SIDING SEE ELEVATIONS LEGEND I COMMERCIAL I PARKING I RESIDENTIAL I UTILITY I OPEN SPACE I LANDSCAPING I CIRCULATION	SHATTUCK AVENU rkeley, california for: hattuck berkeley, li
17 TRELLIS 18 FIRE ACCESS STAIR 19 METAL ROOF / MATCH SIDING SEE ELEVATIONS LEGEND 0 COMMERCIAL 0 PARKING 0 RESIDENTIAL 0 UTILITY 0 OPEN SPACE 10 LANDSCAPING	HATTUCK AVENU keley, california for: ttuck berkeley, li

1 A3.2









1 EXTERIOR ELEVATION - WEST 1/8" = 1'-0"





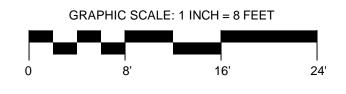






 $2 \frac{\text{EXTERIOR ELEVATION - NORTH}}{1/8" = 1'-0"}$





NOTE: NORMAL TO RESIDENTIAL PORTION OF BUILDING

sheet



 $(1) \frac{\text{EXTERIOR ELEVATION - EAST}}{1/8" = 1'-0"}$

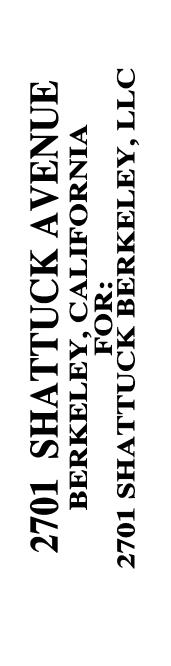


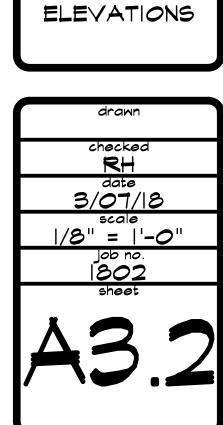
 $(2) \frac{\text{EXTERIOR ELEVATION SOUTH}}{1/8" = 1'-0"}$

revisions	by
DRC SUBMITTAL 12/15/16 \$ 1/27/17	-
ZAB SUBMITTAL 9/12/17 \$ 1/03/18	-
ZAB SUBMITTAL 3/07/18	ΑY
ZAB SUBMITTAL 6/28/18	ΑY
DRC SUBMITTAL 9/20/18	ΑY
ZAB SUBMITTAL 11/08/18	AY
	A٦









drawing

EXTERIOR

KEY NOTES

- 1 RESIDENTIAL ENTRY
- 2 COMMERCIAL ENTRY
- $\langle 3 \rangle$ PARKING GARAGE DOOR
- $\langle 4 \rangle$ NOT USED
- 5 EXTERIOR STAIR
- 6 RAILING / PARAPET
- (7) ELEVATOR OVERRUN
- 8 PLANTER, SEE LANDSCAPE PLANS
- 9 TREE, SEE LANDSCAPE PLANS 10 AWNING
- (11) NOT USED
- (12) NOT USED
- 13 SIGNAGE
- 14 ROOFTOP MECHANICAL ENCLOSURE
- 15 PERFORATED METAL SECURITY FENCE W GATE

LEGEND

- PAINTED STUCCO BODY COLOR 1
- PAINTED STUCCO BODY COLOR 2
- ③ METAL FLUSH PANELS COLOR: "DARK BRONZE"
- (4) CAST-IN-PLACE CONCRETE
- 5 COMPOSITE WOOD PANEL COLOR: PARKLEX "AMBER" & "RUBI"
- (6) ARCHITECTURAL METAL DETAILS
- (7) STOREFRONT GLAZING WINDOW
- 8 PERFORATED METAL
- 9 METAL LOUVERS
- (1) DARK ANODIZED METAL WINDOWS

TO PARAPET 62' - 4" ROOF 58' - 10"

$\frac{\text{FIFTH FLOOR}}{48' - 57/8"} \bigcirc$

FOURTH FLOOR 38' - 1 3/4"

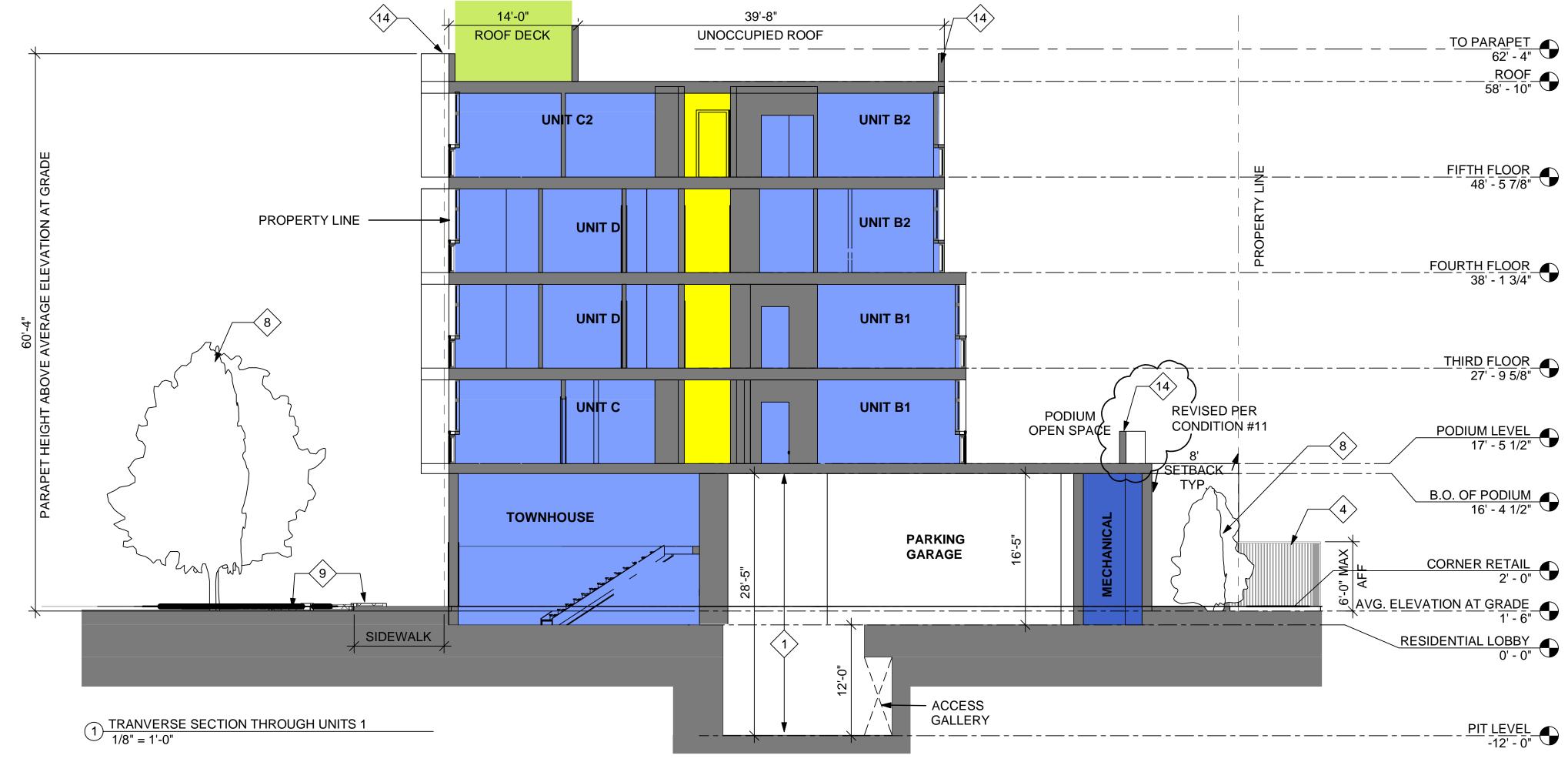
<u>THIRD FLOOR</u> 27' - 9 5/8"

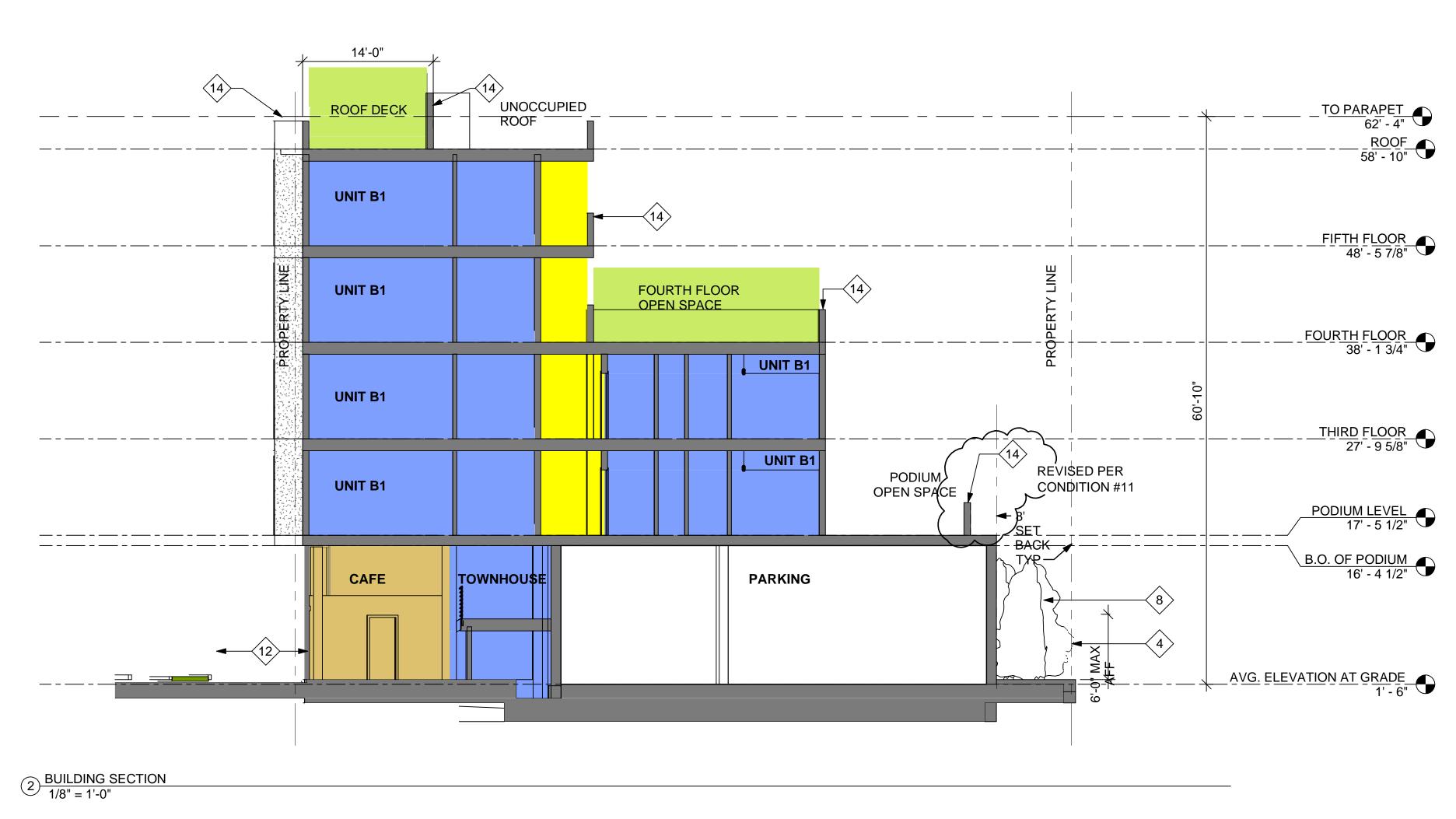
PODIUM LEVEL 17' - 5 1/2"

B.O. OF PODIUM 16' - 4 1/2"

CORNER RETAIL 2' - 0 AVG. ELEVATION AT GRADE 1' - 6"

RESIDENTIAL LOBBY 0' - 0"



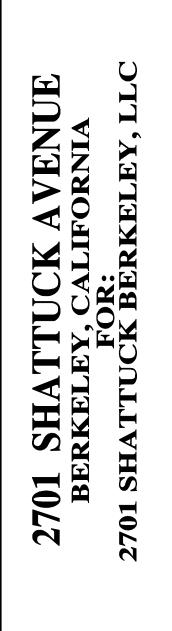




revisions	by
DRC SUBMITTAL 12/15/16 \$ 1/27/17	-
ZAB SUBMITTAL 9/12/17 \$ 1/03/18	-
ZAB SUBMITTAL 3/07/18	ΑY
ZAB SUBMITTAL 6/28/18	ΑY
DRC SUBMITTAL 9/20/18	AY
ZAB SUBMITTAL /08/18	AY

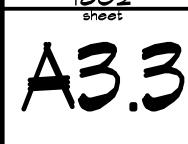


C-13574 RENEWAL FOFCAL



drawing BUILDING

SECTIONS draw checked RH ^{date} 3/07/18 scale |/8" = |'-0" job no. 1802 sheet



KEY NOTES (1) TRIPLE LIFT PARKING SPACE

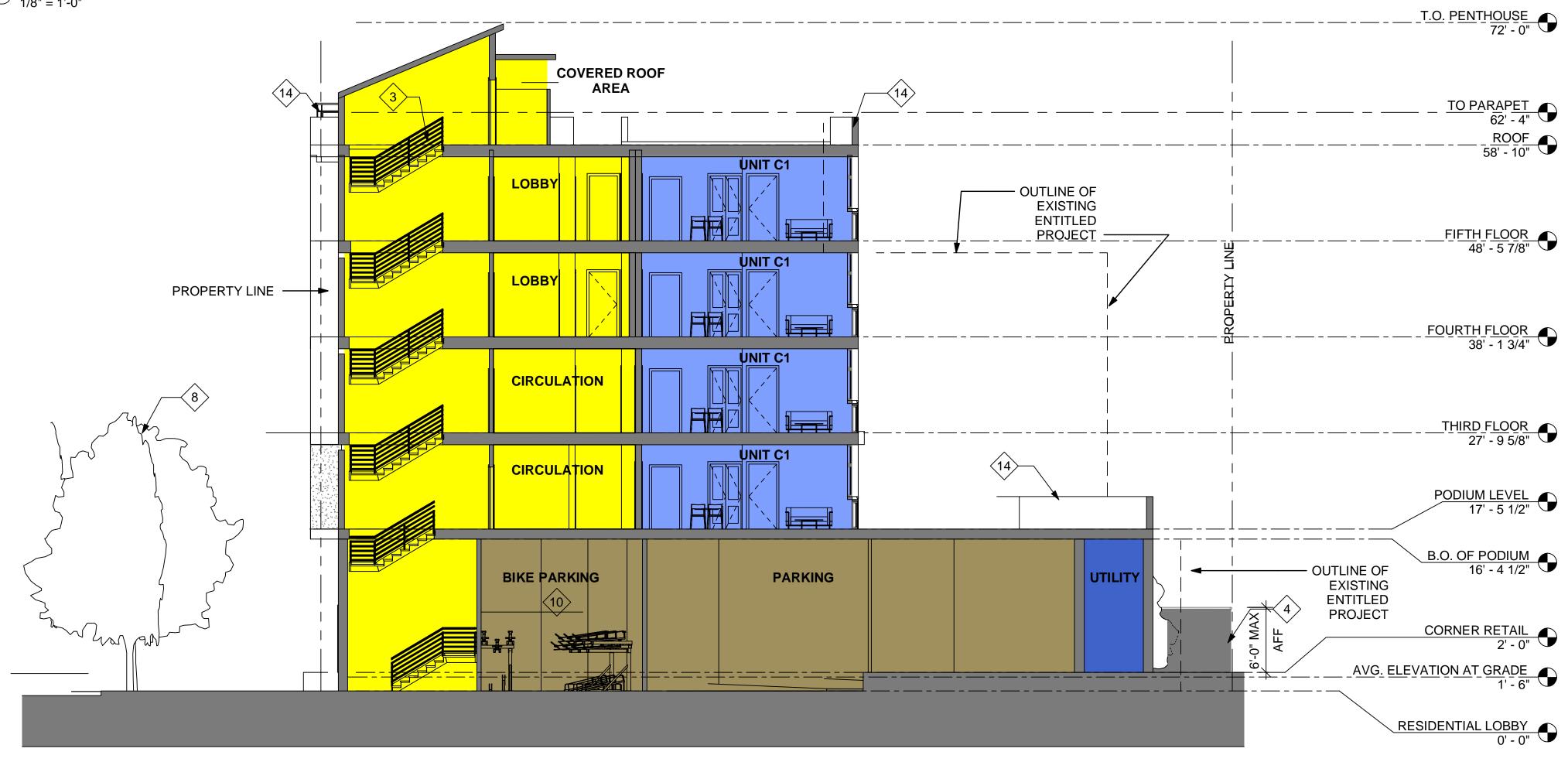
- 2 NOT USED
- 3 STAIR
- 4 FENCE
- 5 RESIDENTIAL ENTRY
- 6 NOT USED
- 7 NOT USED
- NEW TREE, SEE LANDSCAPE DRAWINGS
- 9 PLANTER, SEE LANDSCAPE DRAWINGS
- 10 BICYCLE PARKING
- (11) NOT USED
- OUTDOOR SEATING AREA, SEE LANDSCAPE DRAWINGS
- (13) STAIR ENCLOSURE
- (14) PARAPET/RAILING

LEGEND





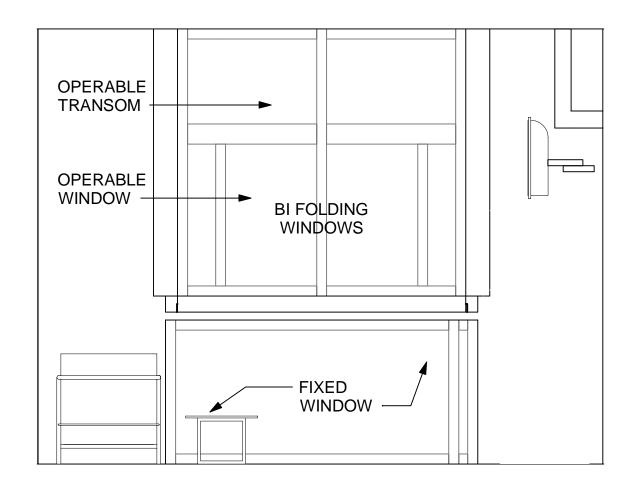
1 LONGITUDINAL SECTION THROUGH UNITS 1/8" = 1'-0"



 $2 \frac{\text{TRANVERSE SECTION THROUGH VERTICAL CIRCULAITON}}{1/8" = 1'-0"}$

			revisions by
			DRC SUBMITTAL 12/15/16 \$ 1/27/17 -
			ZAB SUBMITTAL - 9/12/17 \$ 1/03/18 -
			ZAB SUBMITTAL
	<u>T.O. PENTHOUSE</u> 72' - 0"		
	72 - 0		6/28/18 AT
			DRC SUBMITTAL 9/20/18
			ZAB SUBMITTAL
	<u>TO PARAPET</u> 62' - 4"		
+	<u>ROOF</u> 58' - 10"		
10, 10			architects, planners
<u>↓</u> ↓			2950 camino diablo suite 110
4			walnut creek, ca 94597
10' -			(925) 256-6042
, <u> </u>			
- <u>+</u> -+	<u>FOURTH FLOOR</u> 38' - 1 3/4"	KEY NOTES	
4		NET NUTES	
10, - 7		1 TRIPLE LIFT PARKING SPACE	
)		\sim	
$\frac{1}{2}$	<u>THIRD FLOOR</u> 27' - 9 5/8"	2 NOT USED	
4		3 STAIR	$\left(\begin{array}{c} \star \left(\begin{array}{c} 2 \\ \end{array} \right) & \begin{array}{c} -13574 \\ \end{array} & \begin{array}{c} 70 \\ \end{array} \\ \star \end{array} \right) \\ \times \\ \end{array} \right) \\ \left(\begin{array}{c} 1 \\ \end{array} \right) \\ \left(\left(\begin{array}{c} 1 \\ \end{array} \right) \\ \left($
		4 FENCE	PATE DATE OF CALLED
	PODIUM LEVEL 17' - 5 1/2"	\sim	OFCAL
<u></u>	 	5 RESIDENTIAL ENTRY	
	B.O. OF PODIUM 16' - 4 1/2"	6 NOT USED	
		7 NOT USED	
	<u>MEZZANINE</u> 8' - 6"	8 NEW TREE,	
	CORNER RETAIL 2' - 0"	SEE LANDSCAPE DRAWINGS	
AVG		9 PLANTER, SEE LANDSCAPE DRAWINGS	
 K	<u>B. ELEVATION AT GRADE</u> 1' - 6"	10 BICYCLE PARKING	٢)
		\sim	E E
	RESIDENTIAL LOBBY 0' - 0"		
		OUTDOOR SEATING AREA, SEE LANDSCAPE DRAWINGS	VENI RNIA LEY, J
		13 STAIR ENCLOSURE	
			A A KEI
		<14> PARAPET/RAILING	M E X
		LEGEND	
		LEGEND	
		COMMERCIAL	C H Č H Č
		PARKING	2701 SHA berkei 2701 shatt
		RESIDENTIAL	ER L
		UTILITY	1 S 1
		OPEN SPACE	2701 SHA berkei 2701 shatt
		LANDSCAPING	
		CIRCULATION	
		WALL	
		— — — — PROPERTY LINE	
			drawing
			BUILDING
			SECTIONS

drawn
checked
RH
^{date} 3/07/18
scale /8" = '-0"
job no. 1802
sheet
A34

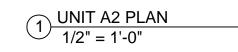


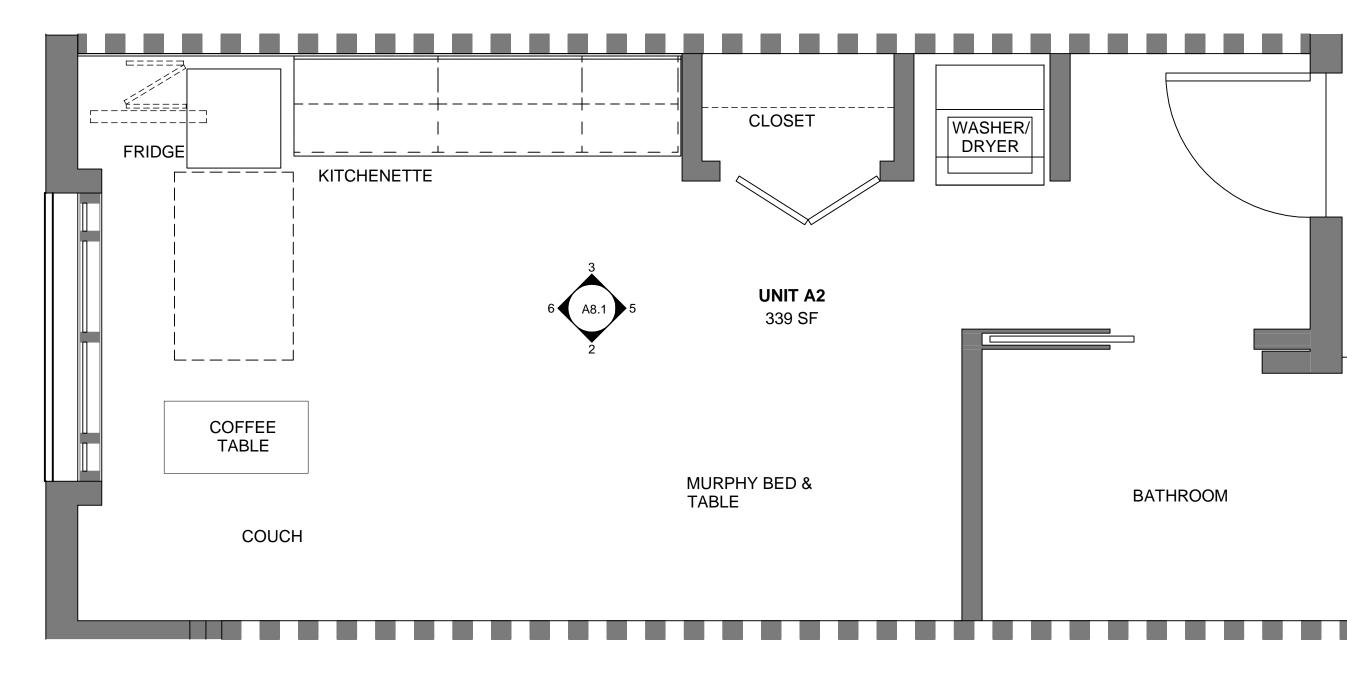
 $6 \frac{\text{WEST ELEVATION OF UNIT A2}}{1/2" = 1'-0"}$



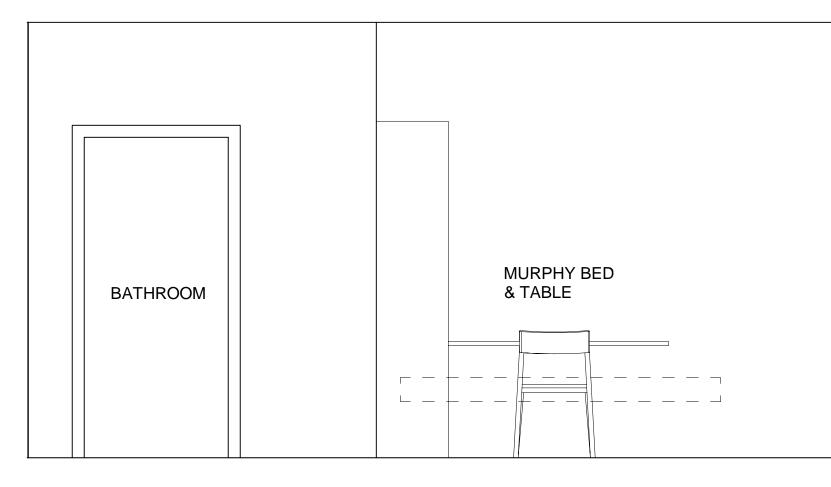
 $5 \frac{\text{EAST ELEVATION OF UNIT A2}}{1/2" = 1'-0"}$

SECTION PERSPECTIVE OF UNIT A2

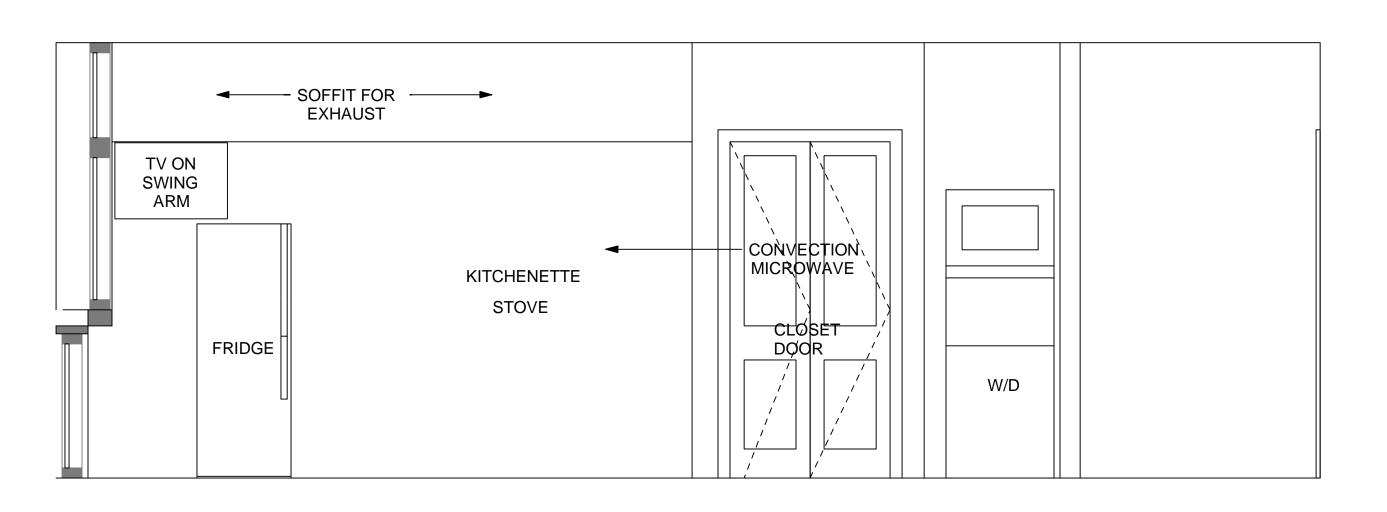


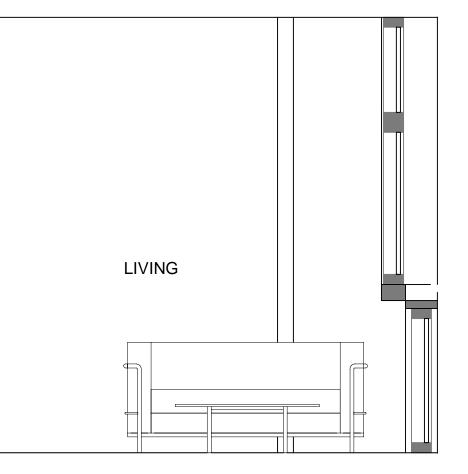


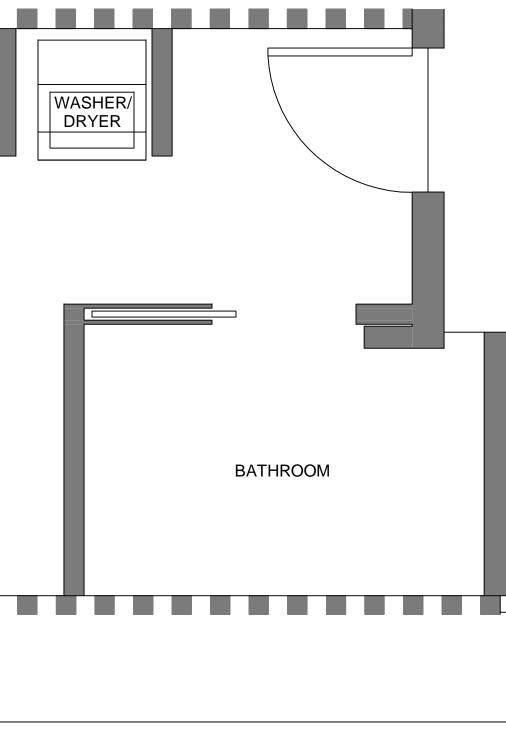
 $2 \frac{\text{SOUTH ELEVATION OF UNIT A2}}{1/2" = 1'-0"}$



 $3 \frac{\text{NORTH ELEVATION OF UNIT A2}}{1/2" = 1'-0"}$







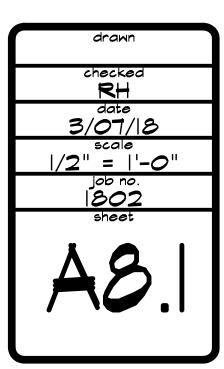
revisions	by
DRC SUBMITTAL 2/15/16 \$ /27/17	Ι
ZAB SUBMITTAL 9/12/17 \$ 1/03/18	-
ZAB SUBMITTAL 3/07/18	ΑY
ZAB SUBMITTAL 6/28/I8	ΑY
DRC SUBMITTAL 9/20/18	ΑY
ZAB SUBMITTAL /08/18	AY

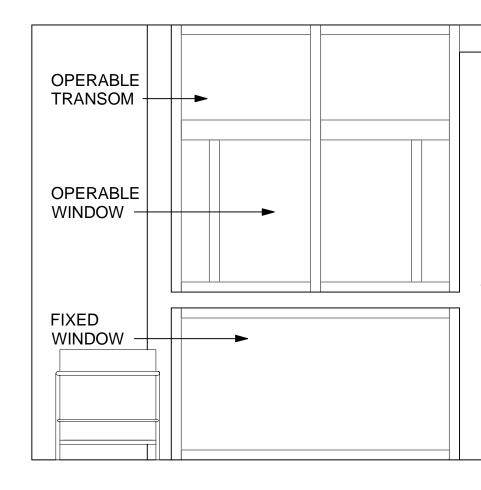




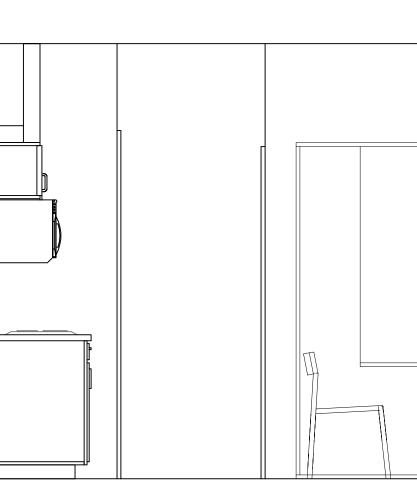
LEY, LLC VENUE 2701 SHATTUCK AV BERKELEY, CALIFOR FOR: 2701 SHATTUCK BERKELI 2701







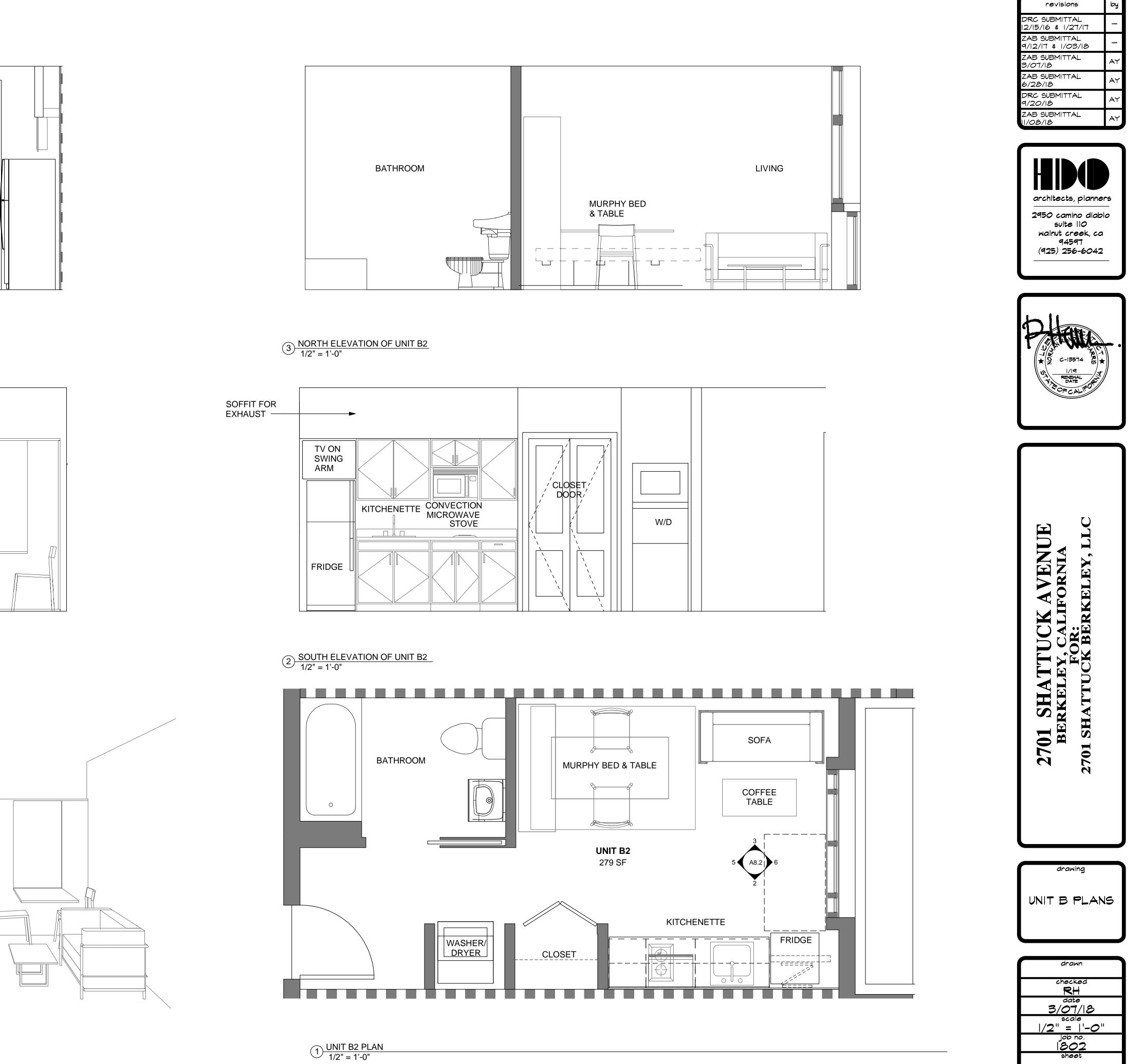
 $6 \frac{\text{EAST ELEVATION OF UNIT B2}}{1/2" = 1'-0"}$



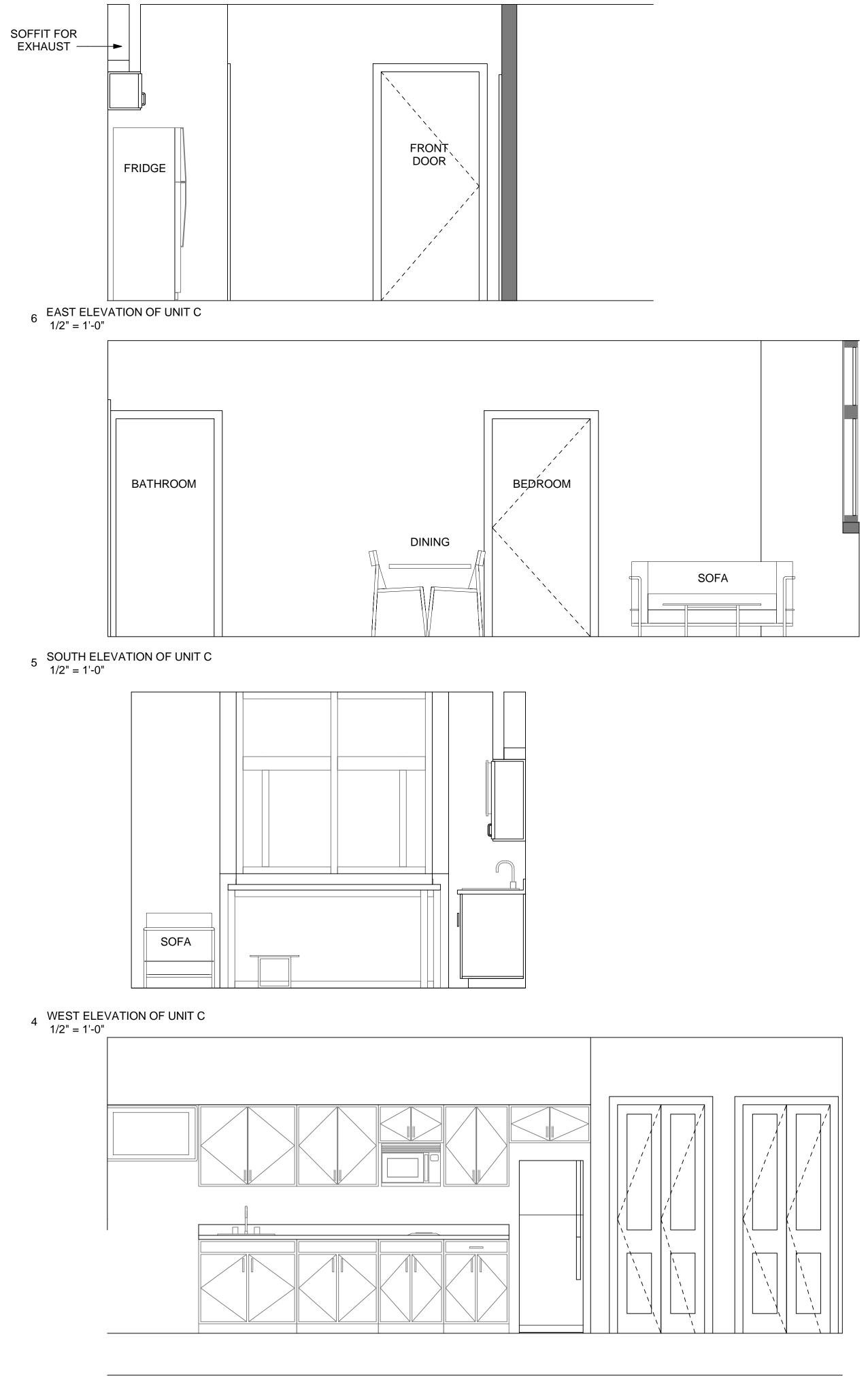
 $(5) \frac{\text{WEST ELEVATION OF UNIT B2}}{1/2" = 1'-0"}$



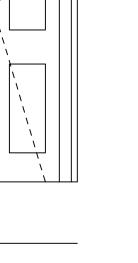
4 SECTION PERSPECTIVE OF UNIT B2

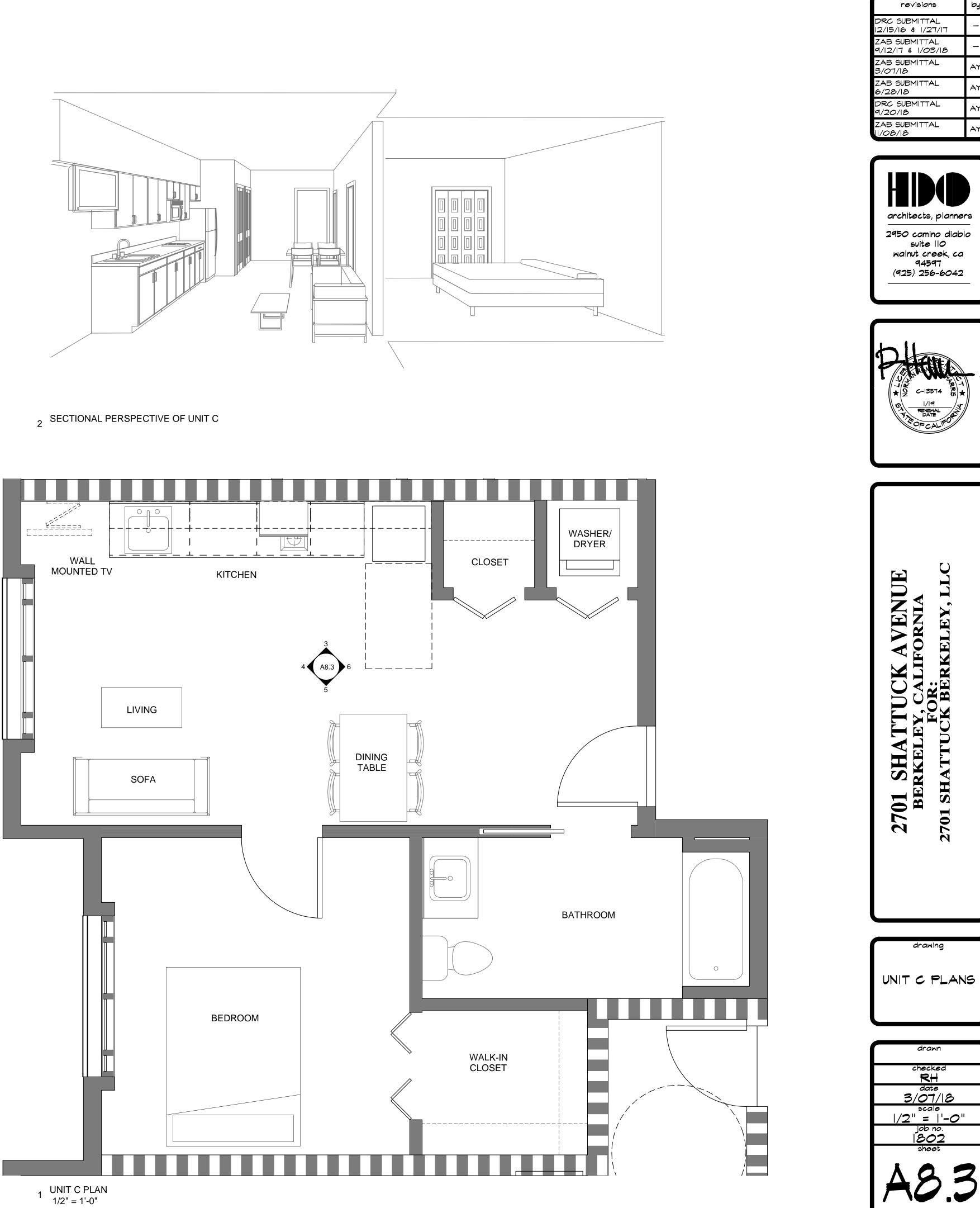


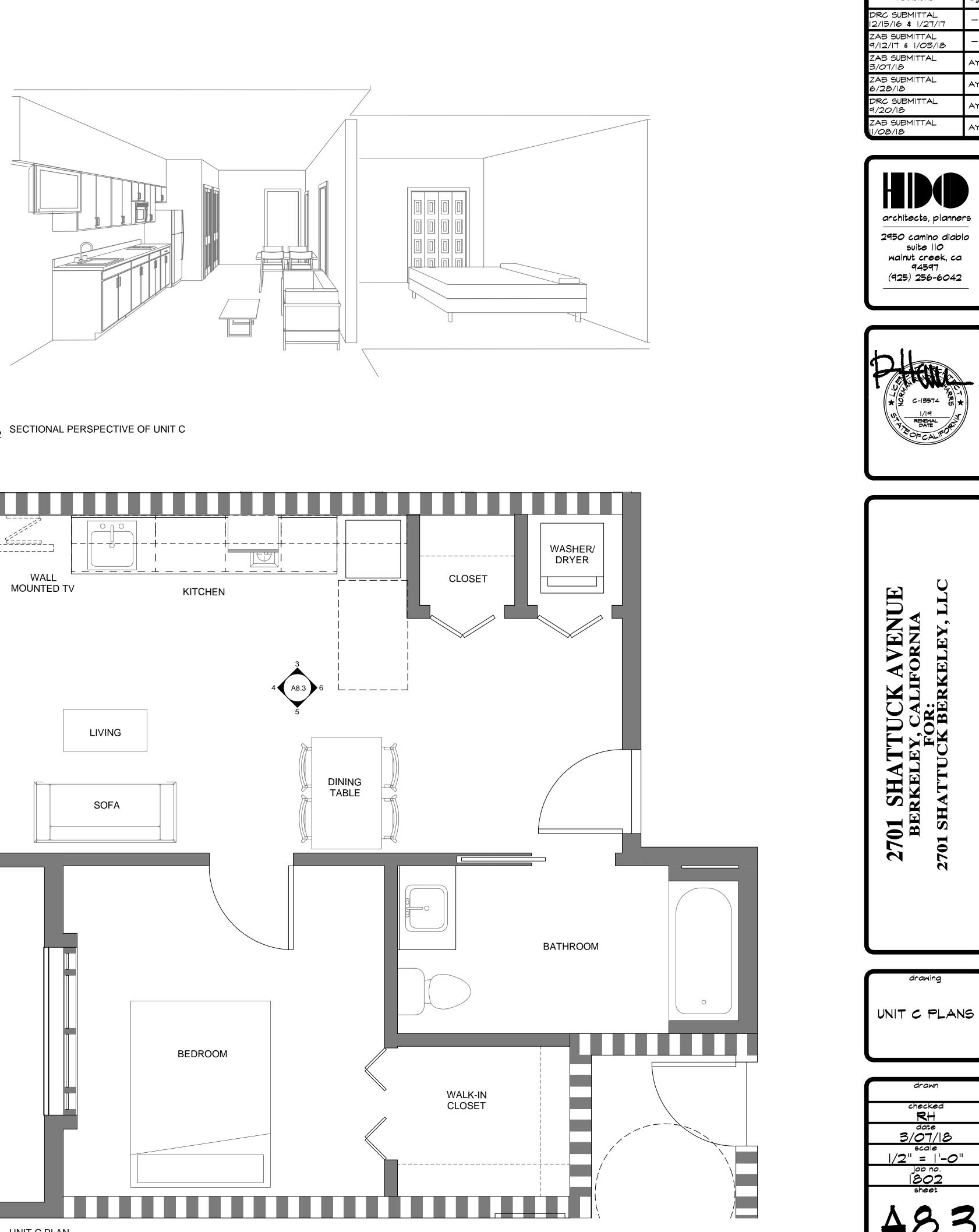
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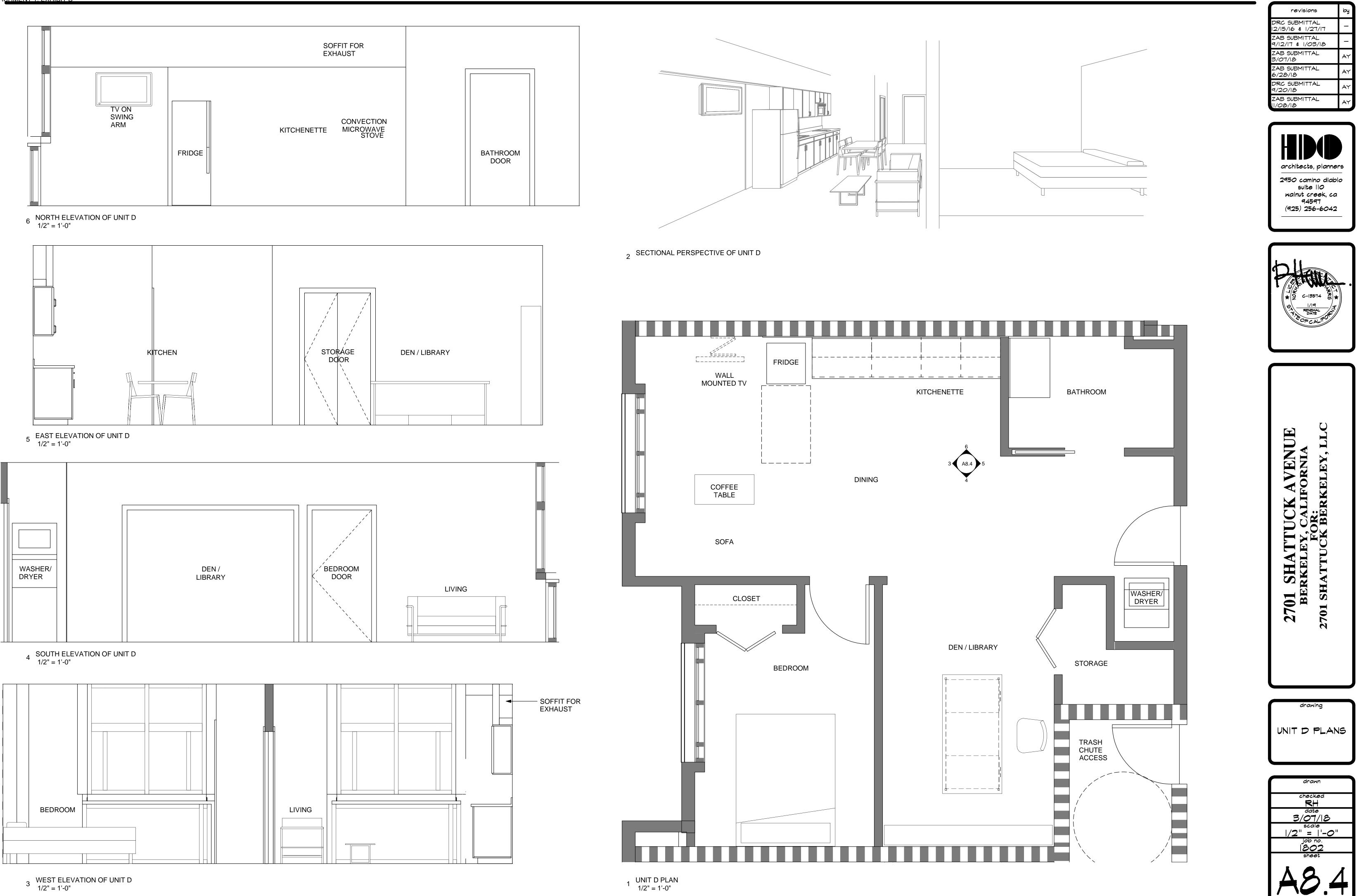
3 NORTH ELEVATION OF UNIT C 1/2" = 1'-0"







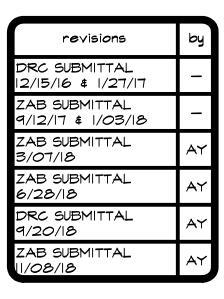




ATTA<u>CHMENT 1. EXHIBIT B</u>



2 PODIUM LEVEL PLAN 3/16" = 1'-0"



architects, planners

2950 camino diablo

suite 110

walnut creek, ca

94597

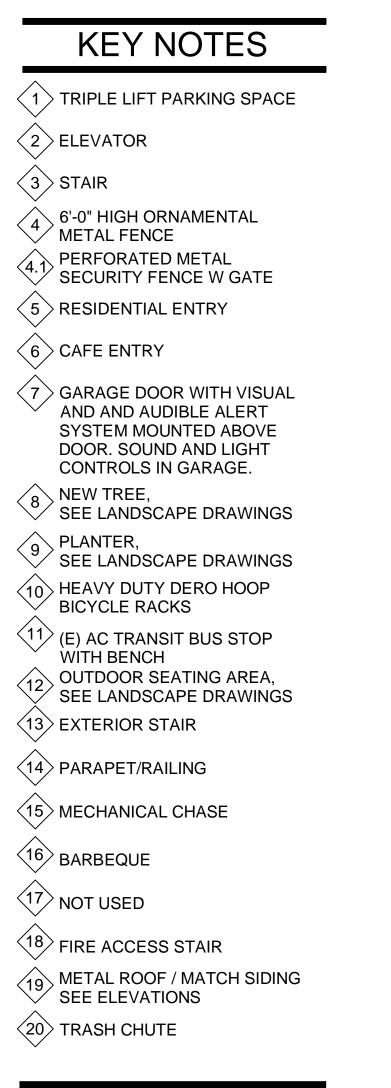
(925) 256-6042

★ 9 C-13574

FOFCAL

1/19

RENEWAL

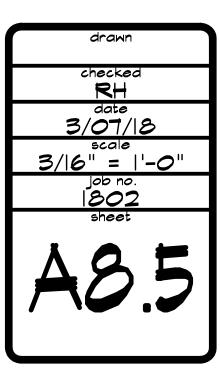


LEGEND

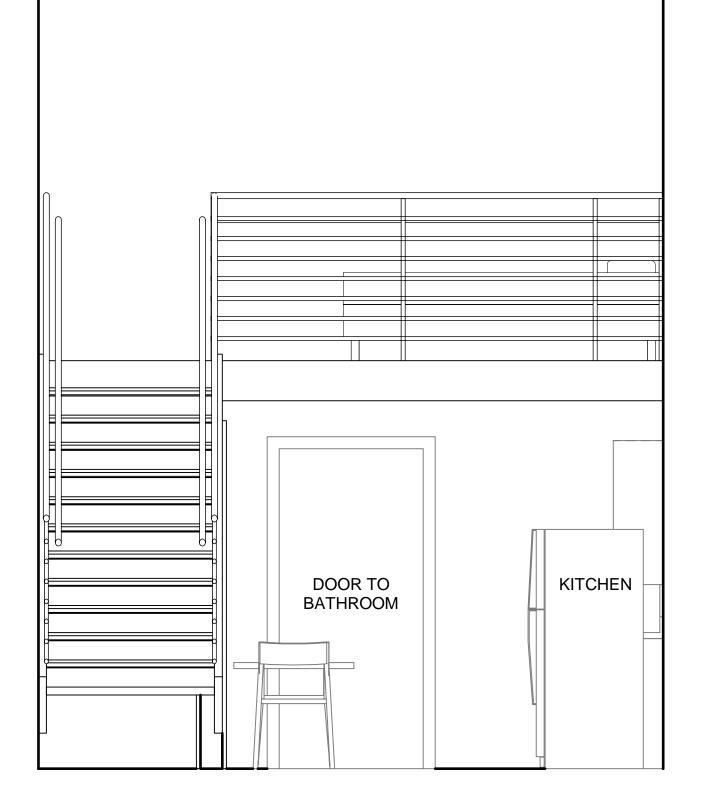




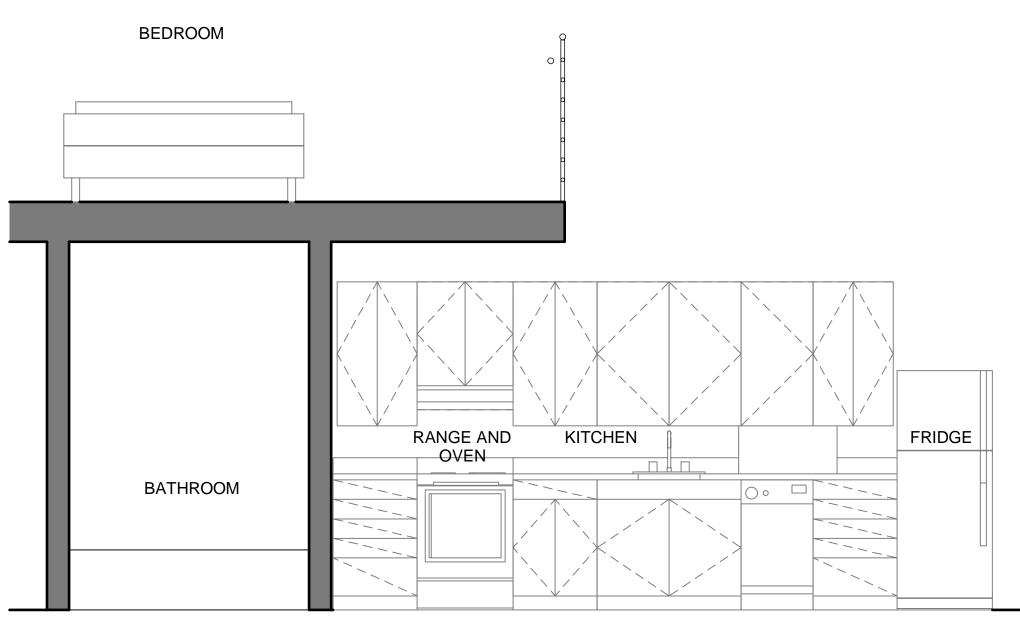


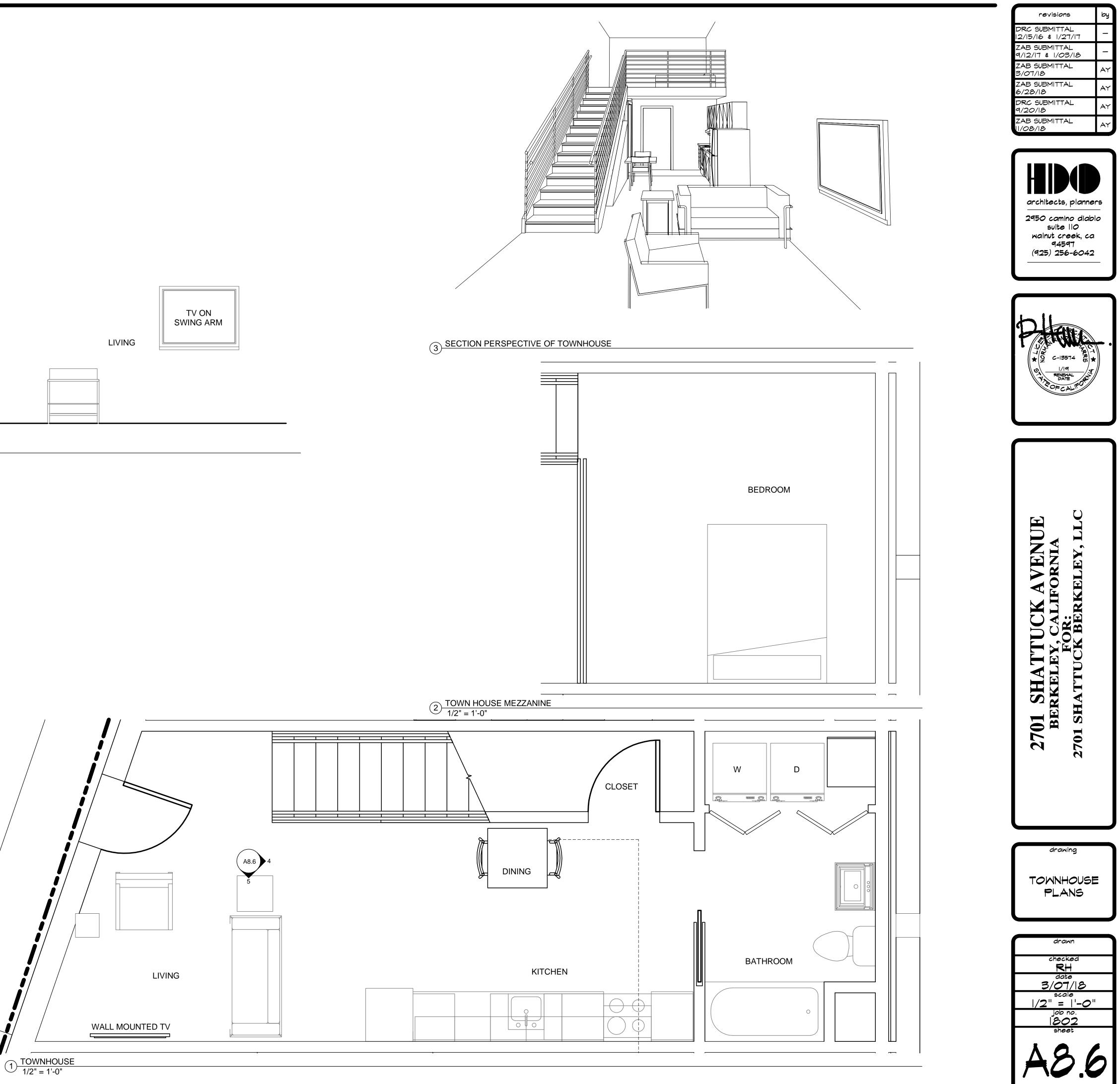


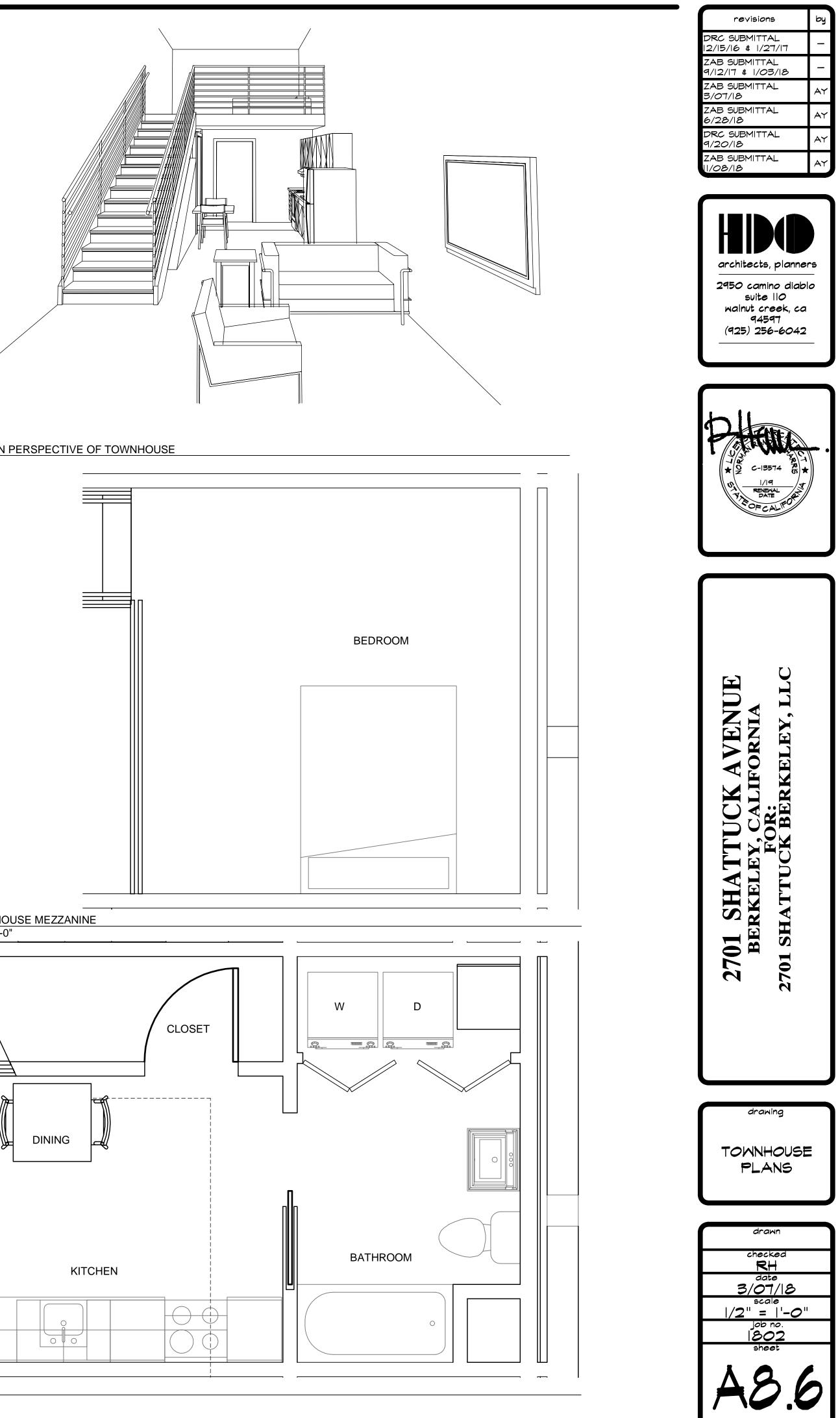
 $(4) \frac{\text{WEST ELEVATION OF TOWNHOUSE}}{1/2" = 1'-0"}$



 $5 \frac{\text{SOUTH ELEVATION OF TOWNHOUSE}}{1/2" = 1'-0"}$









3D VIEW LOOKING NORTH FROM STORAGE BUILDING

by
-
-
ΑY
ΑY
ΑY
AY





2701 SHATTUCK AVENUE Berkeley, california For: 2701 shattuck berkeley, llc



drawn
checked RH
^{date} 3/07/18
scale NO SCALE job no.
job no. 802 sheet
sheet



3D VIEW LOOKING WEST ON DERBY STREET



3D VIEW OF DERBY STREET EXIT

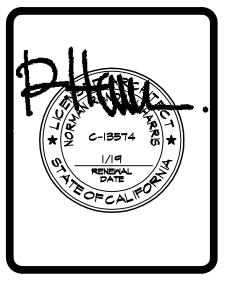




3D VIEW OF DERBY FACADE

revisions	by
DRC SUBMITTAL 2/15/16 \$ /27/17	Ι
ZAB SUBMITTAL 9/12/17 \$ 1/03/18	Ι
ZAB SUBMITTAL 3/07/18	ΑY
ZAB SUBMITTAL 6/28/18	AY
DRC SUBMITTAL 9/20/18	AY
ZAB SUBMITTAL /08/18	AY





Ų VENUE RNIA EY OR: K BERKEI K AV **N** 2701 SHAT BERKELI SHATTU 2701







3D VIEW OF FOURTH FLOOR OPEN SPACE



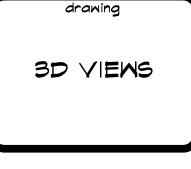
3D VIEW OF PODIUM OPEN SPACE

revisions	by
DRC SUBMITTAL 12/15/16 \$ 1/27/17	_
ZAB SUBMITTAL 9/12/17 \$ 1/03/18	_
ZAB SUBMITTAL 3/07/18	ΑY
ZAB SUBMITTAL 6/28/18	ΑY
DRC SUBMITTAL 9/20/18	AY
ZAB SUBMITTAL 11/08/18	AY





2701 SHATTUCK AVENUE BERKELEY, CALIFORNIA FOR: 2701 SHATTUCK BERKELEY, LLC







BIRD'S EYE VIEW OF NORTHWEST CORNER



BIRD'S EYE VIEW OF NORTHEAST CORNER



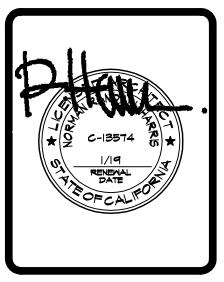
BIRD'S EYE VIEW OF SOUTHWEST CORNER



BIRD'S EYE VIEW OF SOUTHEAST CORNER

revisions	by
DRC SUBMITTAL 2/15/16 \$ /27/17	I
ZAB SUBMITTAL 9/12/17 & 1/03/18	I
ZAB SUBMITTAL 3/07/18	ΑY
ZAB SUBMITTAL 6/28/18	ΑY
DRC SUBMITTAL 9/20/18	AY
ZAB SUBMITTAL /08/18	AY

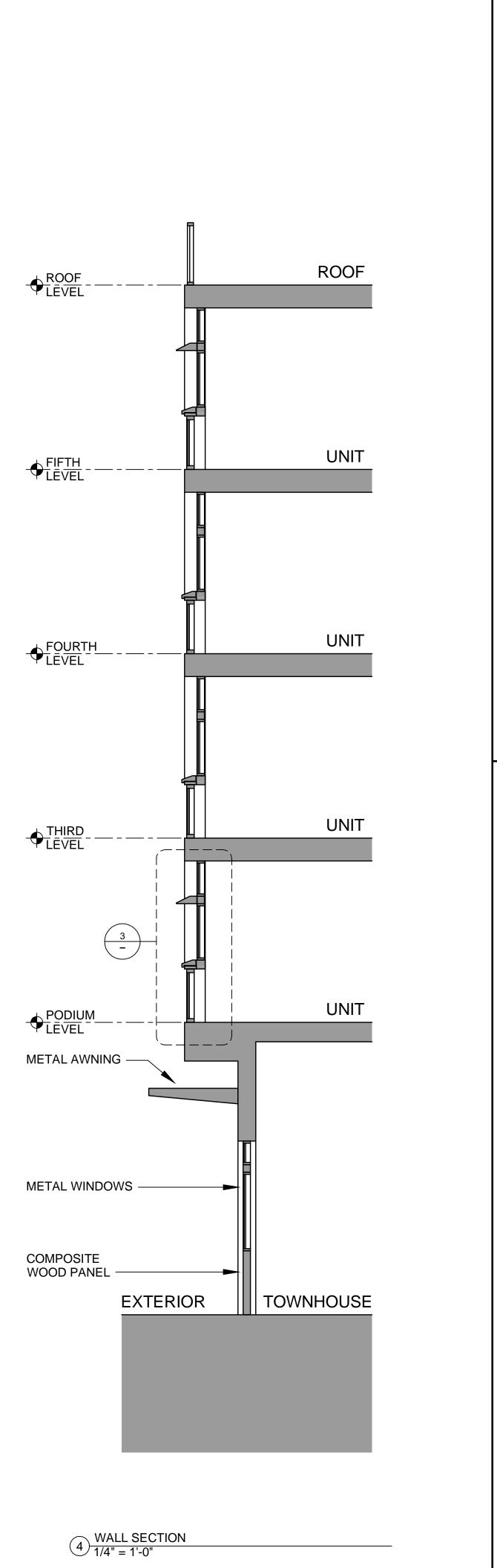


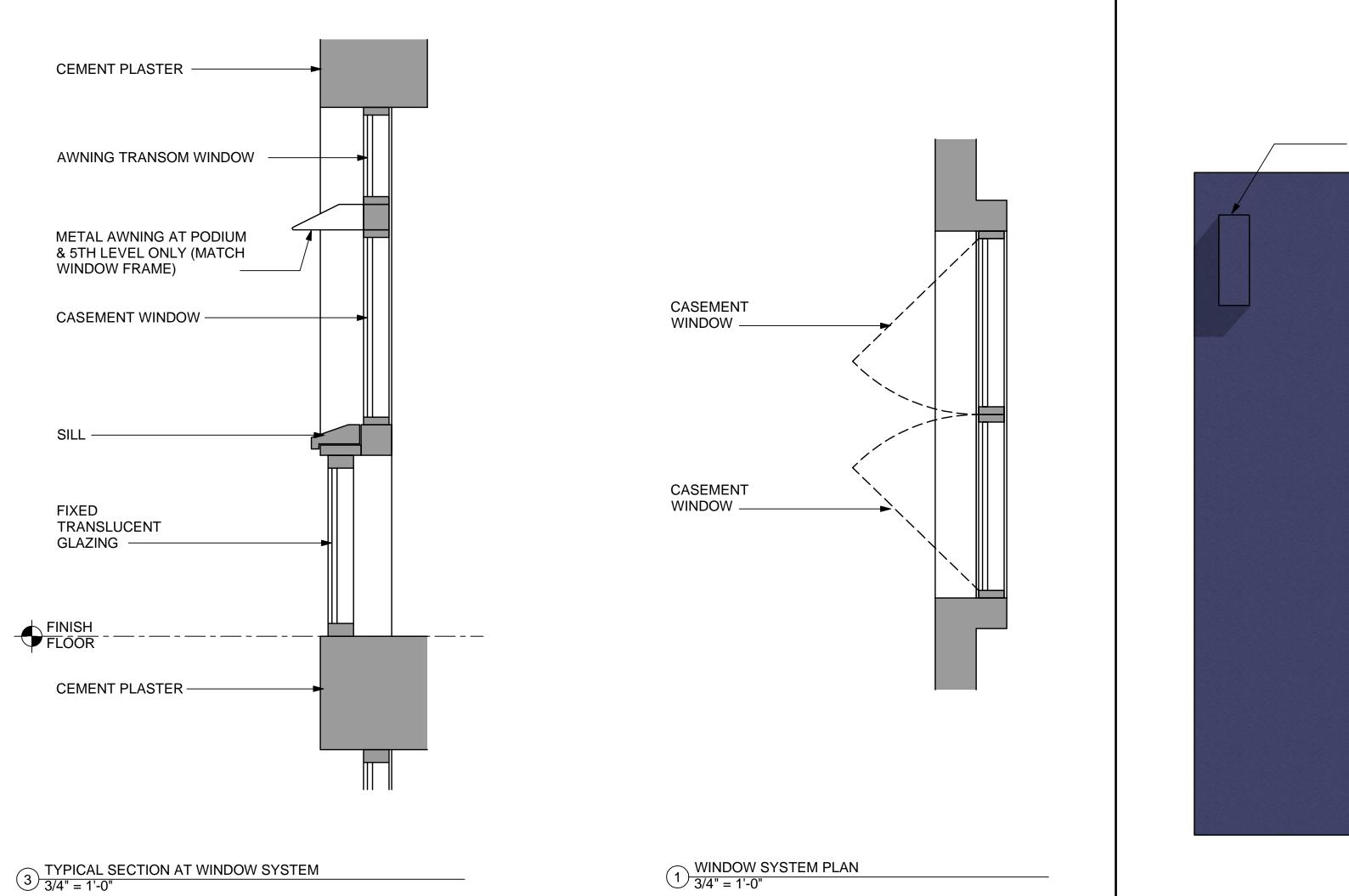


U L VENUE EY)R: BERKEI **K** AV 2701 SHA' BERKEL SHATT 2701

drawing 3D VIENS

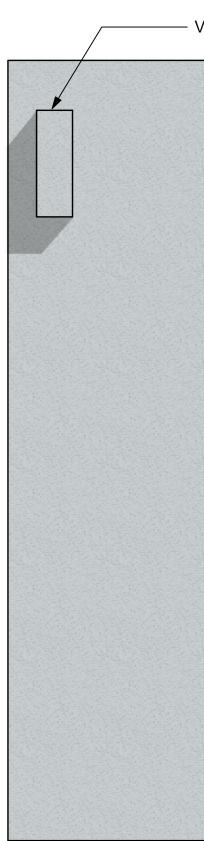








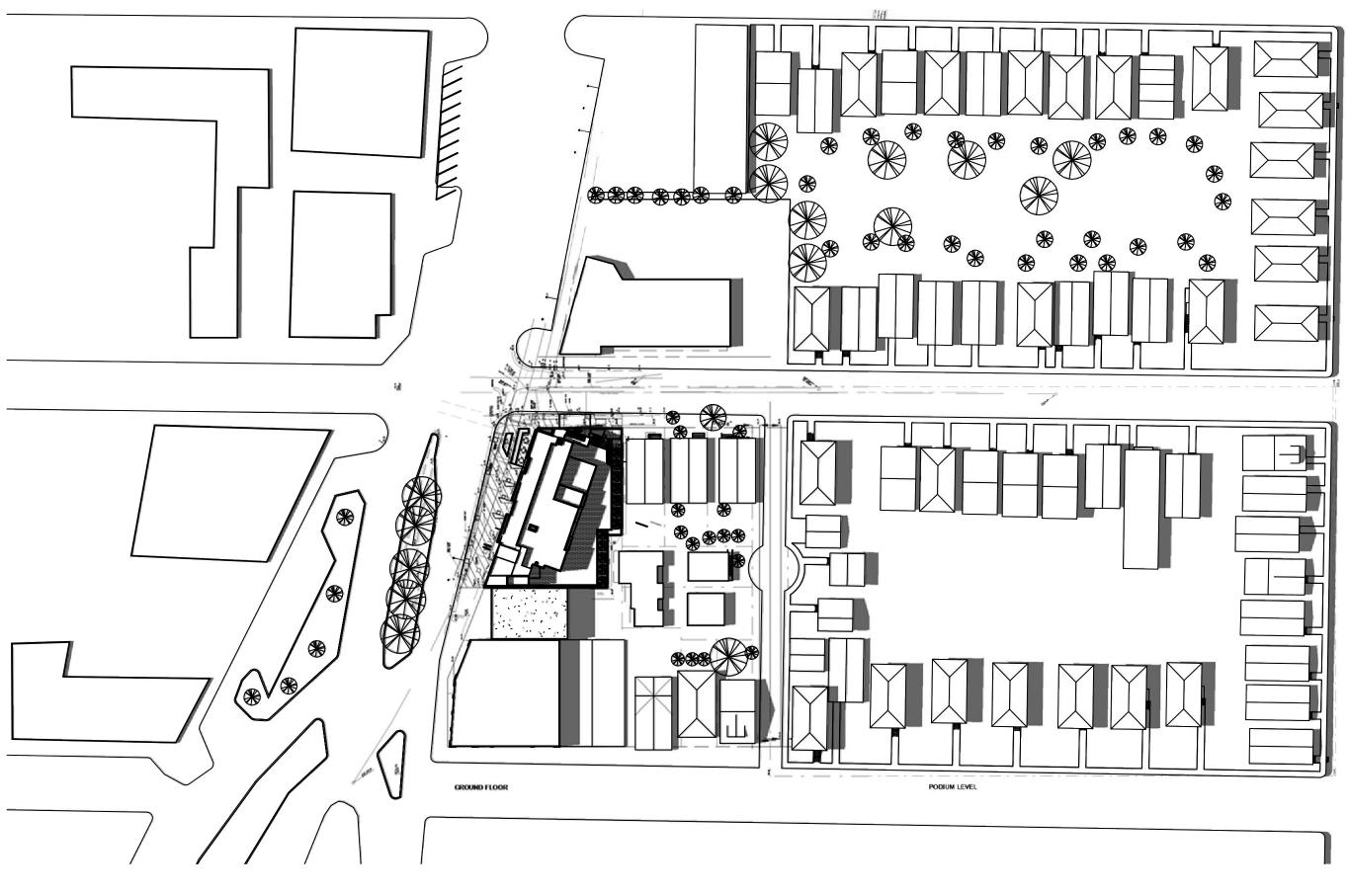
 $2 \frac{\text{DETAIL ELEVATION OF UNIT WINDOW}}{3/4" = 1'-0"}$



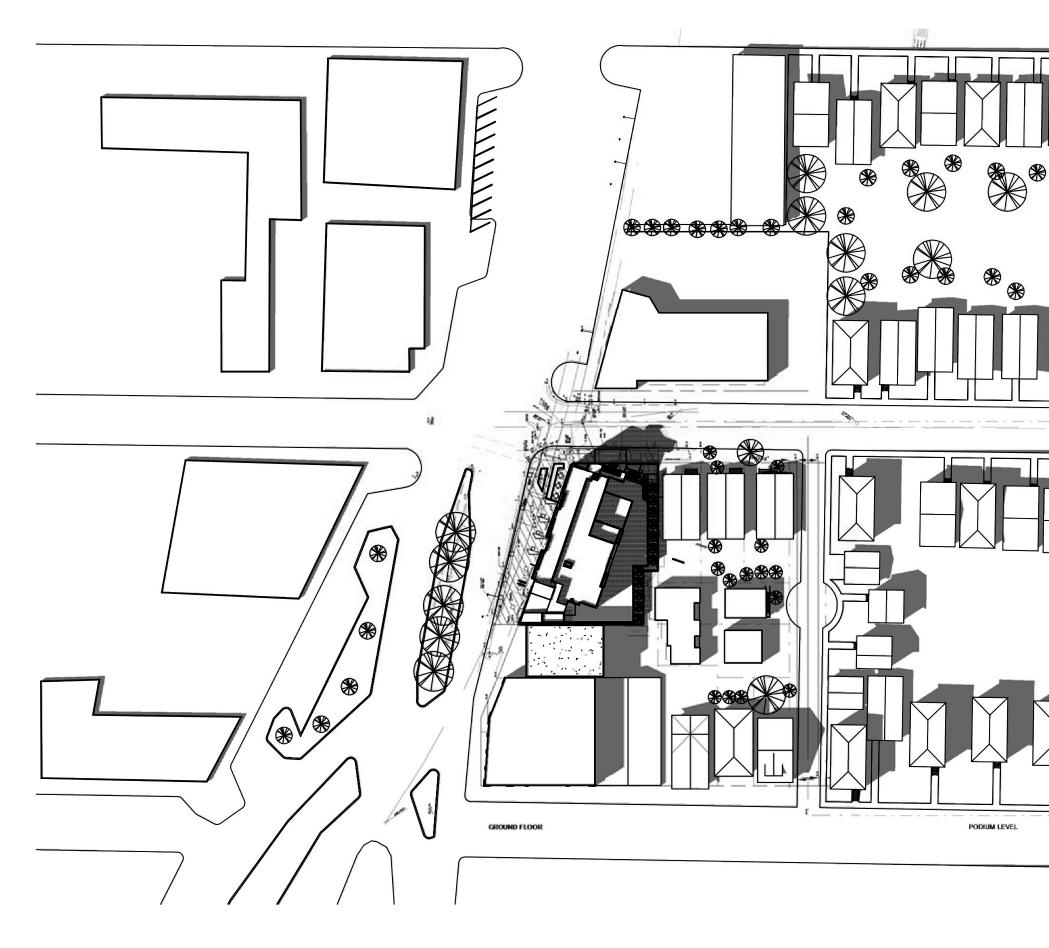
C

- VENT COVER		ZAB SUBMITTAL 6/28/18 DRC SUBMITTAL	AY
		9/20/18 ZAB SUBMITTAL 11/08/18	AY AY
	CEMENT PLASTER		
	- AWNING TRANSOM WINDOW	architects, plann	lers
	CEMENT PLASTER (METAL AWNING @ PODIUM & 5TH LEVELS ONLY -SEE 3 -	2950 camino dia suite 110 walnut creek, c 94597 (925) 256-604	blo a
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-	FIXED	UT RENEMAL DATE DATE DATE DECALIFO	
	TRANSLUCENT GLAZING METAL FRAME		
	CEMENT PLASTER	7)	
- VENT COVER	CEMENT PLASTER	UCK AVENUE , california or: k berkeley, llc	
	AWNING TRANSOM WINDOW	1 SHATT BERKELEY SHATTUCF	
	CEMENT PLASTER (METAL AWNING @ PODIUM & 5TH LEVELS ONLY -SEE 3 -	2701 SHA BERKEL 2701 SHATTU	
	CASEMENT WINDOW		
	CEMENT PLASTER	drawing WINDOW	
	FIXED TRANSLUCENT GLAZING	ASSEMBL	
	METAL FRAME	drawn MM/AY	
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B		job no. 802 sheet	

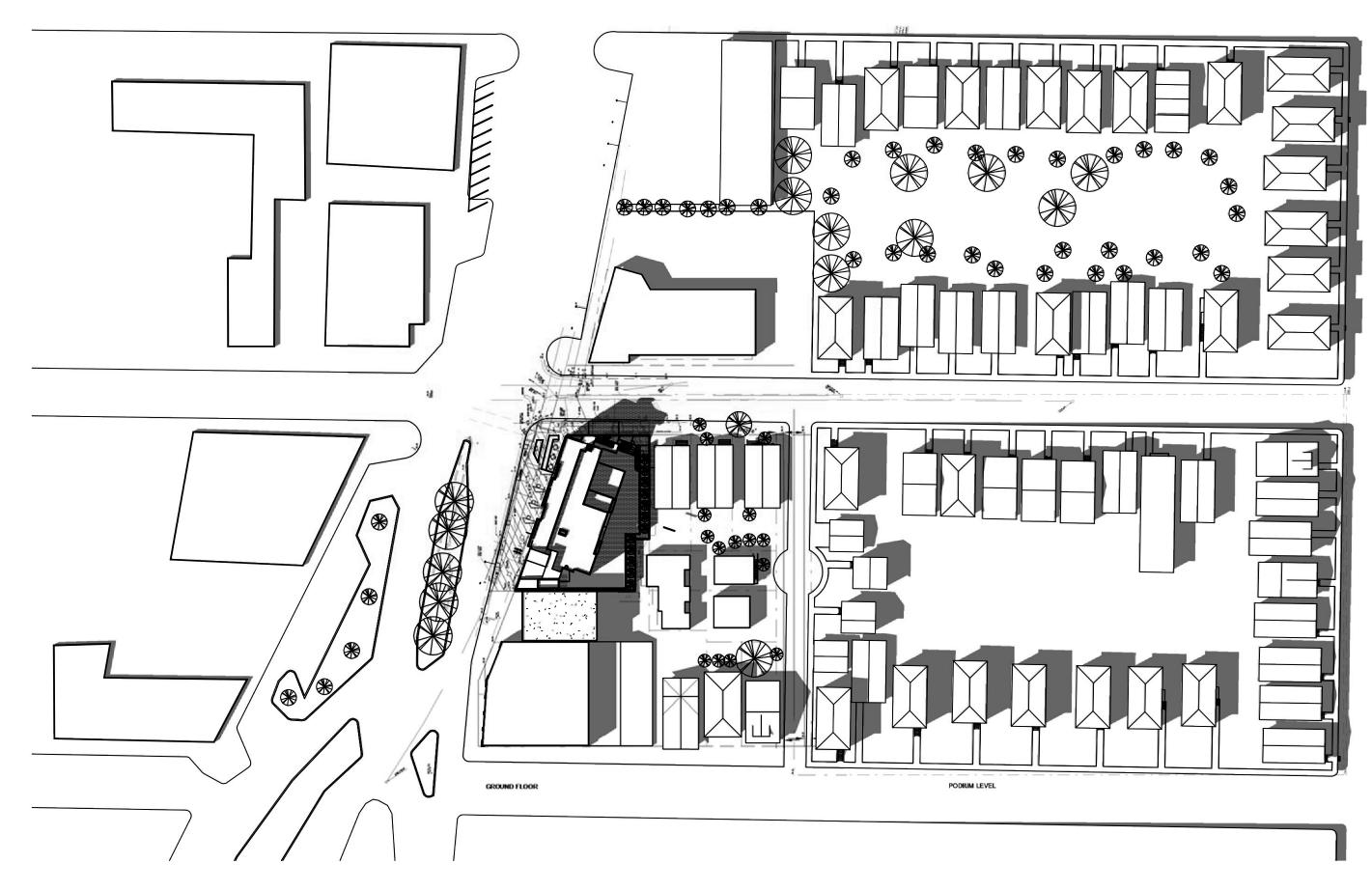
revisionsbyDRC SUBMITTAL
12/15/16 \$ 1/27/17-ZAB SUBMITTAL
9/12/17 \$ 1/03/18-ZAB SUBMITTAL
3/07/18AYZAB SUBMITTAL
6/28/18AYDRC SUBMITTAL
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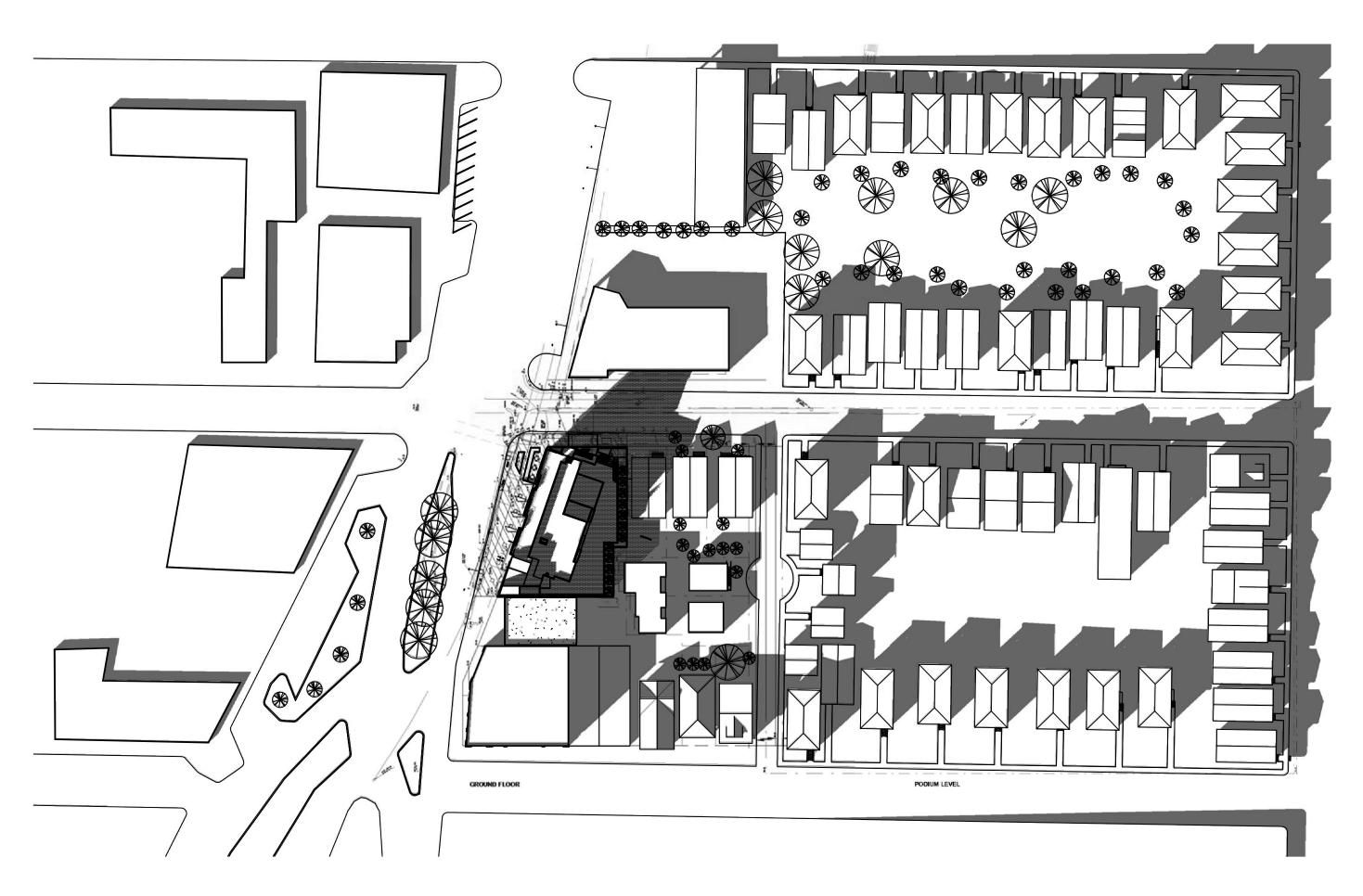
JUNE 21, 2 PM



MARCH 21, 2 PM



SEPTEMBER 21, 2 PM



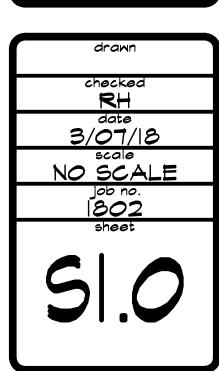
DECEMBER 21, 2 PM

revisions	by
DRC SUBMITTAL 12/15/16 \$ 1/27/17	-
ZAB SUBMITTAL 9/12/17	-
ZAB SUBMITTAL I/O3/I8	-
ZAB SUBMITTAL 3/07/18	ΑY
ZAB SUBMITTAL 6/28/18	AY



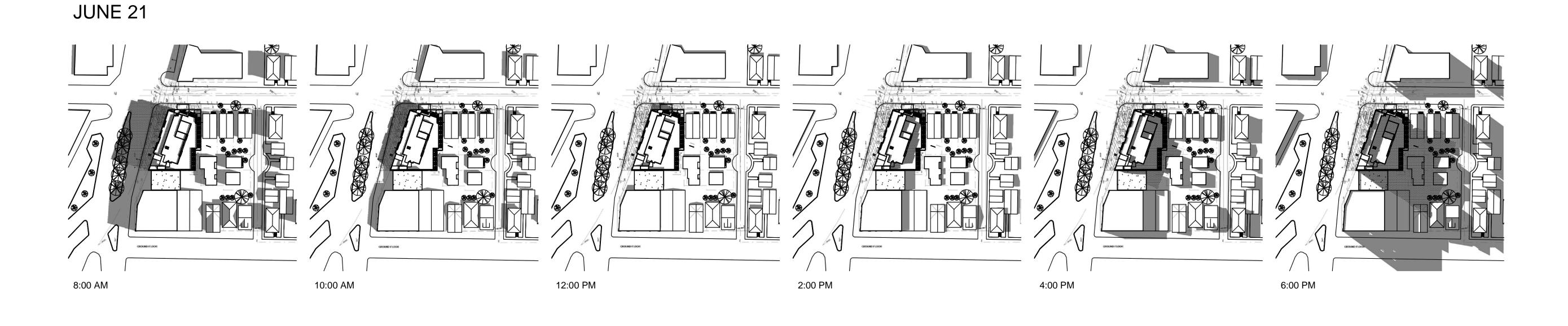


2701 SHATTUCK AVENUE BERKELEY, CALIFORNIA FOR: 2701 SHATTUCK BERKELEY, LLC

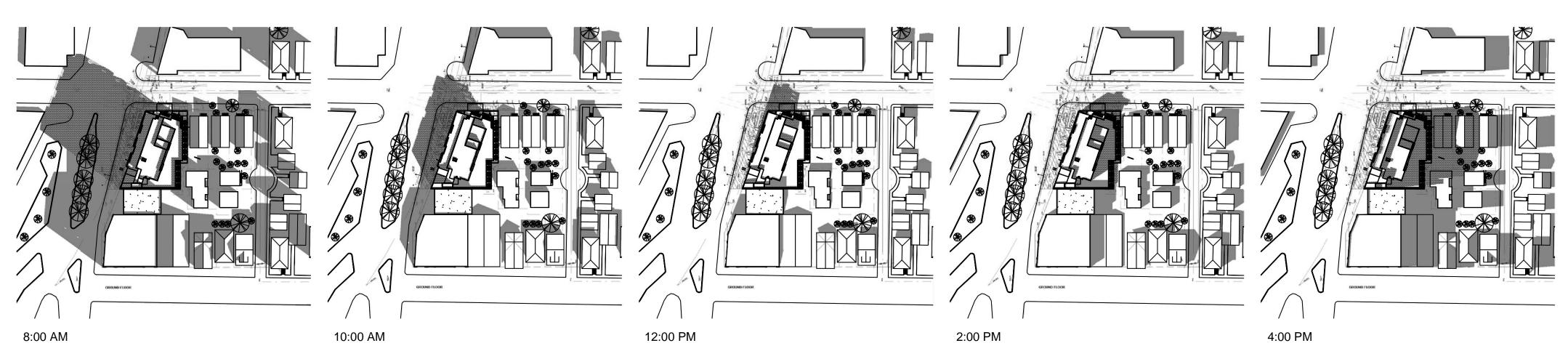


drawing

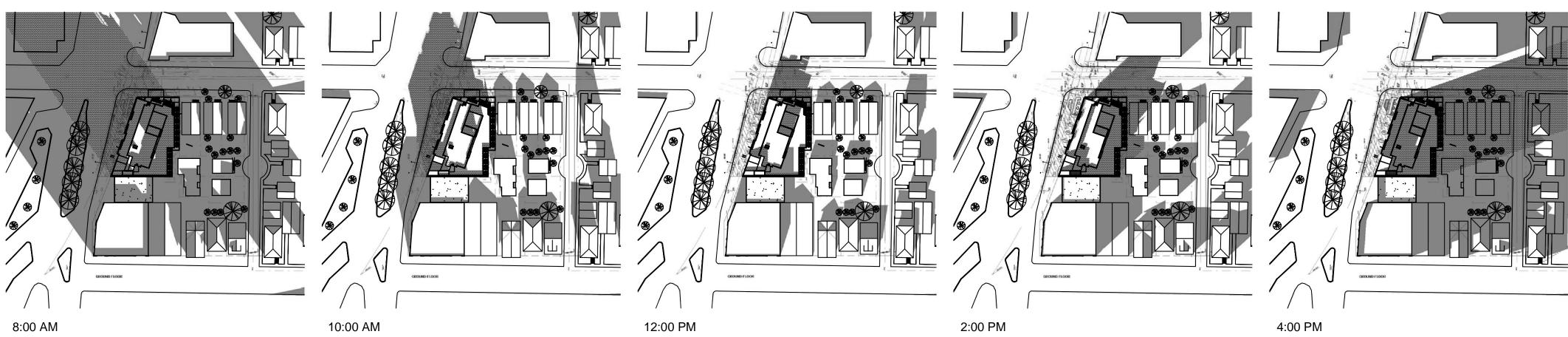
SHADON STUDY -AFTERNOON



SEPTEMBER 21, MARCH 21



DECEMBER 21



revisions	by
DRC SUBMITTAL 12/15/16 \$ 1/27/17	-
ZAB SUBMITTAL 9/12/17	-
ZAB SUBMITTAL I/O3/I8	Ι
ZAB SUBMITTAL 3/07/18	ΑY
ZAB SUBMITTAL 6/28/18	AY

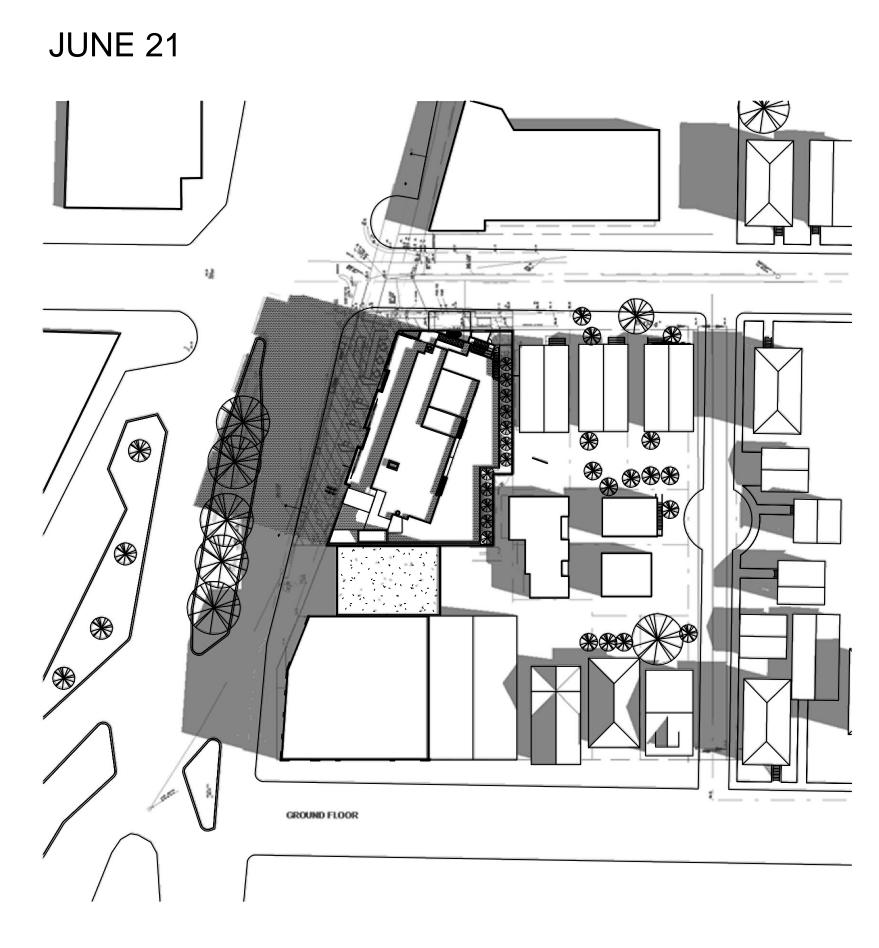




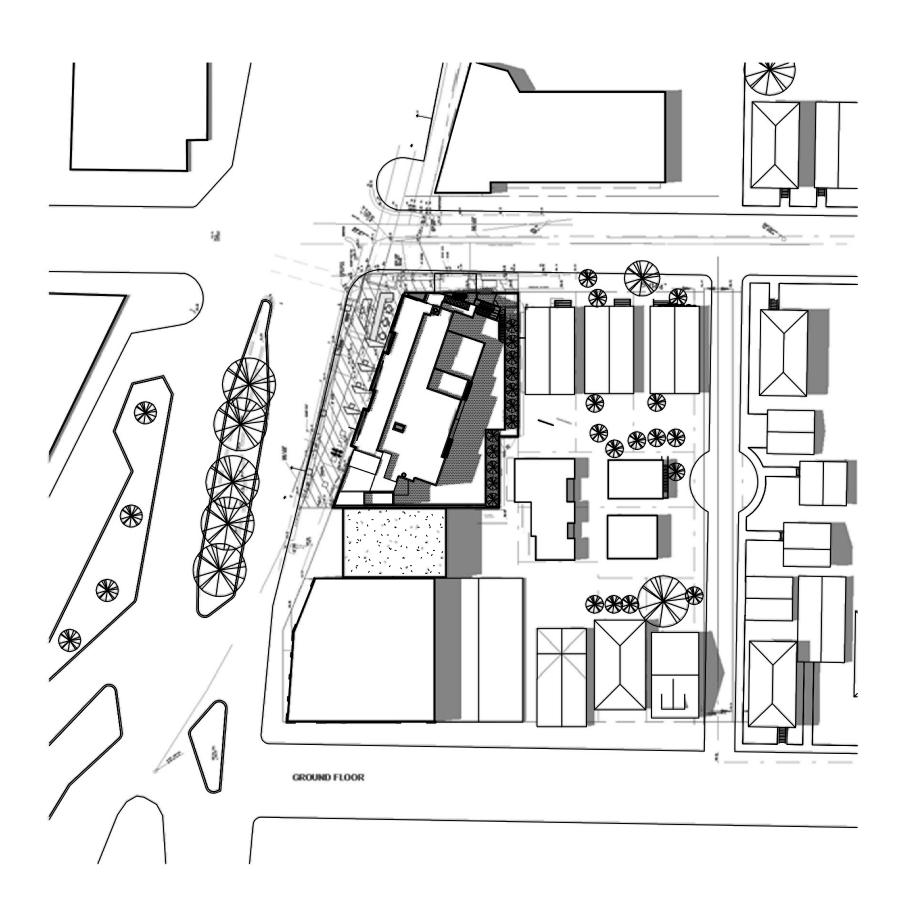
LLC VENUE • LEY 2701 SHATTUCK AV BERKELEY, CALIFO **2701 SHATTUCK BERKEI**



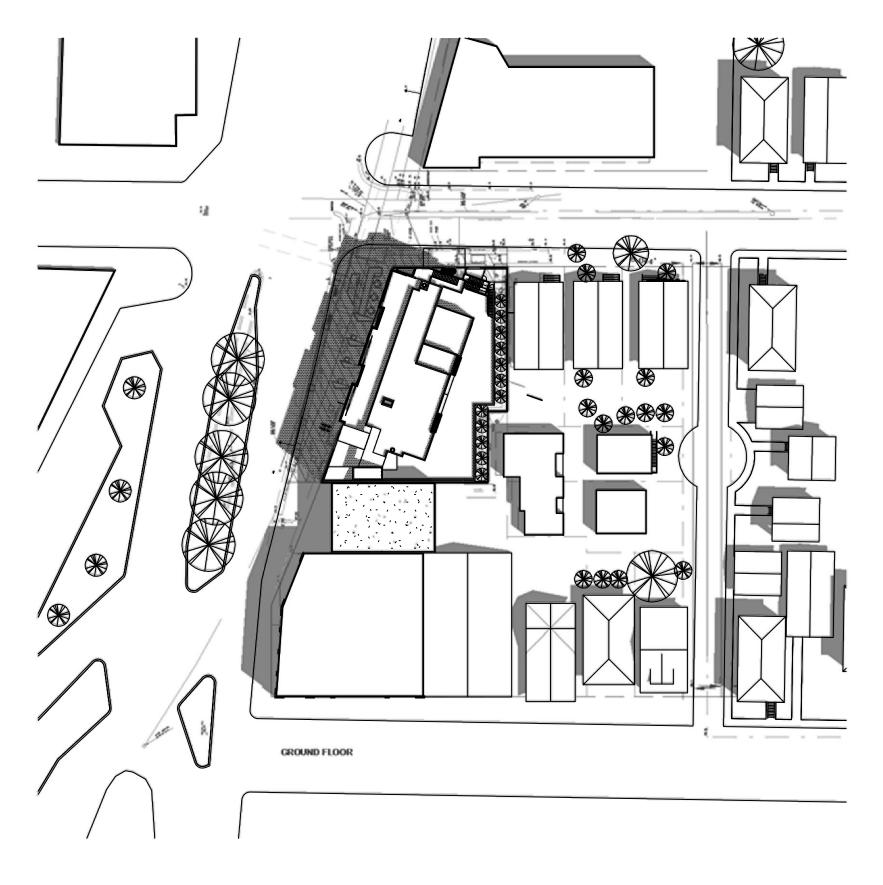
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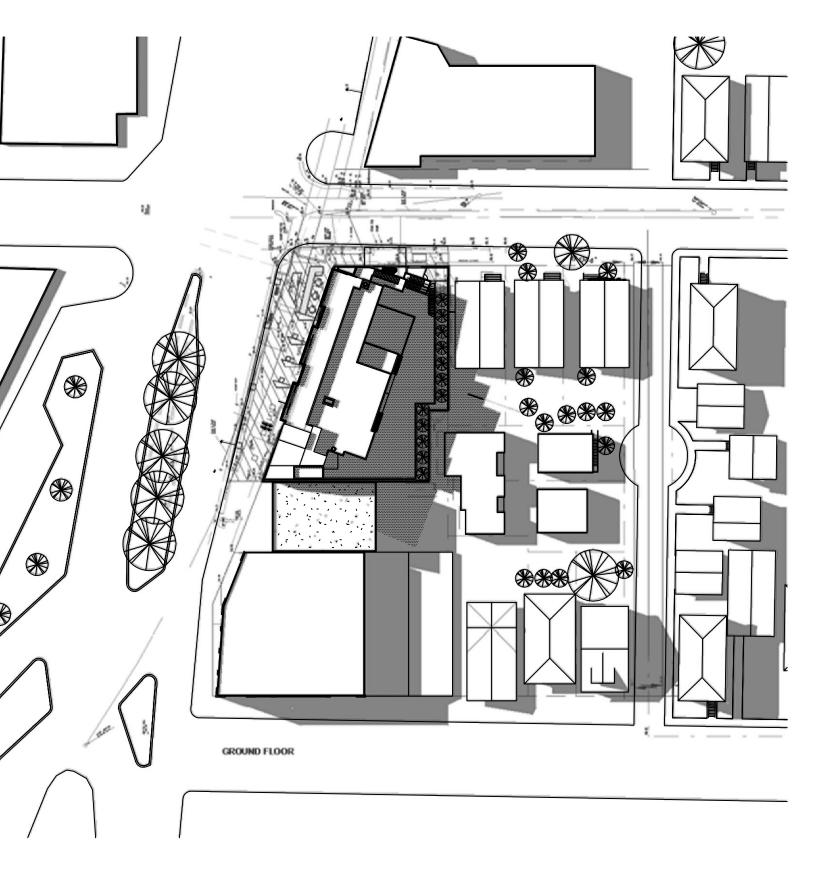
1 JUNE 21, 8 AM 1" = 60'-0"

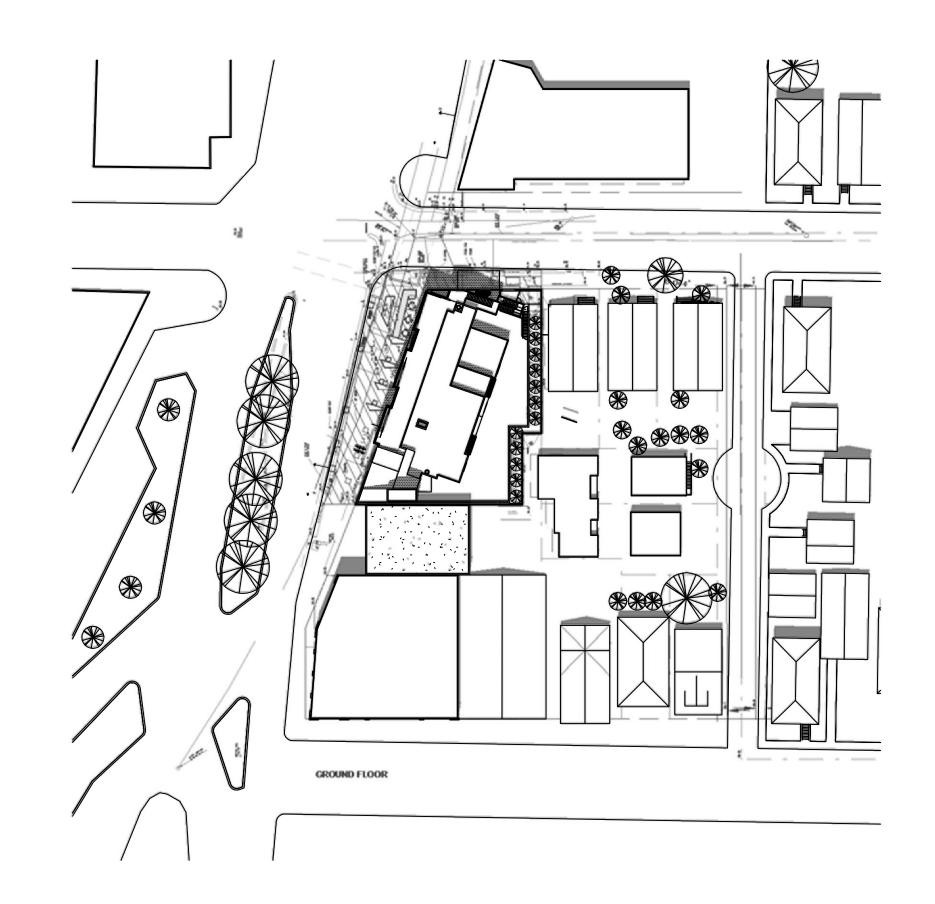


(4) JUNE 21, 2 PM 1" = 60'-0"

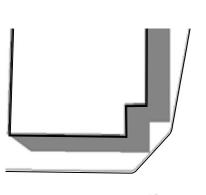


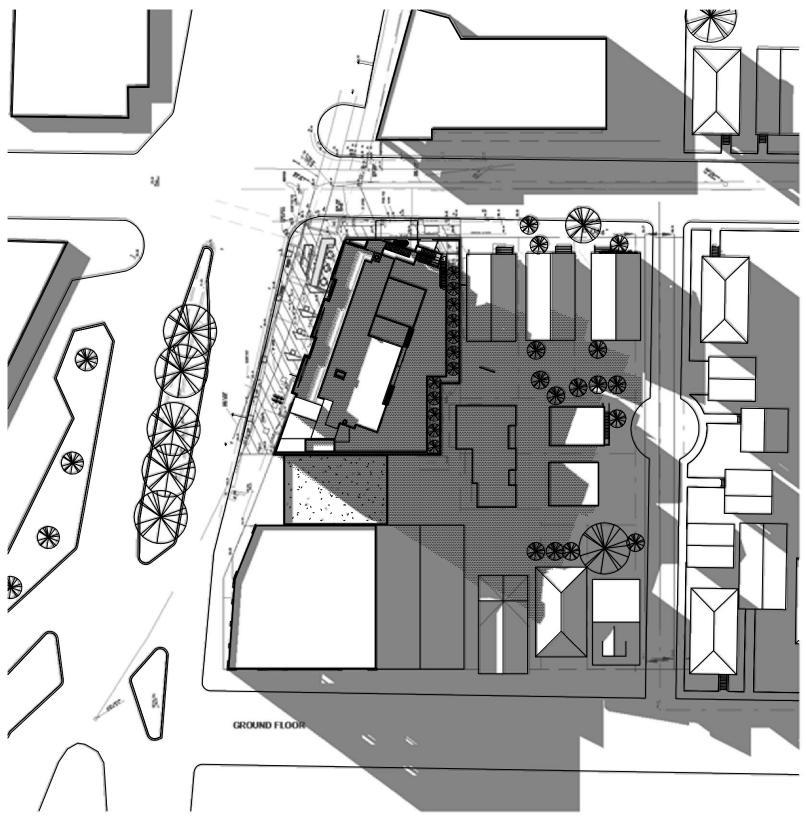
2 JUNE 21, 10 AM 1" = 60'-0"





3 JUNE 21, 12 PM 1" = 60'-0"



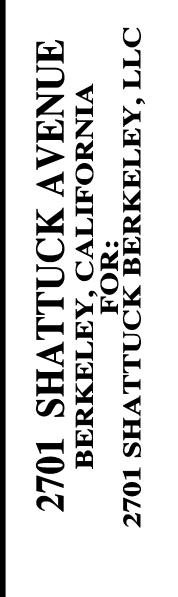


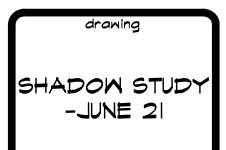
6 JUNE 21, 6 PM 1" = 60'-0"

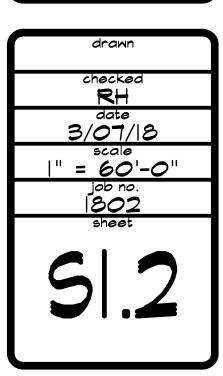
revisions	by
DRC SUBMITTAL 12/15/16 \$ 1/27/17	-
ZAB SUBMITTAL 9/12/17	-
ZAB SUBMITTAL 1/03/18	Ι
ZAB SUBMITTAL 3/07/18	ΑY
ZAB SUBMITTAL 6/28/18	AY

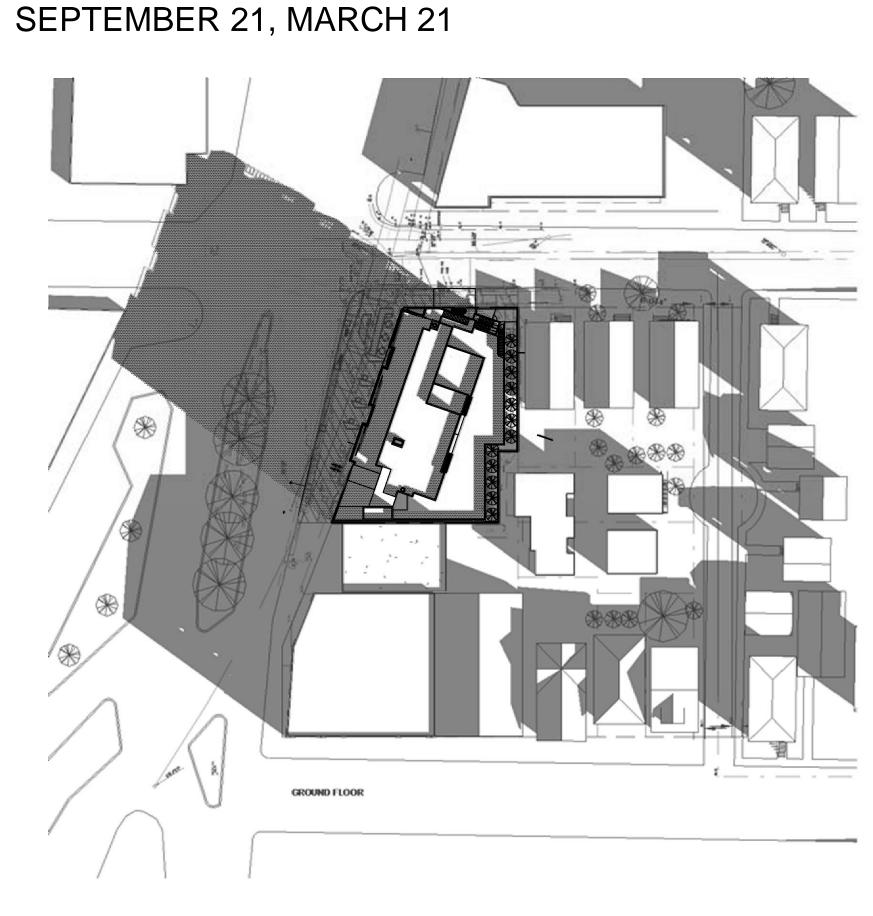




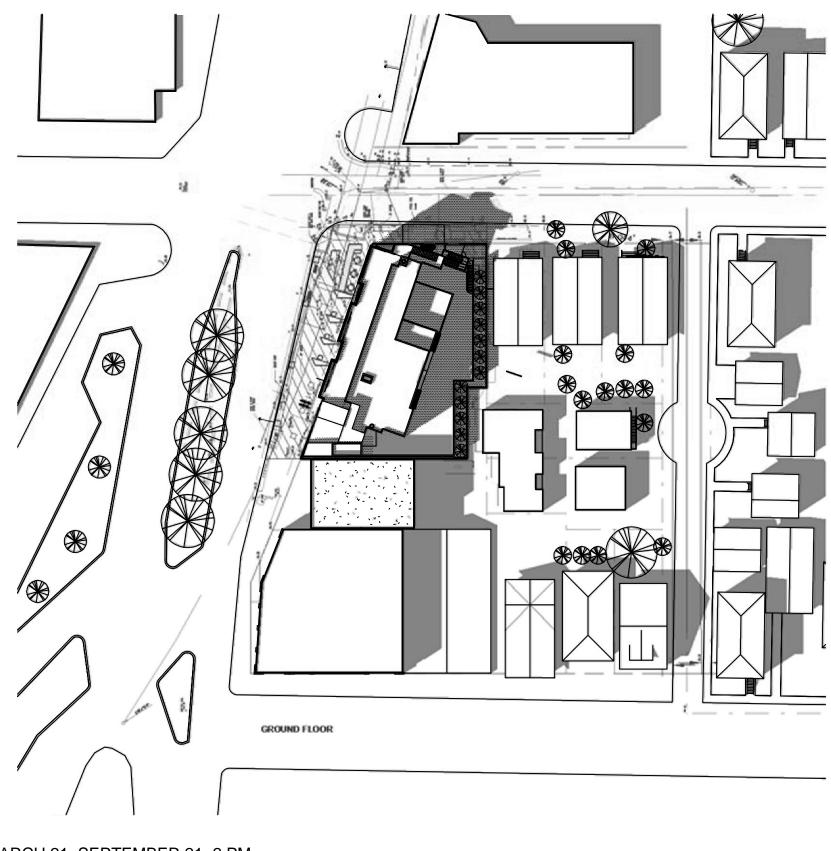




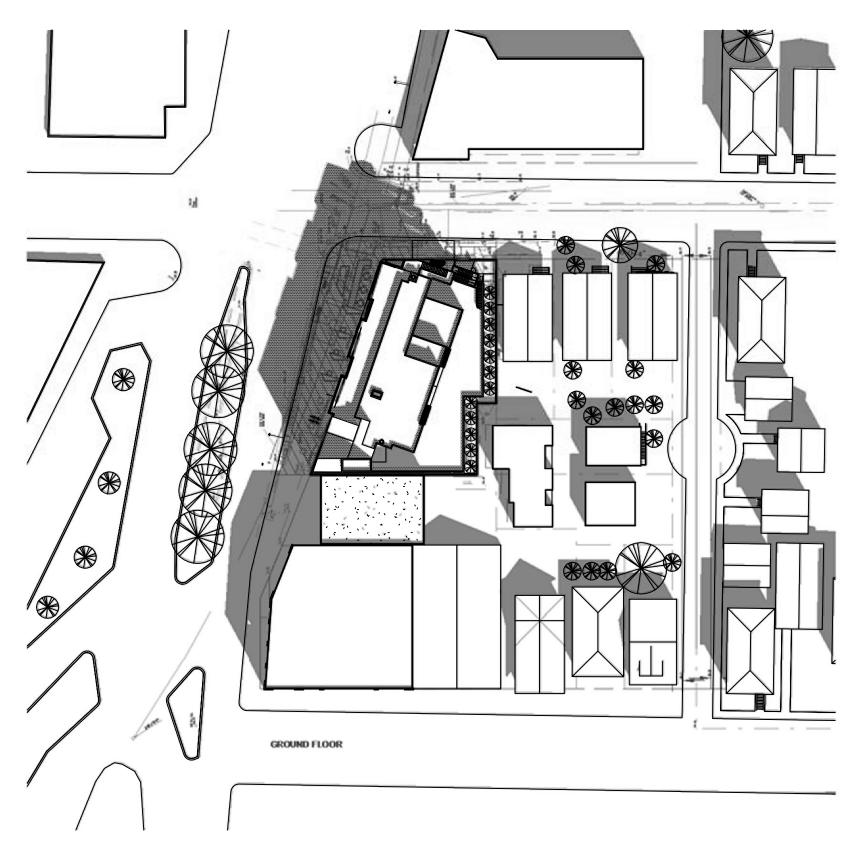




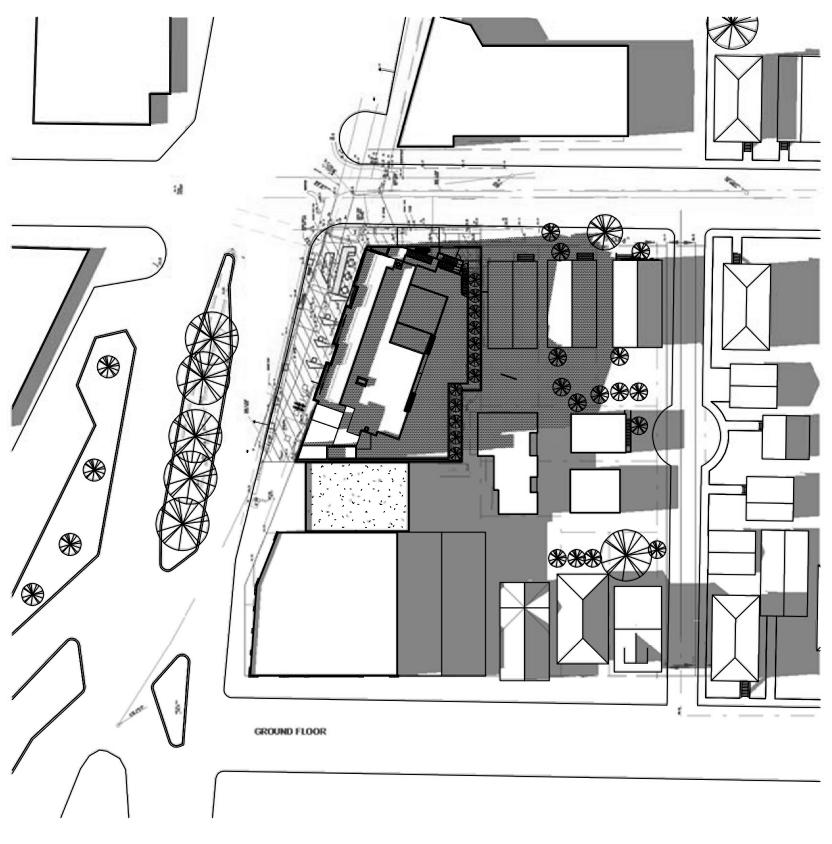
1 MARCH 21, SEPTEMBER 21, 8 AM 1" = 60'-0"



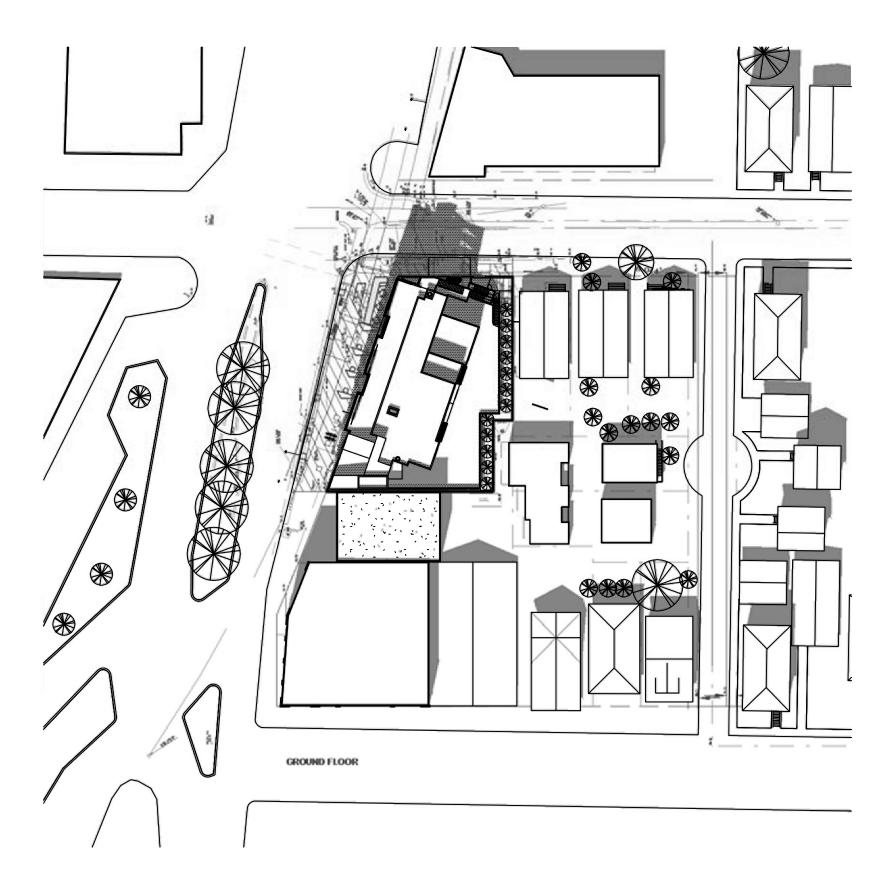
(4) MARCH 21, SEPTEMBER 21, 2 PM 1" = 60'-0"



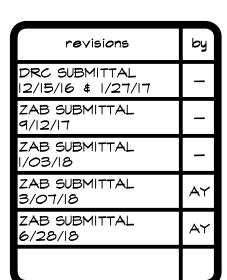
2 MARCH 21, SEPTEMBER 21, 10 AM 1" = 60'-0"



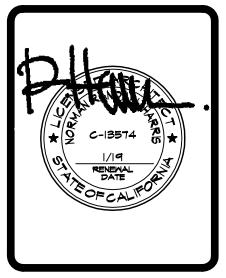




3 MARCH 21, SEPTEMBER 21, 12 PM 1" = 60'-0"





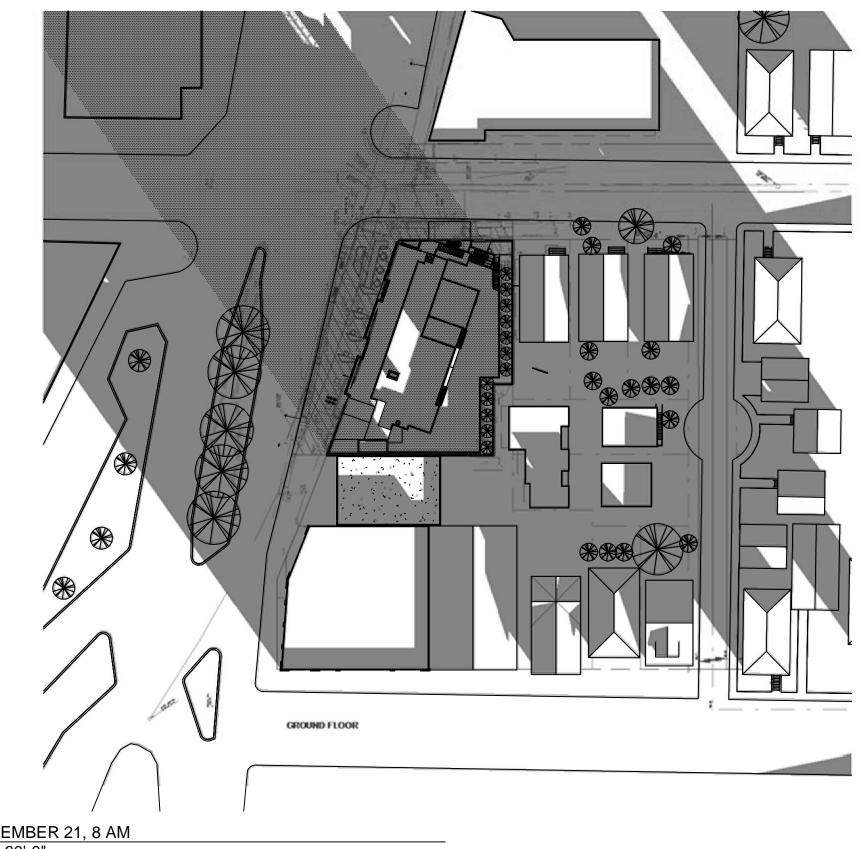


LLLC VENUE JEY, 2701 SHATTUCK AV BERKELEY, CALIFOR FOR: 2701 SHATTUCK BERKELI 2701

drawing SHADON STUDY -MARCH 21 AND SEPTEMBER 21

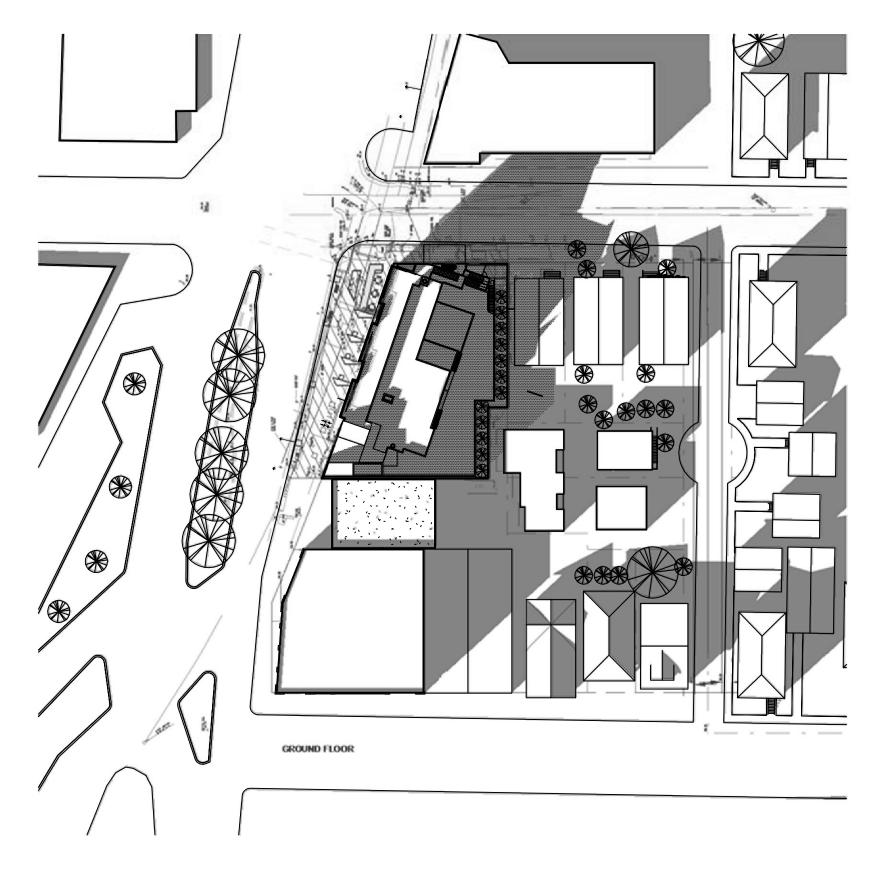
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date
3/07/18 scale
" = 60'-0"
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sheet

DECEMBER 21



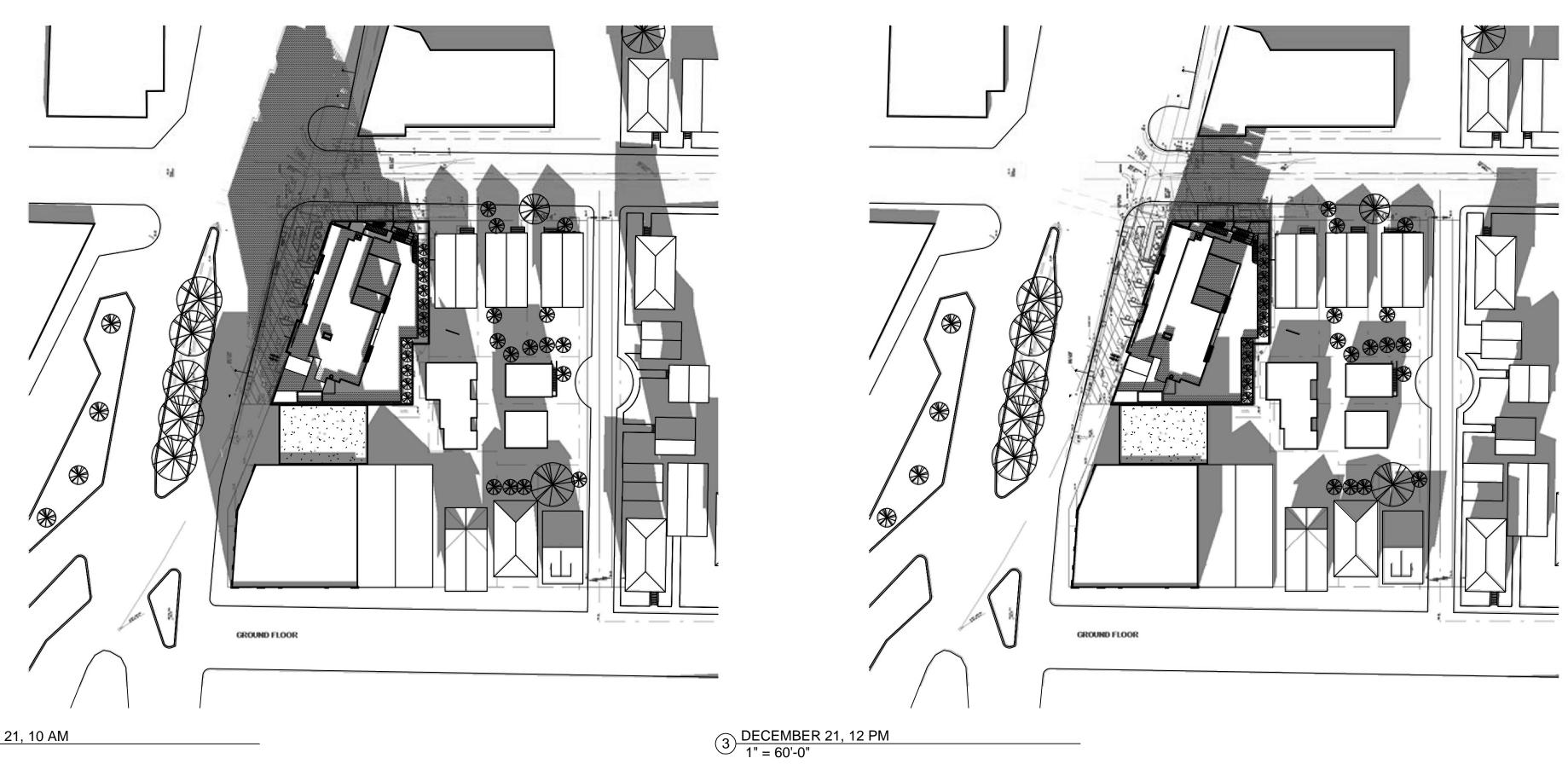
1 <u>DECEMBER 21, 8 AM</u> 1" = 60'-0"

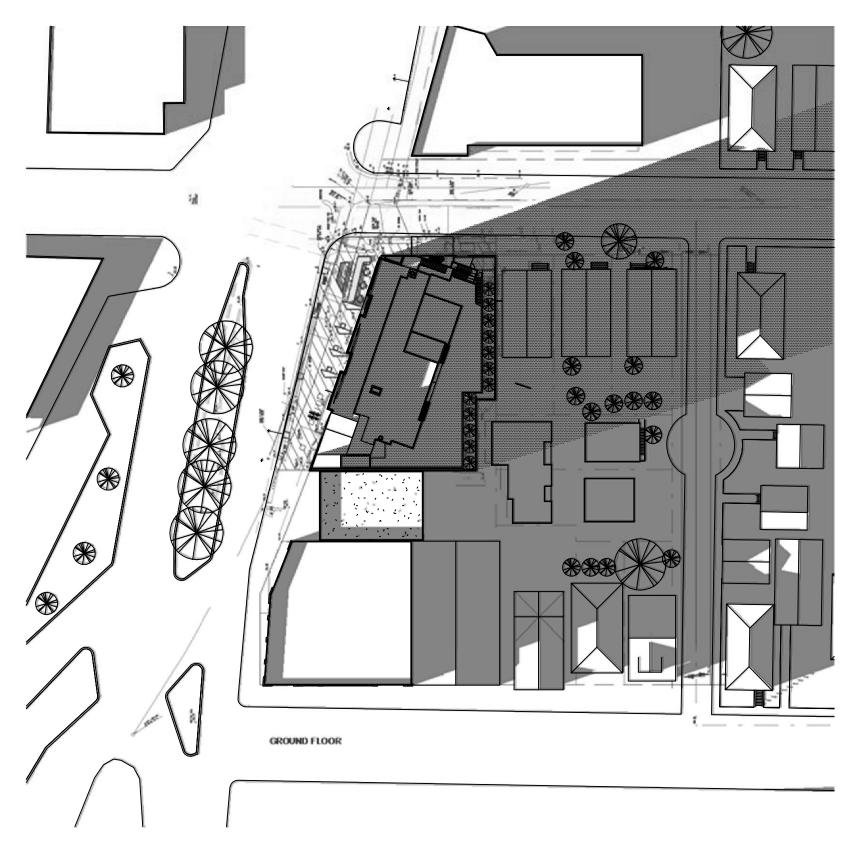
2 DECEMBER 21, 10 AM 1" = 60'-0"



(4) DECEMBER 21, 2 PM 1" = 60'-0"

5 DECEMBER 21, 4 PM 1" = 60'-0"

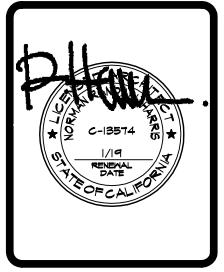






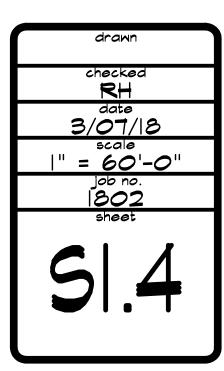
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DRC SUBMITTAL 2/15/16 \$ /27/17	-
ZAB SUBMITTAL 9/12/17	-
ZAB SUBMITTAL I/03/I8	I
ZAB SUBMITTAL 3/07/18	AY
ZAB SUBMITTAL 6/28/I8	AY





LLLC VENUE JEY, 2701 SHATTUCK AV BERKELEY, CALIFOR FOR: 2701 SHATTUCK BERKELI 2701





2701 SHATTUCK AVENUE CIVIL CONSTRUCTION DOCUMENTS

LEGEND

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= $=$ $=$ $=$ $=$ $=$ $=$ $=$ $=$ $=$	W
PROPOSED PCC CURB	
SAN - EXISTING SANITARY SEWER LINE	
WTR-EXISTING WATER LINE	FA
sd-EXISTING STORM DRAIN LINE	E
EXISTING OVERHEAD ELECTRICAL, TELEPHONE, AND COMMUNICATION LINE	J.
G	wv
PROPOSED HANDRAIL	~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~
	GV
	S
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– – – – – – PROPOSED PERFORATED STORM DRAIN LINE	\bigcirc
UE PROPOSED UNDERGROUND ELECTRICAL SERVICE	TS
	¢
	<u> </u>
= = = = = = = = APPROXIMATE LIMIT OF CIVIL WORK	+74.62
PROPOSED PCC PAVEMENT SIDEWALK	
	$\mathbf{\nabla}$

PROPOSED CITY OF BERKELEY BUS STOP HEAVY DUTY PCC PAVEMENT BUS STOP

PROPOSED LANDSCAPE AREA - REFER TO LANDSCAPE PLANS FOR ALL DETAILS

PROPOSED DETECTABLE WARNING

PROPOSED AC PAVING

- ----PROPOSED SIGN PROPOSED BACK FLOW PREVENTER / REDUCE PRESSURE PRINCIPLE DEVICE PROPOSED WATER SUB-METER WM PROPOSED WATER METER
 - PROPOSED AREA DRAIN

PROPOSED CLEANOUT

PROPOSED UNDERGROUND ELECTRICAL VAULT. SEE ELECTRICAL PLANS FOR DETAILS

PROPOSED UTILITY POLE

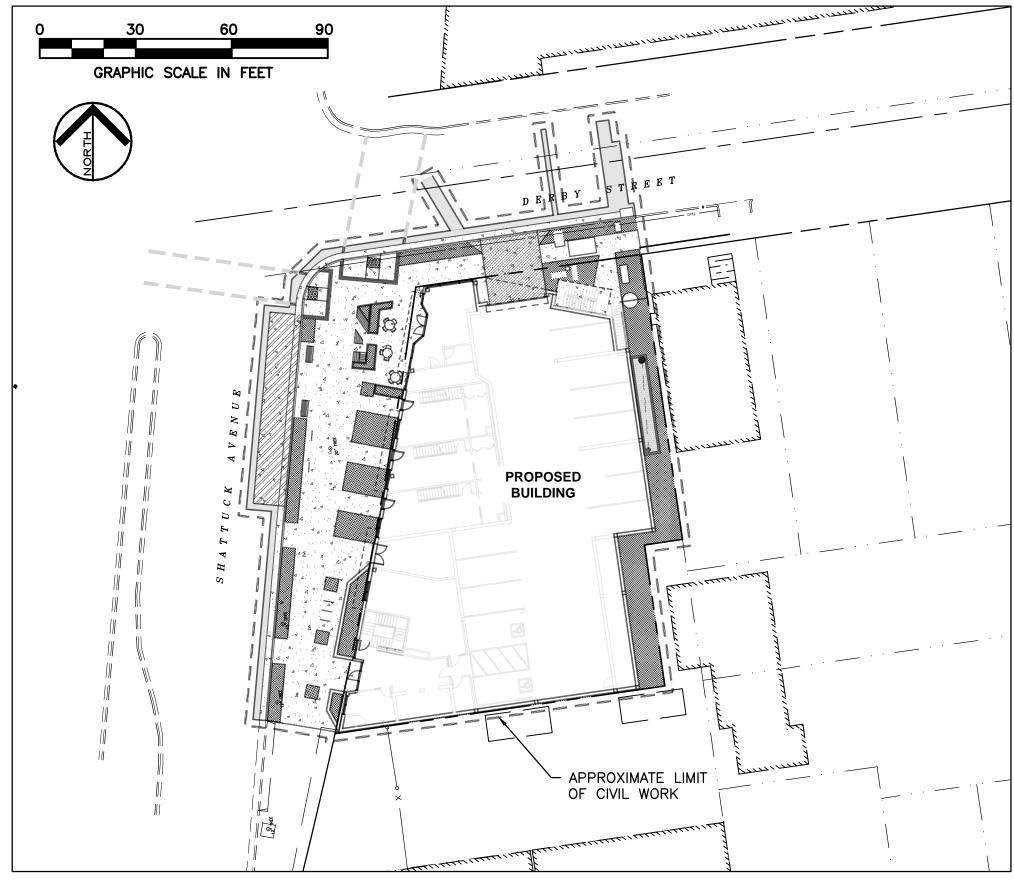
EXISTING STREET MONUMENT EXISTING WATER BOX EXISTING UTILITY BOX EXISTING FIRE ALARM BOX EXISTING ELECTRIC BOX EXISTING JOINT POLE EXISTING WATER VALVE EXISTING FIRE HYDRANT EXISTING GAS VALVE EXISTING SANITARY SEWER MANHOLE EXISTING SANITARY SEWER CLEANOUT EXISTING STORM DRAIN MANHOLE EXISTING CATCH BASINS EXISTING TRAFFIC SIGNAL EXISTING STREET LIGHT EXISTING STREET SIGN EXISTING GRADE CONTROL POINT

SITE BENCHMARK

ABBREVIATIONS

AC	ASPHALT CONCRETE
ADA	AMERICANS WITH DISABILITIES ACT
APN	ASSESSORS PARCEL NUMBER
APN APWA	AMERICAN PUBLIC WORKS
	ASSOCIATION
ATM	AUTOMATED TELLER MACHINE
AVE	AVENUE
BAAQMD	BAY AREA AIR QUALITY
	MANAGEMENT DISTRICT
BLDG	BUILDING
BLVD	BOULEVARD
BK	BOOK
BM	BENCHMARK
	BOTTOM OF PIPE
	BIOTREATMENT SOIL MIX
С	CONCRETE
CA	CALIFORNIA
CASQA	CALIFORNIA STORMWATER QUALITY
	ASSOCIATION
СВ	CATCH BASIN
CCTV	CLOSED-CIRCUIT TELEVISION
CL	CENTERLINE
CLR	CLEAR
	COMMUNICATION
CONC	CONCRETE
CVLT	COMMUNICATION VAULT
DCV	DETECTOR CHECK VALVE
DCDA	DOUBLE CHECK DETECTOR
	ASSEMBLY
DI	DROP INLET
DIA	DIAMETER
DWG	DRAWING
E	ELECTRIC / EAST
ECAB	
EVLT	ELECTRIC VAULT
EX	EXISTING
	Exionito

CITY OF BERKELEY, CALIFORNIA



CIVIL IMPROVEMENT PLAN / LIMITS OF CONSTRUCTION



C0.1 C1.0 C2.0 C3.0

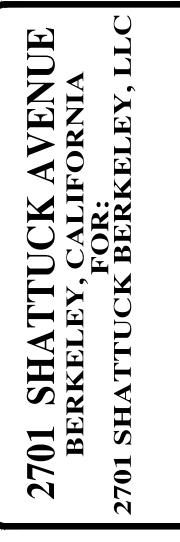
ALL IMPROVEMENTS SHOWN IN THE RIGHT-OF-WAY REQUIRE APPROVALS AND PERMITS FROM CITY OF BERKELEY PUBLIC WORKS ENGINEERING.

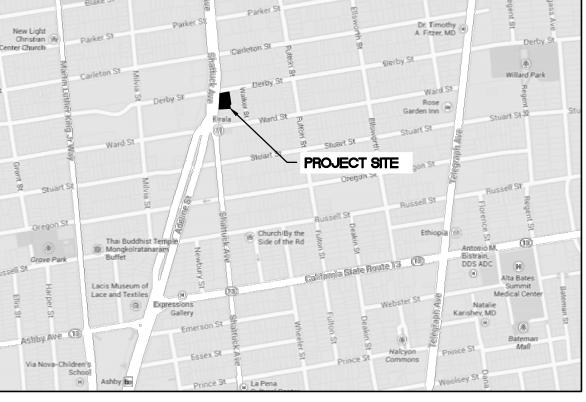
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DRC SUBMITTAL 1/27/17	
ZAB SUBMITTAL 9/12/17	
ZAB SUBMITTAL 1/03/18	
ZAB SUBMITTAL 3/07/18	
ZAB SUBMITTAL 11/08/2018	











VICINITY MAP NOT TO SCALE

CIVIL SHEET INDEX

CIVIL COVER SHEET PRELIMINARY SITE AND UTILITY PLAN

PRELIMINARY GRADING AND DRAINAGE PLAN PRELIMINARY STORM WATER QUALITY CONTROL PLAN

SOILS REPORT NOTE:

THE CONTRACTOR SHALL FOLLOW ALL RECOMMENDATIONS AND PROCEDURES AS DESCRIBED IN THE GEOTECHNICAL REPORT TITLED "GEOTECHNICAL INVESTIGATION FOR 2701 SHATTUCK AVENUE BUILDING, BERKELEY, CALIFORNIA"; PREPARED BY AMSO CONSULTING ENGINEERS, DATED JULY 15, 2013.

SURVEY NOTE:

TOPOGRAPHIC SURVEY PROVIDED BY VEGVARY AND VEGVARY, DATED 06/22/2000, AND UPDATED 03/2014 BY MORROW SURVEYING. ALL EXISTING INFORMATION PRESENTED IN THESE PLANS SHALL BE VERIFIED IN THE FIELD BY THE CONTRACTOR AND ANY DISCREPANCIES IN THE PLANS SHALL BE MADE AWARE TO THE ENGINEER PRIOR TO BEGINNING CONSTRUCTION.

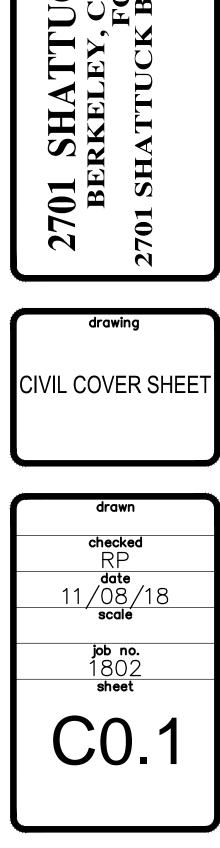
EASEMENT NOTE:

NO TITLE REPORT WAS PROVIDED TO AID IN THE DEVELOPMENT OF THESE PLANS.

CITY OF BERKELEY BENCHMARK

BASED ON THE MORROW SURVEY, THE ELEVATIONS SHOWN HEREON ARE BASED ON CITY OF BERKELEY DATUM. BENCHMARK B3651, ELEVATION = 145.98.

CITY OF BERKELEY ENCROACHMENT PERMIT NOTE:

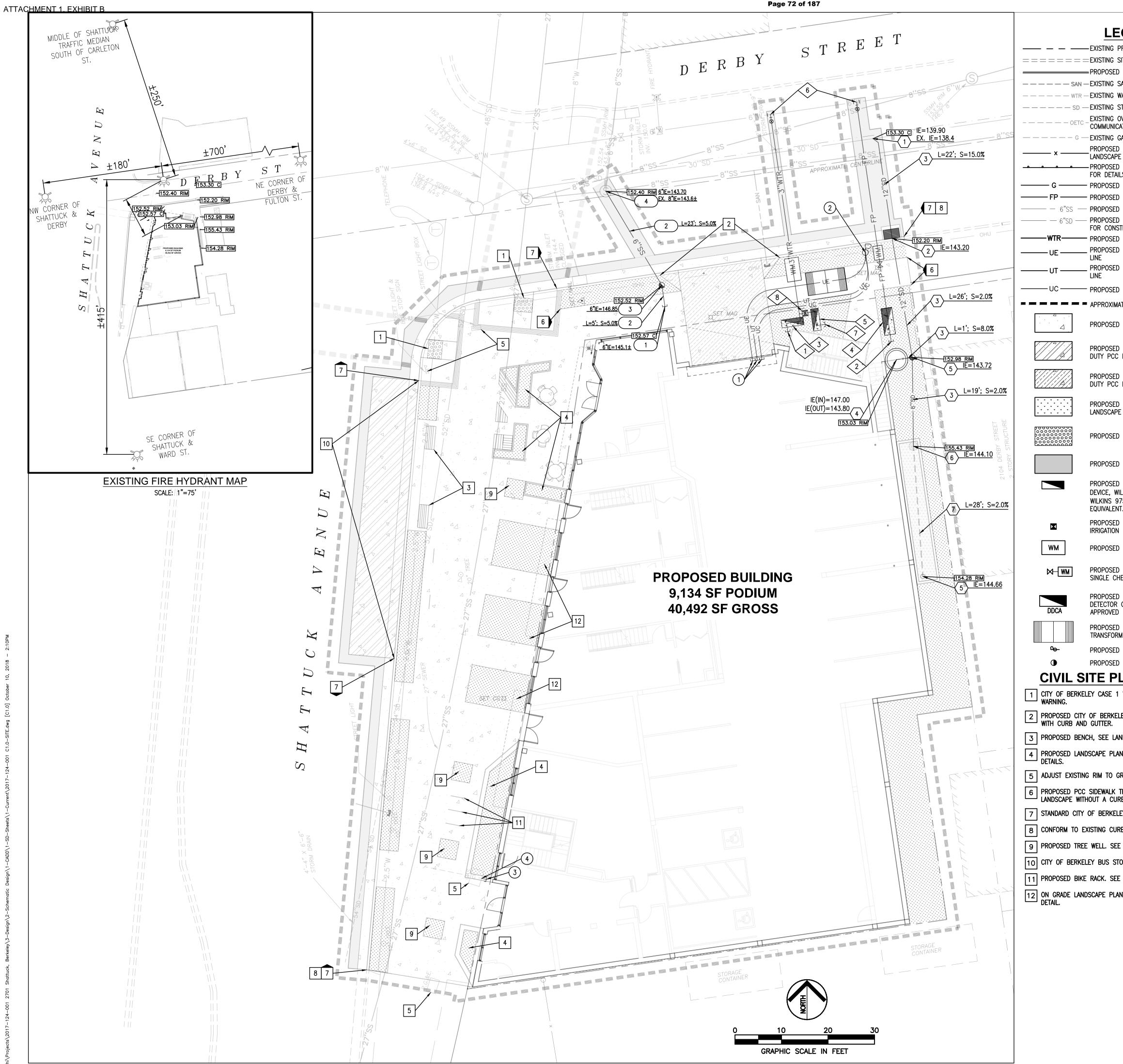




EFORE DO

CALL TWO WORKING DAYS BEFORE YOU DIG OR NOT SHOWN HEREON.

THE EXISTENCE AND LOCATION OF 1-800-227-2600 - ANY UNDERGROUND UTILITIES, PIPES AND/OR STRUCTURES SHOWN ON THESE PLANS WERE OBTAINED BY A SEARCH OF AVAILABLE RECORDS. TO THE BEST OF OUR KNOWLEDGE, THERE ARE NO EXISTING UTILITIES EXCEPT AS SHOWN ON THESE PLANS. THE CONTRACTOR SHALL ASCERTAIN THE TRUE VERTICAL AND HORIZONTAL LOCATION AND SIZE OF ANY UNDERGROUND UTILITIES AND SHALL BE RESPONSIBLE FOR DAMAGE TO WWW.USANORTH.ORG - PUBLIC OR PRIVATE UTILITIES SHOWN



LEGEND

GEND	۲
PROPERTY LINE	W
SITE IMPROVEMENTS	U
SANITARY SEWER LINE	FA
VATER LINE	E
STORM DRAIN LINE DVERHEAD ELECTRICAL, TELEPHONE, AND	C)
ATION LINE	WV
GAS LINE GOOD NEIGHBOR FENCE – SEE	
e plans for details Handrail — see architectural plan	GV
LS	S
GAS SERVICE FIRE WATER SERVICE	\bigcirc
SANITARY SEWER LINE	
STORM DRAIN LINE - SEE SHEET C3.0 TRUCTION	$\dot{\mathbf{x}}$
UNDERGROUND ELECTRICAL SERVICE	+70,62
UNDERGROUND TELEPHONE SERVICE	A
UNDERGROUND CABLE SERVICE LINE	\bullet
ATE LIMIT OF CIVIL WORK	
PCC PAVEMENT SIDEWALK	$\left(\begin{array}{c}1\end{array}\right)$
CITY OF BERKELEY BUS STOP HEAVY	
PAVEMENT BUS STOP	
CITY OF BERKELEY DRIVEWAY HEAVY PAVEMENT.	2
LANDSCAPE AREA - REFER TO	3
E PLANS FOR ALL DETAILS	(4)
DETECTABLE WARNING.	
AC PAVING DEEP LIFT.	\wedge
EBMUD APPROVED LEAD FREE RP ILKINS 375A (3" DOMESTIC) AND 75XL2MS (1" IRRIGATION), OR APPROVED	$\langle 1 \rangle$ $\langle 2 \rangle$
T. IRRIGATION SUB-METER – SEE PLAN FOR DETAILS.	$\langle 3 \rangle$
3" WATER METER.	\sim
FIRE SERVICE WATER METER WITH	4
EBMUD APPROVED LEAD-FREE DOUBLE	5
CHECK ASSEMBLY, WILKINS 350A OR EQUIVALENT.	6
UNDERGROUND ELECTRICAL MER VAULT FOR DETAILS	<7>
RELOCATED JOINT POLE	\sim
	<8>
	<u>D</u>
WHEELCHAIR RAMP WITH DETECTABLE	(1)
LEY COMMERCIAL DRIVEWAY APPROACH	<u> </u>
NDSCAPE PLANS FOR DETAIL.	(2)
NTER BOX. SEE LANDSCAPE PLAN FOR	2
RADE.	-
THICKENED EDGE WHERE PAVING ABUTS	(3)
RB.	
EY CURB AND GUTTER.	(4)
RB HEIGHT.	
E LANDSCAPE PLANS FOR DETAIL.	<u>STO</u>
OP.	
LANDSCAPE PLANS FOR DETAIL.	$\langle \underline{1} \rangle$
NTERS. SEE LANDSCAPE PLANS FOR	
	$\langle 2 \rangle$
	$\langle 3 \rangle$
	4
	$\langle 5 \rangle$
	$\langle 6 \rangle$
	\frown

EXISTING STREET MONUMENT
EXISTING WATER BOX
EXISTING UTILITY BOX
EXISTING FIRE ALARM BOX
EXISTING ELECTRIC BOX
EXISTING JOINT POLE
EXISTING WATER VALVE
EXISTING FIRE HYDRANT
EXISTING GAS VALVE
EXISTING SANITARY SEWER MANHOLE
EXISTING STORM DRAIN MANHOLE
EXISTING CATCH BASINS
EXISTING STREET LIGHT
EXISTING STREET SIGN
EXISTING GRADE
CONTROL POINT
SITE BENCHMARK

SANITARY KEY NOTES

- PROPOSED 6" SANITARY SEWER POINT OF CONNECTION TO BUILDING. SEE PLUMBING PLAN FOR CONTINUATION -BACKWATER CHECK VALVE REQUIRED AT PROPERTY LINE. VERIFY INVERT IN RELATION TO EXISTING SEWER MAIN PRIOR TO CONSTRUCTION. PROPOSED 6" DIAMETER SCHEDULE 40 PVC PIPE (OR APPROVED EQUIVALENT). LENGTH AND SLOPE PER PLAN. PROPOSED 22.5 BEND WITH CLEANOUT. INVERT ELEVATION PER PLAN. BREAK INTO EXISTING SEWER MANHOLE BASE. APPROXIMATE INVERT PER PLAN. CONTRACTOR TO VERIFY NOTIFY ENGINEER OF ANY DISCREPANCIES PRIOR TO CONSTRUCTION. WATER KEY NOTES PROPOSED 3" DOMESTIC WATER POINT OF CONNECTION TO BUILDING. SEE PLUMBING PLANS FOR CONTINUATION. PROPOSED 6" FIRE WATER SERVICE PROTECTION POINT OF CONNECTION TO BUILDING. SEE PLUMBING AND FIRE PROTECTION PLANS FOR CONTINUATION AND LOCATION OF FDC AND PIV. PROPOSED ABOVE GROUND 3" BACKFLOW PREVENTION ASSEMBLY FOR DOMESTIC SERVICE LINE. PROPOSED ABOVE GROUND 6" DOUBLE CHECK ASSEMBLY FOR
- FIRE SERVICE. EBMUD TO VERIFY NEED FOR DOUBLE CHECK UPON SERVICE APPLICATION.
- PROPOSED ABOVE GROUND 1" BACKFLOW PREVENTION ASSEMBLY FOR IRRIGATION SERVICE LINE.
- PROPOSED CONNECTION FOR 3" WATER AND 6" FIRE WATER SERVICES TO WATER MAIN IN DERBY STREET.
- PROPOSED 1" IRRIGATION WATER POINT OF CONNECTION. SEE IRRIGATION PLANS FOR CONTINUATION.
- PROPOSED IRRIGATION SUB-METER. SEE IRRIGATION PLANS FOR DETAILS.

DRY UTILITY KEY NOTES

- PROPOSED ELECTRICAL, TELEPHONE AND CABLE/DATA POINT OF CONNECTION TO BUILDING. CONTRACTOR SHALL CONFIRM AND COORDINATE LOCATION WITH ARCHITECTURAL AND ELECTRICAL PLANS FOR CONDUIT SIZE AND TYPE. CONNECT PROPOSED ELECTRICAL, TELEPHONE, AND CABLE/DATA TO THE RELOCATED JOINT POLE. CONTRACTOR SHALL CONFIRM AND COORDINATE LOCATION WITH ARCHITECTURAL AND ELECTRICAL PLANS. PROPOSED GAS SERVICE LINE POINT OF CONNECTION TO BUILDING. REUSE EXISTING SERVICE LINE - CONFIRM SIZE AND LOCATION WITH MECHANICAL PLANS AND PG&E. GAS METER TO BE LOCATED INSIDE THE BUILDING IN DEDICATED METER ROOM. SEE PLUMBING PLANS FOR CONTINUATION. CONNECT GAS SERVICE TO EXISTING GAS VALVE - CONFIRM EXISTING SIZE WITH PG&E. DRM DRAIN CONSTRUCTION NOTES PROPOSED 12" DIAMETER RCP LATERAL CONNECTION TO EXISTING STORM DRAIN BOX CULVERT PER GREENBOOK STANDARD PLAN 335-2, LATEST EDITION. TRENCH AND BACKFILL PER CITY OF BERKELEY STANDARD PLAN. PROPOSED CATCH BASIN WITH CURB INLET PER CITY OF BERKELEY STANDARD PLAN 6166. PROPOSED 12" DIAMETER RCP STORM DRAIN PIPE OR APPROVED EQUIVALENT. LENGTH AND SLOPE PER PLAN. PROPOSED 72" PRE-CAST CONCRETE MANHOLE WITH CONTECH STORMFILTER SFMH48 MEDIA FILTER OR APPROVED EQUIVALENT. PROPOSED STORM DRAIN CLEAN-OUT. RIM AND INVERT PER PLAN. PROPOSED LANDSCAPE AREA DRAIN INLET. RIM AND INVERT PER
- PLAN. PROPOSED 4" PERFORATED PIPE UNDERDRAIN. LENGTH AND SLOPE PER PLAN.

 $\langle 7 \rangle$

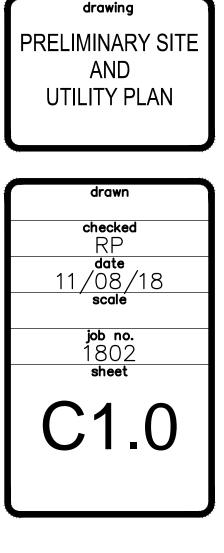
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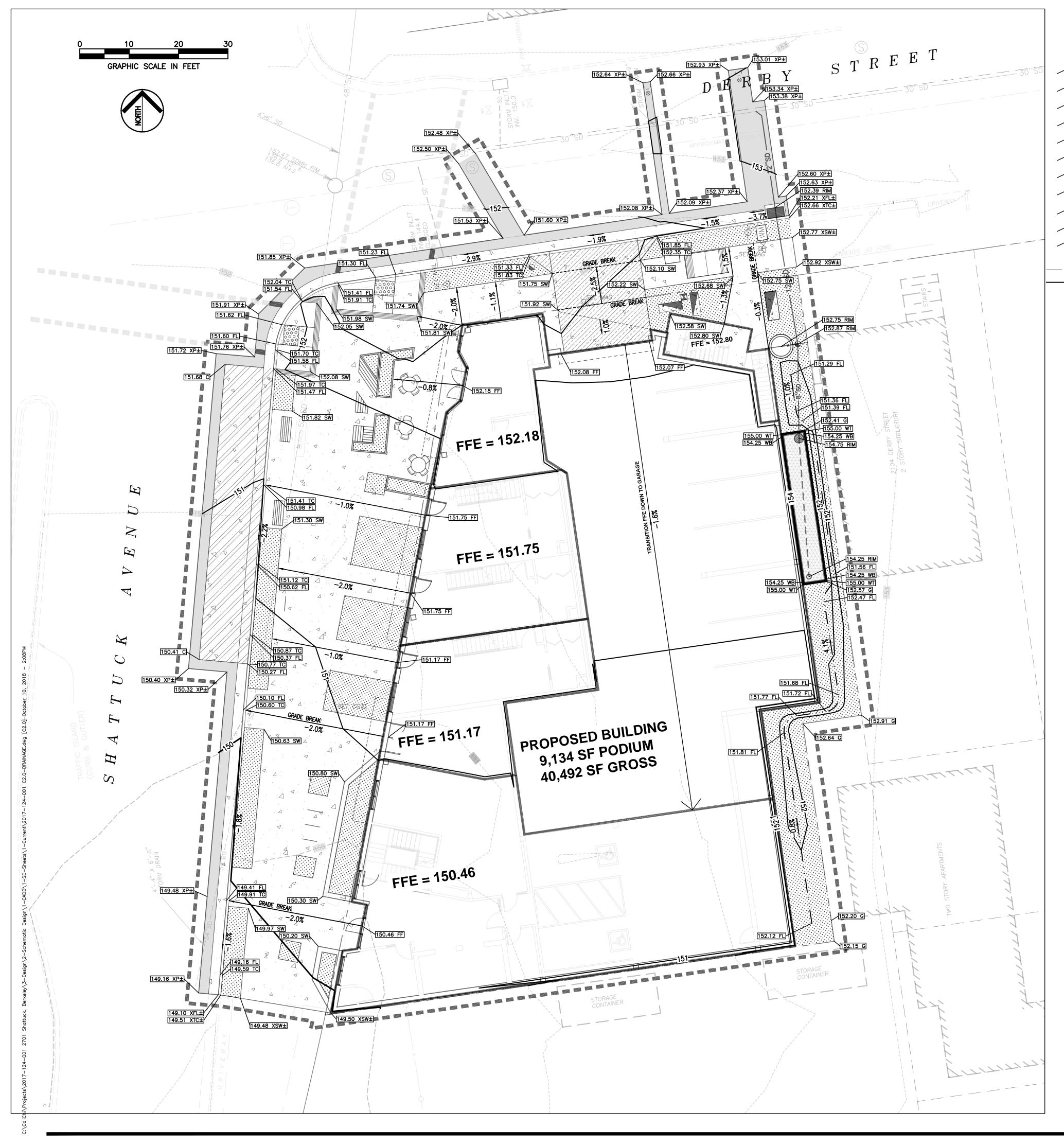












SPOT GRADING LEGEND

90.00 EX	INDICATES ELEVATION T
90.00 FFE	INDICATES ELEVATION A
90.00 C	INDICATES ELEVATION A
90.00 TC	INDICATES ELEVATION A
90.00 G	INDICATES ELEVATION A
90.00 FL	INDICATES ELEVATION A
90.00 BW	INDICATES ELEVATION A
90.00 TW	INDICATES ELEVATION A
90.00 BS	INDICATES ELEVATION A
90.00 TS	INDICATES ELEVATION A
90.00 RIM	INDICATES ELEVATION A
1.5%	DRAINAGE ARROW AND
-132 — —	EXISTING 1-FT CONTO
—132 ——	PROPOSED 1-FT CONT

- TO MATCH EXISTING
- AT BUILDING FINISHED FLOOR
- AT TOP OF CONCRETE
- AT TOP OF CURB
- AT FINISHED GROUND
- AT FLOW LINE
- AT BOTTOM OF WALL
- AT TOP OF WALL
- AT BOTTOM OF STAIR
- AT TOP OF STAIR
- AT STORM DRAIN RIM
- PROPOSED SLOPE
- OUR
- NTOUR

SITE PAVING LEGEND

PROPOSED PCC PAVEMENT SIDEWALK (4"PCC)

PROPOSED HEAVY DUTY PCC PAVEMENT (9"PCC/6"AB)

PROPOSED LANDSCAPE AREA - SEE LANDSCAPE PLANS FOR DETAILS

PROPOSED ASPHALT PAVEMENT DEEP LIFT (10"AC MIN.)

GEOTECHNICAL REPORT NOTE:

THE CONTRACTOR SHALL FOLLOW ALL RECOMMENDATIONS AND PROCEDURES AS DESCRIBED IN THE SOILS REPORT FOR THE PROJECT SITE BY AMSO CONSULTING ENGINEERS, TITLED "GEOTECHNICAL INVESTIGATION FOR 2701 SHATTUCK AVENUE BUILDING, BERKELEY, CALIFORNIA" AND DATED JULY 15 2013, INCLUDING ALL PROJECT SPECIFICATIONS, REQUIREMENTS, RECOMMENDATIONS AND PROCEDURES IN REGARDS TO OVEREXCAVATION, COMPACTION, SOIL REMEDIATION, DEWATERING, FTC.

PAD ELEVATION NOTE:

PAD ELEVATION SHOWN IS PER THE GEOTECHNICAL REPORT AS PROVIDED BY AMSO CONSULTING ENGINEERS, DATED JULY 15, 2013, AND COORDINATION WITH STRUCTURAL PLANS. CURRENT PAD ELEVATIONS ASSUME 5 INCH PCC SLAB OVER 2 INCH SAND OVER 4-1/4 INCH PEA GRAVEL FOR BUILDING SLABS, AND 18 INCH PCC FOR THE MAT FOUNDATION SLAB. CONTRACTOR TO VERIFY PAD ELEVATION GRADE WITH GEOTECHNICAL REPORT AND FINAL BUILDING STRUCTURAL PLANS PRIOR TO CONSTRUCTION. ANY DISCREPANCIES SHALL BE MADE AWARE TO THE ENGINEER IMMEDIATELY.

STORM DRAIN SHEET NOTES:

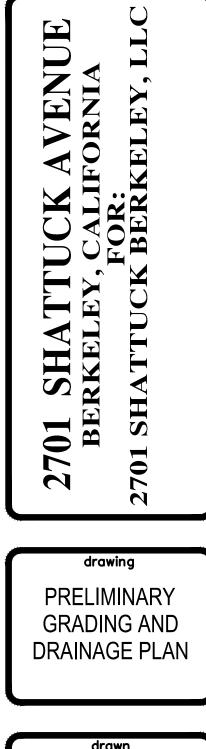
1. ALL SCHEDULE 40 PVC PIPES SHALL HAVE SOLVENT CEMENTED JOINTS PER MANUFACTURER'S RECOMMENDATIONS.

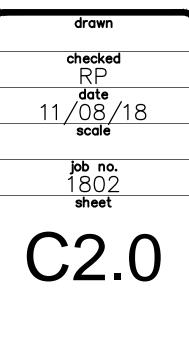
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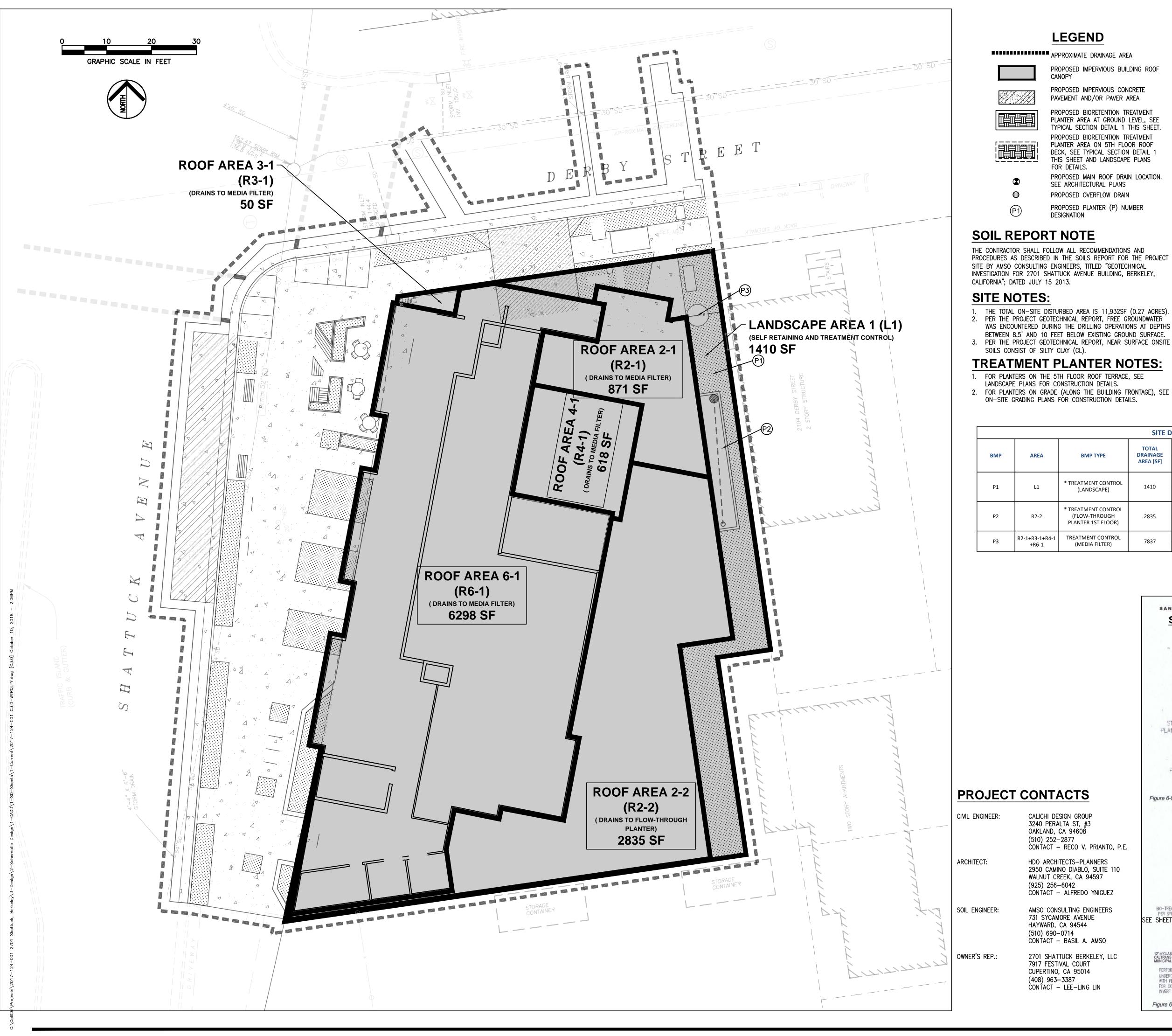












- PROPOSED IMPERVIOUS BUILDING ROOF
- PROPOSED IMPERVIOUS CONCRETE PAVEMENT AND/OR PAVER AREA
- PROPOSED BIORETENTION TREATMENT PLANTER AREA AT GROUND LEVEL, SEE TYPICAL SECTION DETAIL 1 THIS SHEET. PROPOSED BIORETENTION TREATMENT PLANTER AREA ON 5TH FLOOR ROOF DECK, SEE TYPICAL SECTION DETAIL 1 THIS SHEET AND LANDSCAPE PLANS
- PROPOSED MAIN ROOF DRAIN LOCATION. SEE ARCHITECTURAL PLANS
- PROPOSED OVERFLOW DRAIN PROPOSED PLANTER (P) NUMBER

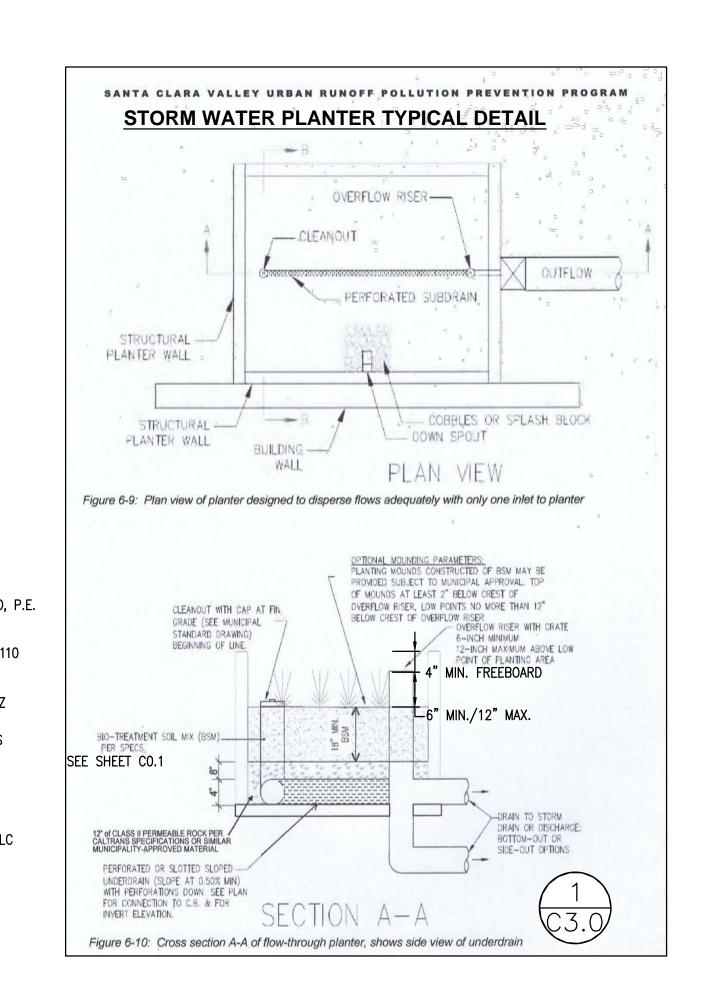
INSPECTION AND MAINTENANCE

RESPONSIBLE PARTY FOR LANDSCAPE MAINTENANCE: PROPERTY OWNER -2701 SHATTUCK BERKELEY, LLC

FLOW-THROUGH PLANTER MAINTENANCE PLAN ROUTINE MAINTENANCE (MONTHLY INSPECTIONS, OR AS NEEDED AFTER STORM

- EVENTS): • INSPECT THE PLANTER SURFACE AREA, INLETS AND OUTLETS FOR OBSTRUCTIONS AND TRASH; CLEAR ANY OBSTRUCTIONS AND REMOVE TRASH AND DEBRIS.
- CLEAN UP FALLEN LEAVES OR DEBRIS. INSPECT PLANTER BOX AFTER STORMS TO ENSURE STRUCTURAL INTEGRITY OF THE BOX AND THAT THE PLANTER IS NOT CLOGGING, AND IS DRAINING WITHIN 3-4 HOURS AFTER STORM EVENTS. IF PONDED WATER DOES NOT DRAIN, THE SURFACE SOILS SHOULD BE TILLED OR REPLACED AND REPLANTED AS NECCESSARY. IF MOSQUITO LARVAE ARE OBSERVED, CONTACT THE COUNTY
- VECTOR CONTROL DISTRICT AT (408) 918-4770 OR (800) 675-1155. INSPECT THE ENERGY DISSIPATION AT THE INLET TO ENSURE IT IS FUNCTIONING ADEQUATELY, AND THAT THERE IS NO SCOUR OF THE SURFACE
- MULCH. REMOVE ANY ACCUMULATION OF SEDIMENT. • CHECK THAT MULCH IS AT APPROPRIATE DEPTH (2 INCHES PER SOIL SPECIFICATIONS) AND REPLENISH AS NECESSARY.
- BI-ANNUAL INSPECTION (AT LEAST TWICE A YEAR): PRUNE AND WEED THE PLANTER AREA.
- REMOVE AND REPLACE ANY DEAD OR DYING PLANTS.
- TREAT DISEASED PLANTS, AS NEEDED, USING PREVENTATIVE AND LOW-TOXIC MEASURES TO THE EXTENT POSSIBLE. • AVOID THE USE OF PESTICIDES AND QUICK-RELEASE SYNTHETIC FERTILIZERS
- AND FOLLOW THE PRINCIPLES OF INTEGRATED PEST MANAGEMENT (IPM). CHECK WITH THE LOCAL JURISDICTION FOR ANY LOCAL POLICIES REGARDING THEIR USE OF PESTICIDES AND FERTILIZERS.
- MAINTAIN THE IRRIGATION SYSTEM AND ENSURE THAT PLANTS ARE RECEIVING THE CORRECT AMOUNT OF WATER (IF APPLICABLE). ANNUAL INSPECTION (JUST PRIOR TO THE WET SEASON)
- APPLY 1" TO 2" OF COMPOSED MULCH TO BE APPLIED ONCE A YEAR. MULCH SHOULD ALSO BE REPLACED WHEN EROSION IS EVIDENT; SPOT MULCHING MAY BE SUFFICIENT FOR RANDOM VOID AREAS.

	SITE D	RAINAGE ARE	AS AND BMP	'S				
	TOTAL DRAINAGE	IMPERVIOUS AREA [SF]	Percentage	BMP AREA REQUIRED [SF]		BMP AREA PROVIDED	TREATMENT FLOW	TREATMENT FLOW
BMP TYPE	AREA [SF]	PERVIOUS AREA [SF]	Percentage		[SF] [SF]	REQUIRED* [GPM]	CAPACITY** [GPM]	
REATMENT CONTROL (LANDSCAPE)	1410	0	0.0%	0	0	1420		
		1410	100.0%	0	1420	-		-
REATMENT CONTROL (FLOW-THROUGH PLANTER 1ST FLOOR)	HROUGH 2835	2835	100.0%	113	112	120		
		0	0.0%		120	-	-	
REATMENT CONTROL (MEDIA FILTER)	DL 7837	7837	100.0%	7837	7837	0004	14.53	22.5
		0	0.0%			7837 8004		22.5

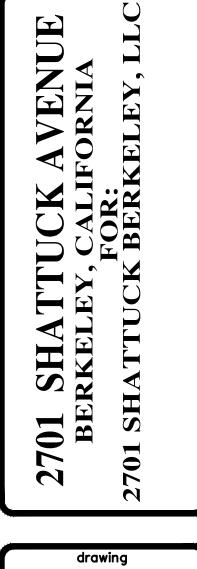


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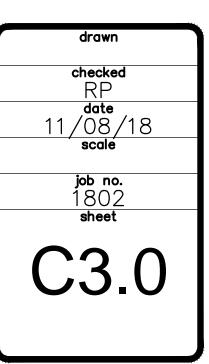












ATTAC<u>HMENT 1, EXHIBIT B</u>

CORNER PARKLET



VINE CABLES/GREENSCREEN SITE FURNISHINGS







SEATING





RECYCLING/TRASH

SHRUBS















VINES



STREET TREES







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VENUE

2701 SHATTUCK AV BERKELEY, CALIFOR FOR: 2701 SHATTUCK BERKEL

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Concrete paving

LEGEND

- Pedestal pavers
- 3 Bench
- Table & chairs
- 65 Adirondack chair
- Built-in bench 6
- Bike rack
- 8 Seatwall
- 9 Raised planters Low railing
- Grill and kitchen
- Greenscreen/trellis with vines
- Gravel & vines in pots
- 1 Planting area
- 15 Precast pots
- Accent Trees in planting area
- **17** Street Tree, pending water line depth
- (18) Parklet with removable planters & seating

GROUND LEVEL PLANTING MATERIALS

STREET TREES

Acer rubrum 'Scarsen' - Scarlet Sentinel maple (Shattuck Ave) Acer buergerianum - Triden maple (Derby St)

ACCENT TREES

Lagerstroemia indica 'Dynamite'- crape myrtle

PLANTING AREA

Acer rubrum ' armstrong' - columnar red maple Carex divulsa - gray sedge Carex tumullicola - Berkeley sedge Ceratostigma plumbaginoides - dwarf plumbago Juncus patens - gray rush Polystichum munitum - sword fern Osmanthus fragrans aurantiacus - orange sweet olive

RAISED PLANTERS / CURBED PLANTERS

Anemone x hybrida ' Honorine Jobert' - japanese anemone Festuca glauca 'Elijah Blue' - blue fescue Helictotrichon sempervirens - blue oat grass Kniphofia uvaria - torch lily Nephrolepis cordiflolia - sword fern Penstemon heterophyllus 'Margarita BOP' - blue bedder Verbena bonariensis - purple top

PRECAST POTS

Annuals - tbd Cares spp. - sedge Kniphofia uvaria - torch lily Juncus patens - gray rush Phormium hybrids - new zealand flax

VINES ON GREENSCREEN & CABLES Campsis radicans - trumpet vine Hardenbergia violacea - lilac vine

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



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TREES





SHRUBS & GROUNDCOVERS

























SEATING







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VENUE

2701 SHATTUCK AV BERKELEY, CALIFOR FOR: 2701 SHATTUCK BERKELI

LEGEND

Concrete paving

- Pedestal pavers
- Bench
- Table & chairs 5 Adirondack chair
- 6 Built-in bench
- Bike rack
- 8 Seatwall

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- 9 Raised planters
- 10 Low railing
- Grill and kitchen
- Greenscreen with vines
- Gravel & vines in pots
- 12 Stormwater treatment area
- 15 Precast pots
- Accent Tree in planting area

PODIUM PLANTING MATERIALS

TREES

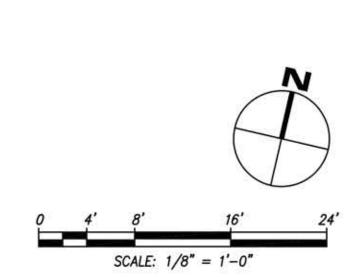
- Acer palmatum 'Sangu Kaku'- japanese maple Azara microphylla box leaf azara Cercis canadensis eastern redbud
- SHRUB & GRASSES Anemone x hybrida 'Honorine Jobert' japanese anemone Carex spp. sedge Festuca glauca 'Elijah Blue' blue fescue Helictotrichon sempervirens blue oat grass Loropetalum chinense fringe flower Muhlenbergia rigens deer grass Nassella tenuissima feather grass Nephrolepis cordifolia sword fern Phormium 'Sunset' new zealand flax Rosmarinus 'Tuscan Blue' rosemary

GREEN ROOF MIX

Achillea millefolium 'Paprika' - yarrow Sedum rubrotinctum - stonecrop Sedum spathifoium 'Cape Blanco' - stonecrop Sedum 'Angelina' - stonecrop Eriogonum grande v. rubescens - buckwheat

RAISED PLANTERS

Loropetalum v. rubrum 'Blush' - fringe flower Muhlenbergia rigens - deer grass Rosmarinus 'Tuscan Blue' - rosemary

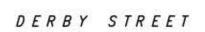


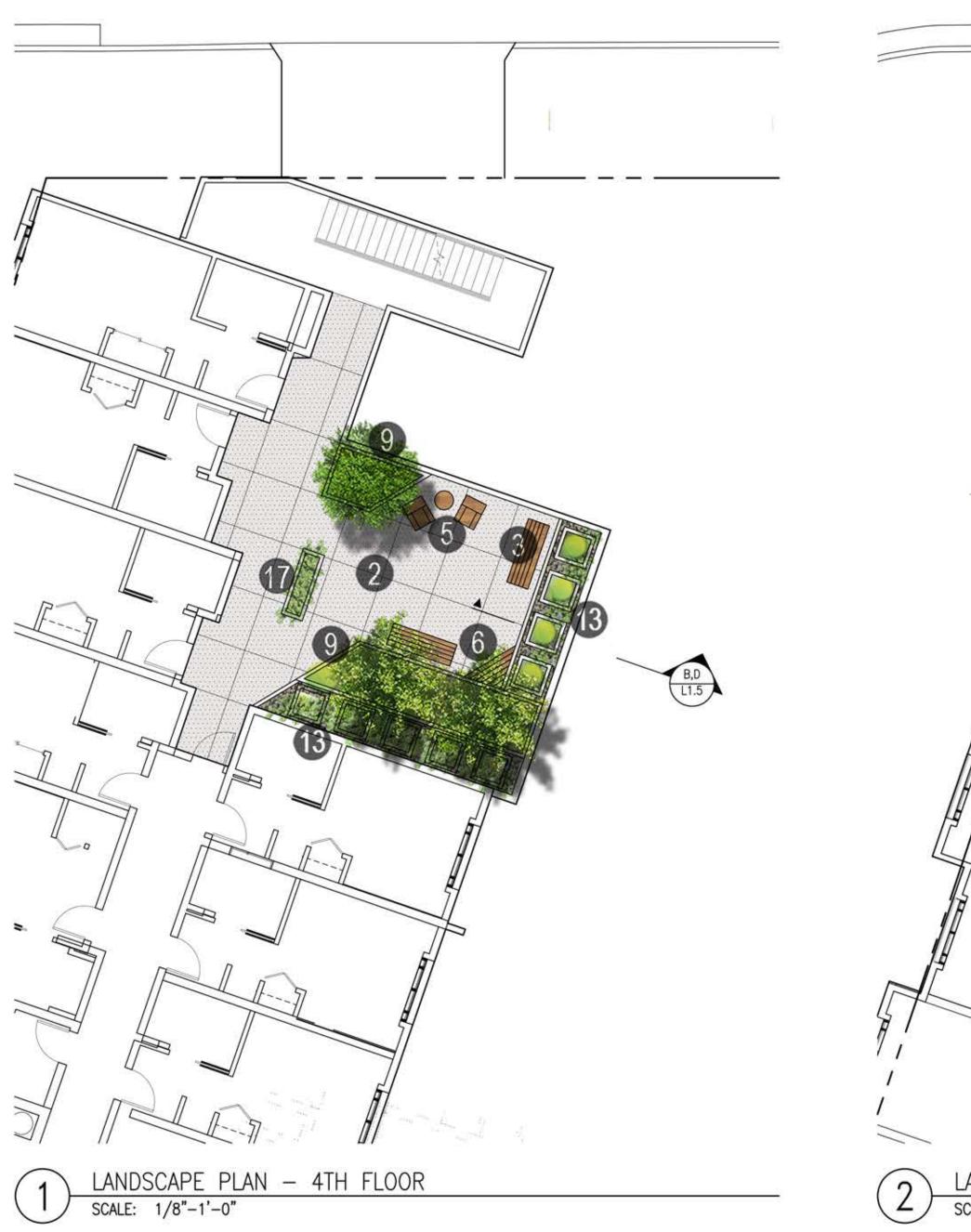
drawing ILLUSTRATIVE PLAN -PODIUM

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SHRUBS & VINES



TREES

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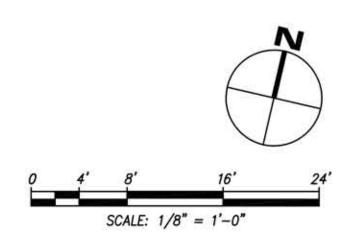
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LEGEND

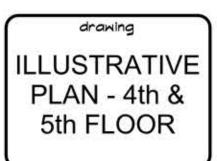
- Concrete paving 2 Pedestal pavers 3 Bench Table & chairs (5) Adirondack chair 6 Built-in bench
- **Bike rack** 8 Seatwall 9 Raised planters 10 Low railing Grill and kitchen Greenscreen with vines Planting pots in aggregate bed
- **14** Stormwater treatment area
- 15 Precast pots
- **16** Accent Tree in planting area
- Planter with vines at trellis

4th & 5th LEVEL PLANTING MATERIALS

- RAISED PRECAST PLANTERS Acer palmatum 'Sango Kaku' Coralbark Maple Anemone x hybrida Japanese anemone Cercis canadensis Redbud Correa 'Rays Tangerine' Australian fuchsia Loropetalum v. rubrum fringe flower Polystichum munitium California sword fern Sarcococca bookeriana sweet box Sarcococca hookeriana - sweet box
- PRECAST POTS Annuals tbd Carex spp. sedge Citrus limon ' Meyer Improved' meyer lemon Citrus kumquat kumquat Kniphofia uvaria torch lily Juncus patens gray rush Phormium hybrids New Zealand flax
- VINES Campsis radicans trumpet vine







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DERBY STREET







PRECAST POTS

VINES







TRELLIS



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ZAB SUBMITTAL	-





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LEGEND



- **Bike rack** 8 Seatwall 9 Raised planters 10 Low railing Grill and kitchen with overhead shade structure Greenscreen with vines
- Gravel & vines in pots
- **14** Stormwater treatment area
- 15 Precast pots
- 6 Accent Tree in planting area

ROOF PLANTING MATERIALS

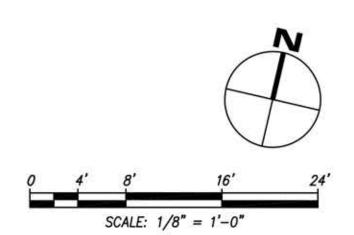
RAISED PRECAST PLANTERS Anemone x hybrida - Japanese anemone Loropetalum v. rubrum - fringe flower Phormium 'Margaret Jones' - new zealand flax Polystichum munitium - California sword fern Sarcococca hookeriana - sweet box

PRECAST POTS Annuals - tbd Carex spp. - sedge Citrus limon 'Meyer Improved' - meyer lemon Citrus kumquat - kumquat Kniphofia uvaria - torch lily Juncus patens - gray such Juncus patens - gray rush Phormium hybrids - new zeland flax

VINES

Campsis radicans - trumpet vine Hardenbergia violacea 'Happy Wanderer' - lilac vine



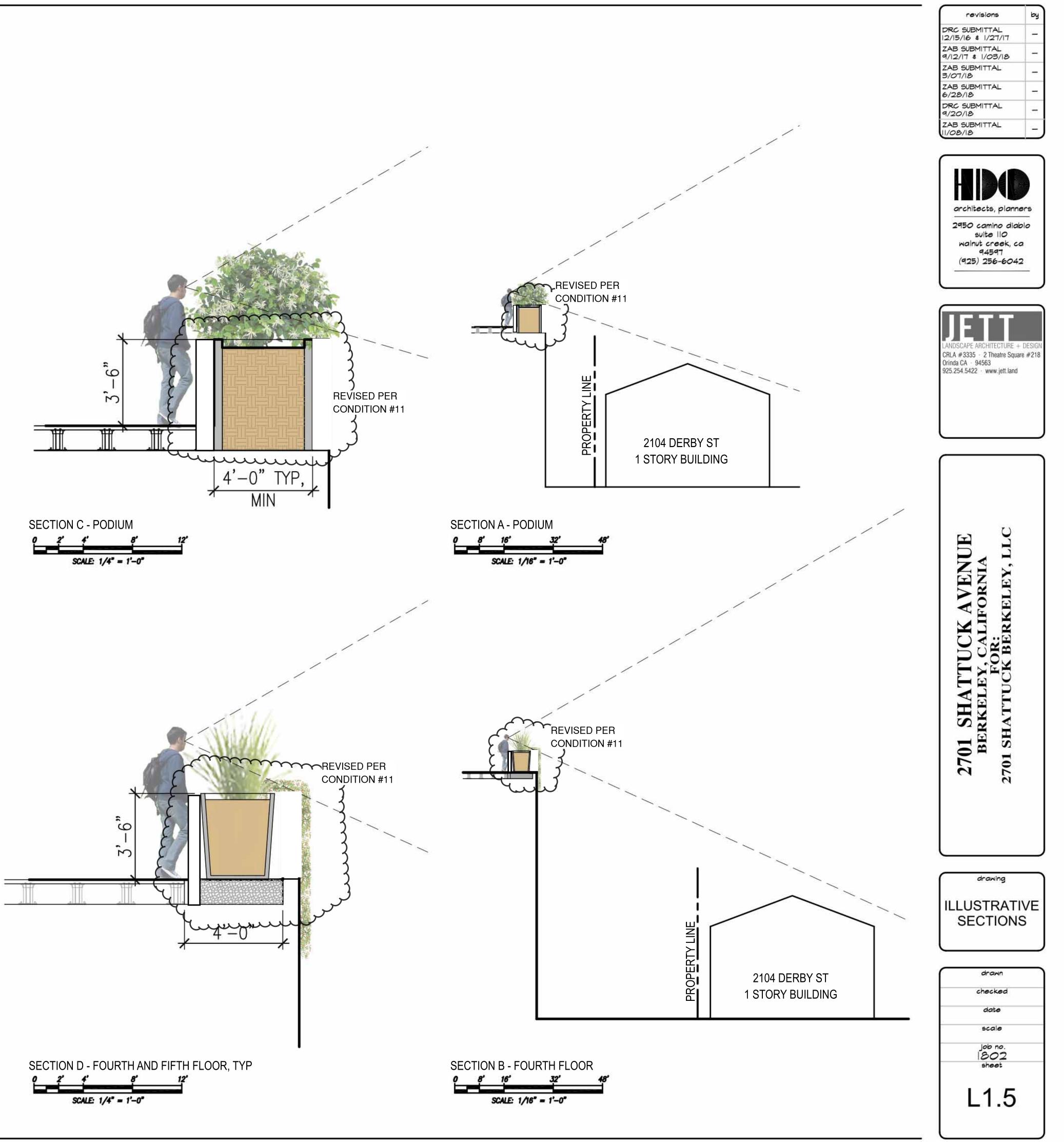


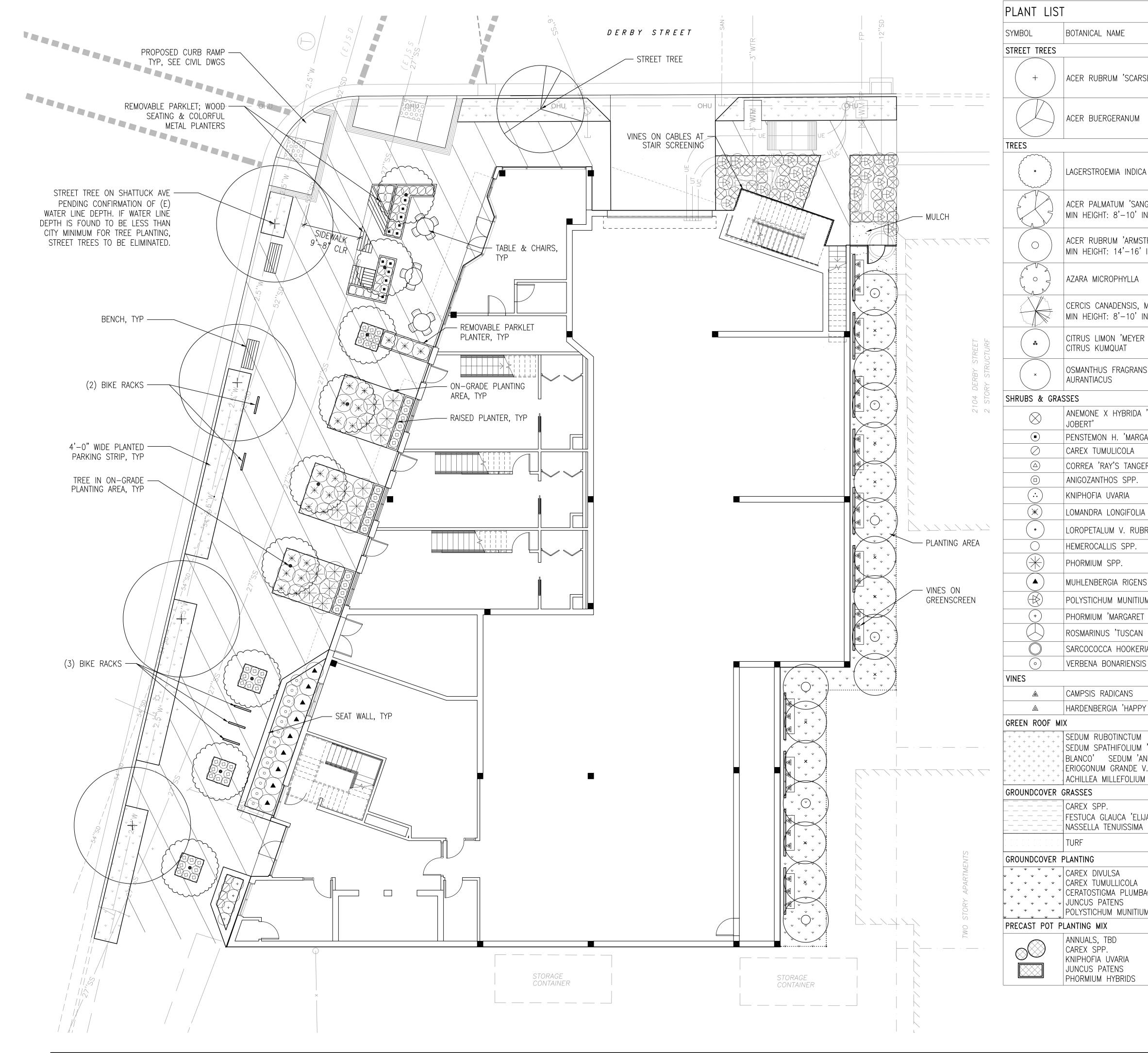




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ATTACHMENT 1, EXHIBIT B

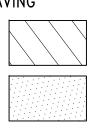




	COMMON NAME
SEN'	SCARLET SENTIEL MAPLE, 24"BOX
	TRIDENT MAPLE, 24" BOX
`DYNAMITE'	CRAPE MYRTLE
GU KAKU'' NSTALLED	JAPANESE MAPLE, 36"BOX
RONG' INSTALLED	COLUMNAR RED MAPLE, 36"BOX
	BOXLEAF AZARA
MULTI NSTALLED	EASTERN REDBUD, 24"BOX
IMPROVED'	MEYER LEMON KUMQUAT
	ORANGE SWEET OLIVE
'HONORINE	JAPANESE ANEMONE
ARITA BOP'	BLUE PENSTEMON BERKELEY SEDGE
RINE'	AUSTRALIAN FUCHSIA
	KANGAROO PAWS
	TORCH LILY
'BREEZE'	LOMANDRA
RUM 'BLUSH'	FRINGE FLOWER
	DAYLILLY NEW ZEALAND FLAX
<u></u>	
)	DEER GRASS
	CA. SWORD FERN
JONES'	NEW ZEALAND FLAX
BLUE'	SWEET BOX
ANA HUMILIS	PURPLE TOP
WANDERER'	TRUMPET VINE PURPLE LILAC VINE
'CAPE	STONECROP STONECROP
IGELINA' . RUBESCENS	STONECROP BUCKWHEAT
'PAPRIKA'	YARROW
	SEDGE SPECIES
AH BLUE'	BLUE FESCUE FEATHER GRASS
	GRAY SEDGE
	BERKELEY SEDGE
AGINOIDES	DWARF PLUMBAGO GRAY RUSH
M	SWORD FERN
	SEDGE SPECIES TORCH LILY
	GRAY RUSH NEW ZEALAND FLAX

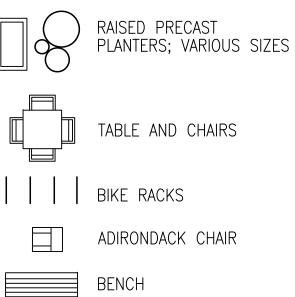
SYMBOLS

PAVING



DECORATIVE PAVING PATTERN COLORED CONCRETE PAVING

SITE FURNISHINGS

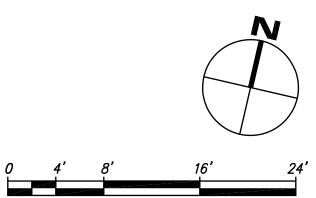


PLANTING NOTES

- 1. SOIL MANAGEMENT REPORT: UPON COMPLETION OF MASS GRADING, CONTRACTOR TO PROVIDE AGRICULTURAL SOIL ANALYSIS DONE BY A QUALIFIED SOIL—TESTING LABORATORY. SOIL ANALYSIS LAB TO MAKE RECOMMENDATIONS FOR AMENDING THE TOPSOIL WITH COMPOST TO BRING ORGANIC MATTER TO A MINIMUM OF 3.5% DRY WEIGHT.
- 2. ALL PLANTING AREAS SHALL BE TOP-DRESSED WITH A 3" LAYER OF ORGANIC MULCH.
- 3. STREET TREES TO BE MINIMUM OF 24" BOX SIZE STANDARD TRUNK, A SINGLE DOMINANT CENTRAL LEADER WITH STAKES. ANY TREE NOT ALIVE AND VIGOROUSLY GROWING AFTER THREE YEARS SHALL BE REPLACED BY OWNER.

IRRIGATION NOTES

- 1. THESE PLANS SHALL COMPLY WITH THE CRITERIA OF THE CALIFORNIA MODEL WATER EFFICIENCY ORDINANCE, EBMUD SECTION 31, AND BAY-FRIENDLY BASICS AND APPLY THE ASSOCIATED CRITERIA FOR THE EFFICIENT USE OF WATER IN THE IRRIGATION DESIGN PLAN.
- 2. IRRIGATION SYSTEM IS TO BE FULLY AUTOMATIC, USING A WEATHER-BASED CONTROLLER AND LOW-FLOW DRIP, SUBSURFACE DRIP, AND BUBBLER DISTRIBUTION. BUBBLERS NOT TO EXCEED 1.5 GALLONS PER MINUTE PER BUBBLER.
- 3. STREET TREES TO BE IRRIGATED WITH 2 BUBBLERS EACH AND VALVED INDEPENDENTLY. PROVIDE A MINIMUM OF 20 GALLON OF WATER PER WEEK BETWEEN MARCH 15TH TO OCT 15TH.



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

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ZAB SUBMITTAL 9/12/17 \$ 1/03/18	_
ZAB SUBMITTAL 3/07/18	_
ZAB SUBMITTAL 6/28/18	_
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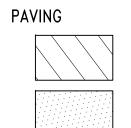






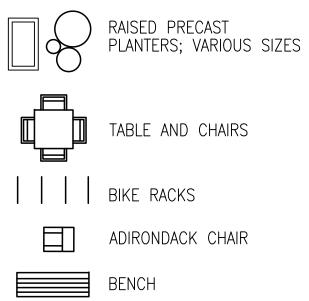
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5	ORANGE SWEET OLIVE
'HONORINE	JAPANESE ANEMONE
ARITA BOP'	BLUE PENSTEMON
	BERKELEY SEDGE
RINE'	AUSTRALIAN FUCHSIA KANGAROO PAWS
	TORCH LILY
'BREEZE'	LOMANDRA
RUM 'BLUSH'	FRINGE FLOWER
	DAYLILLY
	NEW ZEALAND FLAX
5	DEER GRASS
М	CA. SWORD FERN
JONES'	NEW ZEALAND FLAX
BLUE'	T. BLUE ROSEMARY
IANA HUMILIS	SWEET BOX
,	
	TRUMPET VINE
WANDERER'	PURPLE LILAC VINE
'CAPE	STONECROP STONECROP
NGELINA' /. RUBESCENS	STONECROP BUCKWHEAT
'PAPRIKA'	YARROW
	SEDGE SPECIES
IAH BLUE'	BLUE FESCUE FEATHER GRASS
	GRAY SEDGE
AGINOIDES	BERKELEY SEDGE DWARF PLUMBAGO
М	GRAY RUSH SWORD FERN
	– SEDGE SPECIES
	TORCH LILY GRAY RUSH
	NEW ZEALAND FLAX

SYMBOLS



DECORATIVE PAVING PATTERN COLORED CONCRETE PEDESTAL PAVERS

SITE FURNISHINGS

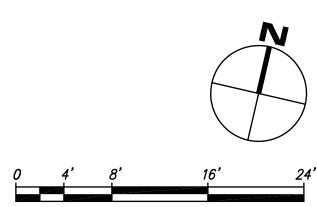


PLANTING NOTES

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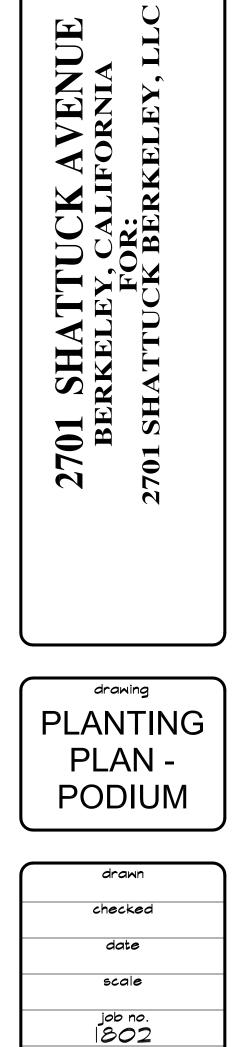


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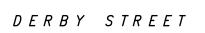
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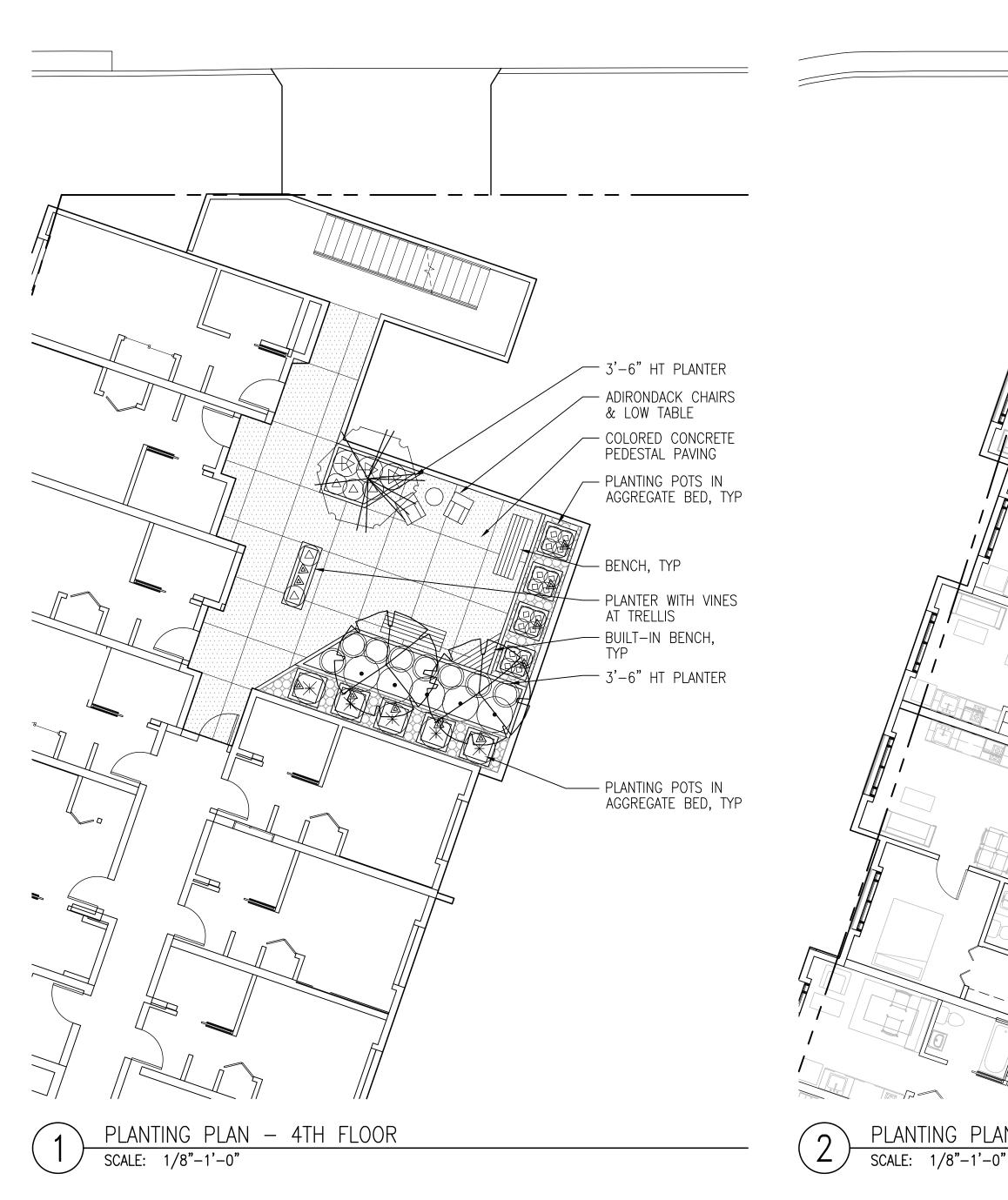












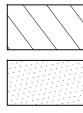
	PLANT LIST	
	SYMBOL	BOTANICAL NAME
	STREET TREES	
		ACER RUBRUM 'SCARSEN'
		ACER BUERGERANUM
	TREES	
		LAGERSTROEMIA INDICA 'D
		ACER PALMATUM 'SANGU MIN HEIGHT: 8'–10' INST/
		ACER RUBRUM 'ARMSTROI MIN HEIGHT: 14'–16' INS
		AZARA MICROPHYLLA
DERBY STREET		CERCIS CANADENSIS, MUL MIN HEIGHT: 8'-10' INST/
		CITRUS LIMON 'MEYER IMI CITRUS KUMQUAT
		OSMANTHUS FRAGRANS AURANTIACUS
	SHRUBS & GRAS	SSES
2 3 5	\otimes	ANEMONE X HYBRIDA 'HO JOBERT'
		PENSTEMON H. 'MARGARIT CAREX TUMULICOLA
		CORREA 'RAY'S TANGERIN
		ANIGOZANTHOS SPP.
		KNIPHOFIA UVARIA
	(*)	LOMANDRA LONGIFOLIA 'B
		LOROPETALUM V. RUBRUM
		HEMEROCALLIS SPP.
	(\bigstar)	PHORMIUM SPP.
		MUHLENBERGIA RIGENS
		POLYSTICHUM MUNITIUM
	(+)	PHORMIUM 'MARGARET JO
		ROSMARINUS 'TUSCAN BLI
		SARCOCOCCA HOOKERIANA
	(o)	VERBENA BONARIENSIS
PLANTER POT, TYP	VINES	
COLORED CONC		CAMPSIS RADICANS
PEDESTAL PAVING		HARDENBERGIA 'HAPPY W
	GREEN ROOF MI	X SEDUM RUBOTINCTUM
	$\begin{array}{cccccccccccccccccccccccccccccccccccc$	SEDUM SPATHIFOLIUM 'CA
		BLANCO' SEDUM 'ANGE ERIOGONUM GRANDE V. R
		ACHILLEA MILLEFOLIUM 'P.
3'-6" HT PLANTER	GROUNDCOVER	GRASSES
J J - O HI PLANIER		CAREX SPP.
		FESTUCA GLAUCA 'ELIJAH NASSELLA TENUISSIMA
		TURF
GRAVEL & PLANTER	GROUNDCOVER	PLANTING
POT, TYP	· · · · · · · · · · · · · · · · · · ·	CAREX DIVULSA
	+ + + + + + + + +	CAREX TUMULLICOLA CERATOSTIGMA PLUMBAGIN
	V V V V V V V V V	JUNCUS PATENS
		POLYSTICHUM MUNITIUM
	PRECAST POT P	
		ANNUALS, TBD CAREX SPP.
AN – 5TH FLOOR		KNIPHOFIA UVARIA
0"		JUNCUS PATENS PHORMIUM HYBRIDS
	·	

PLANTING PLAN – 5TH FLOOR

	COMMON NAME
SCARSEN'	SCARLET SENTIEL MAPLE, 24"BOX
NUM	TRIDENT MAPLE, 24" BOX
NDICA 'DYNAMITE'	CRAPE MYRTLE
'SANGU KAKU'' 10' INSTALLED	JAPANESE MAPLE, 36"BOX
ARMSTRONG' -16' INSTALLED	COLUMNAR RED MAPLE, 36"BOX
LLA	BOXLEAF AZARA
SIS, MULTI 10'INSTALLED	EASTERN REDBUD, 24"BOX
EYER IMPROVED'	MEYER LEMON KUMQUAT
GRANS	ORANGE SWEET OLIVE
RIDA 'HONORINE	JAPANESE ANEMONE
MARGARITA BOP'	BLUE PENSTEMON BERKELEY SEDGE
ANGERINE'	AUSTRALIAN FUCHSIA
PP.	KANGAROO PAWS
4	TORCH LILY
Folia 'Breeze'	LOMANDRA
RUBRUM 'BLUSH'	FRINGE FLOWER
PP.	DAYLILLY
1.	NEW ZEALAND FLAX
IGENS	DEER GRASS
NITIUM	CA. SWORD FERN
ARET JONES'	NEW ZEALAND FLAX
SCAN BLUE'	T. BLUE ROSEMARY
OKERIANA HUMILIS	SWEET BOX
ENSIS	PURPLE TOP
10	
	TRUMPET VINE PURPLE LILAC VINE
APPY WANDERER'	PURPLE LILAC VINE
TUM	STONECROP
LIUM 'CAPE	STONECROP
M 'ANGELINA' IDE V. RUBESCENS	STONECROP BUCKWHEAT
DLIUM 'PAPRIKA'	YARROW
'ELIJAH BLUE'	SEDGE SPECIES BLUE FESCUE
SIMA	FEATHER GRASS
DLA LUMBAGINOIDES NITIUM	GRAY SEDGE BERKELEY SEDGE DWARF PLUMBAGO GRAY RUSH SWORD FERN
A DS	– SEDGE SPECIES TORCH LILY GRAY RUSH NEW ZEALAND FLAX

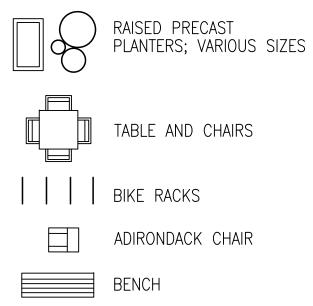
SYMBOLS

PAVING



DECORATIVE PAVING PATTERN COLORED CONCRETE PEDESTAL PAVERS

SITE FURNISHINGS

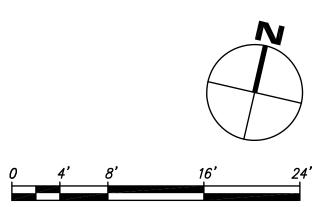


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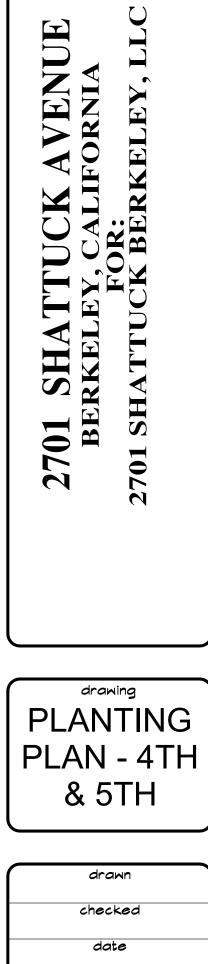


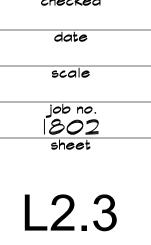
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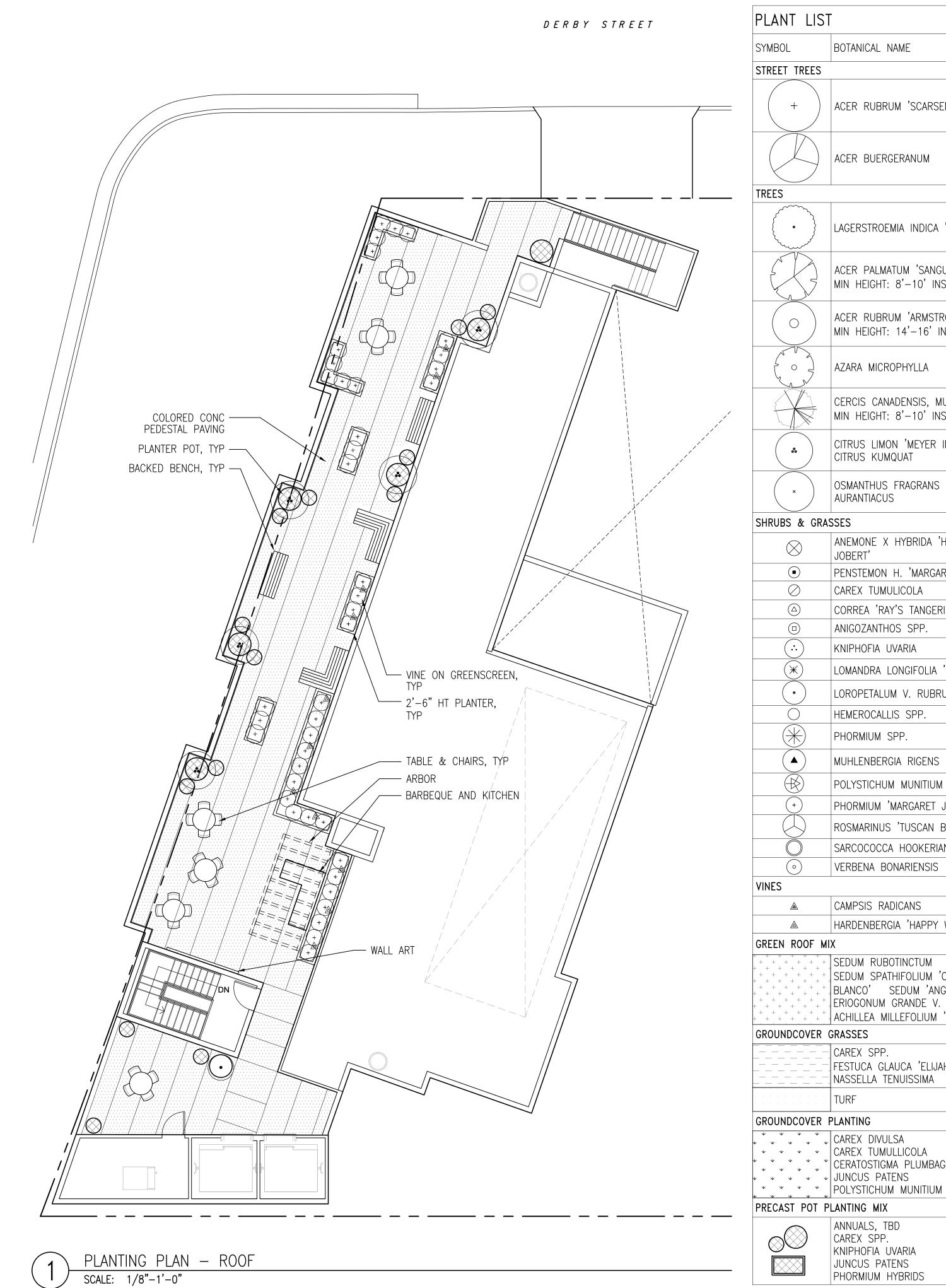
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ZAB SUBMITTAL 9/12/17 \$ 1/03/18	_
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ZAB SUBMITTAL 6/28/18	_
DRC SUBMITTAL 9/20/18	_
ZAB SUBMITTAL II/08/18	_









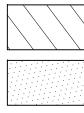




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	TORCH LILY
'BREEZE'	LOMANDRA
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И	CA. SWORD FERN
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BLUE'	T. BLUE ROSEMARY
ANA HUMILIS	SWEET BOX
	PURPLE TOP
WANDERER'	TRUMPET VINE PURPLE LILAC VINE
'CAPE IGELINA' . RUBESCENS 'PAPRIKA'	STONECROP STONECROP STONECROP BUCKWHEAT YARROW
AH BLUE'	SEDGE SPECIES BLUE FESCUE FEATHER GRASS –
GINOIDES	GRAY SEDGE BERKELEY SEDGE DWARF PLUMBAGO GRAY RUSH SWORD FERN
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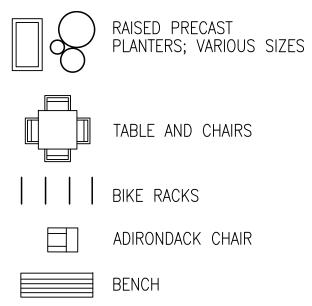
SYMBOLS

PAVING



DECORATIVE PAVING PATTERN COLORED CONCRETE PEDESTAL PAVERS

SITE FURNISHINGS

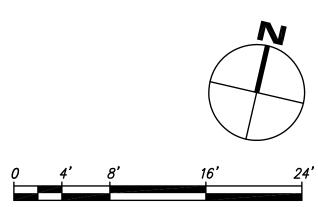


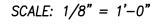
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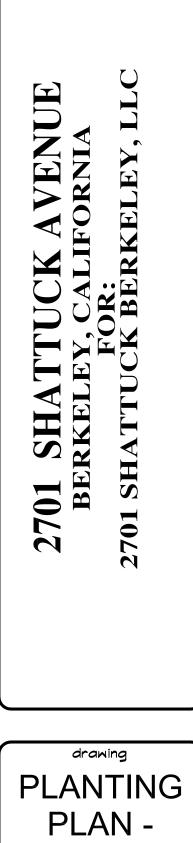




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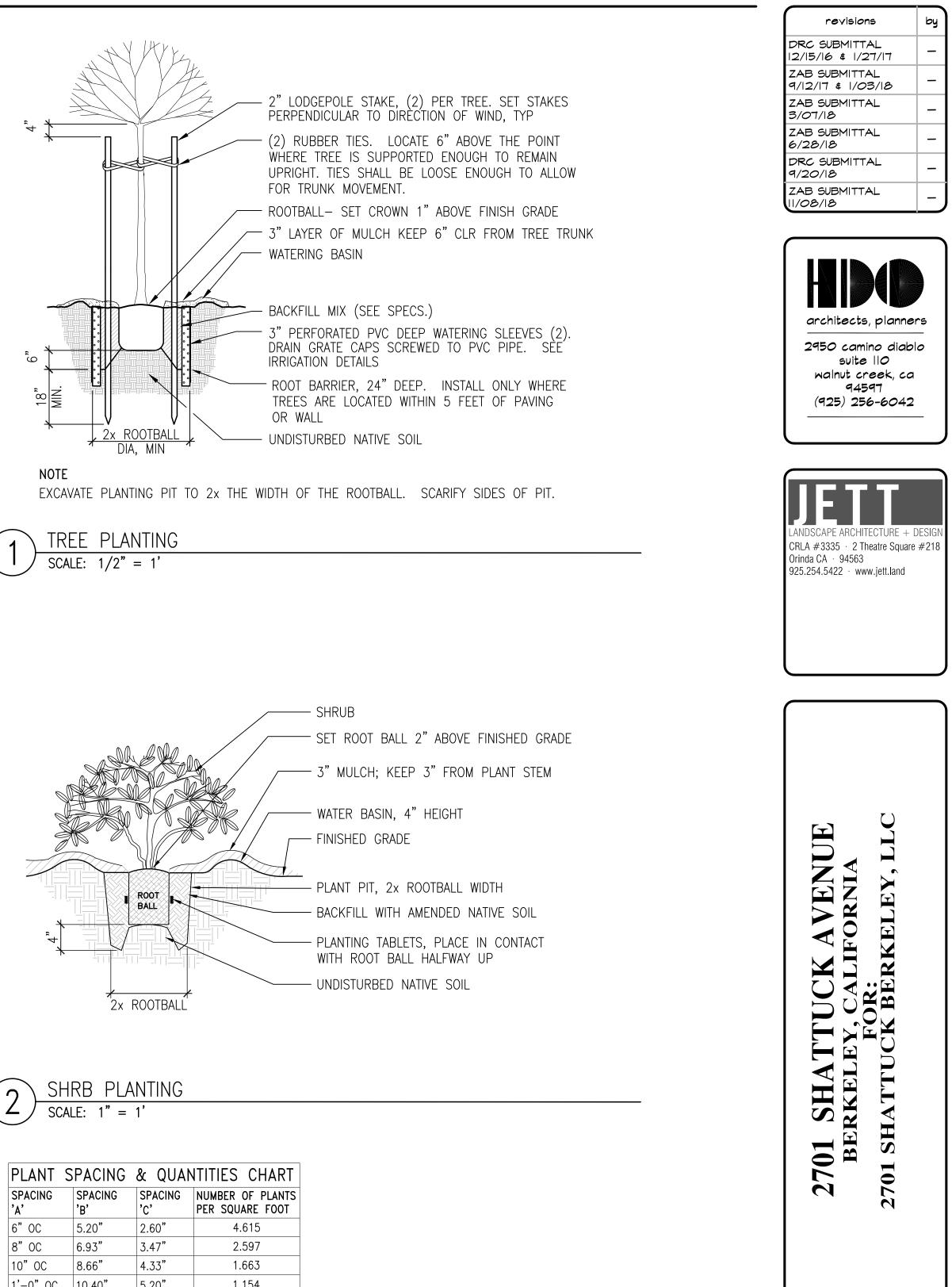


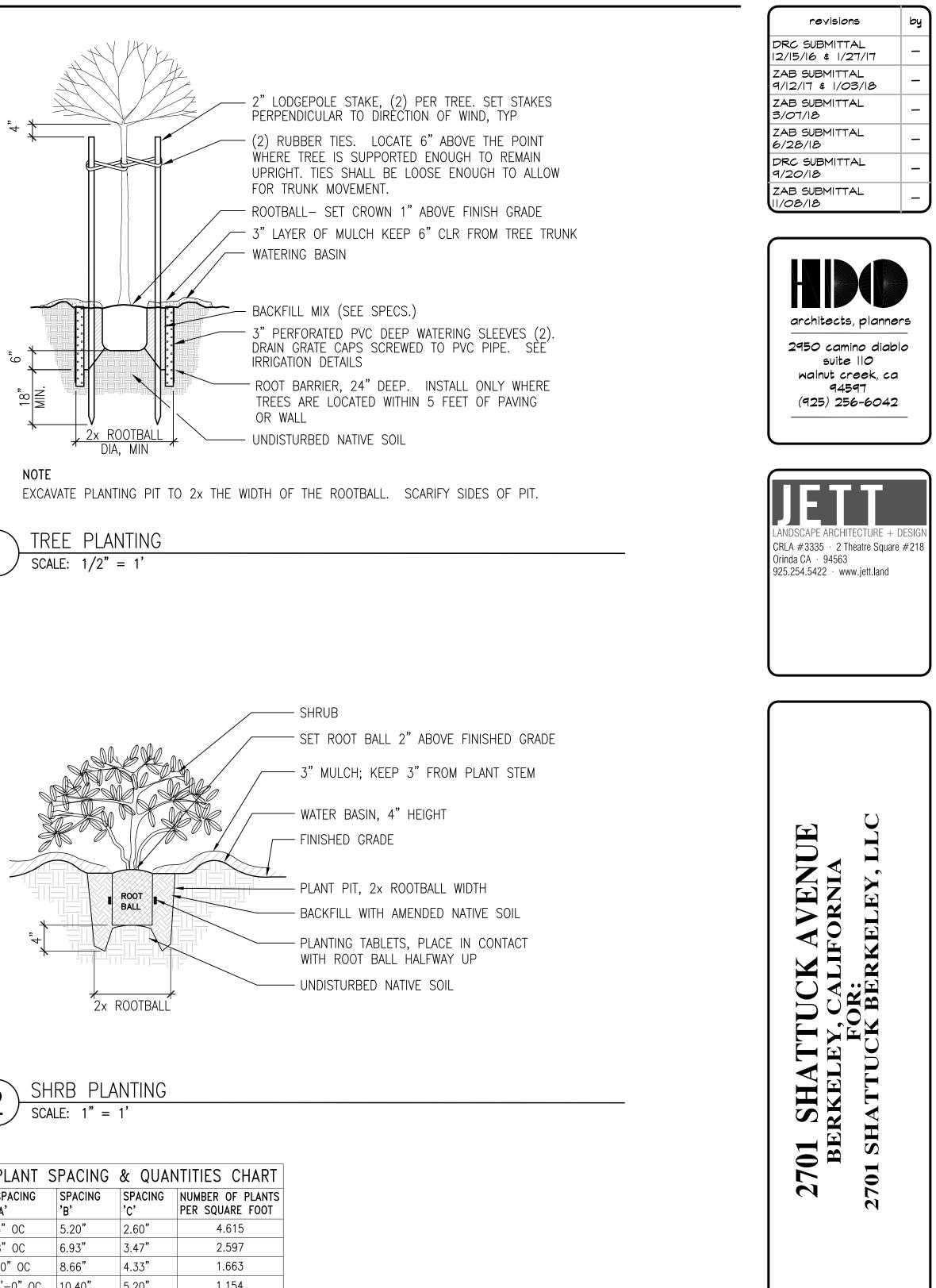
LANDSCAPE ARCHITECTURE + DESIGN
CRLA #3335 · 2 Theatre Square #218
Orinda CA · 94563
925.254.5422 www.jett.land

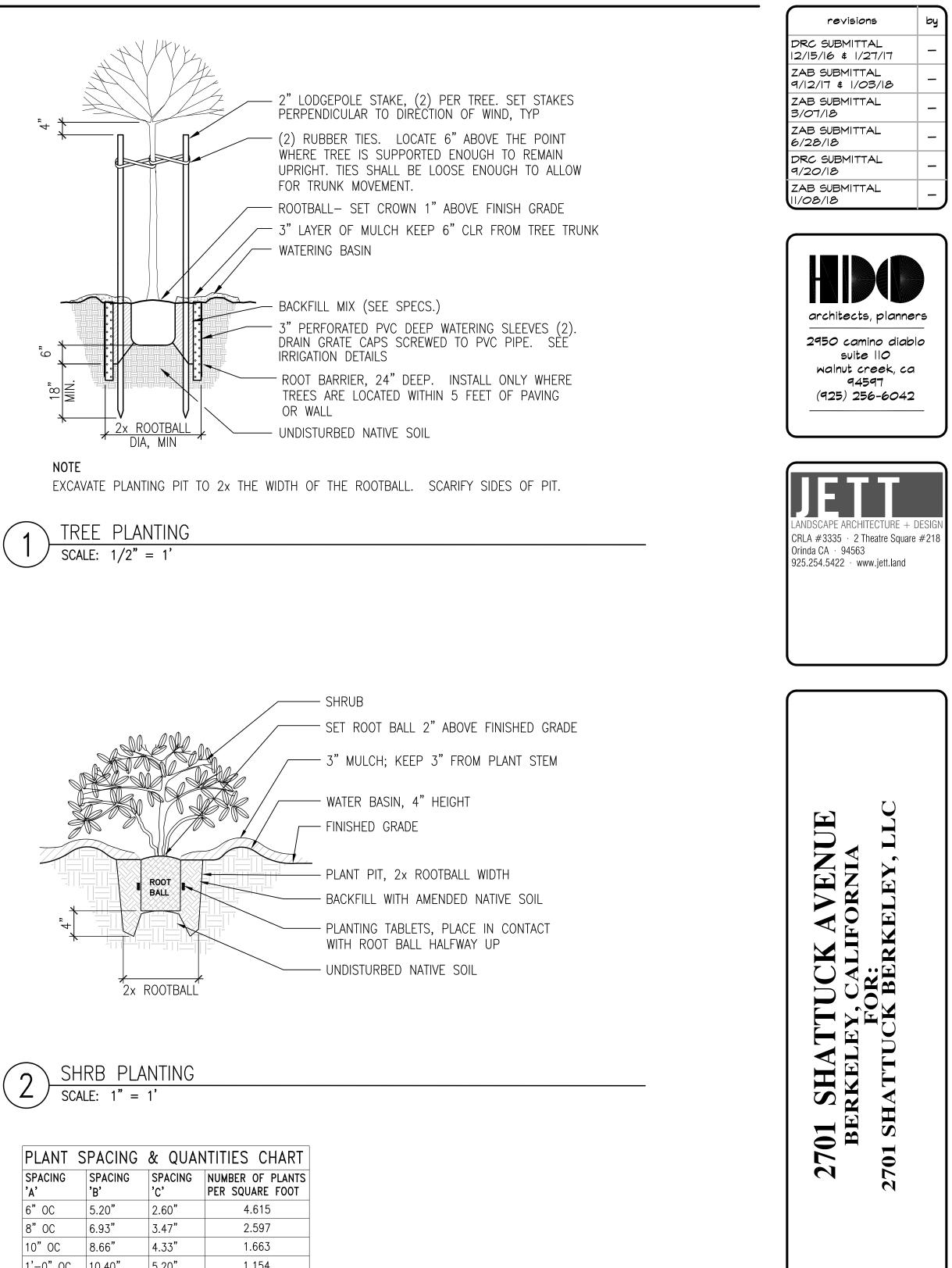


ROOF

ATTACHMENT 1, EXHIBIT B





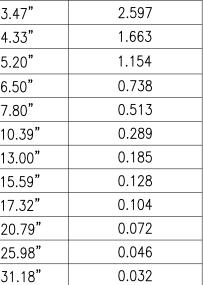


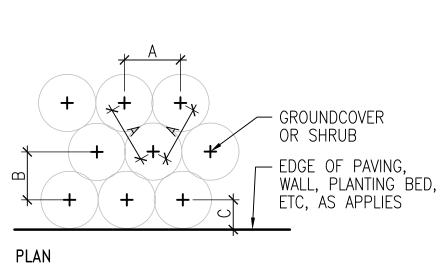
'A'	'B'	'(
6" OC	5.20"	2
8" OC	6.93"	3
10" OC	8.66"	4
1'-0" OC	10.40"	5
1'-3" OC	13.00"	6.
1'-6" OC	15.60"	7
2'-0" OC	20.78"	1(
2'-6" OC	26.00"	1.
3'-0" OC	31.18"	1:
3'-6" OC	34.64"	1
4'-0" OC	41.57"	2
5'-0" OC	51.96"	2
6'-0" OC	62.35"	3

NOTES

- OTHERWISE NOTED ON THE PLANS.



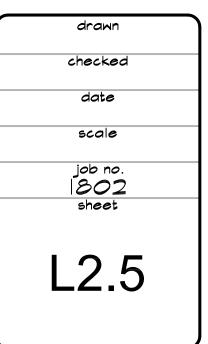




1. DIAGRAM APPLIES TO ALL GROUNDCOVER AND MASSED SHRUB PLANTINGS. SUCH PLANTS ARE TO BE SPACED EQUIDISTANT TO EACH OTHER IN A TRIANGULAR PATTERN AS SHOWN ABOVE, UNLESS

2. WHERE GROUNDCOVER OR SHRUB MASSING OCCURS ADJACENT TO EDGE OF PAVING, WALLS, CURBS, OR ADJACENT PLANTING BEDS, UTILIZE SPACING 'C', WHERE C=1/2 B.





Page 85 of 187

ATTACHMENT 2

Dec 1, 2018

CITY OF BERKELEY CITY CLERK DEPT

2018 DEC -3 AM 11: 34

3

Berkeley Mayor and City Council c/o City Clerk 2180 Milvia Street Berkeley, CA 94704

Appeal of Use Permit for 2007 Shattuck Avenue, Use Permit # ZP2016-0244

Dear Mayor Arreguin, and City Council Members:

We hereby appeal the Nov. 8, 2018 decision of the Zoning Adjustment Board on the proposed development at 2107 Shattuck. Appellants request that the City Council vacate the Use Permit approvals, the ZAB's adoption of the plans, and all other permits, approvals, licenses or entitlements approved by the ZAB for all the reasons described in the project opponent's written comments submitted to the ZAB for the Nov 8 meeting. The ZAB mistakenly interprets the state density bonus law as allowing the developers excessive concessions and zoning waivers, and fails to take into account that the out-of-scale mass of the development on a small, irregularly shaped lot, transfers too many detriments, liabilities and encroachments onto the public, nearby residents and landowners. These issues include, but are not limited to: the lack of set-backs and step-downs and other violations and inconsistences of the proposed permits with the City general plan, zoning code and land use and energy polices; the privatization of public right of way by the developers and proposed tenants; violations of the California State Solar Rights Act of 1978 and the city's own solar power initiative; the liabilities created by the lack of adequate traffic study given the busy location and operation of mechanical parking devices; subterranean excavations on top of an underground creek; and other matters that will be raised on or before the date that the Council hears the appeal.

Sincerelv Todd Darling

310-828-5662 (mobile)

fendafenson Derting

Linda Jensen Darling 510-225-0922

We the undersigned support the Appeal of Use Permit for 2107 Shattuck Avenue, Use Permit # ZP2016-0244 . We live within 300 feet of the proposed project's property line. Page 1

NAME **ADDRESS** DATE regenie Condan 2108 Derby St. , Dec. 2018 Eugenie Candau Rachind El Mousse Pec 2018 2708 Wal lers 2708 12/01/2018 Rily Noo 2135 Ward 121 JUMEZ Hubama CHRESTOPHER CANDNERT 2116 DEABYST Canzonieri 2116 Derby B 19 St. 2126 R eriby Un Elizabeth Ditmars 2117 Derby St 12 by St BALDERST 2128 Ŋ Jerby St. 2120 2124 2703 Wallies St. Æl 0 2703 WRILLOR C 8 1202.1 35 WARD 2707 Walker St. 12/2/18 Walker St 12 2707 2 18

Page 87 of 187

ATTACHMENT 2

We the undersigned support the Appeal of Use Permit for 2107 Shattuck Avenue, Use Permit # ZP2016-0244. We live within 300 feet of the proposed project's property line. Page 2

NAME ADDRESS DATE Mohamed Tonzani 2708 WALKEr St #18 Berkeley 94705-12/01/18 Nora Boumvar 2708 walker St # 8 Berkeley 94705 12/01/18 Samy Belkadi 2708 Waker St # 3 Berkeley 94705 12/01/18 LOW TATAR 2708 Walkers # 3 Revkely 24705 12/01/18 Benkeloy 94705 adoe Mubarak 2708 Wulkerst#4 12/01/1 Saeeda Bagym 2708 Wilkerstry 4 Berkerkeg 94705 12/01/2 ah 2708 wolkerst '02/18

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NAME ADDRESS DATE eileman 2119 2 QNCV 2 Π . ۶

Jacob, Melinda

Subject: Attachments: FW: 2701 Shattuck Comments for ZAB hearing Nov 8 ZAB 2701 Shattuck vNov 1 TD comments NO PHOTO.pdf; Car parked on Derby sidewalk at Shattuck Nov 2 2018.jpg

From: Todd Darling [mailto:tdarling2000@yahoo.com]
Sent: Monday, November 05, 2018 10:08 AM
To: Zoning Adjustments Board (ZAB) <<u>Planningzab@cityofberkeley.info</u>
Cc: Bartlett, Ben <<u>BBartlett@cityofberkeley.info</u>
Subject: 2701 Shattuck Comments for ZAB hearing Nov 8

To the Zoning Adjustments Board:

Please find my comments attached.

Since the final plans for 2701 Shattuck were only made available on Nov. 1, 2018 - seven days before the hearing - it was impossible to examine the plans and send in our comments prior to the seven day deadline of the Nov 8 ZAB meeting. Since we live one door away from this proposed project, we would appreciate if if our comments are delivered promptly to the ZAB members so they have time to receive and to read.

It should be noted that Berkeley City Planning failed to allow a thirty day period after the release of the plans before the ZAB meeting was scheduled. The Planning Department has allowed the same tactic recently used by the Trump Administration when it supplied documents to the Judiciary Committee regarding Judge Kavanaugh: the documents regarding the Judge's time in the Bush White House arrived at the committee so late as to foreclose adequate analysis of the documents prior to the crucial public hearing.

Given the route taken by the developers, and allowed by City Planning, our comments arrive after the seven day deadline. Kindly make sure they are delivered promptly.

Sincerely, Todd Darling Linda Jensen Darling Derby St. Dear Members of the Zoning Adjustment Board.

I urge you to consider the following issues related to the 2701 Shattuck proposal:

- the project creates too many detriments to justify the underlying density bonus;

procedures to arrive at this hearing, on this schedule, is fundamentally flawed and effectively limits the public's right to participate – this meeting should have been at least two weeks later;
such a low level of affordable housing units does not justify the harm to the public good created by this project– a number so low that they still have to pay substantial "in-lieu" fees;

- the scale of the building requires too much privatization of public space and right away;

- project's scale will present traffic hazards that cannot be mitigated; for the nearby property owners,

- the impacts of this project amount to a "taking" and will vastly reduce the enjoyment and value of our homes;

- and the scale of the project negatively effects other state and locally mandated priorities such as solar power and local food.

The negative aspects of the project are not limited to these issues, as you will read below. Most, if not all of these problems derive from trying to put a too large building on a too small lot. This lot is immediately adjacent to an already dense, residential neighborhood that has been there for more than one hundred years.

Our home is located approximately thirty-eight feet from the 2701 Shattuck property. There is already a plan that has been approved by ZAB, but the developers have chosen to ignore this option and have vastly increased the scale for this small property. It is important to set aside notions that the state's "Housing Accountability Act" is ironclad and cannot be challenged. That law cannot give carte blanche to any developer to do anything without consequence. This law has its limits, and this building clearly goes over those boundaries by creating too heavy a burden of detriments on both landowners and the public, and violates local solar power initiatives.

In Lieu Fees

The fair examination of this proposal hinges on two things: the detriments caused the public and nearby landowners and the public benefit of four, small affordable units. The structure is 200% over what is allowed by code, while that increase might be justified in some catastrophe, or some massive public good, this increase of thousands of extra square feet that for a total of 27,300 square feet will yield less than 2000 square feet of "affordable" units. The number of units (5) doesn't even cross the threshold of what the city suggests for affordable units and so the developers are willing to pay millions of dollars "in lieu" fees to get this deal. Clearly, if the developers are required to pay "in lieu" fees to compensate for a lack of affordable housing, then this developer is receiving a windfall profit at the expense of the public without the achievement of the desired social good that underlies this law.

This public subsidy to the private developers should be rejected on these grounds. But, the detriments of this project by themselves outweigh any benefits to the public.

Please note, that this neighborhood is not down-town. Our houses are over one hundred years old. This is a densely packed residential area housing people ranging in age from toddlers to seniors. More people live in the shadow of this building than will ever live inside this building. The character of the neighborhood is supposed to be respected by CEQA, and CEQA should apply in this case because the "density bonus" is bogus.

Violation of City's public meeting regulations

Procedurally, this hearing should not even be taking place on Nov. 8. The plans were not even available, according to the City's Planner, Sharon Gong, until Nov 1. Comments are due 7 days before the hearing. That gives one day to view the plans of a huge building and make carefully considered written remarks. This communication will have taken a full work day to prepare. Some of us have to work for a living and cannot take time to make those comments until a week-end rolls around. The City calls for 30 days and adequate time for the public to react to plans. The timing of this hearing effectively disenfranchises the public's ability to participate in an effective hearing. My written comments will arrive no earlier than Monday Nov 5 so City Planning has handed me a "fait accompli" that my written comments are too late to be included in the ZAB packet, and hence not read by ZAB members prior to their meeting. I will attempt to contact individual ZAB members but then what should be a normal submission will become "ex parte". This aggressive approach by the developer indicates clearly that they do not want the public to look too closely at their plans.

Detriments:

The project encloses too much of the sidewalk on **Shattuck Blvd.** I walk or skate board down this sidewalk almost daily. Many people walking to and from the restaurant Kerala, Sconehenge, and the Berkeley Bowl use this sidewalk, often laden with bags. The developers want to use up the sidewalk with private gardens for their townhouses, and bike rental racks – leaving not much space for actual pedestrians. The developers wish to construct private space to create the semblance a front door step/yard/stoop because their building is zero set-back, and because it violates other Berkeley city codes that say that first floor housing cannot be built without a proper set-back. The building is too large to actually accommodate what they want to rent out – so the developers demand that the public give up its right of way, at no cost, so their tenants can have a front yard. If all Berkeley residents were to similarly claim the public right of way – how much pedestrian space would be left?

The developers also slipped in "commercial bike racks" without any public hearing or input from the public. And all of this will probably require moving the bus stop that is currently on that corner. Three unacceptable detriments caused by the over-size project on Shattuck Blvd sidewalk: inadequate front set-back; privatizing public right of way for private gardens and privatizing public sidewalk for commercial bike racks with zero public consultation.

<u>Traffic</u>

On **Derby Street** the zero foot set-back will make 2701 Shattuck the only structure for the length of Derby to have zero –foot setback. On the corner of Derby and Shattuck the zero feet set back will eventually cause car accidents because of the lack of view around the corner.

Already the complete lack of parking in the building next to it encourages visitors and residents of that building to pull around the corner onto Derby and park illegally. The new building to the south of this lot, open just one month, and already I have witnessed people pull around the corner, park on the sidewalk and then visit the new building. (see attached photo). I witnessed the two men in the car walk into the "Kennedy Building" while I stood there. Add a drive-way on Derby for a couple dozen parking places, that relies on "automatic parking lifts" and there will be a line of traffic waiting to get in, and eventually an impatient visitor will turn that corner too fast and hit a car waiting to get into the drive way. The drive way gate opens onto the sidewalk and leaves next to zero view of the street that often has fast traffic going towards Telegraph. The zero-set back is too much for the circumstance. The accident of someone pulling out of the drive way blindly, getting "T-boned" by a fast-moving car going East could easily cause bodily harm. If there were something greater than zero set back – say the set-back required by code – this might be more easily avoided. The desire for density imposes a threat to public safety. Berkeley should not knowingly exchange an obvious design flaw for bodily harm. This safety issue is a detriment caused by this design. I live near this corner, and I do not see how this design will not result in a tragedy. At least two more detriments added to the list.

There has been no discussion of a traffic study to validate any safety claims of this design.

Stairwell/Viewing platform

The stairway hanging over the north side of the property is part of the zero-feet set back problem. They could have put it on the east side following the contours of the step back of the north-east side of building – but they preferred to place it on the public's view that is otherwise a protected set-back for a couple miles in either direction. For the immediate neighbors this creates at least two detriments. First it gives a platform six stories high for the residents to gaze down upon our back yards and areas where families and children hang out. Secondly, it increases the shade factor significantly on the surrounding properties. This stairwell goes all the way to the top floor of "open space", trees, awnings, screens which in reality underscores the fact that this a six-story building the tallest one around. The stairwell is also really ugly. There is another such structure in Oakland down Shattuck and it looks like a jail. So, by itself this stairwell depresses our property value, covers our property in shade, and gives new residents a viewing platforms from which they can surveil our yards and windows.

Examine the placement of this stairwell relative to the lot line – it comes very close to the eastern property line. Notice on p. 17 of their renderings with the drawings of people on the stairway. Why should a new design be so bad as to allow this? This six-story stairwell, with screens and footsteps all times of the day is going to shade my solar panels, look down on my house at close range (about 50 feet away from my house), and deliver a drum-beat of footsteps around the clock. Three more detriments caused by the inflated size and design of this project.

Dormitory next to family residential

The dormitory nature of this building is not in keeping with the family nature of this neighborhood. Even the students in this area live in groups, and so are socialized to be used to groups of people. No one will reside in 279 square feet for very long. It is unlikely they will settle down in this shoe box and raise a family. To get a feel for life in this building please refer to Page 23 of their plans and imagine life in "Unit B-2". Forty-six short term, perhaps uncomfortable dorm dwellers with no common area where they formally mingle is really an intrusion into this residential area. And if UC decides to long term lease the building as happened to the Kennedy building next door the tax base of Berkeley won't even increase. The design of this building guarantees the inhabitants will be uncomfortable, and therefore will be a transient population that will never have much connection with the long term existing residents. Taken over the span of ten years, that could easily be 470 different residents in the dorm rooms. The interactions between the transient inhabitants and the nearby families should concern the City. An ad hoc dormitory for the University, but without any University programs or supervision sounds like a problem. Within a month of opening the new Kennedy dormitory, which ZAB granted shortened setback with the neighbors to the east, already had raging parties until 3 am under the windows of a family with toddlers. Calls to the police went unanswered.

Sixth Floor open space

The viewing decks on the upper floors will be great places to have a party - if they are used. But even if they are not utilized by the inhabitants the trees, screens, coverings and roof top structures essentially makes this a six-story building. The shade of this building is that of a six story building, and the stairwell open to all residents goes up six stories – so this is not a five story building it is a six story building. The shade will be cast from the top of the building which will reach a uniform 70 feet high once the trees, screens and awnings are built. To say otherwise is a disingenuous. I also question whether or not the shade studies done by the developers include the impact of the sixth story's screens, trees and awnings. Have these factors been included in the shade study?

Praising the penthouse "open space" at the design review committee was quite ironic since this viewing platform adds greater shade for the neighbors to the east, and adds surveillance for the open space of dozens of neighbors. Give the open space to the new building and simultaneously erodes and worsens the open space of the existing residents - who are at least equal in number. This detriment is clearly shown on the "eastern elevation" on page 19 of their proposal. The sixth story is evident.

I Don't Live In California For The Shade

This project presents a significant shade detriment. The shade drawings are set at 2pm and 4 pm so as to give the impression that it is sunny much longer than it really is. Basically, the shade starts at 2 pm every day of the year. From May until mid-August our home will lose over five to six hours of daylight per day. Many countries and states actually have the "right to sunlight". In our case, the desire to make Berkeley into Brooklyn will have consequences that need to be accounted for.

First and foremost, the City of Berkeley has made it a goal to create solar power. Solar power is particularly important in the summer during the afternoon when air conditioning and day time use is at its peak. Our solar array on our roof will be shaded by this building during the peak hours. This compromises our ability to create energy, which in turn costs of actual money as we cannot sell that power to the "local energy" program in the East Bay. This building's shade takes money out of my pocket, while inhibiting solar energy. Do the developers plan on compensating me for the cost of my solar array? Do the developers plan to pay a carbon tax for the energy they burn to heat and cool this building? This is one example of when too much density has too high an environmental cost. Were this building two floors shorter with adequate set back this problem would go away.

Our potential loss on a 25 -year solar array is about \$2,500 a year or a potential total loss of \$62,500, based on an early estimate of what the system will generate and what the East Bay Community Energy will pay. EBCE was launched in 2018 and will buy solar power and distribute to electric users over PG&E lines.

The environmental impact of this building will also translate in all of the neighbors having to turn on their heat earlier in the day during the winter. We once could rely on the sun to keep our houses warmer. But, since this blocks the sun earlier – we will burn more heating fuel.

Seasonal affect disorder is a real thing- and the building will increase the incidence of this experience for several dozen people.

And, our ability to grow food on our back porch will wither with the construction of this building. In a drought prone, increasingly hot environment growing food of our own is important, is a noted civic value, and it is stupid to plan buildings in a way that forecloses this possibility for the neighbors. The shade creates at least four detriments all of which cost me money.

The sun could actually be the best yardstick for siting and designing buildings. Once again, this building is too large for the lot, and is located in the wrong place. The sun should be a primary guiding factor when planning new, denser structures. If the sun and shade is accounted for, building lots more carefully selected then the construction of new buildings will be more easily accepted by the public. Blocking the sunlight from the west in Berkeley for an entire neighborhood is the worst possible place for a tall structure

Flooding and subterranean creeks

Public safety and the well-being of the neighboring properties faces a serious hazard seen on page 20 where they propose and underground "gallery" for the parking perhaps? On maps you can see that this building is going on top of "Derby Creek". Neighbors who have dug down just a little bit have hit water and needed to install sump pumps. During an El Niño year of heavy rain this underground "gallery" will face problems and who knows the impact on the nearby properties. Do the developers have any known contingency for this? Do they have insurance

to cover the damages their building causes neighboring properties? Has an independent geologist studied this plan? Where are the reports on the dangers of digging directly on top of Derby Creek?

The owners of this building do not live in Berkeley and they will not live on site and they will not care what happens to Berkeley after they've made their money. Flooding will not be their problem unless the City ties them to any damages that this design creates. Has that been done?

Air flow

The air flow is of significant importance to Berkeley. Our breeze blows from the Pacific and the Bay from West to East. This building blocks air flow for everyone on Walker Street and this end of Derby. We have not needed air conditioning, but this building may impose that requirement. With less air flow, our garden does less well, summer heat will increase in this end of the neighborhood and energy use along with it. This is another detriment that effects both our health and our bank accounts. The air-flow would be improved if the building were not a monolith and if it were two stories shorter, per the existing approved plans for this site.

Scale and depth misrepresented by plans

While looking at these plans, please keep in mind that many of the renderings are not to scale and are drawn in such a way as to minimize the impact and detriments of the new structure. The sidewalk is made to appear larger than the set back of the houses. The perspective of the renderings show the houses further away from the structure than they will be in reality. The shade drawings chose 2 pm not 3 pm to show shadows because that is when the shadows commence and by 3 pm they are quite significant. At every step, these plans are an advertising brochure to attempt to fool the viewer.

The various renderings on pages 28-31 manage to distort the perspective so that the viewer is not aware that this building is significantly taller than the self-storage building and the four story building just built adjacent to this lot. Even with the distortion they have a difficult time hiding the imposing height over the immediate neighbors. And it also belies that the trees, screens and shrubbery of the sixth-floor deck will only increase the building's shade detriment-which is not accounted for in their shade drawings.

The shade studies on pages 33-37 indicate the substantial detriment created by this building. Every day, all year long, my house will be in the shade by 2 pm. I do not live in California for the shade. If I wanted to live in shaded, noisy, badly planned city I could move to New York. But, I've been to New York for work and I've decided that the inefficiencies of this "exciting" city make it a nice place to visit but not one where I want to live. If the shade studies showed what the impact of the building was at 3 pm, it would look even worse. Please note this visual deception.

The developers have engaged in deception at every turn. The scheduling of this meeting with the either the connivance or the unwitting cupidity of the City's Planning Department

underscores their contempt for the public and their prospective neighbors. The City of Berkeley hopes for a 30-day notice. We got less than two weeks. There were not public signs posted on the property, they have no proof they didn't put them up and then take them down, because no one ever saw them. Their plans according to Sharon Gong of the Planning Department were only "available on Nov.1". That means instead of 30 days to examine the plans the public only had seven days. To make matters worse, the comments are supposed to be submitted to the City "seven days in advance of the hearing". So, the public on a work day are supposed to go through a forty-page document and write a coherent review AND keep their day job? Clearly, this was done to subvert the public's interest, and on the basis of this the ZAB and the City have to a disturbing degree, disenfranchised the residents and citizens of Berkeley.

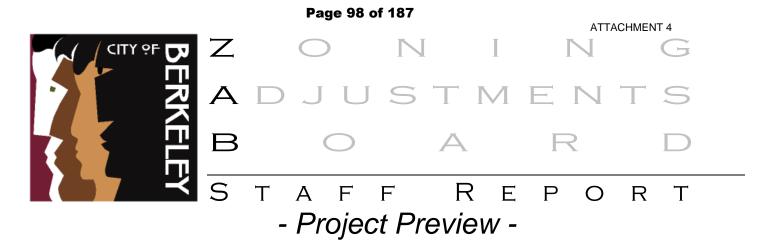
This building should not be built, this hearing should not be taking place on Nov. 8 and the future condition of our home, our city will deteriorate if this structure is built. The detriments are substantial and avoidable if the building were to the scale of the lot and the adjacent neighborhood. The addition of 5 affordable units out of 57 is a laughable fig leaf, and the total square footage of affordable space does not justify the taking of my property and the violation of the local zoning limits.

The "crisis" in housing has been defined by the developers and the response from the politicians they fund has resulted in lopsided policies that will not solve the affordable housing crisis, will not protect existing California residents. But while the actual problem is not solved, their false solution will make them richer, and we will still be left with a "crisis" that will never be solved.

We cannot build our way out of this "crisis" as they describe it. But we can destroy our environment by making the developers rich.

Sincerely, Todd Darling Linda Jensen Darling, Derby St. Berkeley, CA





FOR BOARD REVIEW AND COMMENT JULY 26, 2018

2701 Shattuck Avenue

Project Preview for Use Permit ZP#2016-0244 to construct a 5-story, 62-foottall, mixed-use building with 57 dwelling units (including 5 VLI units), a 600square-foot ground-floor café, and 30 parking spaces.

I. Background

A. Land Use Designations:

- General Plan: AC Avenue Commercial
- Zoning: C-SA, South Area Commercial District; South Shattuck Strategic Plan

B. Zoning Permits Required:

• Use Permit to construct a new mixed-use development of 5,000 square feet or more, under BMC 23E.52.030.A.

C. Waivers/Concessions Pursuant to State Density Bonus Law:

- Waiver to exceed <u>height</u> to be 62'-4" maximum, where 50' is the limit, and to be 5 stories where 4 stories is the limit;
- Waiver to reduce the front, street side, side, and rear yards; and to exceed the lot coverage limit for the district:
 - Front setback 0'-0", where 15' minimum is required;
 - <u>Rear setback</u> 0'-6", where 15' minimum is required;
 - Left side setback -4'-0", where 5' minimum is required;
 - Right side (street side) setback 0'-0", where 6' minimum is required;
 - Lot coverage 86%, where 40% maximum allowed;
- Concession to increase <u>average unit size</u> from 463 square feet (Base Project) to 495 square feet (Proposed Project); and
- Concession to have ground-level parking in the Proposed Project, when the Base Project parking is underground.
- **D. CEQA Determination:** Categorically exempt pursuant to Section 15332 (In-Fill Development Projects) of the CEQA Guidelines.

E. Parties Involved:

- Applicant Stuart Gruendl, Bay Rock Multifamily, LLC, 411 Pendleton Way, Suite C, Oakland, CA 94621
- Property Owner 2701 Shattuck Berkeley, LLC, 7917 Festival Court, Cupertino, CA 95014
- F. Application Materials, Staff Reports and Correspondence are available on the Internet: <u>https://aca.cityofberkeley.info/Community/</u>



Figure 1: Zoning Map

AC Transit Bus Route

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Figure 2: Vicinity Map

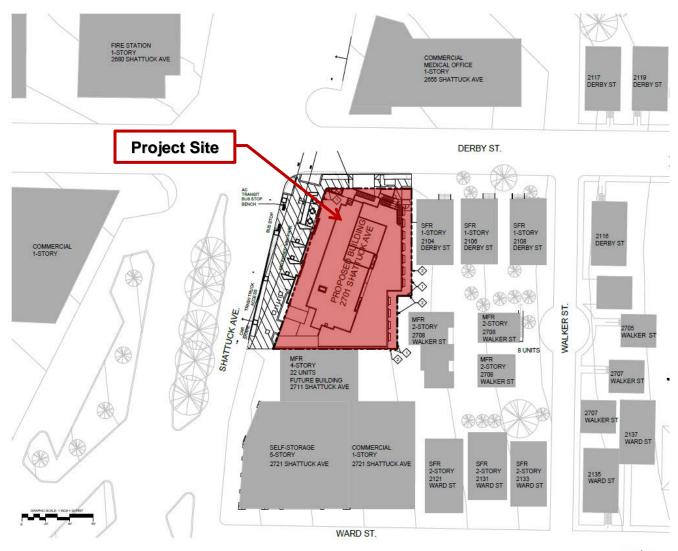




Figure 3: Ground Floor Plan



Figure 4: Shattuck Avenue (West) Elevation



Figure 5: Derby Street (North) Elevation



Figure 6: East Elevation



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Table 1: Land Use Information

Location		Existing Use	Zoning District	General Plan Designation
Subject Prope	rty	Vacant (former Auto Dealership)		Avenue Commercial (AC)
	North	Medical Office	C-SA	
	Northwest	Berkeley Fire Station		
Surrounding	West	Auto Dealership		
Adjacent Properties	East	Single-Family Residential/ Multi-Family Residential	R-2	Medium Density Residential (MDR)
	South	Under Construction – Multi-Family Residential, approved per Use Permit ZP#2015-0206	C-SA	Avenue Commercial (AC)

Table 2: Special Characteristics

Characteristic	Applies to Project?	Explanation
Affordable Child Care Fee & Affordable Housing Fee for qualifying non- residential projects (Resolutions 66,618-N.S. & 66,617-N.S.)	No	This fee applies to projects with more than 7,500 square feet of new non-residential gross floor area. The project includes only 600 square feet of non-residential gross floor area, and thus these requirements do not apply.
Affordable Housing Mitigations for rental housing projects (BMC Section 22.20.065)	Yes	Because the project would have 5 or more dwellings, the project is subject to the affordable housing provisions of BMC 22.20.065. The project would provide 5 Very Low Income units and applicant intends to pay the remaining Mitigation Fee per the formula calculation. See Section V.D for details.
Density Bonus	Yes	The project would provide 5 Very Low Income units, or 12% of the Base Project units, and qualifies for a 35% density bonus (15 units). See Sections V.A and V.B for discussion.
Green Building Score	Yes	The Greenpoint Checklist minimum score is 50, and the maximum is 3 81. The project achieves a score of 91.
Historic Resources	No	The project site is not designated as a Landmark by the City. Demolition of the auto dealership building was approved with Use Permit #04-10000014 in 2007, and Building Permit #B2016-05314 in 2017. The site is now vacant.
Housing Accountability Act (Govt. Code 65589.5(j))	Yes	The project is a "housing development project" consisting of a mixed-use building, and requests no modifications to development standards beyond waivers and concessions requested under density bonus law. Therefore, the HAA <i>findings</i> apply to this project, and the project cannot be denied at the density proposed unless findings for denial can be made. See Section V.C for discussion.

Characteristic	Applies to Project?	Explanation
Public Art on Private Projects (BMC Chapter 23C.23)	Yes	The project is subject to the Percentage for Public Art on Private Projects ordinance. The applicant is electing to provide on-site art to comply. The art proposal will be submitted prior to Preliminary Design Review.
Residential Preferred Parking	No	The site is not in a RPP zone. Thus, the project would not be eligible for RPP permits.
Seismic Hazards (SHMA)	No	The project site is not located in an area susceptible to liquefaction, fault rupture or landslide, as defined by the State Seismic Hazards Mapping Act (SHMA). Thus, the project is not subject to additional review to comply with the Act.
Soil/Groundwater Contamination	Yes	The project site is located within the City's Environmental Management Area. Phase I and II reports have been submitted by applicant, and have been reviewed by the City Toxics Division. The Division concluded that no further studies were required, but the project is subject to the City's Standard Conditions of Approval (SCA) for Toxics that requires preparation of a Soil and Groundwater Management Plan (SGMP).
Transit	Yes	The project site is served by multiple bus lines (local, rapid, and transbay) that operate along Shattuck Ave. The site is approximately 1/2 mile from both the Downtown Berkeley BART Station to the north, and the Ashby Station to the south.

Table 3: Project Chronology

Date	Action	
May 2001	ZAB Approved 16-unit project (Use Permit #00-10000083)	
October 2002	ZAB Approved 17-unit project (Use Permit #02-70000044)	
December 2006	ZAB Approved 29-unit project (Use Permit #04-10000014)	
January 2007	Appeal of ZAB decision filed (Use Permit #04-10000014)	
July 2007	City Council Approved 24-unit project (Use Permit #04-10000014)	
November 14, 2013	ZAB Denied 67-unit project (Use Permit #12-10000039)	
December 13, 2016	Application submitted for 57-unit project	
January 12, 2017	Application deemed incomplete	
January 30, 2017	Revised application, 57-unit project submitted as Density Bonus project	
February 27, 2017 to June 13, 2018	Application was deemed incomplete six more times during this time period. Incomplete items included missing application submittal requirements and evolving density bonus proposal and calculations	
June 20, 2018	Revised application submitted	
June 29, 2018	Application deemed complete	
July 11, 2018 Public hearing notices mailed/posted		
July 26, 2018	ZAB Preview	

Table 4: Development Standards

	R-4 Standards ons 23E.52.070-080 and	2013 Project (Denied)	Proposed (Density Bonus Project)	Permitted/Required
Lot Area (so	q. ft.)	11,932 ¹	11,826	n/a
Gross Floor	⁻ Area (sq. ft.)	29,909	27,980	47,304
FAR		2.5	2.4	4 max.
Units		67	57	n/a
	it size (sq. ft.) oor Area / # of Units)	417	495	n/a
Building	Average	61'-0"	62'-4"	50' max.
Height	Stories	5	5	4 max.
	Front	0'-0"	0'-0"	15' min.
Building	Rear	0'-6"	0'-6"	15' min. ²
Setbacks	East Side	4'-0"	4'-0"	5' min. ²
	West Side (Shattuck)	0'-0" (3' overhang in ROW ³)	0'-0" (3' overhang in ROW ³)	6' min.²
Lot Coverage (%)		85	86	40
Usable Open Space (sq. ft.)		4,381 (2,680 min. req'd)	6,070	2,280 min. (40 s.f./d.u.)
	Commercial	4 (3 min. req'd)	2	2 min. (1 spc/300 s.f.)
Parking	Residential	28 (29 min. req'd)	28	27 min. (R-4 Dist Std: 1 spc/1,000 s.f.)
	Total	32	30	29
Bicycle Parking		61	46	0 (1 spc/2,000 s.f. commercial)

¹ The lot area was listed as 11,932 in the 2013 use permit staff report. The lot area for the current proposal was confirmed with a survey to be 11,826 square feet. Calculations dependent upon lot area are based on the respective lot area amounts.

² Setbacks are for ground floor. Minimum setbacks for floors two through five are as follows (per floor: 1st Floor/2nd Floor/3rd Floor etc..): Front, 15/15/15/15/; Rear, 15/15/17/19'; East Side, 5/6/8/10'; and West (street) Side, 8/10/12/14'.

³ An encroachment Permit would be required from the Public Works Department.

= Waiver/Concession requested to depart from the district standard.

II. Project Setting

A. Neighborhood/Area Description: (See Figure 1: Zoning Map, and Figure 2: Vicinity Map.) The subject site is located on the southeast corner of the intersection of Shattuck Avenue and Derby Street. Like the subject site, the adjacent and confronting parcels to the north, west, and south of the site are in the South Area Commercial District (C-SA) and lie in the South Shattuck Strategic Plan (SSSP). With the exception of the five-story, 60-foot-tall UC Storage building two parcels south of the site at the corner of Shattuck Avenue and Ward Street; the five-story, 60'-4" tall Parker Apartments 1.5

blocks north, on west side of Shattuck Avenue; and the four-story, 50-foot-tall building under construction on the adjacent parcel to the south of the subject site, development along Shattuck Avenue that is south of Dwight Way (south of the Downtown Mixed Use District) consists of one- and two-story commercial and mixed-use buildings. Adjacent parcels to east are in the Restricted Two-Family Residential District (R-2), and contain one-story, single-family residences on Derby Street and two-story, multifamily residences on Walker Street.

B. Site Conditions/Background: The subject site was a used car dealership for over 15 years and was occasionally used for car storage. Demolition of the commercial building was approved with Use Permit #04-10000014 in 2007. The Building Permit for the demolition (#B2016-05314) was issued in April of 2017, and the site is now vacant.

In May 2001, the City approved a use permit (Use Permit #00-10000083) for the construction of a 50', three-story, 25,000-square-foot, mixed-use building with 16 dwelling units, 3,200 square feet of commercial floor area, and 17 parking spaces. This project was granted use permits to reduce all setbacks, to provide less than the minimum number of off-street parking spaces and to increase the allowed lot coverage above the maximum. This permit was later modified in October, 2002 (Use Permit #02-70000044), to add one dwelling unit. The project was never built.

In July 2007, the City approved a use permit (Use Permit #04-10000014) for a 55', five-story, 33,598-square-foot, mixed-use building with 24 dwelling units, 3,200 square feet of commercial spaces and 24 parking spaces. This project was granted use permits to exceed the height/story limit to allow a partial fifth floor, to reduce all setbacks, to provide less than the minimum number of off-street parking spaces and to increase the allowed lot coverage above the maximum. This project was also not built.

In November 2013, the City denied a use permit for a 61', 5-story, 29,909-square-foot, mixed-use building with 67 dwelling units, a 1,969-square-foot, full-service restaurant, and 32 parking spaces. The building design was very similar to the current proposal and requested exceedances for height and lot coverage, and reductions to the front, street side, and rear setbacks. See section V.E for a discussion of the 2013 denial findings and a comparison of the 2013 project with the current proposal.

III. Project Description

The project proposes to construct a five-story, 62-foot-tall, mixed-use building on a vacant site with the following main components:

- 57 dwelling units 46 studios; 6 one-bedroom units; 2 two-bedroom units; 3 twolevel, townhomes;
- 5 Very Low Income (VLI) units;
- 600-square-foot, ground floor, quick-service restaurant (café);
- 6,070 square feet of usable open space podium, 4th floor, 5th floor, and roof decks

- 30 car parking spaces and 46 bicycle parking spaces;
- Sidewalk public space and outdoor café seating area (subject to approval from the Public Works Department)

(See Figure 3: Ground Floor Plan, and Figures 4 through 6: Elevations. See Attachment 1, Plan Set, for the full set of project drawings.)

IV. Community Discussion

Neighbor/Community Concerns: Prior to submitting the application to the City on December 13, 2016, a pre-application poster was installed by the applicant at the project site. On November 3, 2016, a neighborhood meeting was held to review the project and discuss concerns, and was attended by nine members of the public.

On July 11, 2018, the City mailed public hearing notices to property owners and occupants within 300' of the site, and to interested neighborhood organizations and the City posted notices within the neighborhood in three locations. No further communications regarding the project were received as of the writing of this staff report.

V. Issues and Analysis

A. Density Bonus Units: The project would be eligible for a density bonus under Government Code Section 65915, through the inclusion of five VLI units. According to the City's Density Bonus Procedures (2014), the Base Project was calculated to have 43 units as the maximum allowable density for the site¹. The Base Project includes 42 units (one less than the maximum allowable density) with an average unit size of 463 square feet, in a four-story building. (See Table 5: Base vs. Proposed Project and Table 6: Density Bonus.) Five VLI units in the Proposed Project qualifies the development for a 35% density bonus which equates to 15 bonus units, resulting in a 57-unit Proposed Project, with an average unit size of 495 square feet, in a five-story building. The increase in average unit size in the Proposed Project over the Base Project (a 7% increase) would be allowed through a concession². See the next section, V.B, for a discussion of the concessions.

¹ Per the City's Density Bonus Procedures (DBP), the "Base Project" is the largest project allowed on the site that is fully compliant with district development standards (i.e. height, setbacks, usable open space, parking, etc..), or, the *maximum allowable density* for the site. The City uses the DBP to calculate the maximum allowable density for a site where there is no density standard in the zoning district, and to determine the number of units in the "Proposed Project", which is the number of Base Project units plus the number of density bonus units that can be added according to the percentage of BMR units proposed, per Government Code, section 65915(f).

² Per the City's 2014 DBP, the calculation of maximum allowable density uses the average unit size of the Proposed Project to calculate the number of allowable units in the Base Project. Typically, the average unit size must remain consistent from the Base Project to the Proposed Project to prevent applicants from creating a Base Project that would be far denser and/or poorer in design quality than the applicant actually desires to build, for the purpose of obtaining a larger density bonus. However, the 2014 DBP allowed a Concession for the increase of average unit size. The applicant is utilizing this provision, which is not included in the current, 2018 DBP. The application was deemed substantially complete prior to the City's adoption of the 2018 DBP. Because of this concession, the City's application of the 2014 DBP was altered to allow the increase in residential area

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Table 5: Base vs. Proposed Project

Floor	Base Project		Proposed Project		
	Residential Gross Floor Area (GFA)	Base Units	Residential GFA with DBU	Total Units [Base + Density Bonus Units (DBU)]	
Totals:	19,736	36 42 * 28,213		57*	
Average Unit Size:	463 sq. ft.		495 sq. ft. (7% increase)		
*Per Gov't Code 65915(q), all unit calculations are rounded up to the nearest whole number.					

Table 6: Density Bonus – Per CA Gov't Code 65915

Qualifying Units	Density Bonus Achieved	Base Project Units*	Number of DBU Achieved*	Proposed Project Units
5 VLI 35% (35% max.)		42 (43 maximum allowable density)	15 (35%x42)	57
*Per Gov't Code 65915(q), all unit calculations are rounded up to the nearest whole number.				

B. Density Bonus Waivers and Concessions: The project would be entitled to two concessions (or incentives), under Government Code Section 65915(d), and an unlimited number of waivers, under Section 65915(e).

A concession or incentive is a modification of a zoning code requirement that results in identifiable and actual cost reductions, to provide for affordable housing costs.³ The applicant is requesting two concessions for the project to modify the DBP: 1) to increase the average unit size from 463 square feet in the Base Project to 495 square feet in the Proposed Project, and 2) to have ground-level parking in the Proposed Project, where the Base Project parking would be underground. The applicant provided a pro forma statement to show the cost reductions associated with increasing

after the calculation of the maximum allowable density for the site. This application of the density calculation formula yields the results discussed in the Density Bonus Units analysis.

Under the standard application of the DBP (both the 2014 or 2018 versions), the Base Project would have been calculated to have 40 units as the maximum allowable density for the site, with an average unit size of 495 square feet. Five VLI units in the proposed project would have qualified the development for a 35% density bonus which would have yielded 14 bonus units, for maximum of 54 units in the Proposed Project. Had the applicant not requested a concession for the increase of average unit size, the Proposed Project would have been limited to a maximum of 54 units for the site.

³ The ZAB may deny a request for an <u>incentive or concession</u> only if it can make a written finding, based upon substantial evidence, of one of the following:

A) The incentive and/or concession is not required to provide for affordable rents or affordable ownership costs, as provided in Government Code Section 65915(d)(1)(A);

B) The incentive and/or concession would have a specific adverse impact upon public health and safety, or the physical environment, or on any real property listed in the California Register of Historical Resources, and there is no feasible method to satisfactorily mitigate or avoid the specific adverse impact without rendering the development unaffordable to low-income, very-low income, and moderate-income households. For the purpose of this Subparagraph, "specific adverse impact" means a significant, quantifiable, direct, and unavoidable impact, based on objective, identified, written public health or safety standards, policies, or conditions, as they existed on the date that the application was deemed complete; or

C) The concession or incentive would be contrary to State or Federal law.

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the average unit size and with ground-level parking compared to underground parking. The pro forma statement was peer reviewed by the City's consultant, Placeworks. The peer review memo prepared by Placeworks concluded that the pro forma statement adequately documented that the "Proposed Project Costs with Concessions" would result in a cost reduction or "decrease in cost per unit" relative to the Base Project costs; and that the concession would be necessary to cover the cost of affordable units and generate a feasible rate of return. Furthermore, staff believes that the concessions would not have specific adverse impacts upon public health and safety, or the physical environment, nor would they be contrary to State or Federal law. Therefore, both concessions would be granted for the project.

A waiver is a modification of a development standard that would otherwise physically preclude the construction of the project with the permitted density bonus and concessions⁴. Waivers for height, setbacks and lot coverage are requested for the project because they are necessary to physically accommodate the full density bonus project on the site. Staff found no evidence to suggest that the waivers would have a specific adverse impact upon public health and safety, or the physical environment, or be contrary to State or Federal law. Therefore, the requested waivers would be granted for the project.

- **C.** Housing Accountability Act: The Housing Accountability Act §65589.5(j) requires that when a proposed housing development complies with applicable, objective general plan and zoning standards, but a local agency proposes to deny the project or approve it only if the density is reduced, the agency must base its decision on written findings supported by substantial evidence that:
 - 1. The development would have a specific adverse impact on public health or safety unless disapproved, or approved at a lower density; and
 - 2. There is no feasible method to satisfactorily mitigate or avoid the specific adverse impact, other than the disapproval, or approval at a lower density.

The Base Project complies with applicable, objective general plan and zoning standards. Therefore, the City may not propose to deny the Base Project or approve the base project only if the density is reduced without basing its decision on the written findings under Government Code § 65589.5(j), above. Staff is aware of no specific adverse impacts that could occur with the construction of Base Project.

The Proposed Project employs the State Density Bonus law and requests concessions and waivers of zoning standards. Accordingly, HAA analysis under Section 65589.5(j)

⁴ The ZAB may deny a request for a <u>waiver</u> only if it can make a written finding, based upon substantial evidence, of one of the following:

A) The waiver or modification would have a specific adverse impact upon public health and safety, or the physical environment, or on any real property listed in the California Register of Historical Resources, and there is no feasible method to satisfactorily mitigate or avoid the specific adverse impact without rendering the development unaffordable to low-income, very-low income, and moderate-income households. For the purpose of this Subparagraph, "specific adverse impact" means a significant, quantifiable, direct, and unavoidable impact, based on objective, identified, written public health or safety standards, policies, or conditions as they existed on the date that the application was deemed complete; or

B) The waiver or reduction would be contrary to State or Federal law.

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does not apply to the proposed project. Instead, under State Density Bonus law, the Zoning Adjustments Board may not deny the concession or waiver unless it can make a written finding under Section 65915, noted above. The project would result in a fivestory, 57-unit project, with five dwelling units affordable to VLI households. Approval of the requested concessions are required to provide for affordable rents per Government Code Section 65915(d)(1)(A). Further, Staff believes approval of the requested concessions would not have a specific adverse impact upon public health and safety, or the physical environment, or on any real property listed in the California Register of Historical Resources; nor would approval of the requested waivers would not have a specific adverse impact of the requested waivers would not have a specific adverse impact upon public health and safety, or the physical environment, or on any real property listed in the California Register of Historical Resources; nor would approval of the requested waivers would not have a specific adverse impact upon public health and safety, or the physical environment, or on any real property listed in the requested waivers would not have a specific adverse impact upon public health and safety, or the physical environment, or on any real property listed in the California Register of Historical Resources, and approval would not be contrary to State or Federal law. Per these standards, there are no grounds to deny the requested concession and waivers.

- **D.** Affordable Housing Mitigation Fee: Pursuant to BMC Section 22.20.065, the project is subject to the Affordable Housing Mitigation Fee (AHMF). The AHMF ordinance allows a project to provide Below Market Rate (BMR) units, up to 20% of the total project units, in-lieu of payment of the full fee.⁵ The applicant is prepared to pay the amount of \$918,000 at building permit issuance, or \$999,000 at the time the Certificate of Occupation issuance.
- **E.** Compatibility with District and Adjacent Residential Neighborhood: As mentioned previously, the City denied a project in 2013 that was very similar to the current proposal. The 2013 proposal underwent a Project Preview in August, 2013, a hearing in September, 2013, and five Design Review Committee meetings before the ZAB denied the project in November of 2013. The current proposal is revised from the 2013 proposal to address the issues listed in the denial findings. Because the 2013 proposal underwent extensive review from the ZAB and the DRC regarding the project's compatibility with the district and adjacent residential neighborhood, staff's analysis is presented as a review of how the current proposal addresses the findings for the 2013 denial. Each of the 2013 denial findings are summarized below, and are followed with a staff analysis of how the current proposal satisfies each finding:
 - <u>2013 Denial Finding: Project would be out of scale with the existing development</u> in the district. Aside from the storage building at Ward and Shattuck (five stories); the approved (but not yet built in 2013) project known as Parker Place (60', five stories); and the project approved at 2711 Shattuck, on the adjacent parcel to the south of the subject site (50', 4 stories, and also not yet built in 2013), the proposed project at 2701 Shattuck would be the tallest building on Shattuck Avenue south of Dwight Way, the edge of the Downtown District.

<u>2018 Project Staff Analysis</u>: In 2013, the Parker Apartments project (known as Parker Place at the time) was not yet constructed, but it is now fully constructed and occupied. At five stories and 60'-4" in height along the Shattuck Avenue

⁵ The Affordable Housing Mitigation Fee is currently \$34,000 per unit if paid at issuance of a building permit and \$37,000 if paid at the time Certificate of Occupancy is issued. The total fee due is calculated with the formula, $[A \times Fee] - [(B+C)/(A \times 20\%) \times (A \times Fee)]$, where A=Total # Market Rate Units.

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frontage, the maximum building height would be similar to the subject proposal, at five stories and 62'-4" tall. The Parker Apartments project minimized the height impacts on the adjacent residential neighborhoods to the west by stepping down the buildings from five stories on the eastern, Shattuck Avenue side (in the C-SA District) to three stories on the western side (in the R-2A District). Like the Parker Apartments, the 2701 Shattuck proposal would also step down from the five-story front in the commercial district along Shattuck Avenue toward the residential district to the east, in order to minimize the height differential between the districts, by stepping down at each level on the northeast corner to two stories high at the eastern setback. Further, as discussed in the next finding analysis, the current 2701 Shattuck proposal has improved the perceived scale of the project by increasing the building setback distances for all of the building floors from the adjacent residences to the east. (See Figures 7 and 8: View from Derby Street – Current Proposal versus 2013 Proposal.)

2. <u>2013 Denial Finding: Project would not provide an adequate transition to the residential district to the east</u>. The project does not take into consideration the scale of the abutting properties or protect the adjacent residential properties' access to light and air. In past approvals of projects in commercial districts which abut low or low-medium density residential areas, the building mass was clustered towards the commercial street, and transitioned to the adjacent residential districts by lowering the building height and setting back the upper floors toward the adjacent residences, to reduce apparent mass. The (2013) proposal would provide a varied setback in the east side of the building, but the northeast corner, even though set back, would still be 52' high at the fourth floor, while being 16'-10" from the property line closest to the adjacent residences.

<u>2018 Project Staff Analysis</u>: The current 2701 Shattuck proposal has made the following adjustments from the 2013 proposal to address the massing at the northeast corner, resulting in an improved transition from the proposed five-story building to the one-story residences to the east, and increased light and air to these dwellings (see Figures 7 and 8: View from Derby Street – Current Proposal versus 2013 Proposal):

- Eliminated one corner unit from floors 2 through 5 (floors 2 and 3 would be approximately 39' high from grade at 20' from the east property line);
- Stepped back the fourth floor (to be approximately 48' high from grade at 31' from the east property line); and,
- Stepped back the fifth floor (to be approximately 62' high from grade at 35' from the east property line).

Figure 7: View from Derby Street – Current Proposal



Figure 8: View from Derby Street – 2013 Proposal



3. <u>2013 Denial Finding: Project would be out of scale with the adjacent residential district</u>. The R-2 District abutting the site to the east contains mostly single-family residences, with a few duplex or multi-family properties located on Ward or Walker Street. The residential buildings to the east, along Derby Street, include one-story buildings, and the residential buildings to the southeast along Ward Street are mostly two-story buildings. Because the fourth floor of the proposed (2013) building would be 52' in height and setback from the residential district to the east by only 16'-10", the ZAB finds that the project would not be compatible in scale with the adjacent residential neighborhoods.

<u>2018 Project Staff Analysis</u>: As discussed above under Finding #2, the current proposal has improved the transition from the proposed five-story building to the one- and two-story residences to the east by further stepping back each floor (over the 2013 project) from the eastern residences, resulting in lower heights at the building corners closest to the east property line and a perceived building scale that would be more compatible with this residential district.

4. <u>2013 Denial Finding: Design alternatives suggested by the ZAB to the applicant</u> were rejected. The ZAB recommended that as many as 12 units should be removed from the fourth and fifth floors at the northeast corner of the site, or alternatively, that the entire fifth floor could be removed to make the development compatible with existing development patterns, and to provide a transition to the residential district to the east.

<u>2018 Project Staff Analysis</u>: Six units were eliminated at the northeast building corner in current proposal (one each from Floors 2 and 3, three from Floor 4, and one from Floor 5) to improve the transition to the residential district to the east. The fifth floor remains in the current proposal, but would be granted as a waiver under density bonus law. (The 2013 proposal was not a density bonus project, and requested a use permit for the fifth floor). Further, since the writing of the 2013 denial finding, the Parker Apartments project (two blocks north, on the west side of Shattuck Avenue) has been completed, which adds two five-story buildings to the surrounding neighborhood context, and is a larger project (156,102 square feet, 155 units) with a larger footprint, on a larger site (60,351 square feet, over two parcels) than the 2701 proposal. The closest five-story building to the subject site is the self-storage building two parcels south of the site (at Shattuck and Ward).

In conclusion, staff finds that each of the findings for denial of the 2013, 2701 Shattuck proposal have been addressed in the current proposal.

F. Sunlight/shadow: According to the shadow studies submitted by the applicant (See Attachment 1, Plan Set – Sheets S1.1 to S1.4), the single-family residences to the east (2104, 2106, and 2108 Derby Street) and the multi-family residence to the southeast of the site (2708 Walker Street) would experience the most increased shadows during the few hours before sunset, year-round. Residences to the northeast, beyond the subject block, may experience new shadows in the few hours before sunset in the winter. Shadow impact on these residences to the east and northeast are to be expected because the subject site is located in the C-SA district (commercial), which allows heights of up to 50' and 4 stories (for residential and mixed-

use), whereas the eastern residences are in the R-2 district (residential), which allows heights of up to 28' (35' with a use permit) and 3 stories. The proposal would include an additional story beyond the district height limit to accommodate the density bonus units – a waiver that would be granted (see section V.B for a discussion of waivers). The additional story casts shadows in the eastern direction further than if the project had only four stories. Still, the shadow impacts from the project would be reasonable, given that the duration would be limited to the evening hours and given the height limit differential between the two districts.

New shadows that would be cast onto properties to the west and northwest (across the street at 2680 and 2700 Shattuck Avenue) in the morning hours in the fall and spring months, and on the property to the north (2655 Shattuck Avenue) in the early-afternoon hours in the winter, would only affect commercial properties, and not residences.

G. Traffic/Parking: A Preliminary Transportation Assessment was prepared by the project transportation consultant, Kittelson and Associates, which was reviewed and approved by the City's Traffic Engineer. The study showed that the proposed project would generate 50 weekday AM peak hour person-trips, and 48 weekday PM peak hour person-trips (the sum of trips for all modes). Of these trips, the vehicle trip generation would account for 21 weekday AM peak hour trips, and 16 weekday PM peak hour trips. For other modes, the Project would generate 15 total transit trips, 2 total bicycle trips, and 36 total walk trips. Thus, the project would not exceed the City's 25 peak-hour trip threshold for requiring a full traffic study. The anticipated increase in traffic due to the project would not conflict with any applicable plans, ordinances or policies establishing measures of effectiveness for the performance of the circulation system, and the impact would be less than significant.

The study also showed that, based on a qualitative review of the site plan, access and circulation for pedestrians, bicyclists, transit riders, and motor vehicles would be sufficiently accommodated by the proposed project. The proposed project would provide 30 vehicle parking spaces and 46 long-term bicycle parking spaces, a slight reduction from the numbers in the original proposal of 32 vehicle parking spaces and 56 long-term bicycle parking spaces, on which the study is based. However, the proposed number vehicle parking satisfies and exceeds district parking requirement by one, and the proposed number bicycle parking well exceeds district parking requirement. Thus, staff believes that the off-street parking in the surrounding neighborhood would not be adversely impacted by the project.

VI. Recommendation

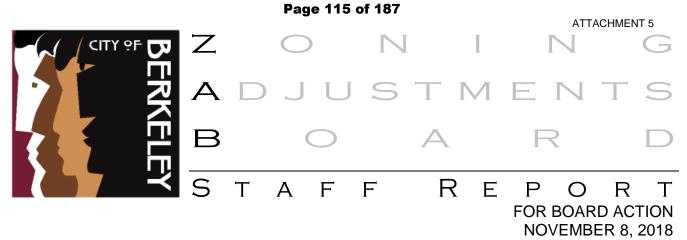
Staff recommends that the ZAB provide advisory comments to the applicant regarding the design of the project, and to staff on issues and analyses that the ZAB would like to be addressed in the next staff report.

Attachments:

1. Project Plans, received June 29, 2018

2. Notice of Public Hearing

Staff Planner: Sharon Gong, sgong@cityofberkeley.info, (510) 981-7429



2701 Shattuck Avenue

Use Permit #ZP2016-0244 to construct a 5-story, 62'-tall, mixed-use building with 57 dwelling units (including 5 VLI units), a 600-square-foot ground-floor quick-service restaurant, and 30 parking spaces.

I. Background

A. Land Use Designations:

- General Plan: AC Avenue Commercial; South Shattuck Strategic Plan
- Zoning: C-SA, South Area Commercial District

B. Zoning Permits Required:

- Administrative Use Permit, to construct rooftop projections, such as mechanical appurtenances or architectural elements, which exceed the maximum district height limit, under BMC Section 23E.04.020.C;
- Use Permit to construct a new mixed-use development of 5,000 square feet or more, under BMC 23E.52.030.A; and
- Use Permit to construct more than 3,000 square feet of new floor area, under BMC 23E.52.050.

C. Waivers/Concessions Pursuant to State Density Bonus Law:

- Waiver to exceed height to be 62'-4" maximum, where 50' is the limit, and to be 5 stories where 4 stories is the limit;
- Waiver to reduce the front, street side, side, and rear yards:
 - Front setback 0'-0", where 15' minimum is required;
 - \circ Rear setback 0'-6", where 15' minimum is required;
 - <u>Left side setback</u> 4'-0", where 5' minimum is required;
 - Right side (street side) setback 0'-0", where 6' minimum is required;
- Waiver to exceed the lot coverage limit to be 86%, where 40% maximum is allowed;
- Concession to increase average unit size from 463 square feet (Base Project) to 495 square feet (Proposed Project); and
- Concession to have ground-level parking in the Proposed Project, when the Base Project parking is underground.
- **D. CEQA Determination:** Categorically exempt pursuant to Section 15332 ("In-Fill Development Projects") of the CEQA Guidelines.

E. Parties Involved:

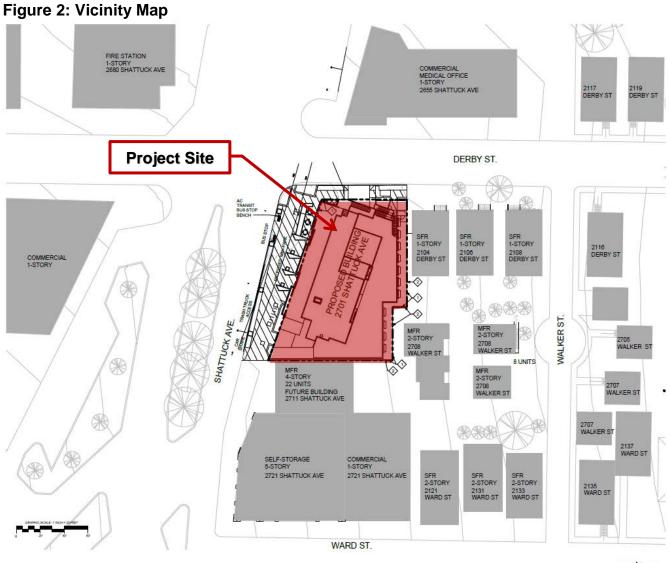
- Applicant Stuart Gruendl, Bay Rock Multifamily, LLC, 411 Pendleton Way, Suite C, Oakland
- Property Owner 2701 Shattuck Berkeley, LLC, 7917 Festival Court, Cupertino
- F. Administrative Record Available: All application materials, staff reports, and correspondence for this project may be found on the Internet at this address: <u>https://www.cityofberkeley.info/Planning and Development/Zoning Adjustment Boa</u> <u>rd/2701 Shattuck 2016.aspx</u>

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- R-2: Restricted Two-Family Residential District
- AC Transit Bus Route
 - Adeline-Shattuck Commercial District Area

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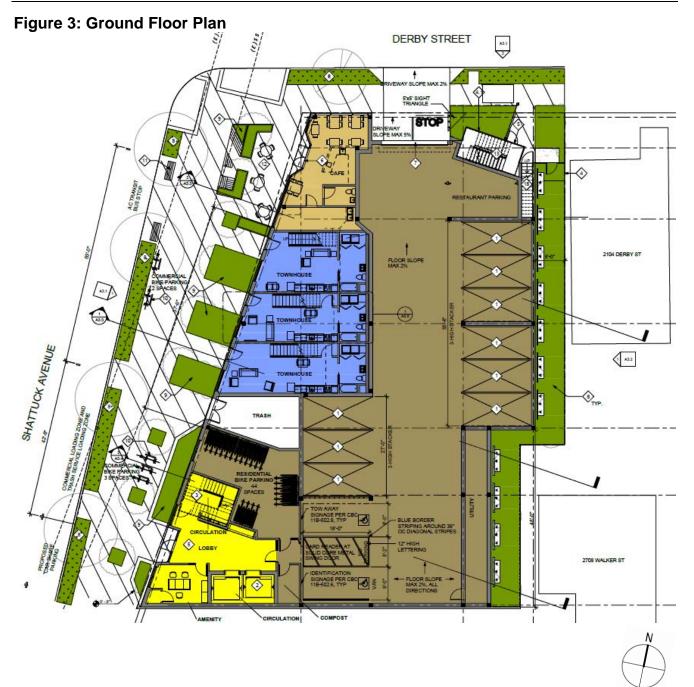


Figure 4: Shattuck Avenue (West) Elevation



Figure 5: Derby Street (North) Elevation







Table 1: Land Use Information

Location		Existing Use	Zoning District	General Plan Designation
Subject Proper	ty	Vacant (former Auto Dealership)		Avenue Commercial (AC)
	North	Medical Office	C-SA	
	Northwest	Berkeley Fire Station	C-3A	
Surrounding Adjacent	West	Auto Dealership		
Properties	East	Single-Family Residential/ Multi-Family Residential	R-2	Medium Density Residential (MDR)
	South	Multi-Family Residential	C-SA	Avenue Commercial (AC)

Table 2: Special Characteristics

Characteristic	Applies to Project?	Explanation
Affordable Child Care Fee & Affordable Housing Fee for qualifying non-residential projects (Resolutions 66,618-N.S. & 66,617-N.S.)	No	This fee applies to projects with more than 7,500 square feet of new non-residential gross floor area. The project includes only 600 square feet of non- residential gross floor area, and thus these requirements do not apply.
Affordable Housing Mitigations for rental housing projects (BMC Section 22.20.065)	Yes	Because the project would have 5 or more dwellings, the project is subject to the affordable housing provisions of BMC 22.20.065. The project would provide 5 Very Low Income units and applicant intends to pay the remaining Mitigation Fee per the formula calculation. See Section V.D for details.
Creeks (Per BMC Chapter 17.08)	No	No creek or culvert defined by BMC Chapter 17.08 exists on or within 30' the site.
Density Bonus	Yes	The project would provide 5 Very Low Income units, or 12% of the Base Project units, and qualifies for a 35% density bonus (15 units). See Sections V.A and V.B for discussion.
Green Building Score	Yes	The Greenpoint Checklist minimum score is 50, and the maximum is 381. The project achieves a score of 91.
Historic Resources	No	The project site is not designated as a Landmark by the City. Demolition of the auto dealership building was approved with Use Permit #04-10000014 in 2007, and Building Permit #B2016-05314 in 2017. The site is now vacant.
Housing Accountability Act (Govt. Code 65589.5(j))	Yes	The project is a "housing development project" consisting of a mixed-use building, and requests no modifications to development standards beyond waivers and concessions requested under density bonus law. Therefore, the HAA <i>findings</i> apply to this project, and the project cannot be denied at the density proposed unless findings for denial can be made. See Section V.C for discussion.

Table 2: Special Characteristics

Characteristic	Applies to Project?	Explanation
Public Art on Private Projects (BMC Chapter 23C.23)	Yes	The project is subject to the Percentage for Public Art on Private Projects ordinance. The applicant is electing to provide on-site art to comply. A Conceptual Public Art Plan was presented to the DRC for Preliminary Design Review as part of the overall design proposal. A final proposal will be submitted to the Civic Arts Commission for approval prior to building permit issuance.
Residential Preferred Parking	No	The site is not in a RPP zone. Thus, the project would not be eligible for RPP permits. Most of the neighborhoods to the east and northwest, and small portions of the neighborhood to the southwest, participate in the Residential Preferred Parking program, which limits non-permit parking to two hours.
Seismic Hazards (SHMA)	No	The project site is not located in an area susceptible to liquefaction, fault rupture or landslide, as defined by the State Seismic Hazards Mapping Act (SHMA). Thus, the project is not subject to additional review to comply with the Act.
Soil/Groundwater Contamination	Yes	The project site is located within the City's Environmental Management Area. Phase I and II reports have been submitted by applicant, and have been reviewed by the City Toxics Division. The Division concluded that no further studies were required, but the project is subject to the City's Standard Conditions of Approval (SCA) for Toxics that requires preparation of a Soil and Groundwater Management Plan (SGMP). Per §15300.2 of the CEQA Guidelines, a categorical exemption may not be used on sites listed on the Cortese List (an annually updated list of hazardous materials sites). The project site is <u>not</u> listed on the Cortese List, and qualifies for a categorical exemption for "In-Fill Development Projects".
Transit	Yes	The project site is served by AC Transit bus lines 18, 800 and Transbay Line F, along Shattuck Ave. The site is approximately 1/2 mile from both the Downtown Berkeley BART Station to the north, and the Ashby BART Station to the south.

Table 3: Site Permit History/Project Chronology

Date	Site Permit Action
May 2001	ZAB Approved 16-unit project (Use Permit #00-10000083)
October 2002	ZAB Approved 17-unit project (Use Permit #02-70000044)
December 2006	ZAB Approved 24-unit project (Use Permit #04-10000014)
January 2007	Appeal of ZAB decision filed (Use Permit #04-10000014)
July 2007	City Council Approved 24-unit project (Use Permit #04-10000014)
November 14, 2013	ZAB Denied 67-unit project (Use Permit #12-10000039)
Date	Project Action
December 13, 2016	Application submitted for 57-unit project
January 12, 2017	Application deemed incomplete
January 30, 2017	Revised application, 57-unit project submitted as Density Bonus project
February 27, 2017 to June 13, 2018	Application was deemed incomplete six more times during this time period. Incomplete items included missing application submittal requirements and evolving density bonus proposal and calculations
June 20, 2018	Revised application submitted
June 29, 2018	Application deemed complete
July 11, 2018	Public hearing notices mailed/posted
July 26, 2018	ZAB Preview
August 16, 2018	DRC Preliminary Design Review (PDR); continued to September 20 with comments
September 6, 2018	Revised plans submitted
September 20, 2018	DRC PDR; recommendation for approval to ZAB with Conditions
October 25, 2018	Public hearing notices mailed/posted
November 8, 2018	ZAB Hearing

Table 4: Development Standards

C-SA and R-4 Standards BMC Sections 23E.52.070-080 and 23D.40.070		Proposed	Permitted/Required
Lot Area (sq. ft	.)	11,826	n/a
Gross Floor Ar	ea (sq. ft.)	27,980	47,304 max.
FAR		2.4	4 max.
Dwelling Units		57	n/a
Building	Average	62'-4"	50' max.
Height	Stories	5	4 max.
	Front	0'-0"	15' min.
Building	Rear	0'-6"	15' min. ²
Setbacks	East Side	4'-0"	5' min. ²
	West Side (Shattuck)	0'-0" (3' overhang in ROW ³)	6' min. ²
Lot Coverage (%)	86	40 max.
Usable Open S	Space (sq. ft.)	6,212	2,280 min. (40 s.f./d.u.)
	Commercial	2	2 min. (1 spc/300 s.f.)
Parking	Residential	28	27 min. ⁴ (R-4 Dist Std: 1 spc/1,000 s.f.)
	Total	30	29 min.
Bicycle Parking		44	0 (1 spc/2,000 s.f. commercial)

³An encroachment Permit would be required from the Public Works Department.

⁴ Per BMC 23E.52.080.C, the first 1,000 square feet of new gross floor area may be exempted from providing Off-street Parking Spaces.

= Waiver/Concession requested to depart from the district standard.

II. Project Setting

A. Neighborhood/Area Description: The subject site is located on the southeast corner of the intersection of Shattuck Avenue and Derby Street. Like the subject site, the adjacent and confronting parcels to the north, west, and south of the site are in the South Area Commercial District (C-SA) and are in the area covered by the South Shattuck Strategic Plan (SSSP). Development along Shattuck Avenue that is south of Dwight Way (south of the Downtown Mixed Use District) consists of 1- and 2-story commercial and mixed-use buildings, with the exception of the 5-story, 60'-4"-tall Parker Apartments 1.5 blocks north, on the west side of Shattuck Avenue; the 4-story, 50'-tall building on the adjacent parcel to the south of the subject site; and the 5-story, 60'-tall UC Storage building two parcels south of the site at the corner of Shattuck

Avenue and Ward Street. A proposal for a 6-story, 65'-tall, mixed-use building on the parcel one block north of the subject site (adjacent to the Parker Apartments) was Previewed by the ZAB on October 11, 2018. Adjacent parcels to east are in the Restricted Two-Family Residential District (R-2), and contain 1-story, single-family residences along Derby Street and 2-story, multi-family residences along Walker Street. (See Figure 1: Zoning Map, and Figure 2: Vicinity Map.)

B. Site Conditions/Background: The subject site was a used car dealership in the past, and in the last 10-15 years, was occasionally used for car storage. Demolition of the commercial building was approved with Use Permit #04-10000014 in 2007. The Building Permit for the demolition was issued in April, 2017, and the site is now vacant.

In May 2001, the City approved Use Permit #00-10000083 for the construction of a 3story, 50'-tall, 25,000-square-foot, mixed-use building with 16 dwelling units, 3,200 square feet of commercial floor area, and 17 parking spaces. This project was granted use permits to reduce all setbacks, to provide less than the minimum number of offstreet parking spaces, and to increase the allowed lot coverage above the maximum. This permit was later modified in October, 2002 (Use Permit #02-70000044), to add one dwelling unit. The project was never built.

In July 2007, the City approved Use Permit #04-10000014 for a 5-story, 55'-tall, 33,598-square-foot, mixed-use building with 24 dwelling units, 3,200 square feet of commercial space and 24 parking spaces. This project was granted use permits to exceed the height/story limit to allow a partial fifth floor, to reduce all setbacks, to provide less than the minimum number of off-street parking spaces and to increase the allowed lot coverage above the maximum. This project was also not built.

In November 2013, the City denied Use Permit #12-10000039, a request to construct a 5-story, 61'-tall, 29,909-square-foot, mixed-use building with 67 dwelling units, 1,969-square-feet of full-service restaurant space and 32 parking spaces. The building design was very similar to the current proposal and requested exceedances for height and lot coverage, and reductions to the front, street side, and rear setbacks. See section V.E for a discussion of the 2013 denial findings and a comparison of the 2013 project with the current, 2018 proposal.

III. Project Description

The project proposes to construct a 5-story, 62'-tall, mixed-use building with the following main components:

- 57 dwelling units 3 two-level, townhomes on the ground floor; and 46 studios; 6 one-bedroom units; and 2 one-bedroom plus den units on the 2nd through 5th floors;
- 5 Very Low Income (VLI) units;
- 600-square-foot, ground floor, quick-service restaurant (café);
- 6,212 square feet of usable open space on the 2nd, 4th and 5th floors, and a roof deck above the 5th floor;

- 30 automobile parking spaces (27 in triple lifts and 3 at grade) and 44 bicycle parking spaces;
- Sidewalk public space enhancements and outdoor café seating area;
- 310-square-foot community room for the use of on-site residents; and
- Public art integrated into the building façades.

(See Figure 3: Ground Floor Plan, and Figures 4 through 6: Elevations. See Attachment 1, Plan Set, for the full set of project drawings.)

Unit Type	Average Unit Size (sq. ft.)	Unit Count	Percentage (%)	Total Area (sq. ft.)
Studio ("Jr. One-Bedroom")	320	46	81	14,720
One-Bedroom	496	6	11	2,976
One-Bedroom plus Den	668	2	4	1,336
Studio Loft ("Townhouse")	715	3	5	2,145
Totals:	372* (Avg all units)	57	100	21,177
*Average size of interior of all units. Does not include residential amenities or circulation.				

Table 5: Residential Units

IV. Community Discussion

A. Neighbor/Community Concerns: On November 3, 2016, a neighborhood meeting was held to review the project and discuss concerns, and was attended by nine members of the public. Prior to submitting the application to the City on December 13, 2016, a pre-application poster was installed by the applicant at the project site.

On July 11, 2018, the City mailed public hearing notices to property owners and occupants within 300' of the site, to interested neighborhood organizations, and the posted notices within the neighborhood in three locations. On July 26, 2018, a ZAB Preview of the project was held. Salient points included a concern for the ambiguity of public/private space in front of townhomes in public right-of-way, and a suggestions to reduce or eliminate parking to reduce overall building mass.

On October 25, 2018, the City mailed public hearing notices to property owners and occupants within 300' of the site, to interested neighborhood organizations, and the posted notices within the neighborhood in three locations. No further communications regarding the project were received as of the writing of this staff report.

B. Design Review Committee: The Design Review Committee (DRC) conducted Preliminary Design Review (PDR) of the project on August 16, 2018, provided comments to the applicant, and continued the PDR to September 20, 2018. In response to comments, the applicant made revisions to the design, including:

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- Added screening to the eastern stair landings; cut back landing/stair away from the eastern residences at the fifth floor and roof level, to provide greater privacy to these neighbors;
- More open and inviting, removable, seating and planting areas on public rightof-way/sidewalk area;
- Added stoops with low planters on sidewalk outside of ground-floor townhouses to provide a semi-private transition from private to public¹;
- Re-designed two-bedroom units into one-bedroom plus den, to provide natural light and air to all habitable spaces in all dwelling units; and
- Widened roof deck, to create a gathering space for residents (also serves to increase total usable open space).

The DRC completed PDR on September 20th and forwarded a *favorable recommendation* for the project to the ZAB with conditions and recommendations for Final Design Review (Vote: 5-0-0-2; Passmore, Pink – absent):

Conditions:

- Provide metal sunshades over windows on the 2nd and 5th floor;
- Consider final design for planters at ground floor unit entries;
- Review final window details at Final Design Review, including extent of clear and translucent glazing; and
- Provide alternate building colors at Final Design Review.

Recommendations:

• Recommend ZAB discuss sidewalk seating that is not exclusively for café. (ZAB comments will be forwarded to Public Works for consideration.)

V. Issues and Analysis

A. Density Bonus Units: The project is eligible for a density bonus under Government Code Section 65915, through the inclusion of five VLI units. According to the City's Density Bonus Procedures, the Base Project was calculated to have 43 units as the maximum allowable density for the site². The Base Project includes 42 units (one less than the maximum allowable density) with an average unit size of 463 square feet, in a 4-story building. (See Table 6: Base vs. Proposed Project and Table 7: Density Bonus.) Five VLI units in the Proposed Project qualifies the development for a 35% density bonus, which equates to 15 bonus units, resulting in a 57-unit Proposed Project, with an average unit size of 495 square feet, in a 5-story building. The increase in average unit size in the Proposed Project over the Base Project (a 7% increase)

¹ Public Works has since rejected the proposal and has provided preliminary approval of a design that has no stoops and only ground-level planting areas. See Project Site Plan. Approval of an encroachment permit is pending.

² Per the City's Density Bonus Procedures (DBP), the "Base Project" is the largest project allowed on the site that is fully compliant with district development standards (i.e. height, setbacks, usable open space, parking, etc..), or, the *maximum allowable density* for the site. The City uses the DBP to calculate the maximum allowable density for a site where there is no density standard in the zoning district, and to determine the number of units in the "Proposed Project", which is the number of Base Project units plus the number of density bonus units that can be added according to the percentage of BMR units proposed, per Government Code, section 65915(f).

would be allowed through a concession³. See the next section, V.B, for a discussion of the concessions.

Table 6: Base vs	. Proposed Pro	ject – Per City	's Density	/ Bonus Procedures
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	Base F	Project	Proposed Project		
	Residential Floor Area (RFA)	Base Units	RFA with DBU	Total Units [Base + Density Bonus Units (DBU)]	
Totals:	19,736	42*	28,213	57*	
Average Unit Size:**	463 sq. ft.			sq. ft. crease)	
	915(q), all unit calculations are rounded up to the nearest whole number. Bonus Procedures, the Average Unit Size used to calculate density bonus includes residential amenities and				

** Per City's Density Bonus Procedures, the Average Unit Size used to calculate density bonus includes residential amenities and circulation.

Table 7: Density Bonus – Per CA Gov't Code 65915

Qualifying Units	Density Bonus Achieved	Base Project Units*	Number of DBU Achieved*	Proposed Project Units
5 VLI	35% (35% max.)	42 (43 maximum allowable density)	15 (35%x42)	57
* Per Gov't Code 65915(q), all unit calculations are rounded up to the nearest whole number.				

B. Density Bonus Waivers and Concessions: The project would be entitled to two concessions (or incentives), under Government Code Section 65915(d), and an unlimited number of waivers, under Section 65915(e).

A concession or incentive is a modification of a zoning code requirement that results in identifiable and actual cost reductions, to provide for affordable housing costs. The applicant is requesting two concessions for the project to modify the DBP: 1) to increase the average unit size from 463 square feet in the Base Project to 495 square feet in the Proposed Project⁴, and 2) to have ground-level parking in the Proposed Project, where the Base Project parking would be underground, using an automated

³ Per the City's 2014 DBP, the calculation of maximum allowable density uses the average unit size of the Proposed Project to calculate the number of allowable units in the Base Project. Typically, the average unit size must remain consistent from the Base Project to the Proposed Project to prevent applicants from creating a Base Project that would be far denser and/or poorer in design quality than the applicant actually desires to build, for the purpose of obtaining a larger density bonus. However, the 2014 DBP allowed a Concession for the increase of average unit size. The applicant is utilizing this provision, which is not included in the current, 2018 DBP. The application was deemed substantially complete prior to the City's release of the 2018 DBP. Because of this concession, the City's application of the 2014 DBP was altered to allow the increase in residential area *after* the calculation of the maximum allowable density for the site. This application of the density calculation formula yields the results discussed in the Density Bonus Units analysis.

⁴ Under the standard application of the DBP (both the 2014 or 2018 versions), the Base Project would result in 40 units as the maximum allowable density for the site, with an average unit size of 495 square feet. Five VLI units in the proposed project would have qualified the development for a 35% density bonus which would have yielded 14 bonus units, for maximum of 54 units in the Proposed Project. Had the applicant not requested a concession for the increase of average unit size, the Proposed Project would have been limited to a maximum of 54 units for the site.

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parking machine to move the automobiles from grade into the underground storage garage.

The applicant provided a pro forma statement to show the cost reductions associated with increasing the average unit size and with ground-level parking compared to underground parking. The pro forma statement was peer reviewed by the City's consultant, Placeworks. The City's peer review concluded that the pro forma statement adequately documented that the "Proposed Project Costs with Concessions" would result in a cost reduction or "decrease in cost per unit" relative to the Base Project costs; and that the concessions would be necessary to cover the cost of affordable units.

The City may only deny the concessions if it finds that the concessions would have a specific adverse impact upon public health and safety, or the physical environment, or on any real property listed in the California Register of Historical Resources, and there is no feasible method to satisfactorily mitigate or avoid the specific adverse impact without rendering the development unaffordable to low-income, very-low income, and moderate-income households, or if the concession would be contrary to State or Federal law. Staff believes such a finding cannot be made.

A waiver is a modification of a development standard that would otherwise physically preclude the construction of the project with the permitted density bonus and concessions. Waivers for height, setbacks and lot coverage are requested for the project because they are necessary to physically accommodate the full density bonus project on the site. The City may only deny the waivers if it finds that the waivers would have a specific adverse impact upon public health and safety, or the physical environment, or on any real property listed in the California Register of Historical Resources, and there is no feasible method to satisfactorily mitigate or avoid the specific adverse impact without rendering the development unaffordable to low-income, very-low income, and moderate-income households, or if the waiver would be contrary to State or Federal law. Staff believes such a finding cannot be made.

- **C. Housing Accountability Act Analysis:** The Housing Accountability Act (HAA), California Government Code Section 65589.5(j), requires that when a proposed housing development complies with the applicable, objective general plan and zoning standards, but a local agency proposes to deny the project or approve it only if the density is reduced, the agency must base its decision on written findings supported by substantial evidence that:
 - 1. The development would have a specific adverse impact⁵ on public health or safety unless disapproved, or approved at a lower density; and
 - 2. There is no feasible method to satisfactorily mitigate or avoid the specific adverse impact, other than the disapproval, or approval at a lower density.

⁵ As used in the Act, a "specific, adverse impact" means a "significant, quantifiable, direct and unavoidable impact, based on objective, identified written public health or safety standards, polices, or conditions as they existed on the date the application was complete."

The base project complies with applicable, objective general plan and zoning standards. Therefore, the City may not deny the base project or approve the base project at a reduced density without basing its decision on the written findings under Section 65589.5(j), above. Staff is aware of no specific adverse impacts that could occur with the construction of the base project.

- **D.** Affordable Housing Mitigation Fee: Pursuant to BMC Section 22.20.065, the project is subject to the Affordable Housing Mitigation Fee (AHMF). The AHMF ordinance allows a project to provide Below Market Rate (BMR) units, up to 20% of the total project units, in-lieu of payment of the full fee. The applicant can choose whether to pay the fee, or provide the in-lieu units in the project, or provide a combination of both. ⁶ The applicant has indicated that they intend to pay the amount of \$941,868 at building permit issuance, or \$1,024,974 at the time the Certificate of Occupation issuance.
- **E. Findings for Use Permit in C-SA District:** Pursuant to BMC Section 23E.52.090.B, in order to approve any Use Permit in the district, the Board must make the following required findings. The proposed use or structure must:
 - 1. Be compatible with the purposes of the District;

The project is consistent with the following purposes of the South Area Commercial District (C-SA):

• Implement the Master Plan's designations for Community Commercial, and the Commercial/Residential areas, as well as the policies of the South Berkeley Area Plan.

<u>Staff Analysis</u>: See sections V.J and V.K for the project's consistency with the General Plan and the South Berkeley Area Plan.

- Encourage the location of a wide variety of community-oriented retail goods and services in South Berkeley.
- Encourage development and amenities that support pedestrian-oriented uses.
- Encourage appropriate mixed-use development (retail/office/residential) on appropriate sites in the District.
- Encourage residential development for persons who desire both the convenience of location and more open space than is available in the Downtown:

<u>Staff Analysis</u>: As a mixed-use building with 57 residential units and a 600-squarefoot, ground-floor café, with improvements to the sidewalk outdoor space, the proposed project would encourage and engage pedestrian traffic near the site, and provide a place for the nearby residents to gather and engage with the local

⁶ The Affordable Housing Mitigation Fee is currently \$34,884 per unit if paid at issuance of a building permit and \$37,962 if paid at the time Certificate of Occupancy is issued. The following equation will be used to calculate the proportional discount to the fee based on the portion of units provided at Low-Income and Very Low-Income rents: [A x Fee] – [(B+C)/(A x 20%) x (A x Fee)], where A=Total # Market Rate Units; B=# of Very-Low Income Units; & C=# of Low-Income Units.

community. The ground-floor café and enhanced public outdoor space would be a desirable service and destination for local residents, and would encourage them to patronize other local businesses within walking distance.

2. Be compatible in design and character with the District and the adjacent residential neighborhoods;

<u>Staff Analysis</u>: As discussed previously in section V.E, the project would be similar in height, massing, and use to existing, nearby developments, and therefore would be compatible with surrounding uses and buildings within the C-SA district. Also, as discussed in section V.E the project proposal has incorporated design features, such as stepping back from adjacent residences at each floor, to ease the transition from the project to the residential neighborhood and R-2A district to the east.

3. Not result in the domination of one type of commercial/retail use in any one area of the District;

<u>Staff Analysis:</u> The proposed café would add to the mixture of businesses in the neighborhood, which consists of car dealerships, medical offices, self-storage, retail, a pharmacy, a grocery store, and quick- and full-service restaurants, without a predominance of any one type of business.

- F. General Non-Detriment: The project is subject to the City's standard conditions of approval regarding construction noise and air quality, waste diversion, toxics, and stormwater requirements, thereby ensuring the project would not be detrimental to the health, safety, peace, morals, comfort or general welfare of persons residing or working in the area or neighborhood of such proposed use or be detrimental or injurious to property and improvements of the adjacent properties, the surrounding area or neighborhood or to the general welfare of the City.
- **G. General Plan Consistency:** The 2002 General Plan contains several policies applicable to the project, including the following:
 - 1. <u>Policy LU-3–Infill Development</u>: Encourage infill development that is architecturally and environmentally sensitive, embodies principles of sustainable planning and construction, and is compatible with neighboring land uses and architectural design and scale.
 - 2. <u>Policy LU-7–Neighborhood Quality of Life, Action A</u>: Require that new development be consistent with zoning standards and compatible with the scale, historic character, and surrounding uses in the area.
 - 3. <u>Policy LU-23–Transit-Oriented Development</u>: Encourage and maintain zoning that allows greater commercial and residential density and reduced residential parking requirements in areas with above-average transit service such as Downtown Berkeley.
 - 4. <u>Policy LU-5–Affordable Housing Development</u>: Encourage development of affordable housing in the Downtown Plan area, the Southside Plan area, and other transit-oriented locations.

<u>Staff Analysis</u>: As discussed previously in section V.E, the project would be compatible with surrounding uses and buildings within the C-SA district, and would adequately transition to the residential district to the east of the site. The project would bring 57 new residential units, including five Very Low Income units to the area; and with waivers for height, setbacks and lot coverage granted to accommodate the density bonus on the site, would be consistent with district zoning standards. The project site is served by AC Transit bus lines 18, 800 and Transbay Line F along its Shattuck Avenue frontage. The project site is also approximately one-half mile from both the Downtown Berkeley BART station and the Ashby BART station.

- 5. <u>Policy LU-27–Avenue Commercial Areas</u>: Maintain and improve Avenue Commercial areas, such as University, San Pablo, Telegraph, and South Shattuck, as pedestrian-friendly, visually attractive areas of pedestrian scale and ensure that Avenue areas fully serve neighborhood needs as well as a broader spectrum of needs.
- 6. <u>Policy T-16–Access by Proximity</u>: Improve access by increasing proximity of residents to services, goods, and employment centers.

<u>Staff Analysis:</u> The project would bring 57 new residential units and a 600-squarefoot café, and enhanced public sidewalk space to the neighborhood, thereby contributing to the fast development of the South Shattuck area as a destination for Berkeley residents. Proposed improvements to the sidewalk right-of-way, such as public and café outdoor seating would enhance the pedestrian experience on the site frontage along Shattuck, and would encourage further activation of the Shattuck streetscape in this neighborhood.

- 7. <u>Policy H-1–Extremely Low, Very Low, Low and Moderate-Income Housing</u>: Increase the number of housing units affordable to Berkeley residents with lower income levels.
- 8. <u>Policy H-12–Transit-Oriented New Construction</u>: Encourage construction of new medium and high-density housing on major transit corridors and in proximity to transit stations consistent with zoning, applicable area plans, design review guidelines, and the Climate Action Plan.
- 9. Policy H-33–Regional Housing Needs: Encourage adequate housing production to meet City needs and the City's share of regional needs.
- 10. <u>Policy EM-5–"Green" Buildings</u>: Promote and encourage compliance with "green" building standards.
- 11. <u>Policy UD-16–Context</u>: The design and scale of new or remodeled buildings should respect the built environment in the area, particularly where the character of the built environment is largely defined by an aggregation of historically and architecturally significant buildings.
- 12. <u>Policy UD-17–Design Elements</u>: In relating a new design to the surrounding area, the factors to consider should include height, massing, materials, color, and detailing or ornament.
- 13. <u>Policy UD-24–Area Character</u>: Regulate new construction and alterations to ensure that they are truly compatible with and, where feasible, reinforce the desirable design characteristics of the particular area they are in.

14. <u>Policy UD-32–Shadows</u>: New buildings should be designed to minimize impacts on solar access and minimize detrimental shadows.

<u>Staff Analysis</u>: According to the shadow studies submitted by the applicant, the single-family residences to the east (2104, 2106, and 2108 Derby Street) and the multi-family residences abutting the site to the east (2708 Walker Street) would experience the most increased shadows during the few hours before sunset, year-round. Residences to the northeast, beyond the subject block, would experience new shadows in the few hours before sunset in the winter. Shadow impact on these residences to the east and northeast are to be expected, because the subject site is located in the C-SA district (commercial), which allows heights of up to 50' and 4 stories (for residential and mixed-use), whereas the eastern residences are in the R-2 district (residential), which allows heights of up to 28' (35' with a use permit) and 3 stories. Shadow impacts from the project would be reasonable, given that the duration would be limited to the evening hours and given the height limit differential between the two districts.

15. <u>Policy UD-33–Sustainable Design</u>: Promote environmentally sensitive and sustainable design in new buildings.

<u>Staff Analysis</u>: To help the City meet its regional housing needs, the project would add 57 new residential units, including five Very Low Income units, and 600 square feet of new commercial space to a site that is served by or in close proximity to multiple transit lines, in a building that is consistent with City zoning standards and State density bonus law, and would be compatible with the surrounding neighborhood. The project design would have a reasonable level of shadow impact, and has been reviewed in terms of height, massing, materials, color and detailing by the DRC, which has recommended approval of the design to the ZAB. In addition, the project meets green building and sustainable design standards, by achieving a score of 91 on the GreenPoint Rated Checklist, where the minimum is 50, out of a maximum score of 381.

- **H. South Shattuck Strategic Plan Consistency:** The South Shattuck Strategic Plan (adopted in June, 1998) contains strategies applicable to the project, including the following:
 - 1. <u>Economic Development Strategy 1</u>: Encourage a development model of a variety of pedestrian-oriented neighborhood serving businesses supported by anchor commercial sites. Ensure the compatibility of commercial uses and adjacent residential neighborhoods through project design requirements that reduce negative impacts.
 - 2. <u>Economic Development Strategy 2</u>: Encourage the reuse of vacant and underdeveloped Shattuck sites as mixed-use buildings with commercial frontage and residential above, concentrating particularly on opportunity sites that could significantly revitalize the area.
 - 3. <u>Urban Design Strategy 1</u>: Enhance the pedestrian orientation of the commercial corridor through upgraded and expanded streetscape improvements and the reduction of automobile impacts.

- 4. <u>Urban Design Strategy 2</u>: Enhance the sense of place and district identity through careful building design and improved relationships between buildings, activities, residents, and shoppers in the South Shattuck corridor.
- 5. <u>Urban Design Strategy 3</u>: Enhance the visual quality of the corridor by creating an overall district identity, using features appropriate to each of the target areas.
- 6. <u>Transportation Strategy 1</u>: Make capital improvements in the public right-of-way which increase pedestrian access and safety on commercial streets.
- 7. <u>Transportation Strategy 4</u>: Support alternatives to the automobile (transit, shuttles, bicycling, and walking) by developing and implementing policies which encourage non-automobile travel, including a plan for targeted street improvements.

<u>Staff Analysis</u>: The project would develop a vacant site to bring 57 new residential units and a 600-square-foot quick-service restaurant (café) to the South Shattuck area on a site that is adjacent to transit, adding to a fast-developing neighborhood destination that has undergone recent increases in residential units, mixed-use developments, and pedestrian-oriented goods and services. The project would also provide improvements to the Shattuck frontage sidewalk, such as outdoor café seating and publicly-accessible sidewalk seating areas that would enhance the pedestrian experience along Shattuck Avenue, and further activate the streetscape in this neighborhood.

A Preliminary Transportation Assessment prepared by the project transportation consultant concluded that the anticipated increase in traffic due to the project would be less than significant, and that the off-street parking in the surrounding neighborhood would not be adversely impacted by the project. Thus, the project would not contribute to traffic and parking issues which result of a significant increase automobile use. Rather, by being adjacent to multiple transit lines, the project encourages non-automobile travel.

VI. Recommendation

Because of the project's consistency with the Zoning Ordinance and General Plan, and minimal impact on surrounding properties, staff recommends that the Zoning Adjustments Board APPROVE Use Permit #ZP2016-0244, pursuant to BMC Section 23B.32.050 and subject to the attached Findings and Conditions (see Attachment 1).

Attachments:

- 1. Findings and Conditions
- 2. Project Plans, received October 11, 2018
- 3. Notice of Public Hearing

Staff Planner: Sharon Gong, sgong@cityofberkeley.info, (510) 981-7429

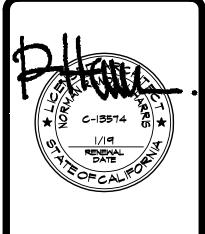
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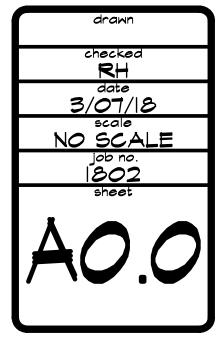
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ZAB 11/08/18

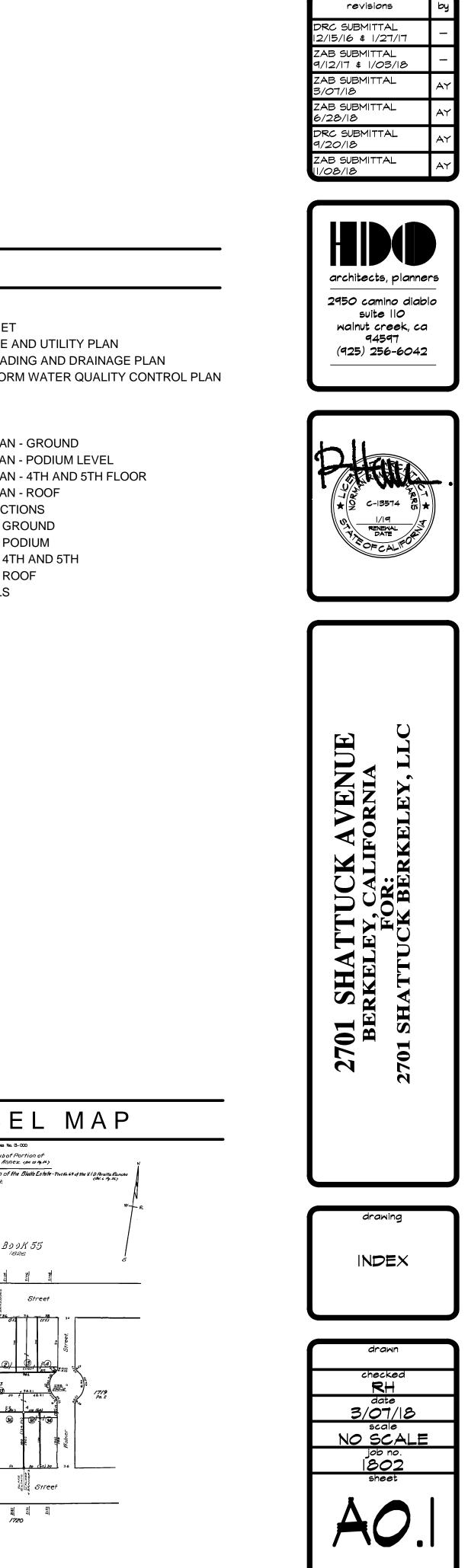
ABBREVIATIONS

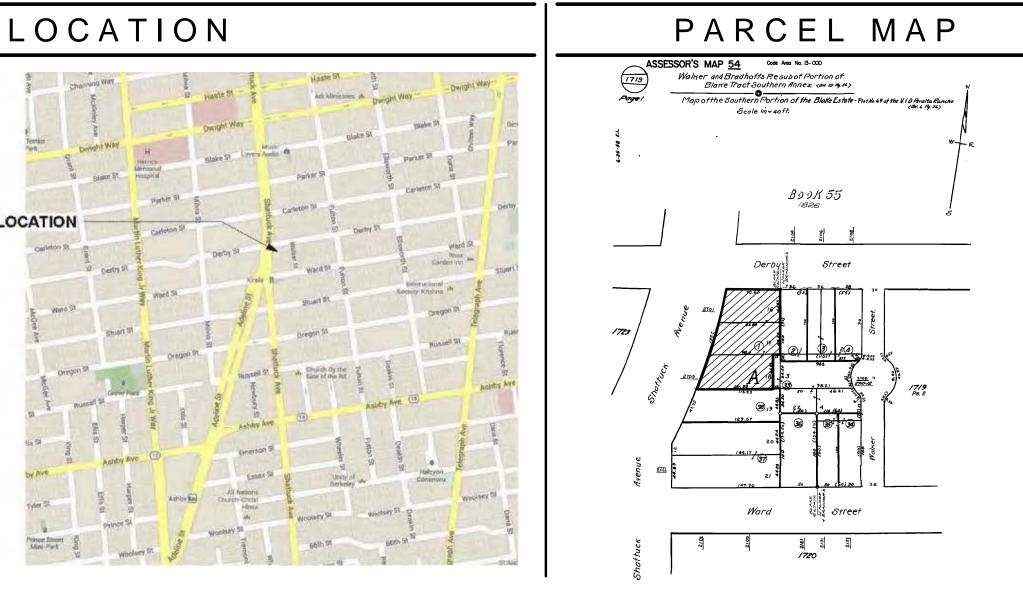
AFF	ABOVE FINISHED FLOOR
ACOUS	ACOUSTICAL
ADJ	ADJUSTABLE
AL	ALIGN
ALT	ALTERNATE
AB	ANCHOR BOLT
APROV	APPROVED
ARCH	ARCHITECTURAL
AUTO	AUTOMATIC
BLDG	BUILDING
BLKG	BLOCKING
BM	BEAM
BD	BOARD
BO	BOTTOM OF
BS	BOTH SIDES
CAB CI CIP COL CTR CL CTC CER CJ CL CMU CON CON CON CON CON CON CON CON CON CON	CABINET CAST IRON CAST IN PLACE COLUMN CENTER CENTER LINE CENTER TO CENTER CERAMIC CONSTRUCTION JOINT CLEAR CONCRETE MASONRY UNIT CONNECTION CONTINUOUS COMPLETE PENETRATION COUNTERSUNK COLD WATER
DET	DETAIL
DEPT	DEPARTMENT
DIA	DIAMETER
DIV	DIVISION
DR	DOOR
DBL	DOUBLE
DF	DOUGLAS FIR
DN	DOWN
DS	DIAGONAL SHEATHING
DWG	DRAWING
DRWR	DRAWER
(E)	EXISTING
EA	EACH
EF	EACH FACE
EW	EACH WAY
EN	EDGE NAILING
EL	ELEVATION
ELEV	ELEVATOR
ELEC	ELECTRICAL
ENG	ENGINEER
EQ	EQUAL
EQUIP	EQUIPMENT
EX	EXHAUST
EXP	EXPEDITE
EXT	EXTERIOR
FAB	FABRICATE
FOC	FACE OF CONCRETE
FOF	FACE OF FINISH
FOS	FACE OF STUD
FOW	FACE OF WALL
FIN	FINISH
FF	FINISHED FLOOR
FE	FIRE EXTINGUISHER
FA	FIRE ALARM
FLR	FLOOR
FLR	FLUORESCENT
FLUOR	FLUORESCENT
FL	FLUSH
FOUND	FOUNDATION
FTNG	FOOTING
FR	FRAMING
FUR	FURRING
GA	GAUGE
GALV	GALVANIZED, GALVANIZING
GL	GLASS, GLAZING
GLULAM	GLUE LAMINATED BEAM
GYP BD	GYPSUM BOARD
HVAC HSR HSB HT HD HORIZ HW	HEATING VENTILATION & AIR CONDITIONING HIGH STRENGTH RODS HIGH STRENGTH BOLT HEIGHT HOLD DOWN HORIZONTAL HOT WATER
INC	INCLUDING, INCLUDED
INFO	INFORMATION
INT	INTERIOR
JH	JOIST HANGER
JT	JOINT
LAM	LAMINATE
LH	LEFT HAND
LHR	LEFT HAND REVERSE
LT	LIGHT
LTW	LIGHT WEIGHT
L	LONG, LENGTH
MB	MACHINE BOLTS
MAINT	MAINTENANCE
MAX	MAXIMUM
MECH	MECHANICAL
MANF	MANUFACTURER
MTL	METAL
MEZZ	MEZZANINE
MIN	MINIMUM
MISC	MISCELLANEOUS
MTD	MOUNTED
MUL	MULLION

(N)	NEW
NEG	NEGATIVE
NOM	NOMINAL
NIC	NOT IN CONTRACT
NTS	NOT TO SCALE
NO	NUMBER
OC	ON CENTER
OD	OUTSIDE DIAMETER
OP	OPENING
OPP	OPPOSITE
ORIG	ORIGINAL
PART	PARTITION
PP	PARTIAL PENETRATION
PAF	POWDER ACTUATED FASTENER
PLAM	PLASTIC LAMINATE
PL	PLATE
PN	PLATE NAILING
PLYWD	PLYWOOD
PT	POINT
LB	POUND
PRES	PRESSURE
QUAL	QUALITY
QUAN	QUANTITY
PT PS PART	PRESSURE/ PRESERVATIVE TREATED PRESTRESSED PARTITION
RAD RWL RECPT REF REIN REQ RDWD RH RHR RHR RM RND RO RO REV	RADIUS RAIN WATER LEADER RECEPTACLE REFERENCE REINFORCEMENT,REINFORCED REQUIRED REDWOOD RIGHT HAND RIGHT HAND REVERSE ROOM ROUND ROUGH OPENING REVISION
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UON	UNDER WRITERS LABORATORY
UTIL	UNLESS OTHERWISE NOTED
VERT	UTILITY, UTILITIES
VIF	VERTICAL
VER VEST	VERIFY IN FIELD VERIFY VESTIBULE
WC	WATER CLOSET
WH	WATER HEATER
W/	WITH
W/O	WITH OUT
WD	WOOD
YD	YARD

PROJECT DIRECTORY	PROJECT DESCRIPTION	D R A V	ING LIST	
DEVELOPER: 2701 SHATTUCK BERKELEY, LLC 7917 FESTIVAL COURT CUPERTINO, CA 95014 STUART GRUENDL, CEO STUART@BAY-ROCK.COM 408.761.3598 ARCHITECT: HDO ARCHITECTS . PLANNERS 2950 CAMINO DIABLO, SUITE 110 WALNUT CREEK, CALIFORNIA 94597 CONTACT: RANDY HARRIS RHARRIS-@HDOARCHITECTS.COM 925.256.6042 EXT: 16 CONTACT: ALFREDO YNIGUEZ AYNIGUEZ-@HDOARCHITECTS.COM 925.256.6042 EXT: 19 CIVIL CALICHI DESIGN GROUP ENGINEER: 1330 BROADWAY, SUITE 1203 OAKLAND, CA 94612 CONTACT: RECO PRIANTO RECO@CALICHI.COM 510.250.7877 LANDSCAPE BRUCE JETT ASSOCIATES ARCHITECT: 3 ALTARINDA ROAD,SUITE 201 ORINDA, CA 94563 CONTACT: BRUCE JETT BRUCEJ@LANDSARCH.COM 925.254.5422	2701 SHATTUCK AVENUE IS A PROPOSED MIXED USE DEVELOPMENT AT THE CORNER OF SHATTUCK AVENUE AND DERBY STREET IN BERKELEY. THE PROJECT IS A MULTI-STORY WOOD CONSTRUCTION OVER A CONCRETE PODIUM THAT INCLUDES 57 RESIDENTIAL UNITS, A 600 SQUARE FOOT STREET LEVEL CAFE SPACE, 30 PARKING SPACES, AND INCLUDES DENSITY BONUS CONCESSIONS AND WAIVERS. THE PROJECT FEATURES OPEN SPACE FOR THE TENANTS ON A ROOF DECK ALONG THE SHATTUCK AVENUE FRONTAGE AND AT THE PODIUM (SECOND) LEVEL. THE PROJECT INCLUDES A SECURED BIKE PARKING ROOM, MANAGER'S OFFICE AND RESIDENT COMMUNITY WORKSPACE	ARCHITECTURALA0.0COVERA0.1INDEXA0.1AZONING & SUPPORTING CALCULATIONSA0.1BDENSITY BONUS CALCULATIONSA0.2RESIDENTIAL FLOOR AREAS SUMMARYA0.3BASE PROJECTA0.4PROPOSED DENSITY BONUS PROJECTA1.1EXISTING CONDITIONSA1.2SITE PLANA2.1GROUND FLOOR PLANA2.1GROUND FLOOR PLANA2.2PODIUM LEVEL FLOOR PLANA2.3THIRD LEVEL FLOOR PLANA2.4FOURTH LEVEL FLOOR PLANA2.5FIFTH LEVEL FLOOR PLANA2.6ROOF PLANA3.1EXTERIOR ELEVATIONSA3.1AEXTERIOR ELEVATIONSA3.3BUILDING SECTIONSA3.4BUILDING SECTIONSA3.4UNIT C PLANSA8.4UNIT C PLANSA8.4UNIT C PLANSA8.4UNIT O PLANS	CIVIL C1 CIVIL COVER SHEET C1 PRELIMINARY SITE AND UTILITY PLAN C2 PRELIMINARY GRADING AND DRAINAGE PLAN C3 PRELIMINARY STORM WATER QUALITY CONTROL PLAN LANDSCAPE L1 ILLUSTRATIVE PLAN - GROUND L2 ILLUSTRATIVE PLAN - PODIUM LEVEL L3 ILLUSTRATIVE PLAN - ATH AND 5TH FLOOR L4 ILLUSTRATIVE PLAN - ROOF L5 ILLUSTRATIVE SECTIONS L2 PLANTING PLAN - GROUND L2 PLANTING PLAN - PODIUM L3 PLANTING PLAN - ATH AND 5TH L4 PLANTING PLAN - ATH AND 5TH L5 PLANTING PLAN - ROOF L5 PLANTING PLAN - ROOF L5 PLANTING PLAN - ROOF L5 PLANTING PLAN - ROOF L5 PLANTING PLAN - BODIUM L2 PLANTING PLAN - BODIUM L3 PLANTING PLAN - ROOF L5 PLANTING PLAN - BODIUM L5 PLANTING	
GRAPHIC SYMBOLS	BUILDING CODE DATA	A8.5ENLARGED LOBBY PLANSA8.6TOWNHOUSE PLANSA9.13D VIEWS		
DETAIL REFERENCE DRAWING NUMBER # SHEET NUMBER # DETAIL SECTION REFERENCE DRAWING NUMBER # SHEET NUMBER # SHEET NUMBER # WALL SECTION REFERENCE DRAWING NUMBER # SHEET NUMBER # SHEET NUMBER #	APN:54-1719-1STORMWATER TREATMENT REQUIRED PERCENTAGE:4% REQUIRED AREA:REQUIRED AREA:477 SF PROPOSED TREATMENT AREA:AREA:1,126 SFPRELIMINARY BUILDING CODE ANALYSIS OCCUPANCY TYPE:R2 CONSTRUCTION TYPE:OCCUPANCY TYPE:R2 CONSTRUCTION TYPE:VA, FULLY SPRINKLERED ALLOWABLE AREA/FL:APPROX. 36,000 SF PROPOSED AREA/FL:PROPOSED AREA/FL:APPROX. 10,250 SF ALLOWABLE HT:ALLOWABLE HT:4 VA STORIES, 60'; OVER UNLIMITED 1A STORIES PROPOSED VA HT:	 A9.2 3D VIEWS A9.3 3D VIEWS A9.4 3D VIEWS A10.1 WINDOW ASSEMBLY S1.0 SHADOW STUDY - AFTERNOON S1.1 SHADOW STUDY - SEASONAL S1.2 SHADOW STUDY - JUNE 21 S1.3 SHADOW STUDY - MARCH 21 AND SEPTEMBER 21 S1.4 SHADOW STUDY - DECEMBER 21 		
SHEET NUMBER #	PROJECT LOCA	ATION	PARCEL MAP	
INTERIOR ELEVATION REVERENCE DRAWING NUMBER4 SHEET NUMBER REVISION REFERENCE		Image: marked in the set of the	ASSESSOR'S MAP 54 to the to -000 Walker and Brachofs Result of Partial and Part Barry Part Partial Southern Partial State Estable Partial State He Vi D Result & Gauss Scale in - a oft B of Mar State State State - Partial State He Vi D Result & Gauss Scale in - a oft B of Mar State State State - Partial State He Vi D Result & Gauss B of Mar State State State - Partial State State - Partial State He Vi D Result & Gauss B of Mar State State State - Partial State State - Partial State He Vi D Result & Gauss B of Mar State State - Partial State - Partial State State - Partial State -	

2701 SHATTUCK AVENUE BERKELEY, CA





BASE PROJECT ZONING REQUIREMENTS

LOT COVERAGE 40% COVERAGE ALLOWABLE LOT SIZE: 11,826 SF TOTAL SF ALLOWABLE: 4,730 SF ACTUAL COVERAGE: 4,730 SF

OPEN SPACE

REQUIRED: 40 SF/UNIT USEABLE OPEN SPACE 42 UNITS X 40 SF/UNIT = 1,680 SF PROVIDED OPEN SPACE: 1,850 SF

FAR CALCULATION ALLOWABLE FAR: BASE PROJECT FAR:

4.0 1.6 (18,947 SF / 11,826 SF = 1.60)

PARKING CALCULATION

COMMERCIAL PARKING COMMERCIAL GFA: **REQUIRED STALL RATIO: REQUIRED STALLS:** STALLS PROVIDED:

RESIDENTIAL PARKING * RESIDENTIAL FLOOR AREA: **REQUIRED STALL RATIO:** REQUIRED STALLS: STALLS PROVIDED:

TOTAL AUTO PARKING:

558 SF 1:300 SF 2 2

18,736 SF 1:1,000 SF GFA 19 23

25 SPACES

11 SPACES

COMMERCIAL BIKE PARKING COMMERCIAL SPACES REQUIRED: 1 SPACE/2,000 SF COMMERCIAL AREA COMMERCIAL FLOOR AREA: 558 SF 558 / 2,000 = (0.3) = 1

COMMERCIAL SPACES PROVIDED: 1 SPACE

RES. SPACES REQUIRED: 1 SPACE/2,000 SF RESIDENTIAL AREA RES. FLOOR AREA: 19,736 SF RES. BIKE SPACES PROVIDED:

19,736 / 2,000 = 9.9 10 SPACES

TOTAL BIKE PARKING:

RESIDENTIAL BIKE PARKING

ROOFTOP COVERAGE CALCULATION

AVERAGE FLOOR AREA:	18,947 SF / 4 STORIES = 4,737 SF
ALLOWABLE ROOF COVERAGE:	15% X 4,737 SF = 711 SF
ROOFTOP ELEMENTS STAIR 1: STAIR 2 [.]	145 SF 166 SF

STAIR 1: STAIR 2: ELEVATOR: COMMERCIAL EXH. MACHINE ROOM

TOTAL COVERAGE:

543 SF

* - FIRST 1000 SF EXEMPT OFF-STREET PARKING (BMC SECTION 23E.52.080.C)

157 SF 5 SF

70 SF

PROPOSED DENSITY BONUS PROJECT ZONING REQUIREMENTS

LOT COVERAGE LOT SIZE: 11,826 SF COVERED AREA OF LOT: 10,217 SF 10,217 SF / 11,826 SF X 100% = 86%

OPEN SPACE REQUIRED RATIO: 40 SF PER UNIT REQUIRED AREA: 57 UNITS X 40 SF/UNIT = 2,280 SF

PROVIDED OPEN SPACE:	6,212 SF
ROOFTOP OPEN SPACE:	1,979 SF
5TH LEVEL OPEN SPACE:	285 SF
4TH LEVEL OPEN SPACE:	625 SF
PODIUM OPEN SPACE:	3,323 SF

FAR CALCULATION ALLOWABLE FAR: PROPOSED FAR:

2.4 (27,980 SF / 11,826 SF = 2.36)

PARKING CALCULATION

COMMERCIAL PARKING COMMERCIAL AREA: **REQUIRED STALL RATIO: REQUIRED STALLS:** STALLS PROVIDED:

RESIDENTIAL PARKING * RESIDENTIAL FLOOR AREA: REQUIRED STALL RATIO: **REQUIRED STALLS:**

28 28 **30 SPACES**

4.0

600 SF

2

2

1:300 SF

27,213 SF

1:1,000 SF

28,213 SF

49 SPACES

28,213 / 2,000 = 15 (14.1)

COMMERCIAL BIKE PARKING

TOTAL AUTO PARKING:

STALLS PROVIDED:

COMMERCIAL SPACES REQUIRED: 1 SPACE / 2,000 SF COMMERCIAL FLOOR AREA: 600 SF 600 / 2,000 = 0.3

COMMERCIAL SPACES PROVIDED: 5 SPACES

RESIDENTIAL BIKE PARKING RESIDENTIAL SPACES REQUIRED: 1 SPACE/2000 SF RESIDENTIAL AREA RESIDENTIAL FLOOR AREA:

RESIDENTIAL SPACES PROVIDED: 44 SPACES

TOTAL BIKE PARKING:

ROOFTOP COVERAGE CALCULATION

AVERAGE FLOOR AREA: ALLOWABLE ROOF COVERAGE: 15% X 5,596 SF = 839 SF

27,980 SF / 5 STORIES = 5,596 SF AVERAGE

ROOFTOP ELEMENTS ΜΕCHANICAL ΕΧΗ

MECHANICAL EXH.	5 SF
TRASH CHUTE EXH.	32 SF
COMMERCIAL EXH.	21 SF
MACHINE ROOM	143 SF
STAIR	178 SF
COVERED WALK	201 SF
ELEVATOR	156 SF
TRELLIS	98 SF

TOTAL COVERAGE: 834 SF

CITY OF BERKELEY ZONING SUMMARY
ZONE

CITY OF BERKELEY ZONING SUMMARY	-			
ZONE	C-SA (SOUTH AREA COMMERCIAL)			
	EXISTING	BASE PROJECT	PROPOSED***	
Number of Dwelling Units	0	42	57 D	
RESIDENTIAL PARKING	0	23	28	
COMMERCIAL PARKING	0	2	2	
RESIDENTIAL BIKE STALLS	0	10	44	
COMMERCIAL BIKE STALLS	0	1	5	
Front Yard Setback	-	15	0 F	
Side Yard Setback (Right Side)	-	4	8 F1	
Side Yard Setback (Street Side)	-	6	0 F1	
Rear Yard Setback	-	15	0.5 FT	
Building Height	-	50	62-4" FT	
Building Stories	-	4	5	
Lot Area	11,826	11,826	11,826 SI	
Lot Area (Acres)	0.27	0.27	0.27	
Level 1	-	4,118	2,440 SI	
Mezzanine	-	1,428	775 SI	
Level 2	-	4,730	6,699 SI	
Level 3	-	4,730	6,655 SI	
Level 4	-	4,730	5,966 SI	
Level 5	-	-	5,678 SI	
Roof Level	-		SI	
RFA (Residential Floor Area per BMC)*		19,736	28,213 SI	
Commercial		558	600 SI	
Trash		57	468 SI	
GFA(Residential GFA + Commercial)**		18,947	27,980 SI	
Elevators+ Stairs(2nd floor to the top resid	ential floor)	1,404	1,301 SI	
Building Footprint	0	4,730	10,217 SI	
Lot coverage	0	40% (max)	86%	
FAR (Floor Area Ratio)	0	1.6	2.4	
Usable Open Space	0 sf	1,883	6,212 SI	

57 DU 28

8 FT

0 FT

0.5 FT 62-4" FT 5 11,826 SF

0.27 2,440 SF 775 SF

6,699 SF

6,655 SF

5,966 SF 5,678 SF SF

28,213 SF

27,980 SF

1,301 SF

10,217 SF 86%

2.4

6,212 SF

600 SF

468 SF

*RFA PER CITY PLANNER's GUIDANCE, includes stairs and elevators on all residential floors a **GFA includes stairs and elevators on the floor of the greatest horizontal extent, commeric ***INCLUDES WAIVERS AND CONCESSIONS

revisions

DRC SUBMITTAL 12/15/16 \$ 1/27/17

	$12/15/16 \neq 1/27/17$ -ZAB SUBMITTAL $9/12/17 \neq 1/03/18$ -ZAB SUBMITTAL $3/07/18$ AYZAB SUBMITTAL $6/28/18$ AYDRC SUBMITTAL $9/20/18$ AYZAB SUBMITTAL $11/08/18$ AY
	architects, planners 2950 camino diablo suite 110 walnut creek, ca 94597 (925) 256-6042
s and EXCLUDES TRASH area rical space and trash room, Per BMC DEFINITION OF FLOOR AREA, GROSS (23F.04.010)	VIA VIA VIA VIA VIA VIA VIA VIA VIA VIA
	2701 SHATTUCK AVENUE Berkeley, california For: 2701 shattuck berkeley, llc
	drawing ZONING & SUPPORTING CALCULATIONS
	drawn checked RH date 3/07/18 scale NO SCALE job no. 1802 sheet

STEP 1: BASE PROJECT

THE BASE PROJECT IS A HYPOTHETICAL PROJECT THAT REPRESENTS THE "MAXIMUM ALLOWABLE RESIDENTIAL DENSITY" FOR A PROPOSED PROJECT AT A PARTICULAR SITE.

STEP 1.1 CALCULATE MAX. ALLOWABLE RESIDENTIAL FLOOR AREA CALCULATE THE BASE PROJECT'S RESIDENTIAL FLOOR AREA, INCLUDING EACH STORY OF A HYPOTHETICAL BUILDING, ON THE PROPOSED SITE.

STEP 1.1: BASE PROJECT RESIDENTIAL CALCULATIONS

LEVEL 1 RES.	4,118 sf	
		-
LEVEL 1 MEZZANINE RES.	1,428 sf	
LEVEL 2 RES.	4,730 sf	-
LEVEL 3 RES.	4,730 sf	
LEVEL 4 RES.	4,730 sf	
ROOF LEVEL		
TOTAL MAX. RESIDENTIAL FLOOR AREA	19,736	

STEP 1.2 CALCULATE AVERAGE UNIT SIZE USING THE PROPOSED PROJECT'S PLANS, CALCULATE THE TOTAL FLOOR

AREA DEDICATED TO RESIDENTIAL USES ON EACH FLOOR.

STEP 1.2A: PROPOSED DENSITY BONUS PROJECT RESIDENTIAL CALCULATIONS

2,997 550	-
550	
	SI
7,617	sf
7,617	s
7,617	51
3	5
26,398	si
	7,617

*Calculated per City Density Bonus procedure

STEP 1.2B IDENTIFY THE TOTAL NUMBER OF PROPOSED RESIDENTIAL UNITS

57 UNITS PROPOSED

STEP 1.2C DIVIDE TOTAL PROPOSED DENSITY PROJECT FLOOR AREA BY NUMBER OF UNITS

26,398 SF / 57 UNITS = 463 SF/UNIT

STEP 1.2D CALCULATED AVERAGE UNIT SIZE: 463 SF (PROPOSED PROJECT REQUESTS A CONCESSION - SEE STEP 3)

STEP 1.3 CALCULATE NUMBER OF BASE PROJECT UNITS CALCULATE THE BASE PROJECT'S MAXIMUM NUMBER OF RESIDENTIAL UNITS BY DIVIDING THE SQUARE FOOTAGE OF THE BASE PROJECT (STEP 1.1) BY THE AVERAGE UNIT SIZE (STEP 1.2). STEP 1.1: BASE PROJECT RES. FLOOR AREA: 19,736 SF

STEP 1.2: AVERAGE UNIT SIZE: 463 SF STEP 1.3: BASE UNITS: 19,736 SF / 463 SF = 42.63 UNITS *

* - ALLOWED 43 UNITS, BUT, DESIGNED TO 42 UNITS

STEP 2: PROPOSED DENSITY BONUS PROJECT

DENSITY BONUS UNITS ARE MARKET-RATE UNITS THAT EXCEED THE "MAXIMUM ALLOWED RESIDENTIAL DENSITY:" THE AMOUNT OF AFFORDABLE UNITS AND THEIR AFFORDABILITY.

STEP 2.1 DETERMINE PROPOSED NUMBER AND INCOME LEVEL OF **BELOW MARKET RATE (BMR) UNITS.**

INCOME LEVEL: % AFFORDABLE UNITS: **# BASE PROJECT UNITS:** # AFFORDABLE UNITS:

VERY-LOW-INCOME UNITS 11% 42 11% X 42 = (4.62) = 5 AFFORDABLE UNITS

> 35% X 42 = (14.7) = 15 BONUS UNITS

STEP 2.2 CALCULATE DENSITY INCREASE (%) BASED ON THE DENSITY **BONUS LAW AND INFORMATION FROM STEP 2.1.**

35%

42

% GRANTED FOR DENSITY BONUS: **# BASE PROJECT UNITS:**

STEP 2.3 CALCULATE NUMBER OF BONUS UNITS BY APPLYING THE PERCENTAGE FROM STEP 2.2 TO BASE PROJECT.

BONUS UNITS ALLOWED

BASE PROJECT UNITS + BONUS UNITS 42 + 15 = 57

UNITS PROPOSED WITH DENSITY BONUS: 57 UNITS

WAIVERS:

NO LIMIT PER CALIFORNIA STATE LAW SECTION 65915

- 1. HEIGHT BMC 23E.52.070.B.2 TO EXCEED THE HEIGHT AND STORY -LIMITS FOR THE DISTRICT (TO HAVE 62'-4" AND 5 STORIES, WHERE 50' AND 4 STORIES ARE REQUIRED) BMCS 23E.04.020 TO HAVE ARCHITECTURAL ELEMENTS -WHICH EXCEED A DISTRICT'S HEIGHT LIMIT. BMC 23E.52.070.D.5 TO REDUCE THE FRONT, STREET SIDE, 2. SETBACKS -
 - AND REAR YARDS; AND TO EXCEED THE LOT COVERAGE LIMIT FOR THE DISTRICT.
- REDUCED FRONT SETBACK •
- SETBACK OF 0 FEET ON ALL FLOORS. REDUCED STREET SIDE SETBACK
- BUILDING SETBACK OF 0 FEET ON ALL FLOORS.
- REDUCED REAR SETBACK
- OF 6 INCHES ON ALL FLOORS.
- EXCEED LOT COVERAGE
- TO ALLOW 86% COVERAGE.
- (NO WAIVERS ARE REQUIRED FOR THE EAST SIDE SETBACK NOR THE USEABLE OPEN SPACE PER UNIT)

STEP 3.1: PROPOSED PLUS CONCESSIONS RESIDENTIAL CALCULATIONS

LEVEL 1 RES.	2,440	
LEVEL 1 MEZZANINE RES.	775	
LEVEL 2 RES.	6,699	
LEVEL 3 RES.	6,655	
LEVEL 4 RES.	5,966	
LEVEL 5 RES.	5,678	
ROOF LEVEL		
TOTAL PROPOSED RES. FLOOR AREA	28,213	

NOTES:

AVERAGE UNIT SIZE WITH CONCESSIONS AND WAIVERS: 28,213 SF / 57 UNITS = 495 SF/UNIT

STEP 3: PROPOSED DENSITY BONUS PROJECT WITH WAIVERS AND CONCESSIONS

STEP 3: ZAB ACTS ON THE PROPOSED DENSITY BONUS PROJECT

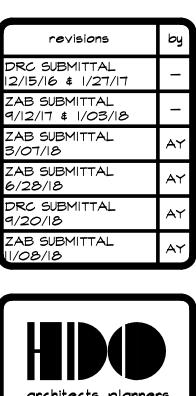
3.1 LIST OF CONCESSIONS (ALLOW 2) AND WAIVERS:

CONCESSION 1) MOVE PARKING FROM UNDERGROUND TO GROUND LEVEL PARKING **CONCESSION 2)** INCREASED UNIT SIZE - TO INCREASE AVERAGE UNIT SIZE FROM 463 S.F. (BASE PROJECT) TO 495 S.F. (PROPOSED PROJECT)

WAIVERS SEE ALSO PROPOSED DENSITY BONUS PROJECT LIST

1. DENSITY BONUS FLOOR AREA AND GROSS FLOOR AREA (SHEET A0.2) ARE CALCULATED PER STATE LAW AND LOCAL ORDINANCE.

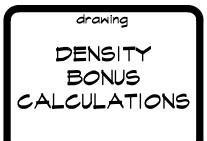
AVERAGE UNIT SIZE TO BE LARGER THAN BASE PROJECT/PROPOSED PROJECT [(495 - 463.12) AVGSF] / 463.12 AVG SF = APPROXIMATELY 0.069 (7.0%)

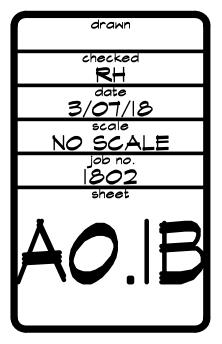


architects, planners 2950 camino diablo suite 110 walnut creek, ca 94597 (925) 256-6042



LC NUE VEN ELEY [A] SHATTUCK BERK TTUCK FV. CALII SHA' RKEL **T** 01 2 0 N

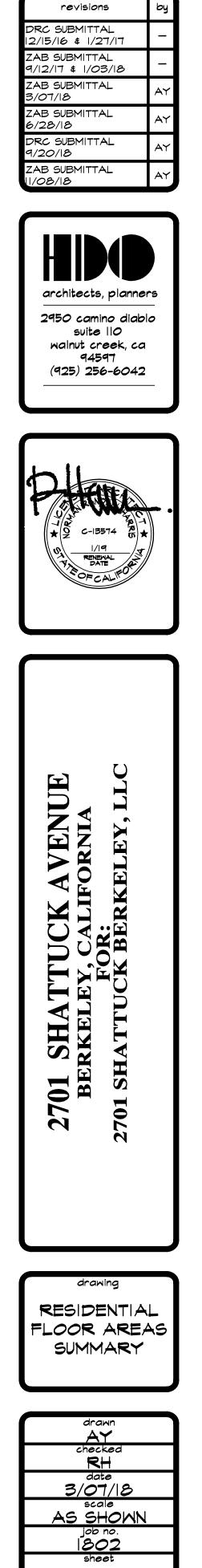








LEVEL	RFA *	GFA **
1	2,440 SF	2,748 SF
М	775 SF	775 SF
2/PODIUM	6,699 SF	6,391 SF
3	6,655 SF	6,377 SF
4	5,966 SF	5,689 SF
5	5,678 SF	5,400 SF
TOTALS	28,213 SF	27,380 SF

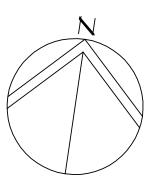




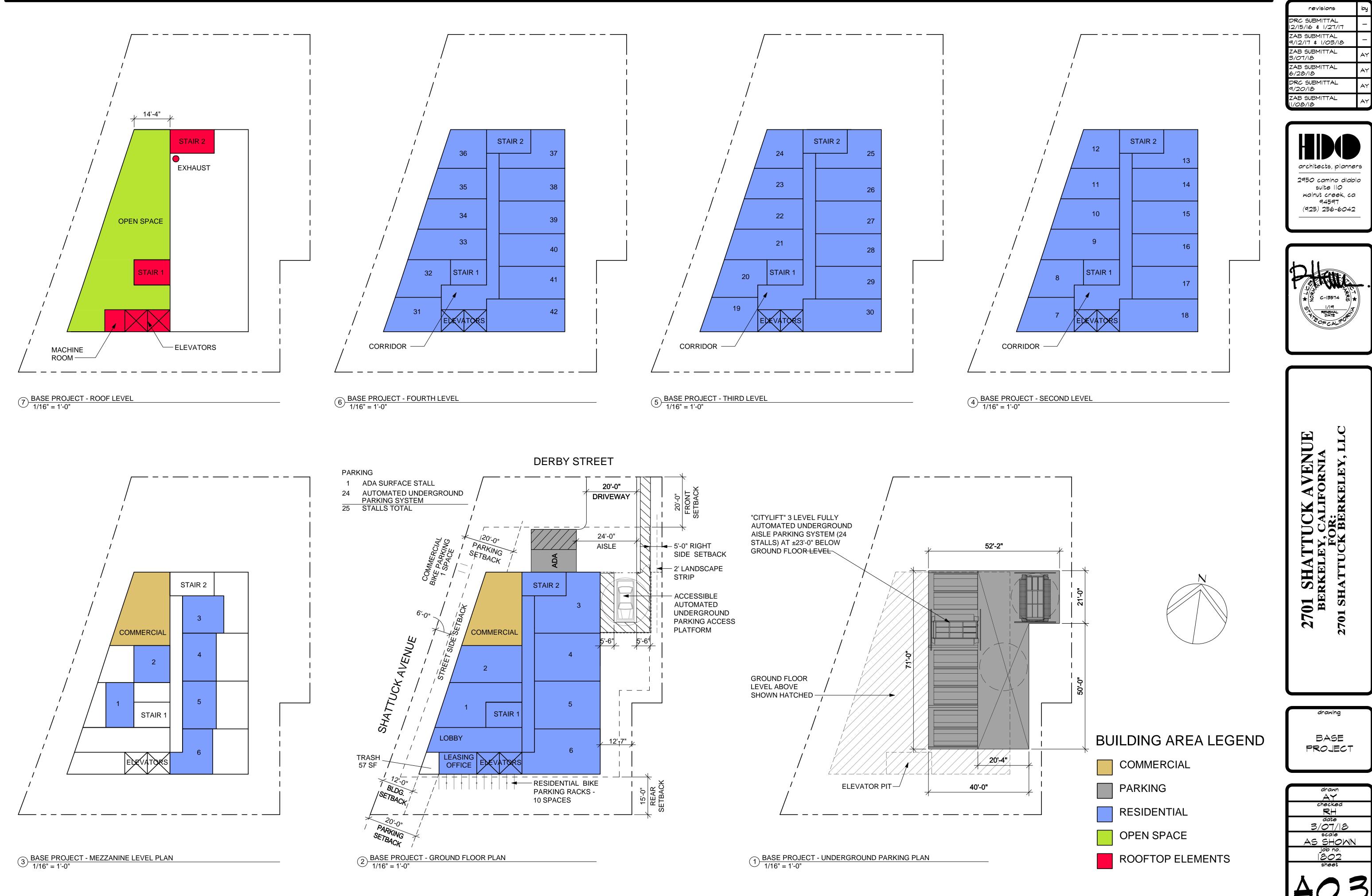
UNIT DATA					
UNIT TYPE	#	JUNIOR 1 BR	BR	BA	+ DEN / LOFT
TH	3			1	+ LOFT
A1	1	1		1	
A2	6	1		1	
A3	7	1		1	
A4	2	1		1	
A5	1	1		1	
A6	4	1		1	
B1	16	1		1	
B2	9	1		1	
С	1		1	1	
C1	4		1	1	
C2	1		1	1	
D	2		1	1	+ DEN
UNIT DATA:					

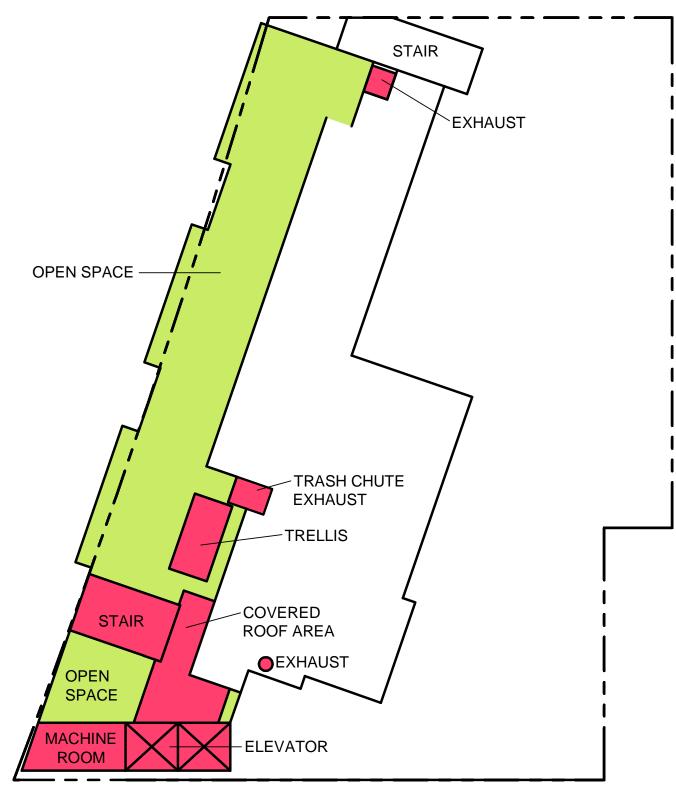
UNIT DATA.	
TOWNHOUSE UNITS:	3
JUNIOR 1 BR UNITS:	46
1 BEDROOM UNITS:	8
TOTAL UNITS	57

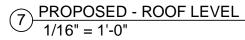
TOTAL UNITS

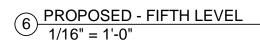


364 SF







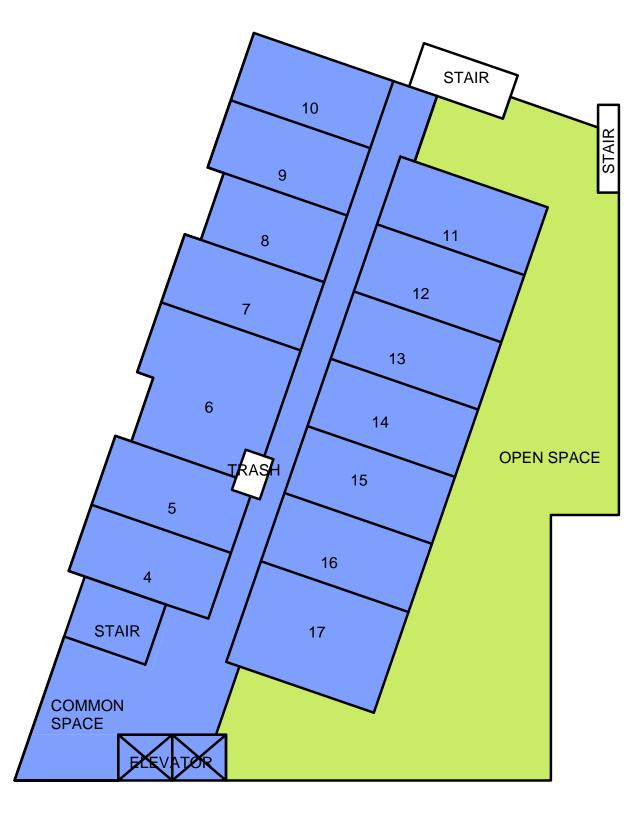


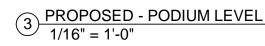
STAIR

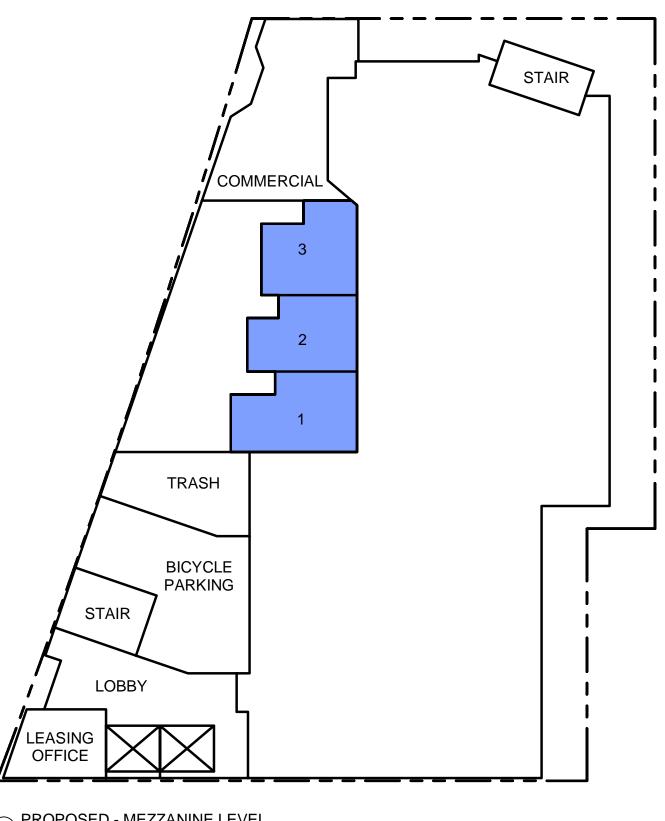
46

49

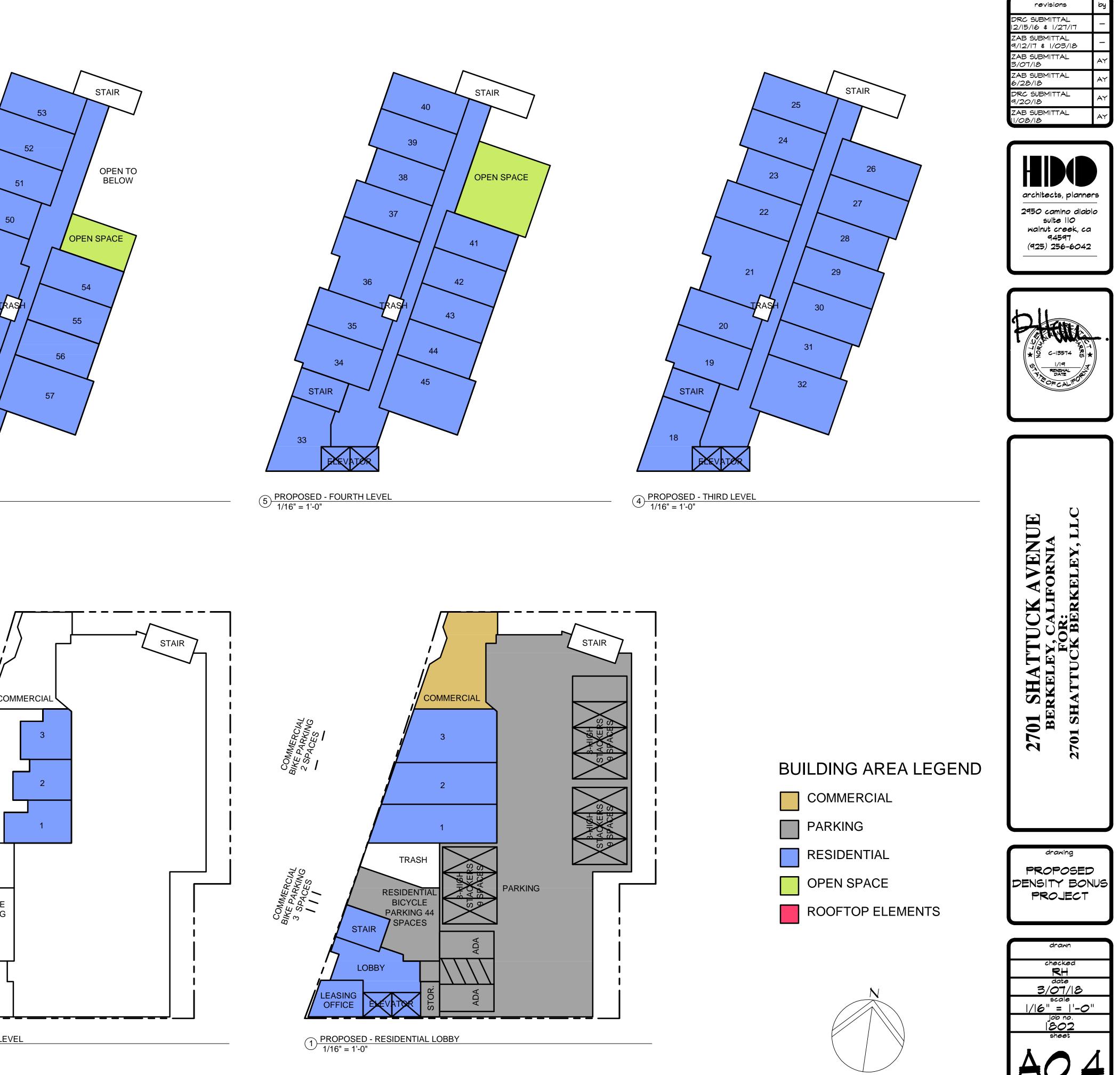
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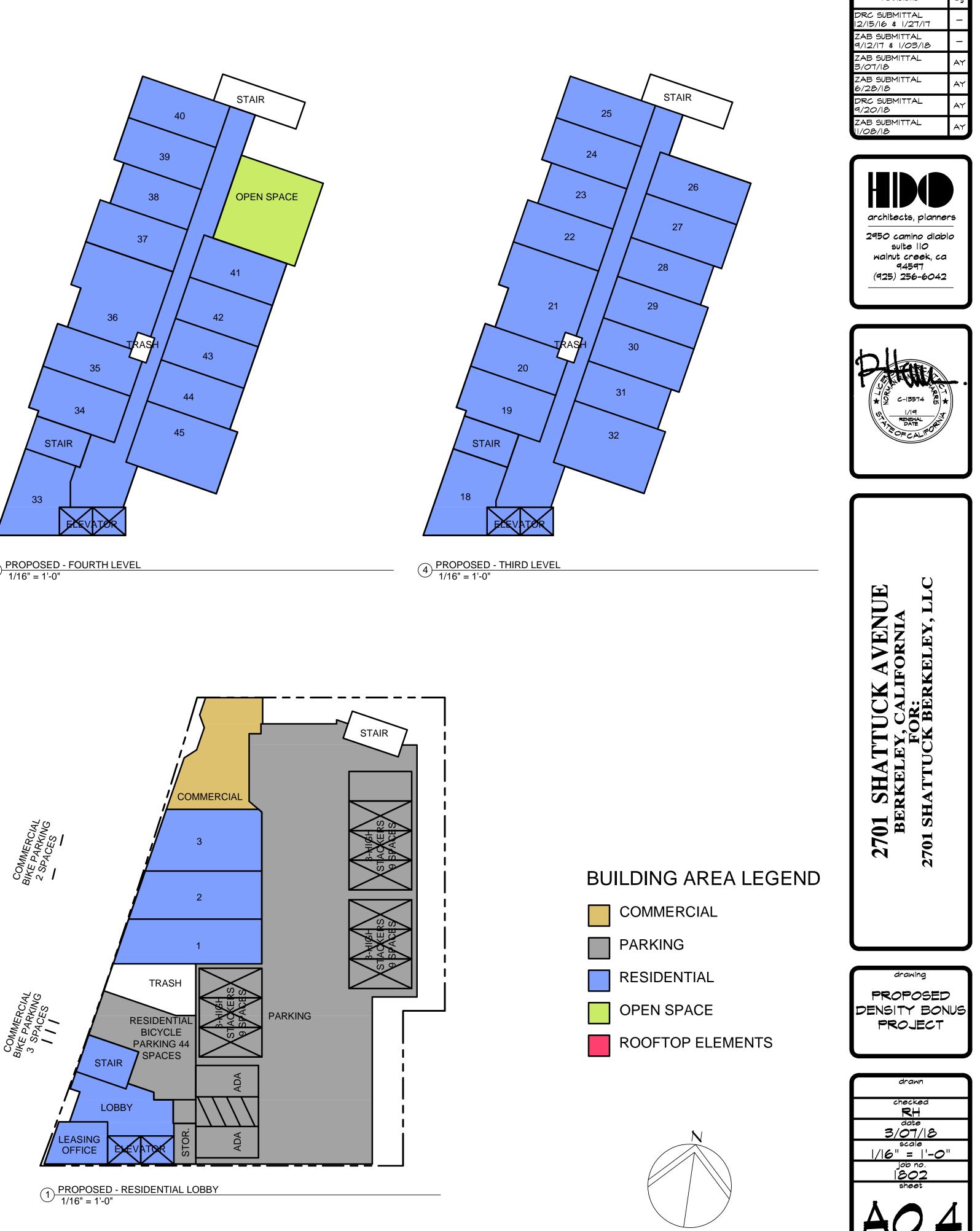




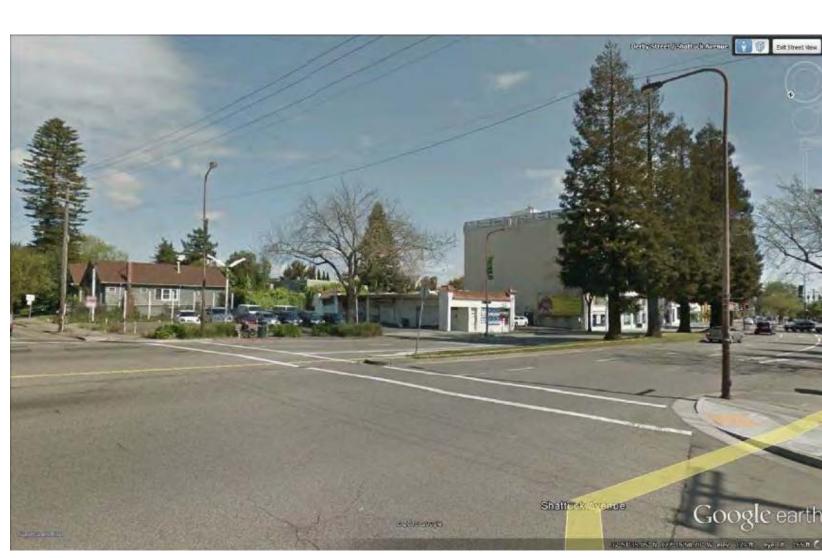


(2) PROPOSED - MEZZANINE LEVEL 1/16" = 1'-0"





6 VIEW OF SITE FROM SHATTUCK AND DERBY 12" = 1'-0"

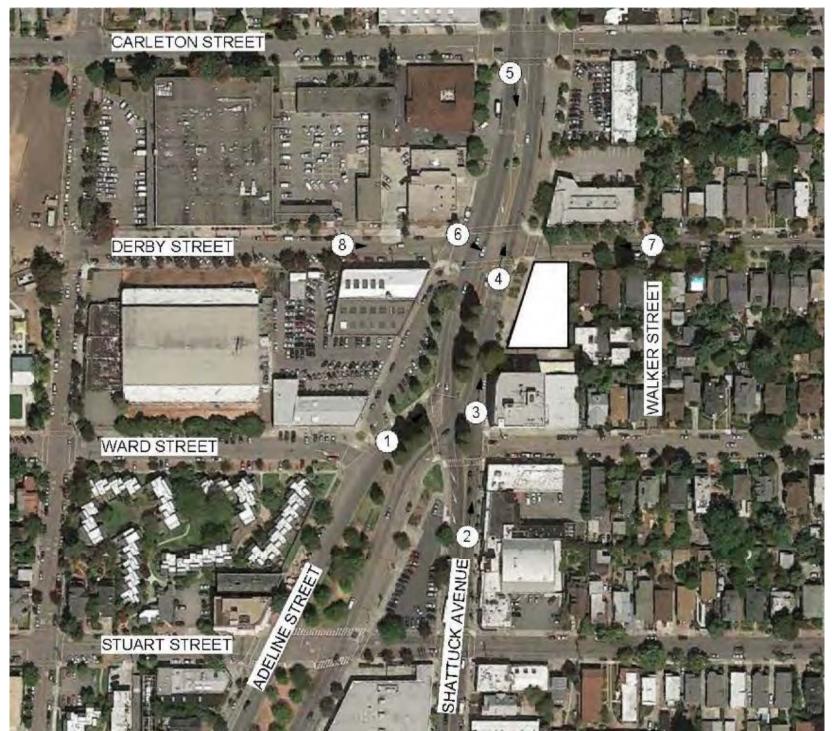


- 7 VIEW WEST ON DERBY 12" = 1'-0"
- 8 VIEW EAST ON DERBY 12" = 1'-0"











1 VIEW FROM ADELINE AND SHATTUCK 12" = 1'-0"

0 CONTEXT MAP 12" = 1'-0"

5 VIEW SOUTH ON SHATTUCK 12" = 1'-0"



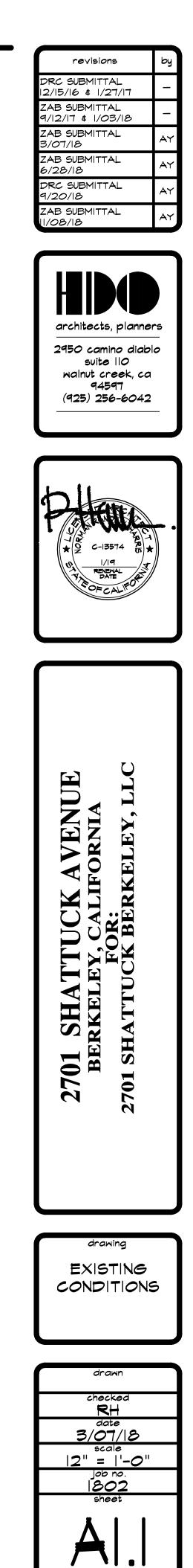
2 VIEW NORTH ON SHATTUCK AT KIRALA 12" = 1'-0"

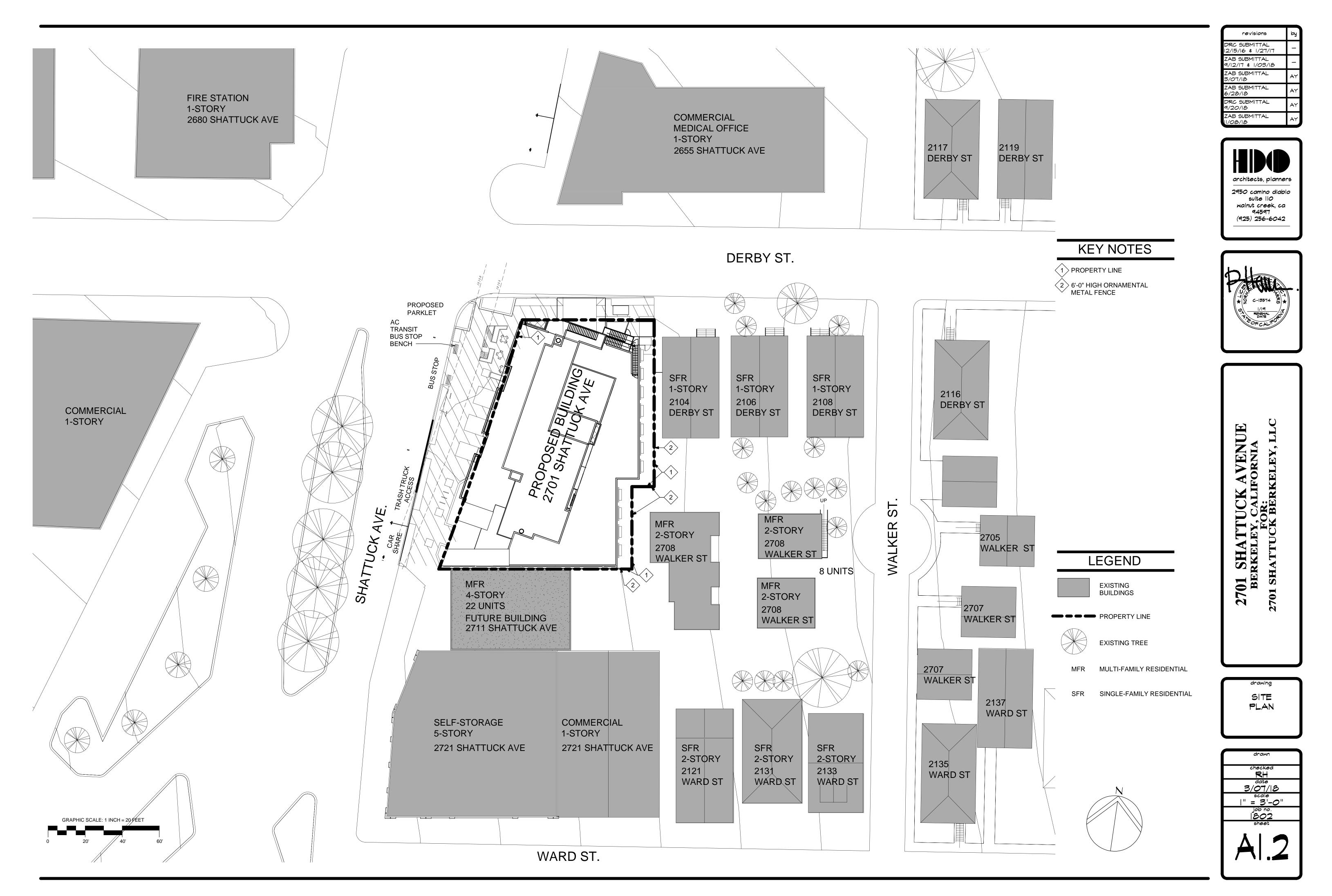


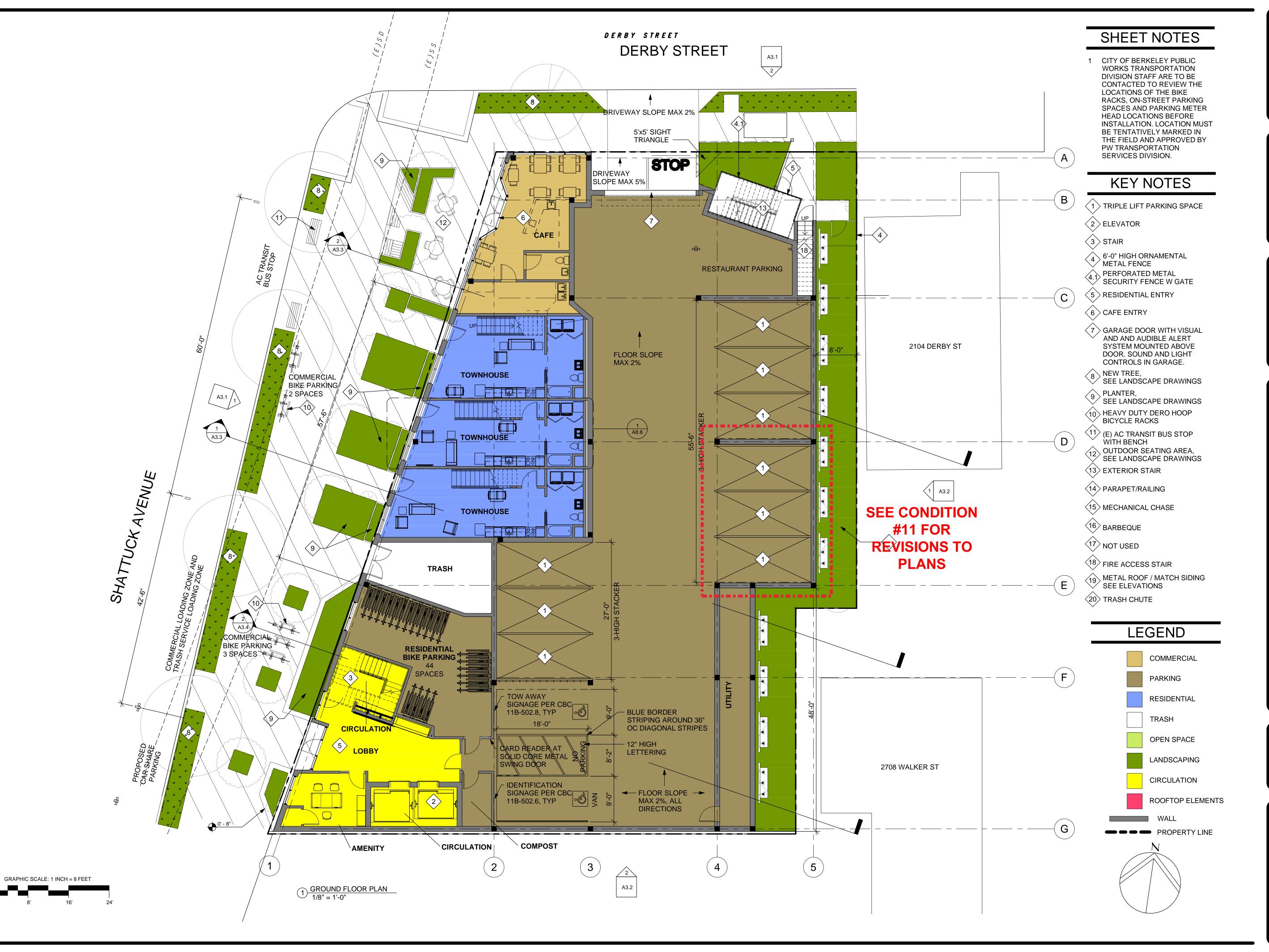
3 VIEW NORTH ON SHATTUCK AT REDWOODS 12" = 1'-0"

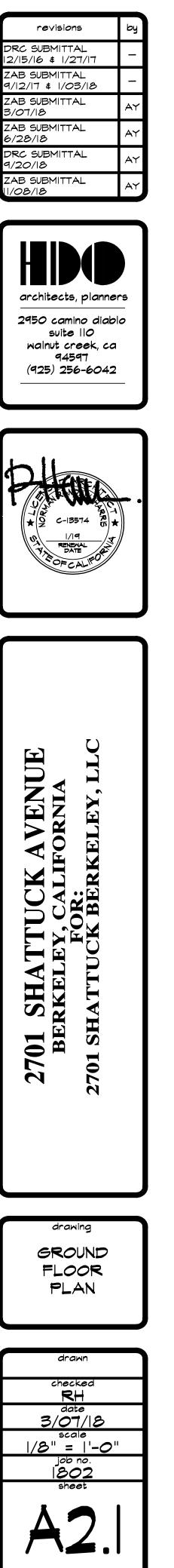


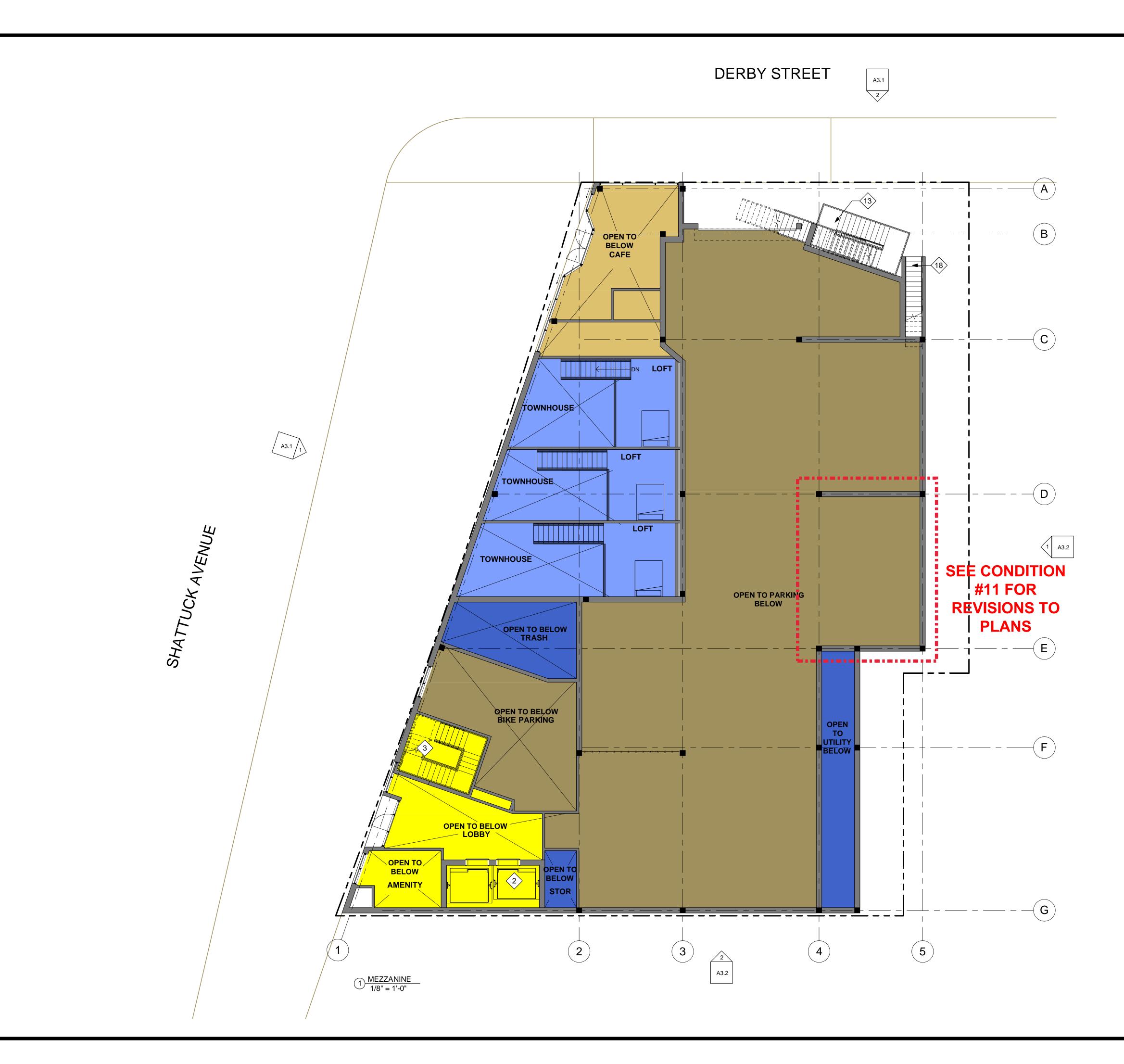
4 VIEW NORTH AT DERBY AND SHATTUCK 12" = 1'-0"

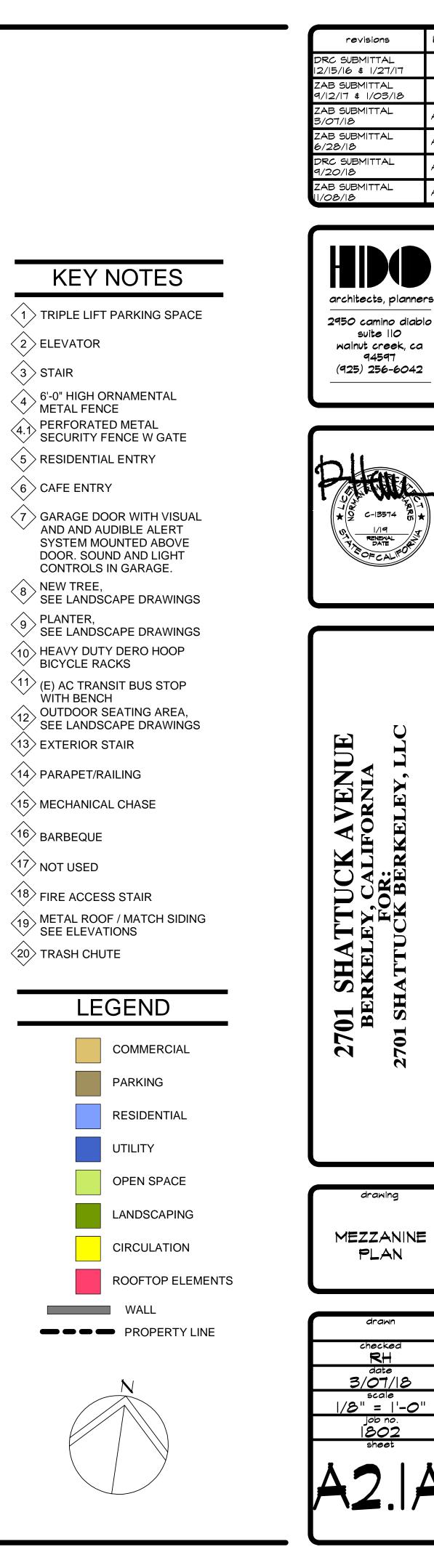


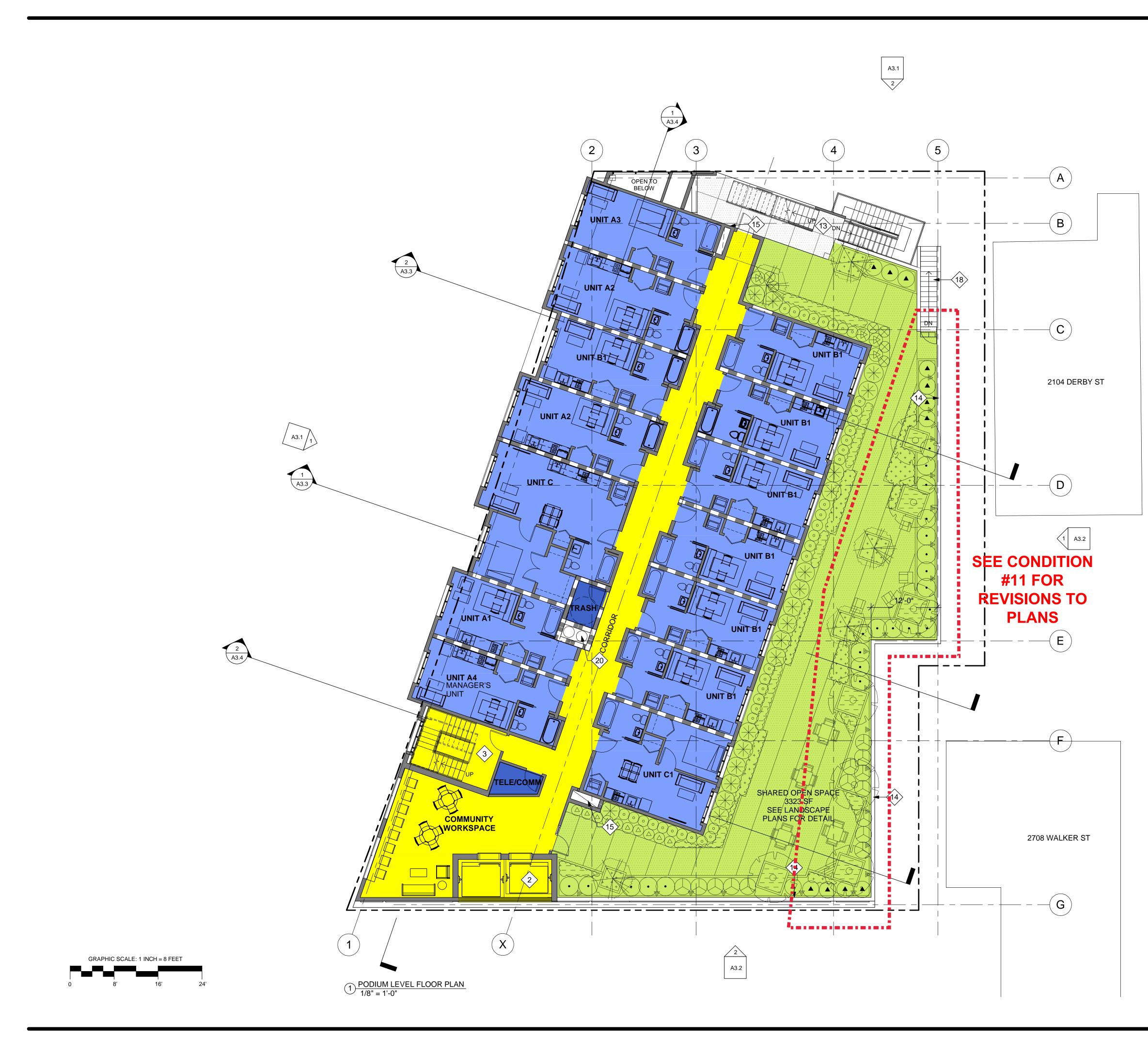






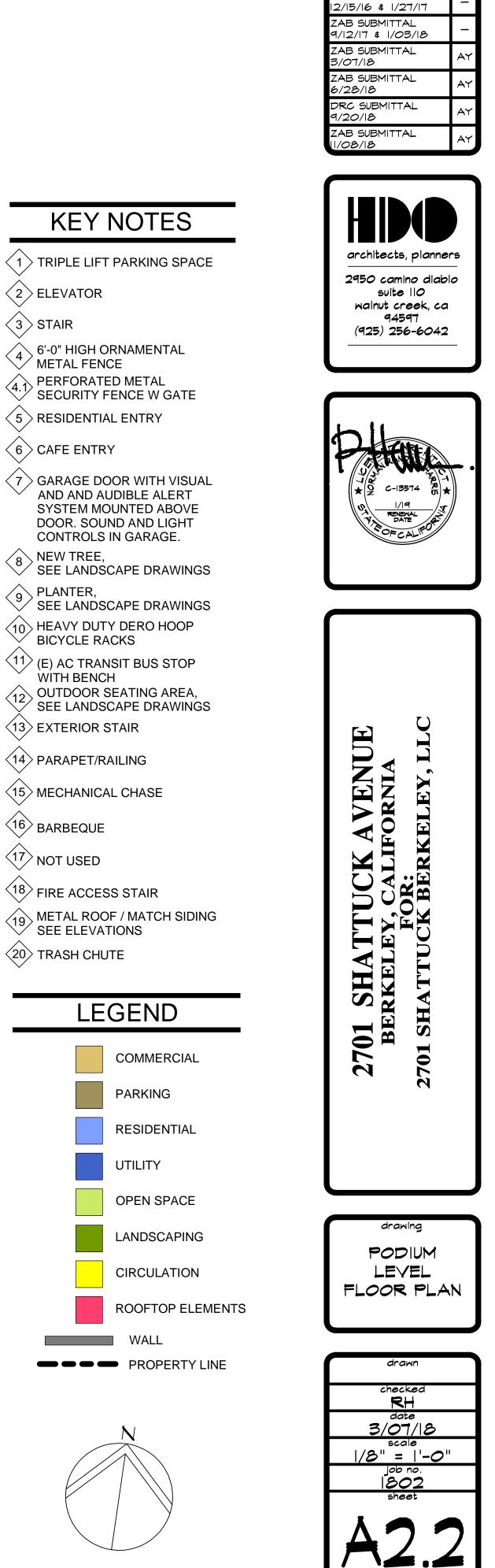






revisions

DRC SUBMITTAL





2 ELEVATOR

(14) PARAPET/RAILING

15 MECHANICAL CHASE

16 BARBEQUE

17 NOT USED

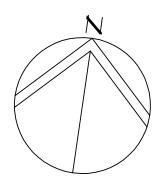
(18) FIRE ACCESS STAIR

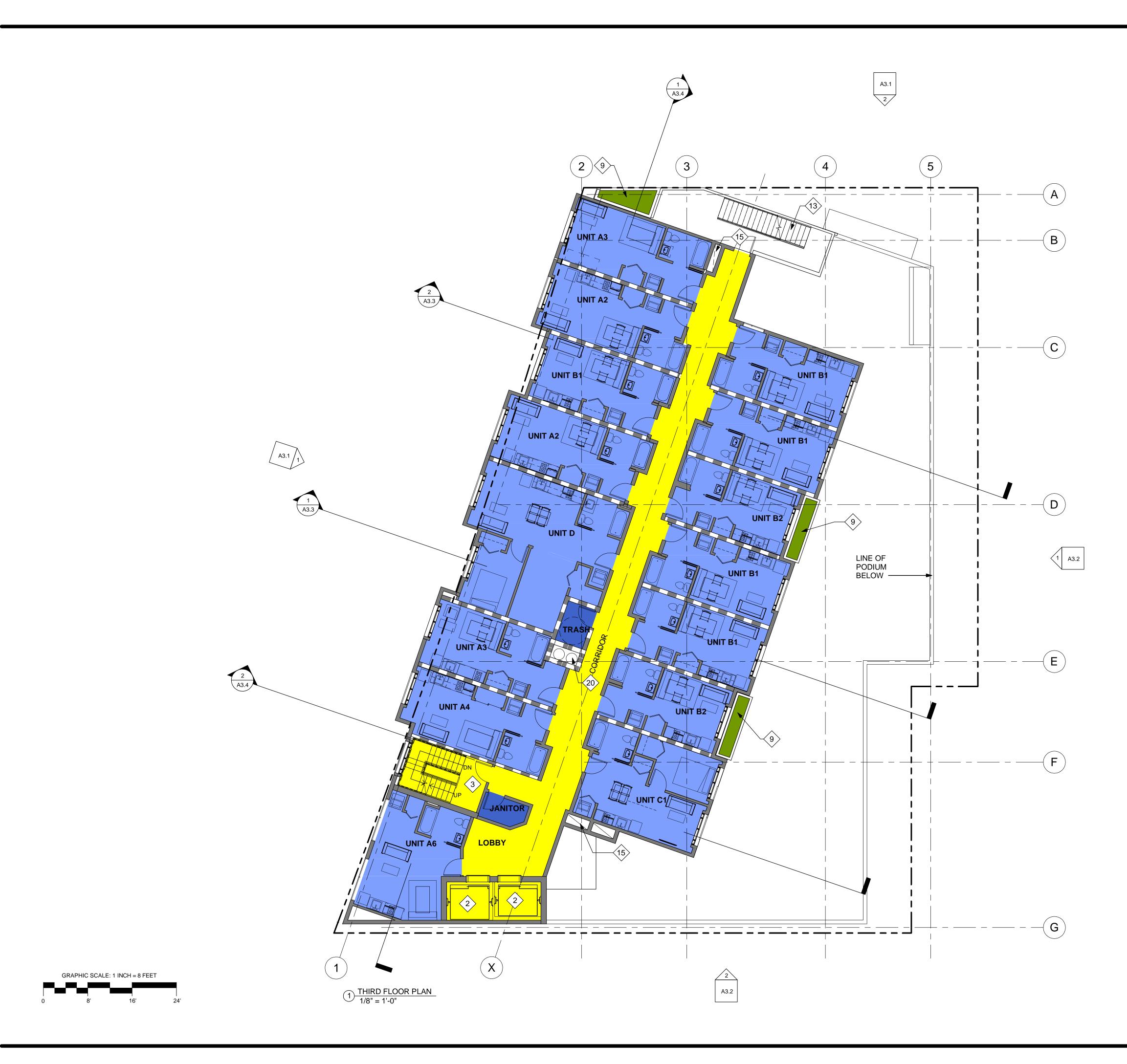
19 METAL ROOF / MATCH SIDING SEE ELEVATIONS

20 TRASH CHUTE

LEGEND









2 ELEVATOR

6 CAFE ENTRY

(13) EXTERIOR STAIR

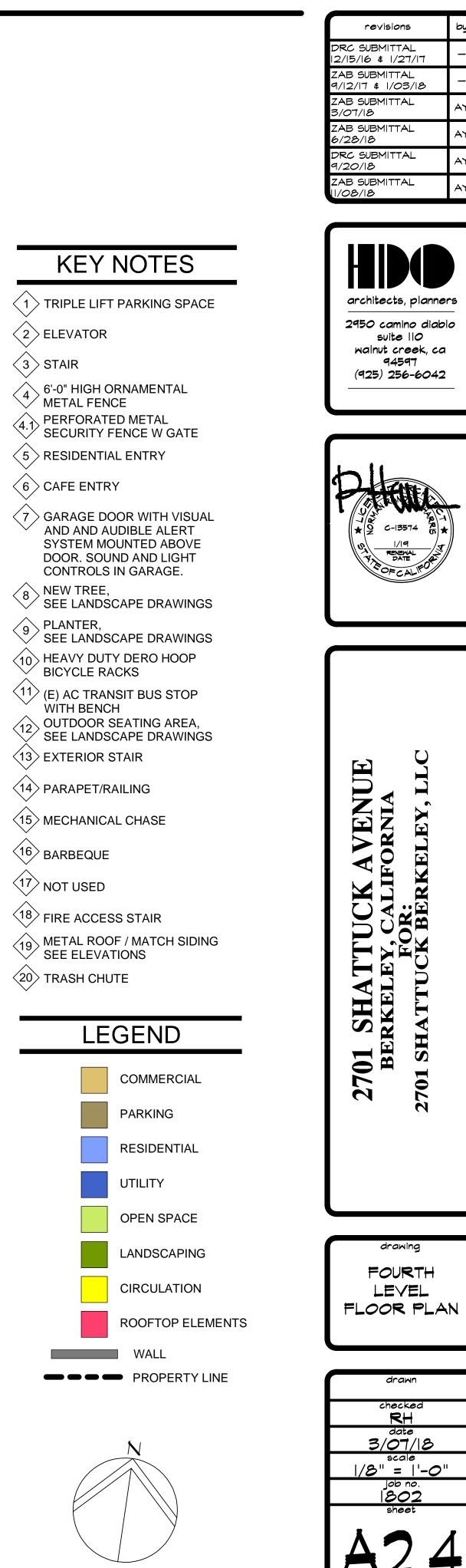
16 BARBEQUE

17 NOT USED

20 TRASH CHUTE

3 STAIR

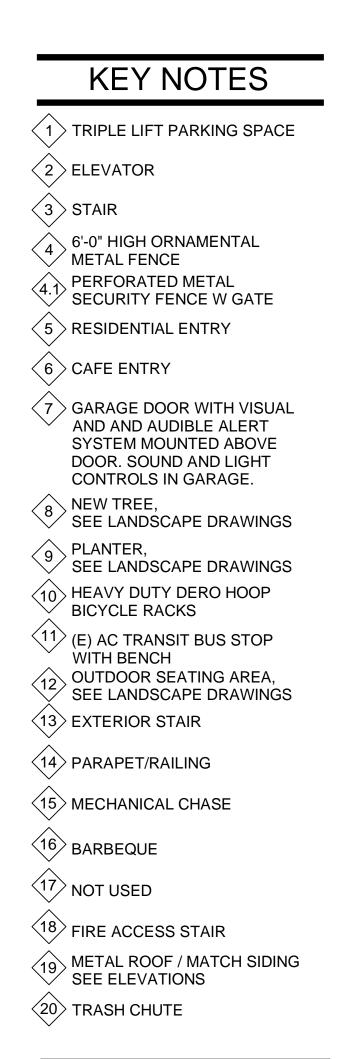




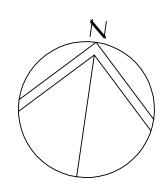


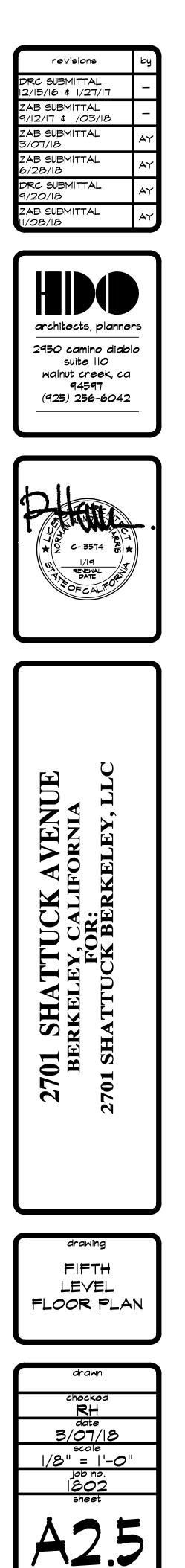
GRAPHIC SCALE: 1 INCH = 8 FEET

1) FIFTH FLOOR PLAN 1/8" = 1'-0"





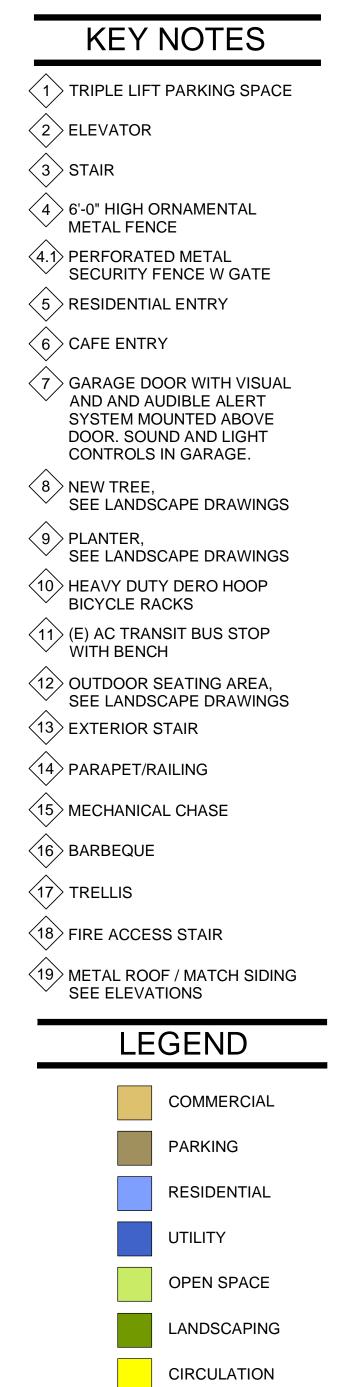


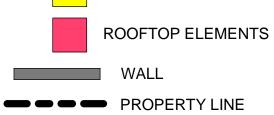


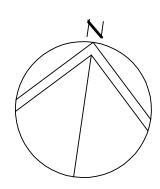


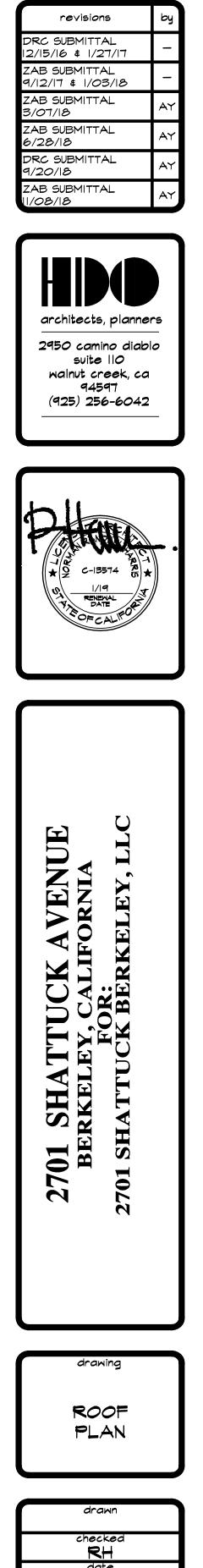
GRAPHIC SCALE: 1 INCH = 8 FEET 0 8' 16' 24'

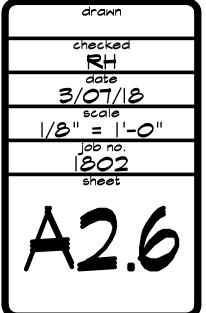
1 A3.2













 $[\]bigcirc \frac{\text{EXTERIOR ELEVATION - WEST}}{1/8" = 1'-0"}$

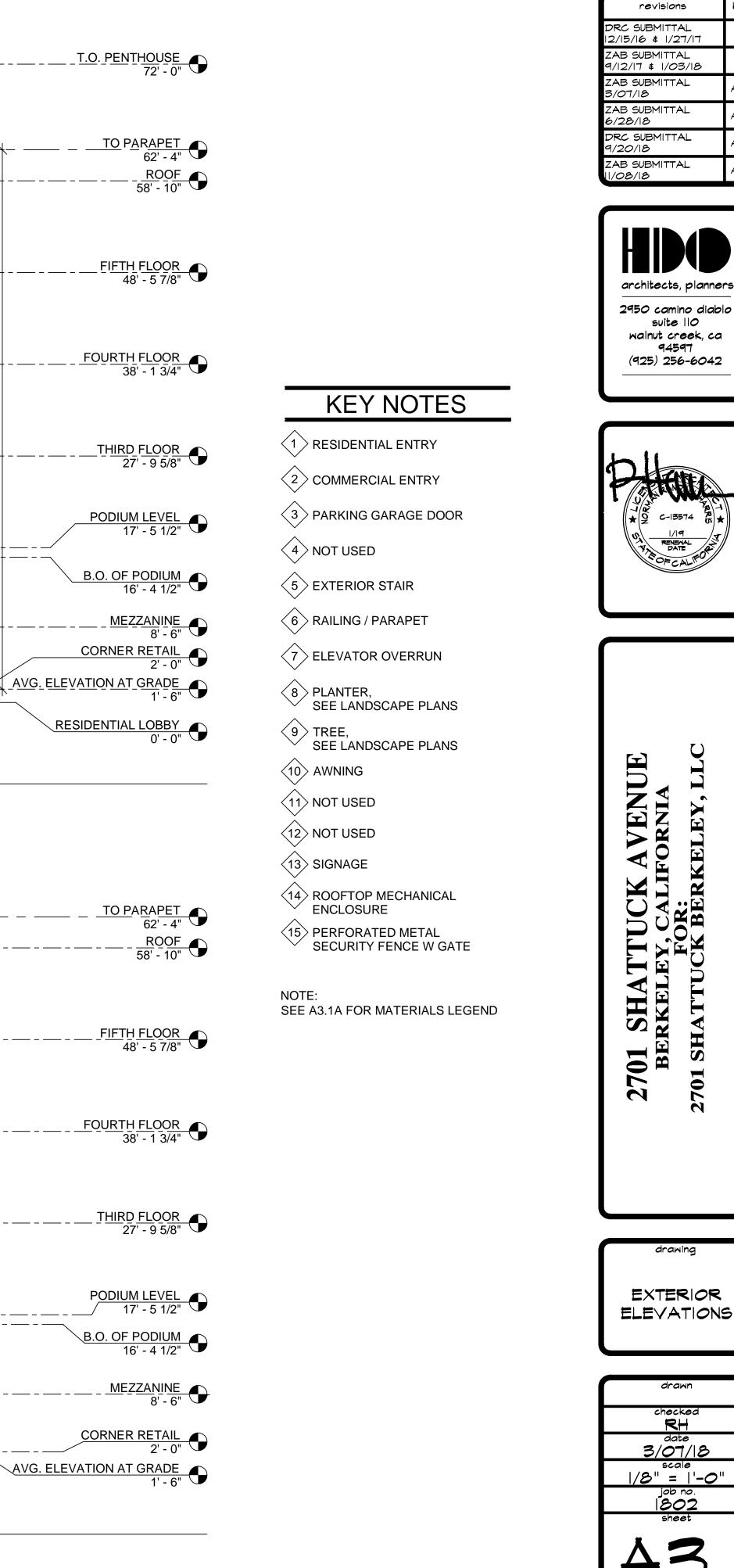


 $\bigcirc \frac{\text{EXTERIOR ELEVATION - NORTH}}{1/8" = 1'-0"}$





NOTE: NORMAL TO RESIDENTIAL PORTION OF BUILDING





 $[\]bigcirc \frac{\text{EXTERIOR ELEVATION - WEST}}{1/8" = 1'-0"}$



2 EXTERIOR ELEVATION - NORTH 1/8" = 1'-0"





NOTE: NORMAL TO RESIDENTIAL PORTION OF BUILDING

C-13574 20 ★

LLC

SHATTUCK BERKELEY

:701

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drawn

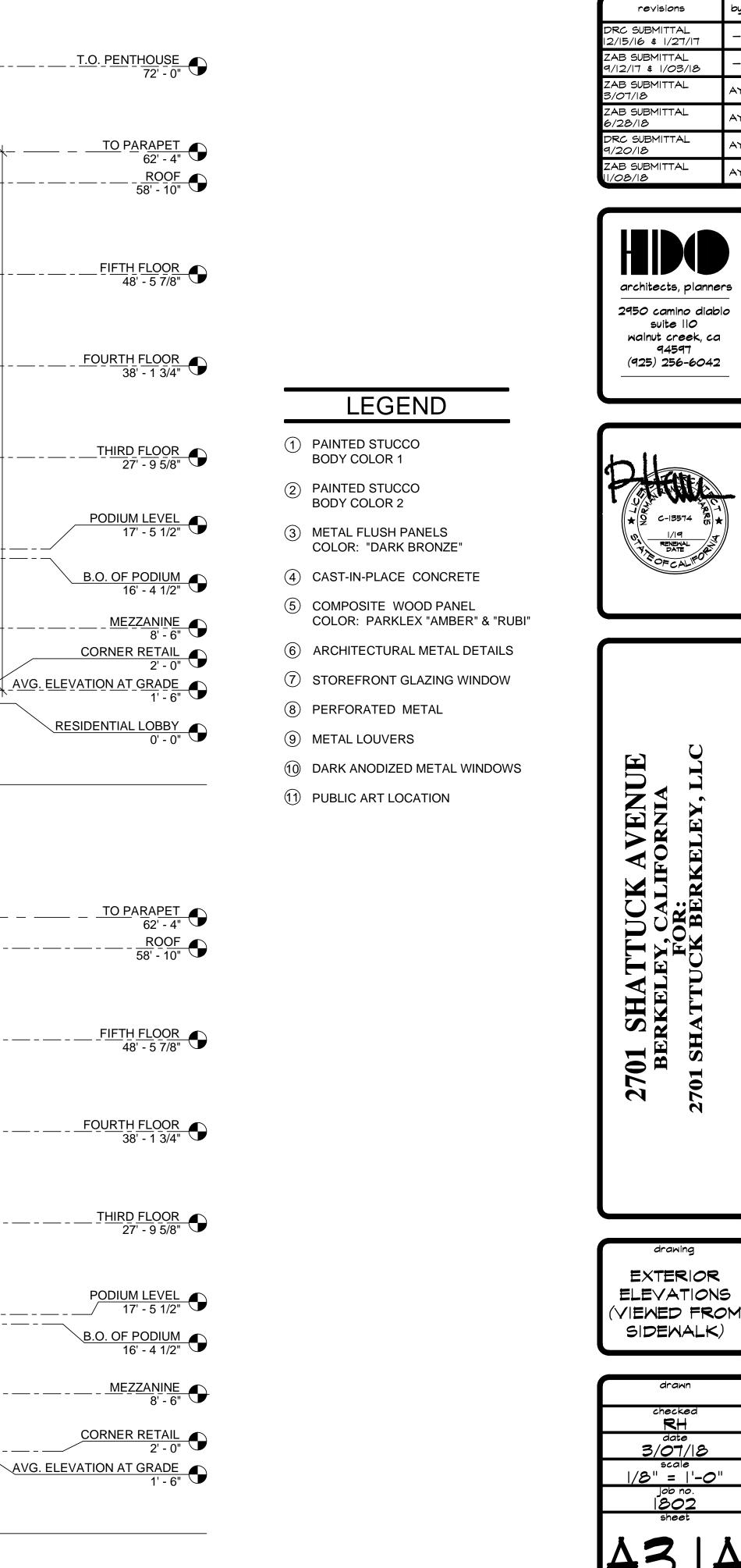
checked RH

date

scale

job no. 1802 sheet

1/1**9**

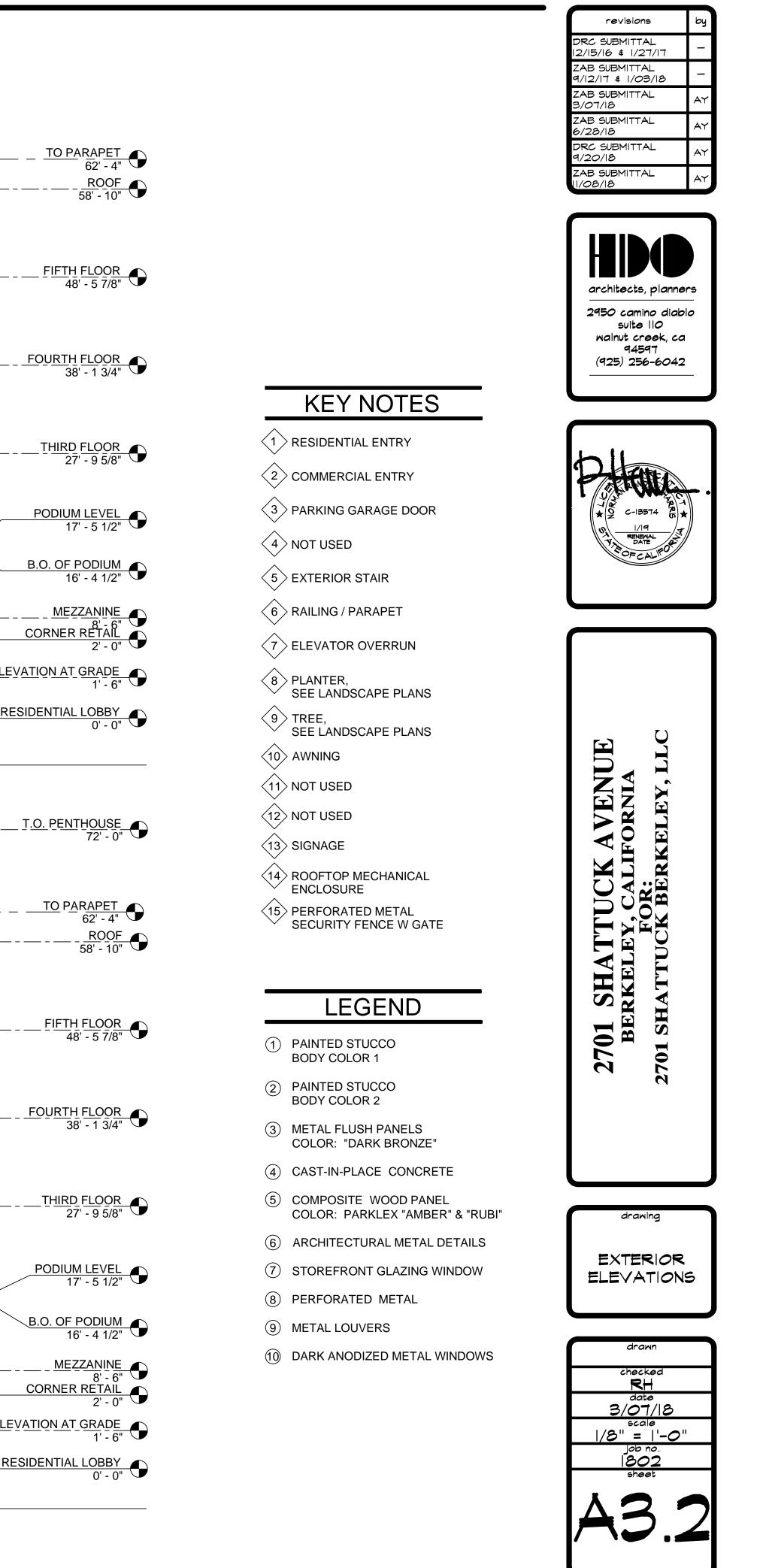


 $2 \frac{\text{EXTERIOR ELEVATION SOUTH}}{1/8" = 1'-0"}$

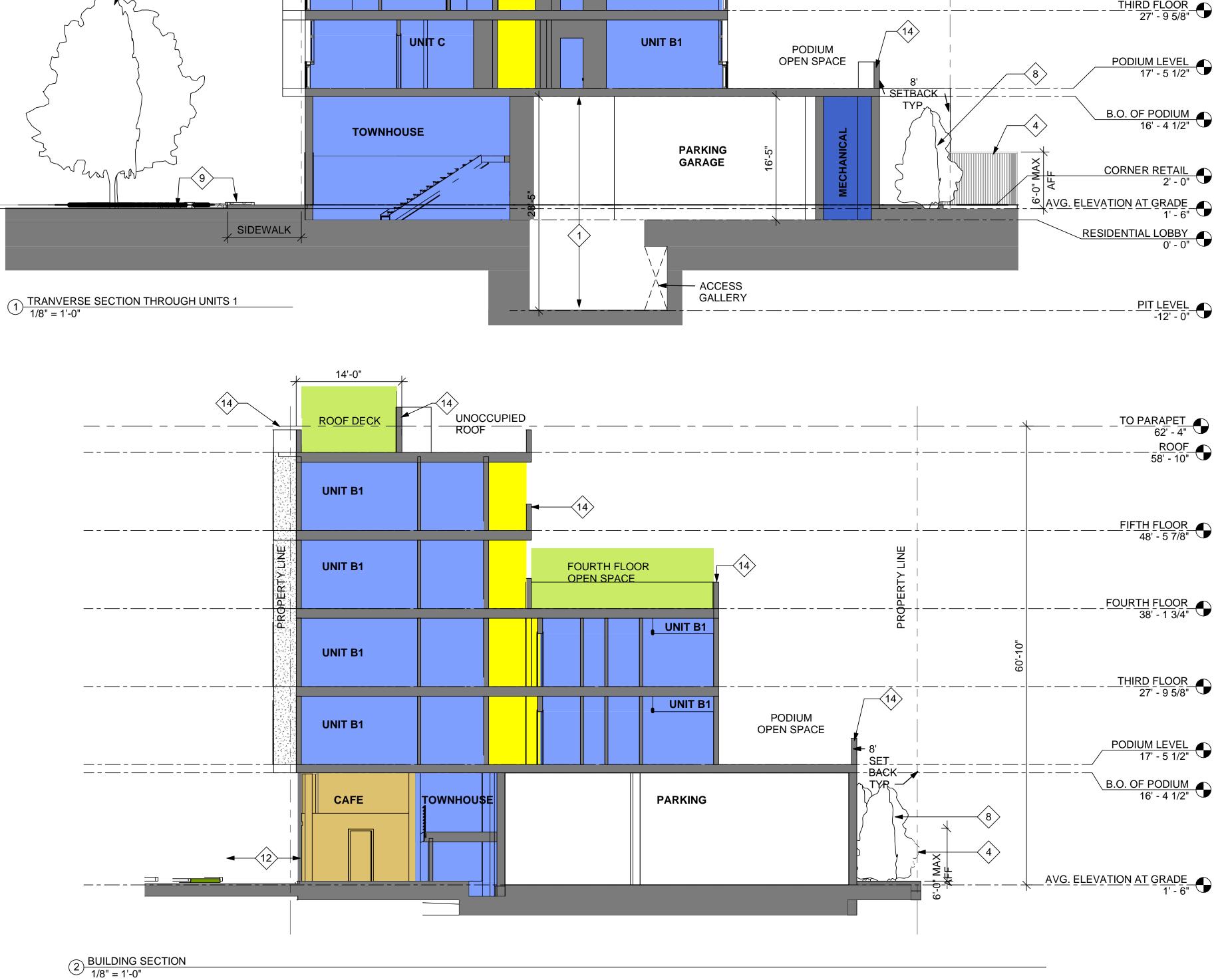


1 EXTERIOR ELEVATION - EAST 1/8" = 1'-0"

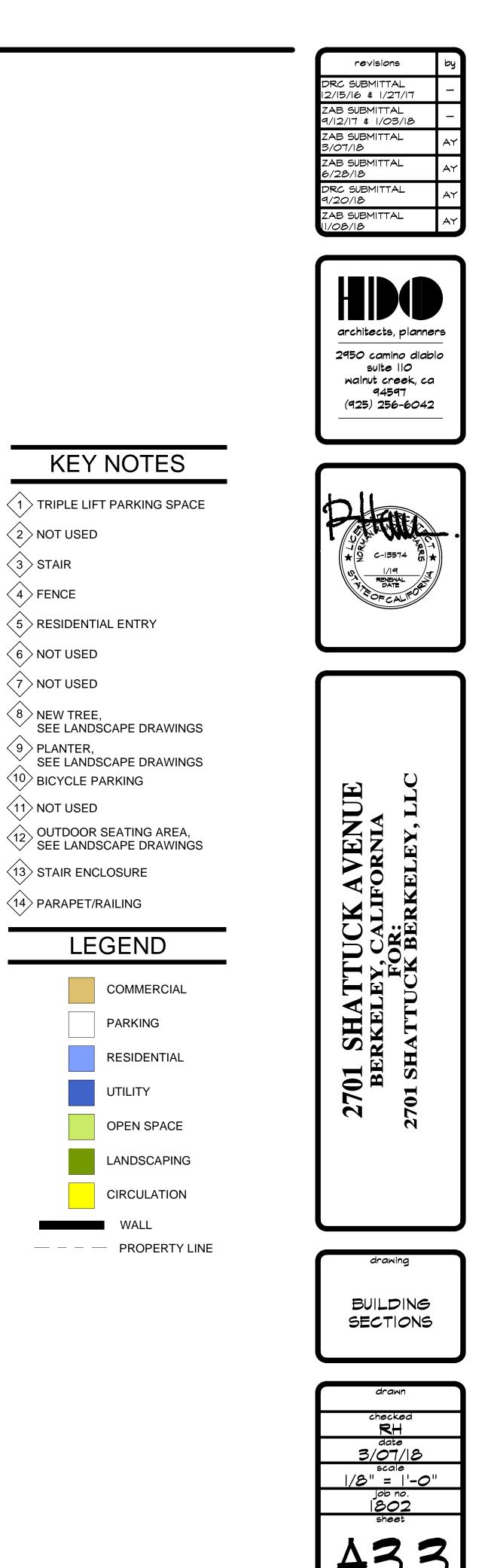






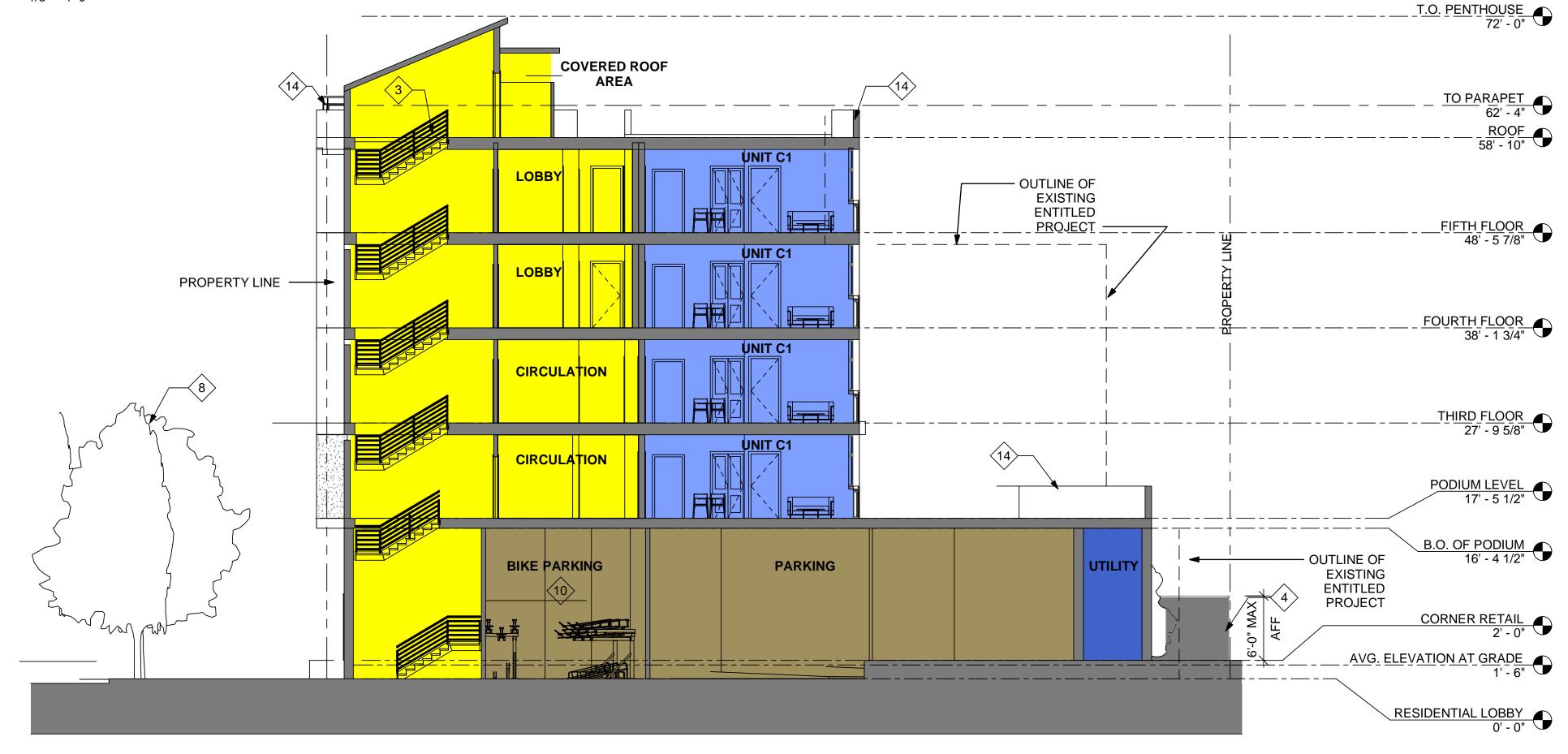




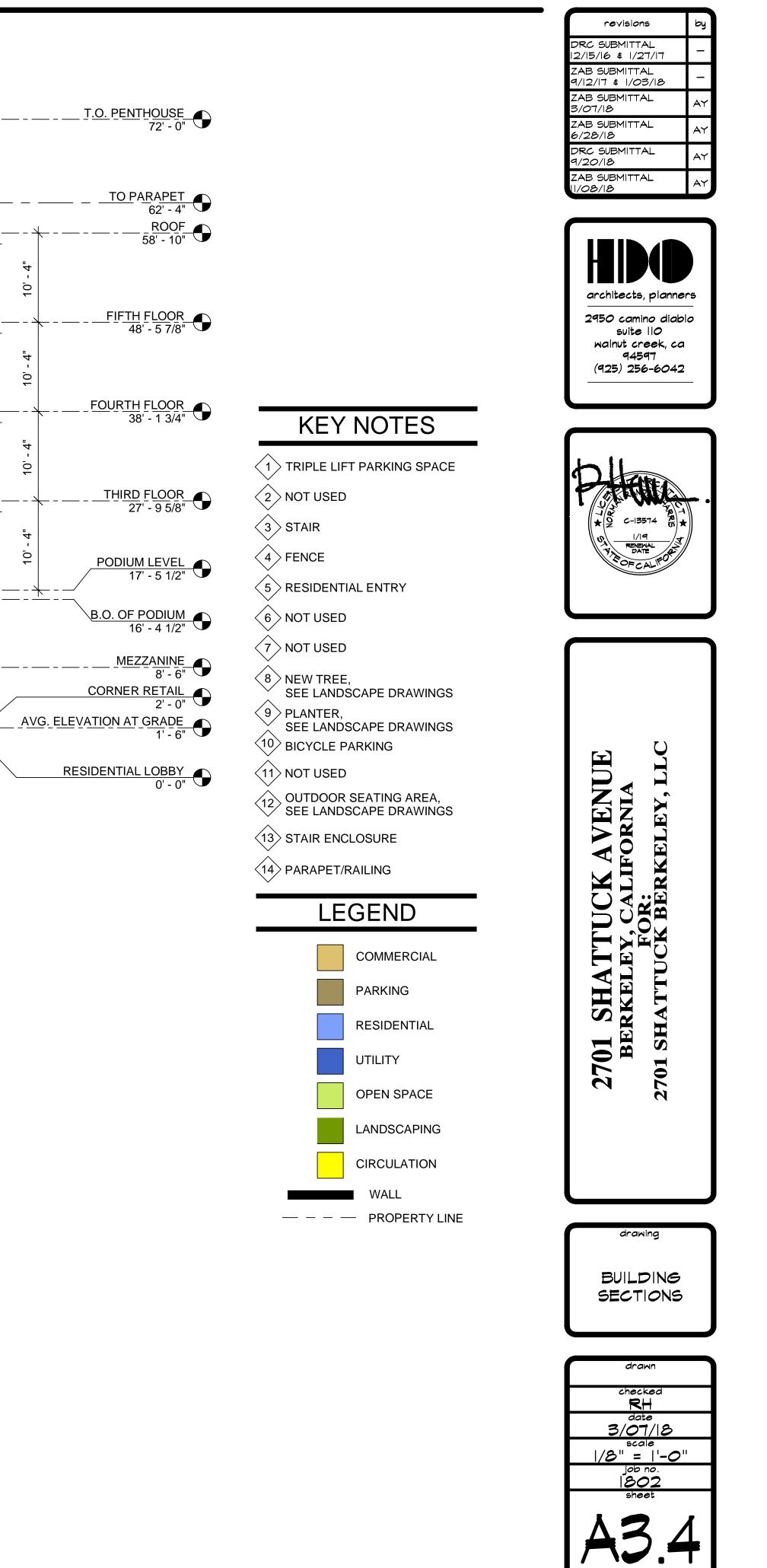


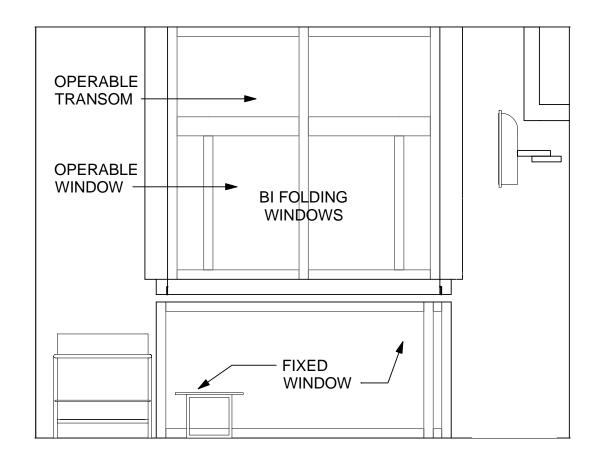


 $1 \underbrace{1/8" = 1'-0"}^{\text{LONGITUDINAL SECTION THROUGH UNITS}}$

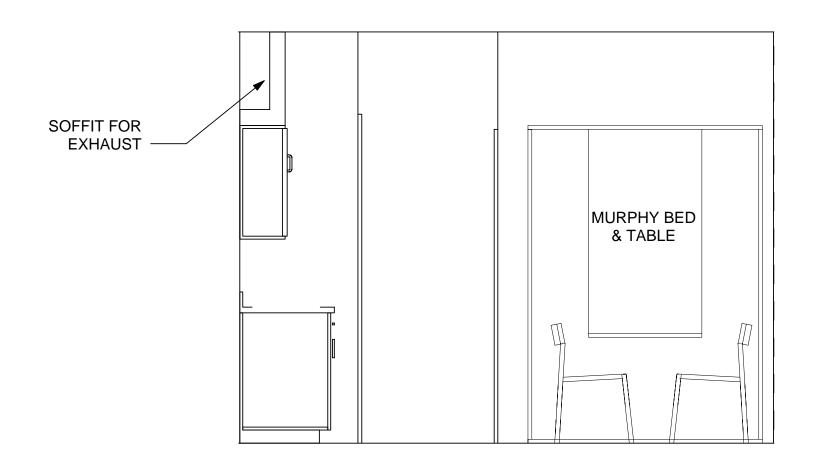


2 TRANVERSE SECTION THROUGH VERTICAL CIRCULAITON 1/8" = 1'-0"



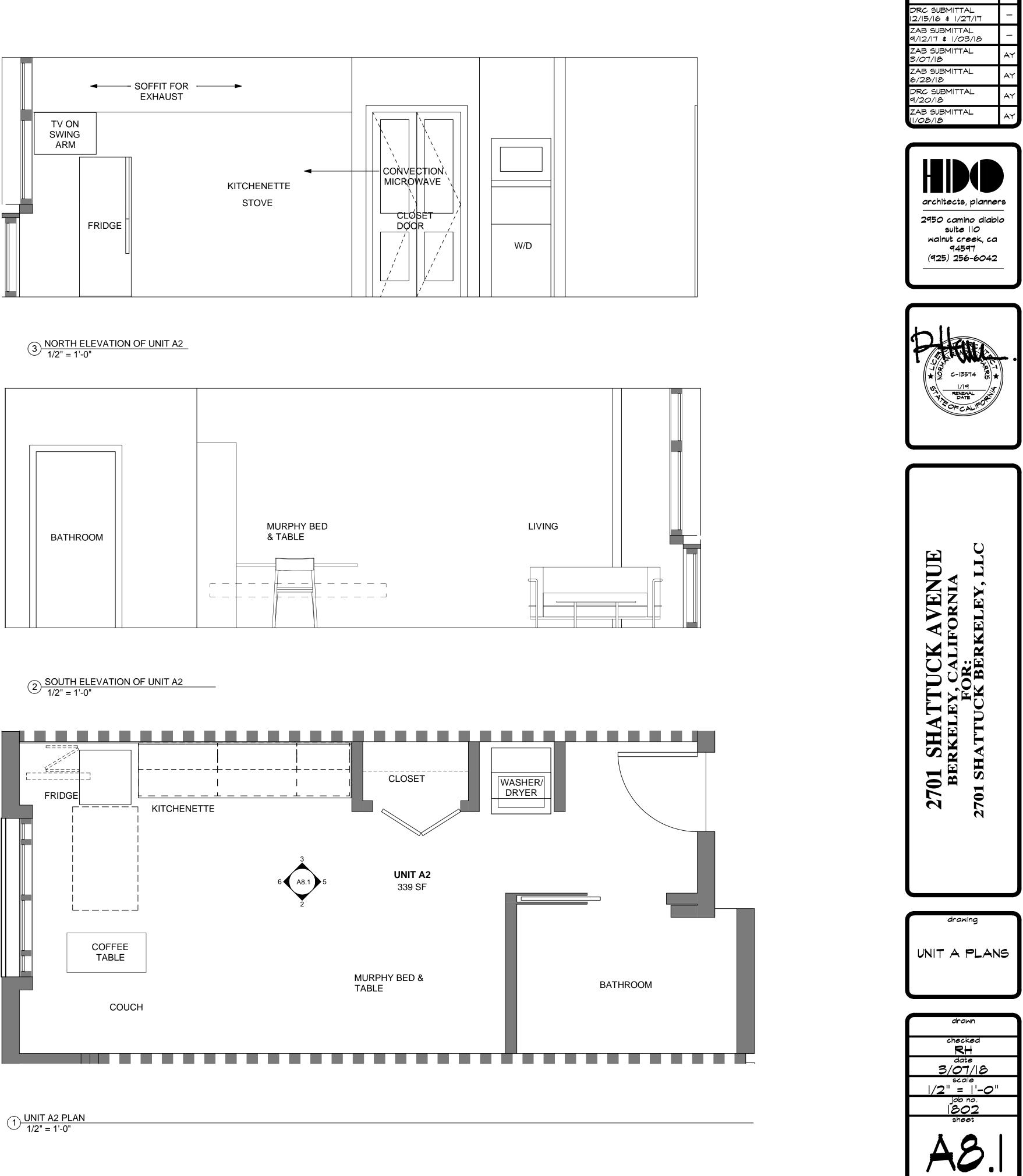


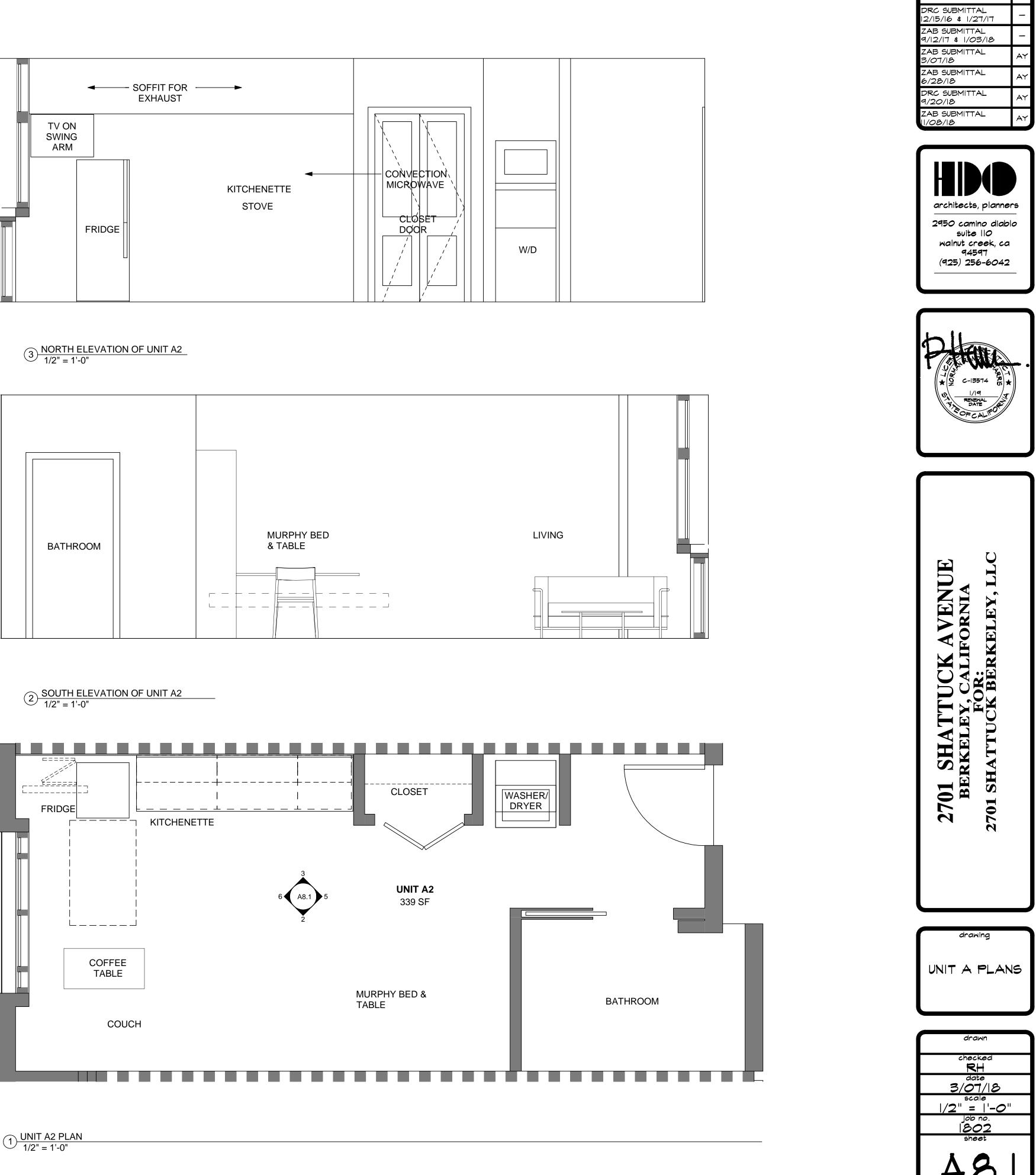
 $\bigcirc \frac{\text{WEST ELEVATION OF UNIT A2}}{1/2" = 1'-0"}$

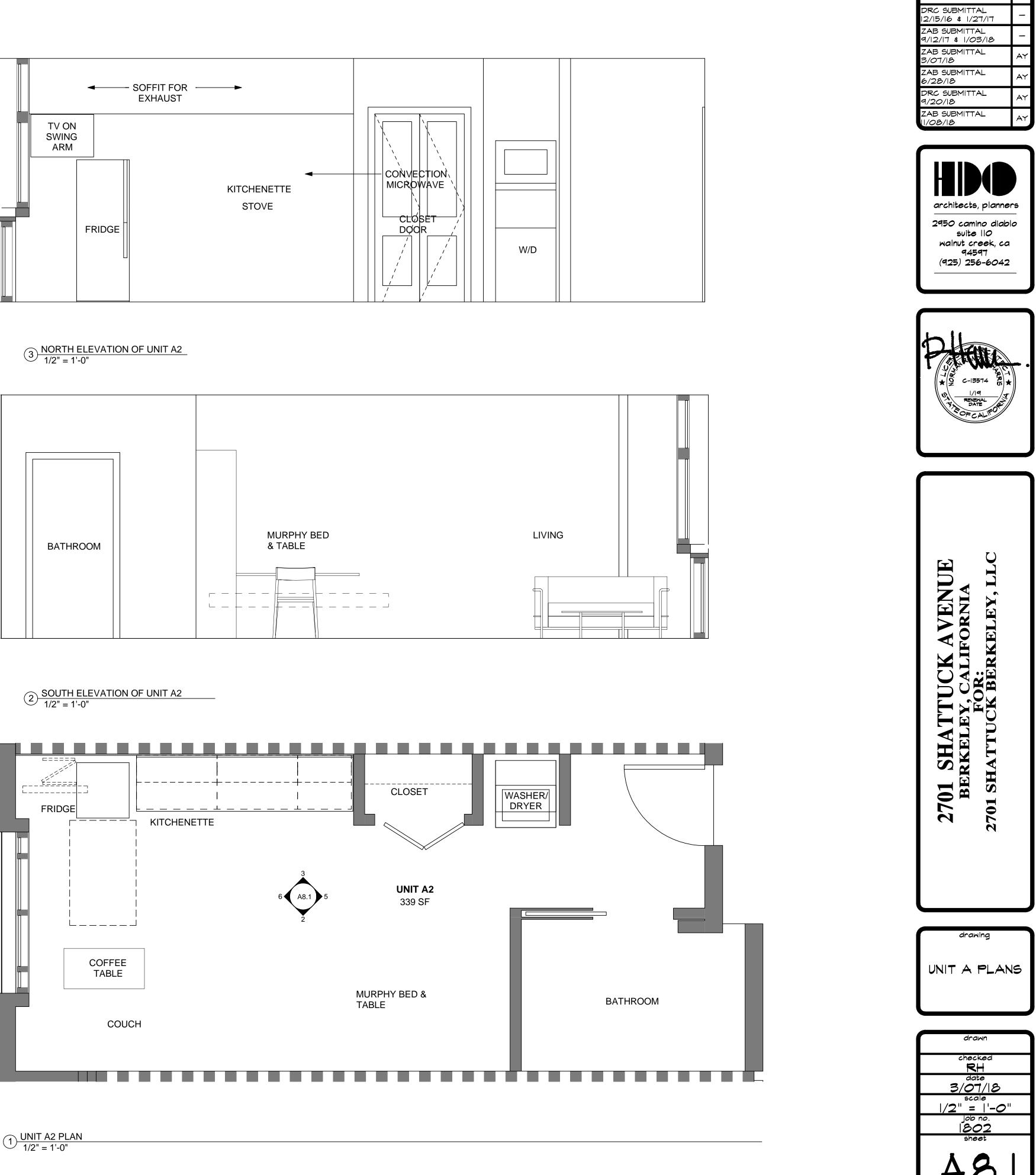


 $\underbrace{5}_{1/2"} = 1'-0"$

4 SECTION PERSPECTIVE OF UNIT A2





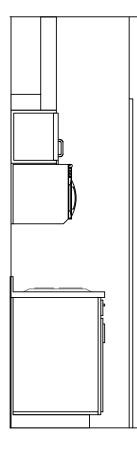


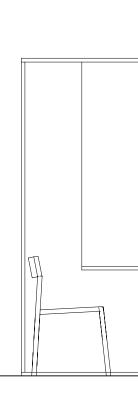
revisions

4 SECTION PERSPECTIVE OF UNIT B2

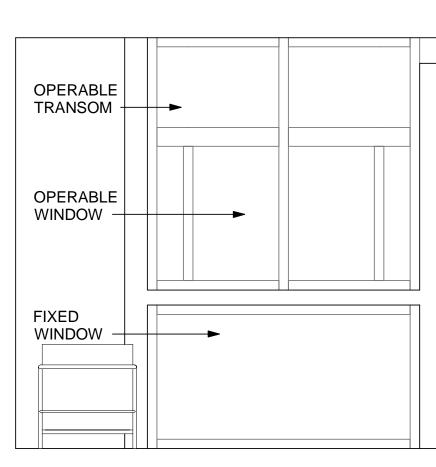


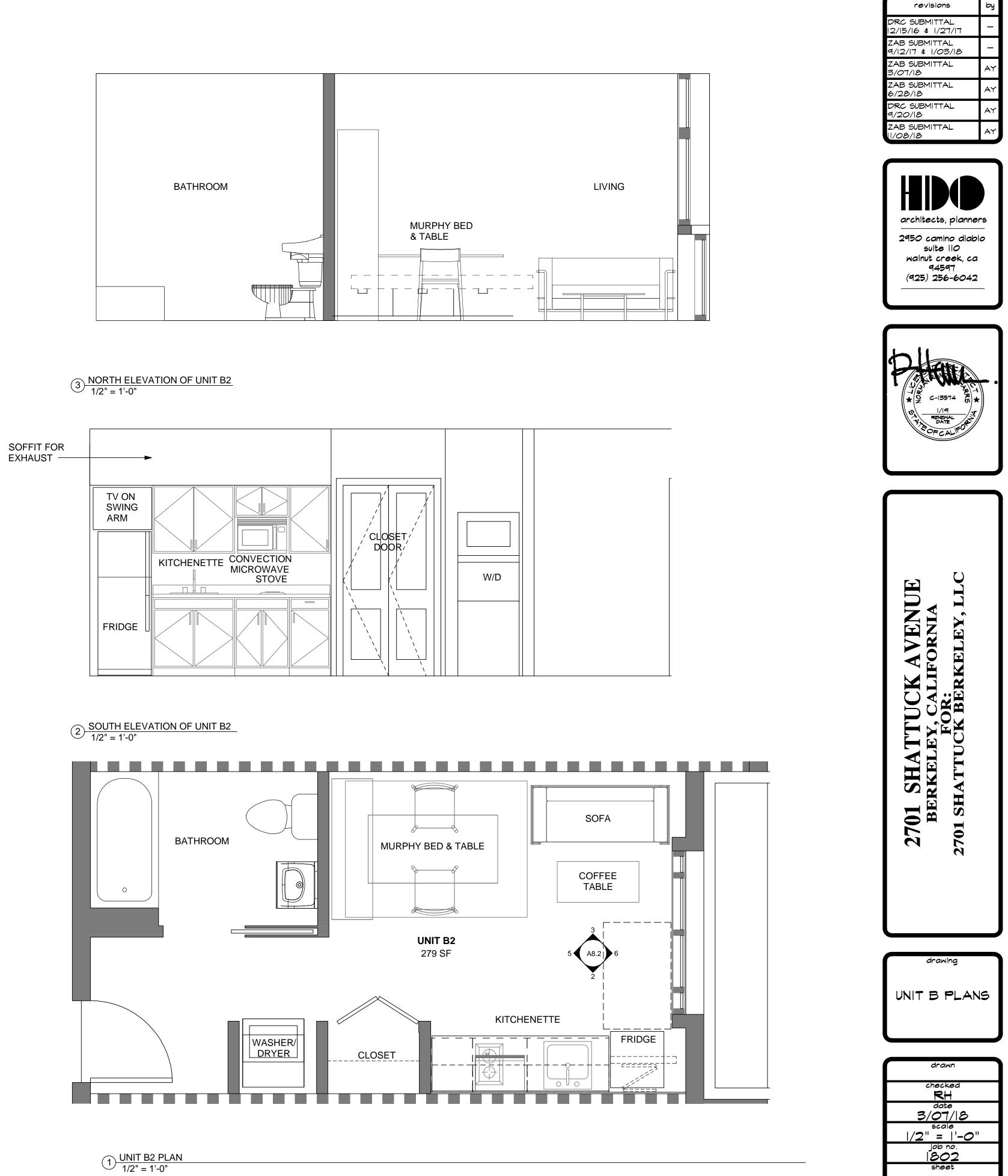
 $\underbrace{5} \frac{\text{WEST ELEVATION OF UNIT B2}}{1/2" = 1'-0"}$

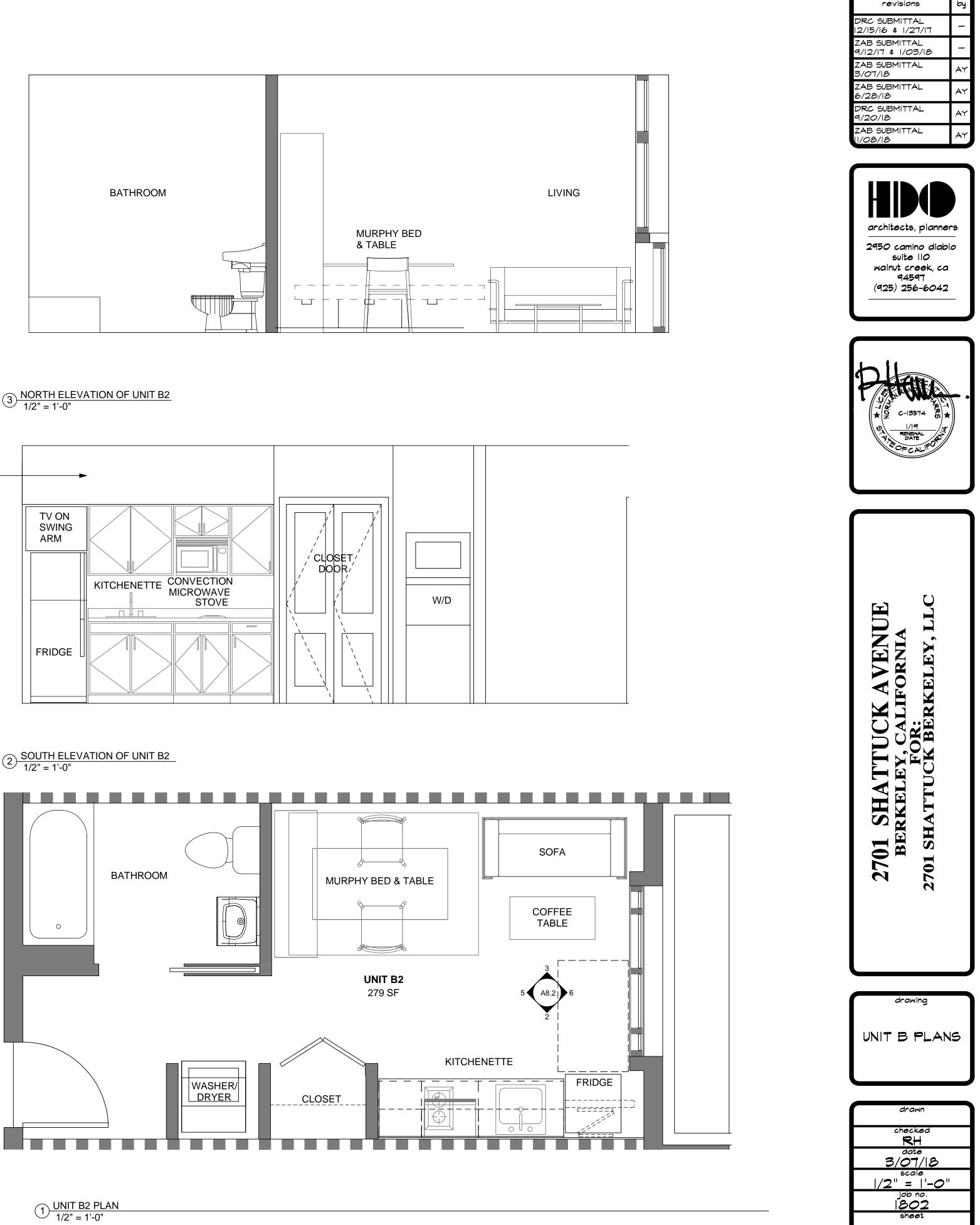


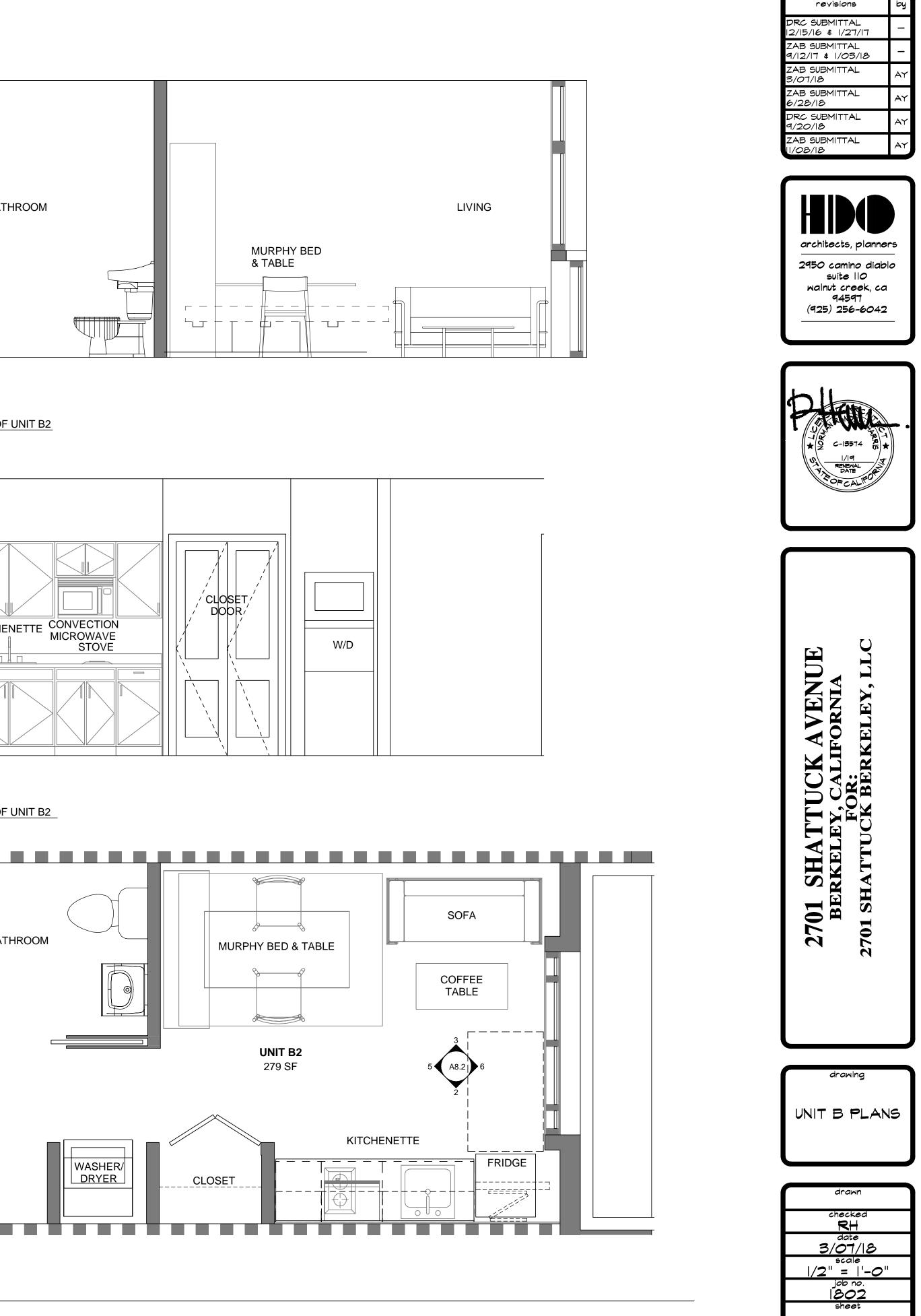


6 EAST ELEVATION OF UNIT B2 1/2" = 1'-0"







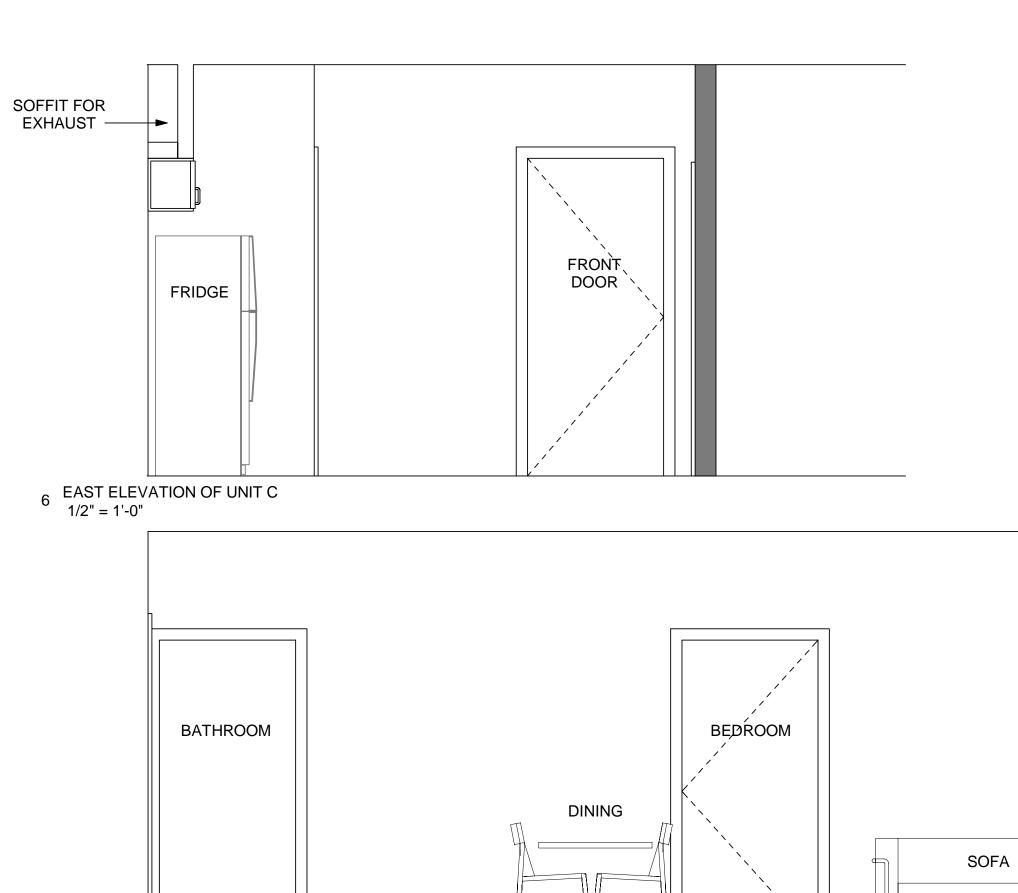


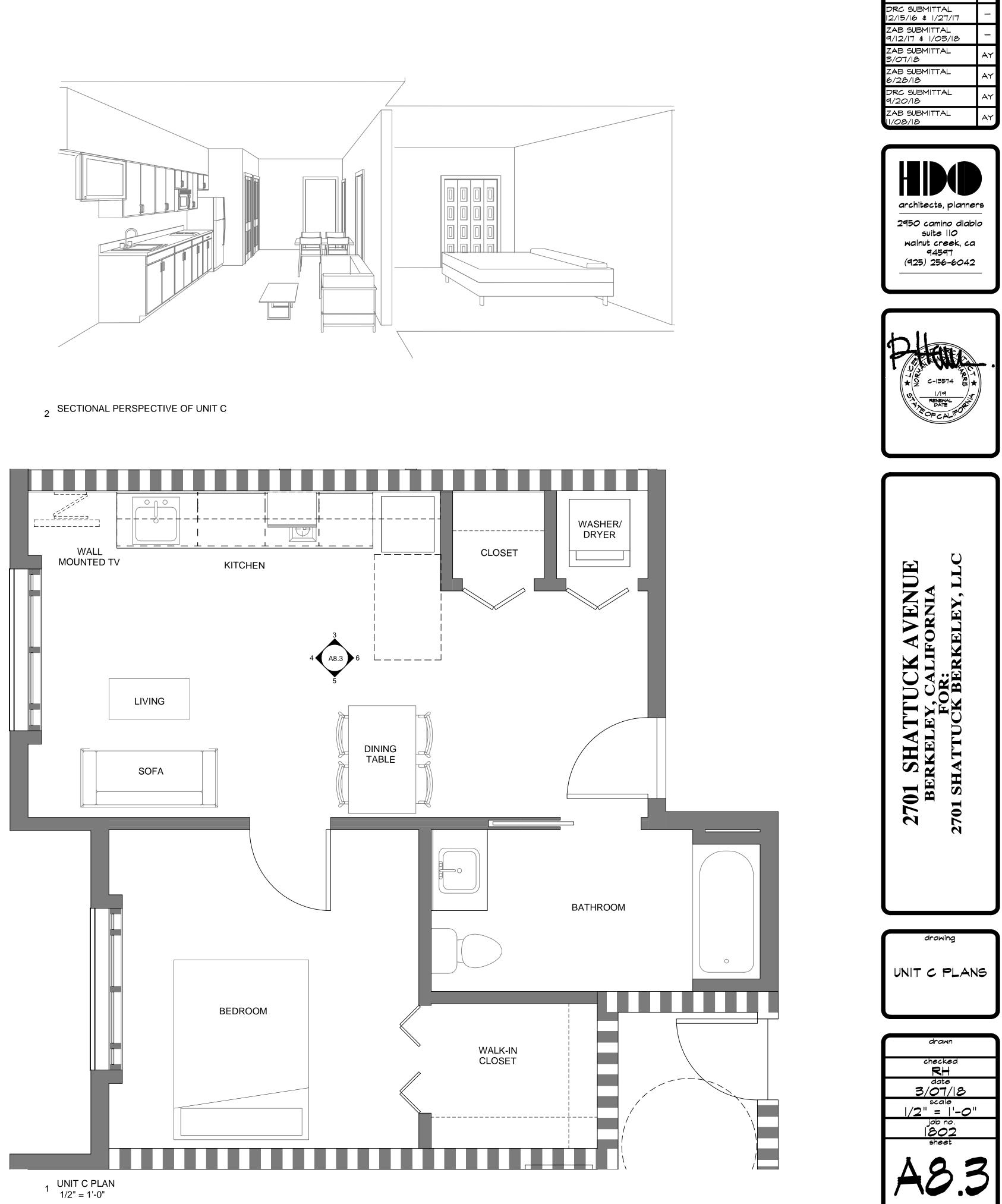
18

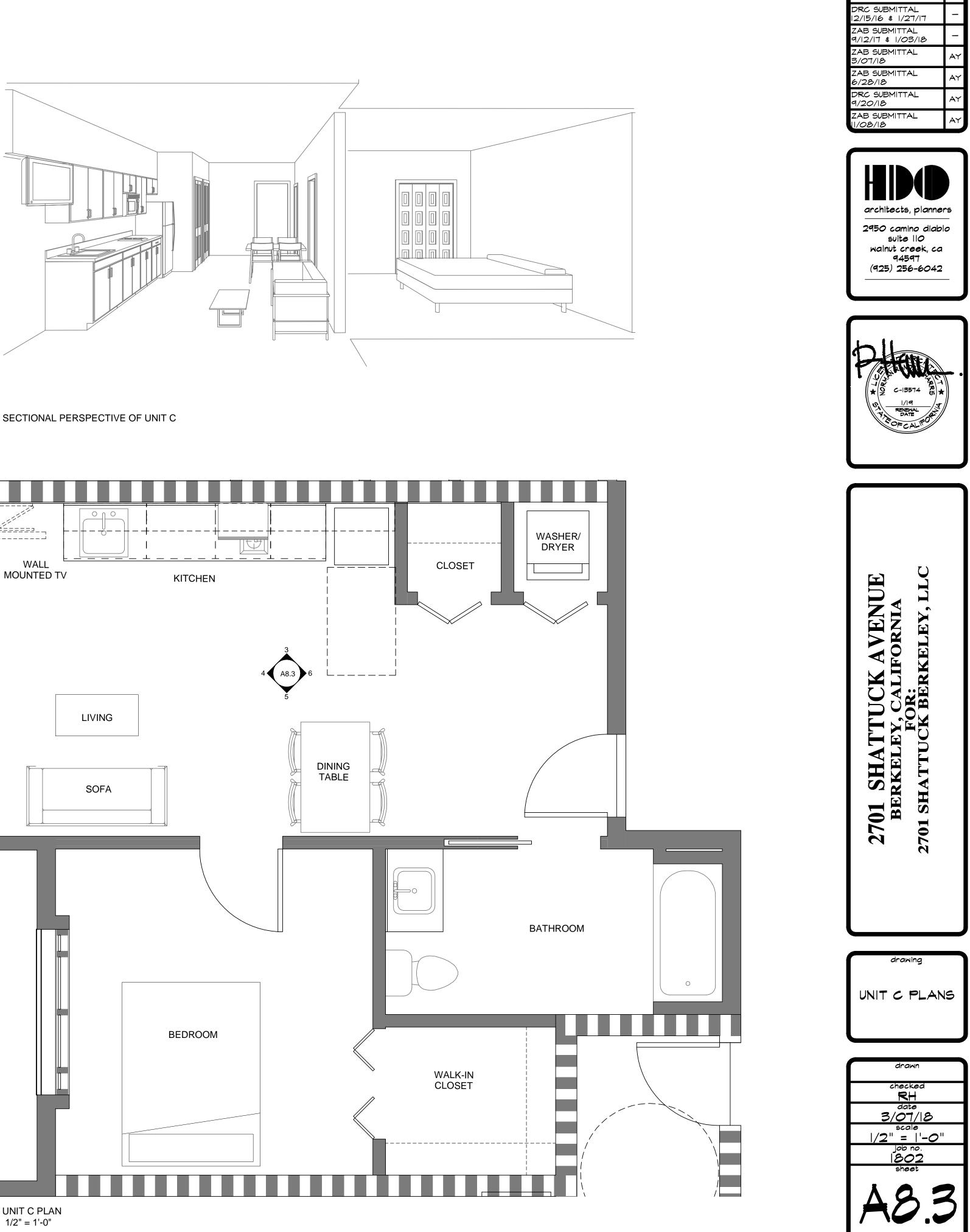
3 NORTH ELEVATION OF UNIT C 1/2" = 1'-0"

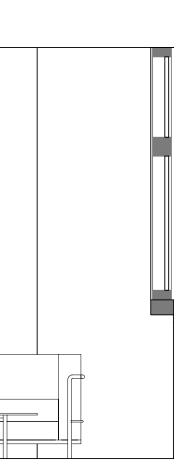




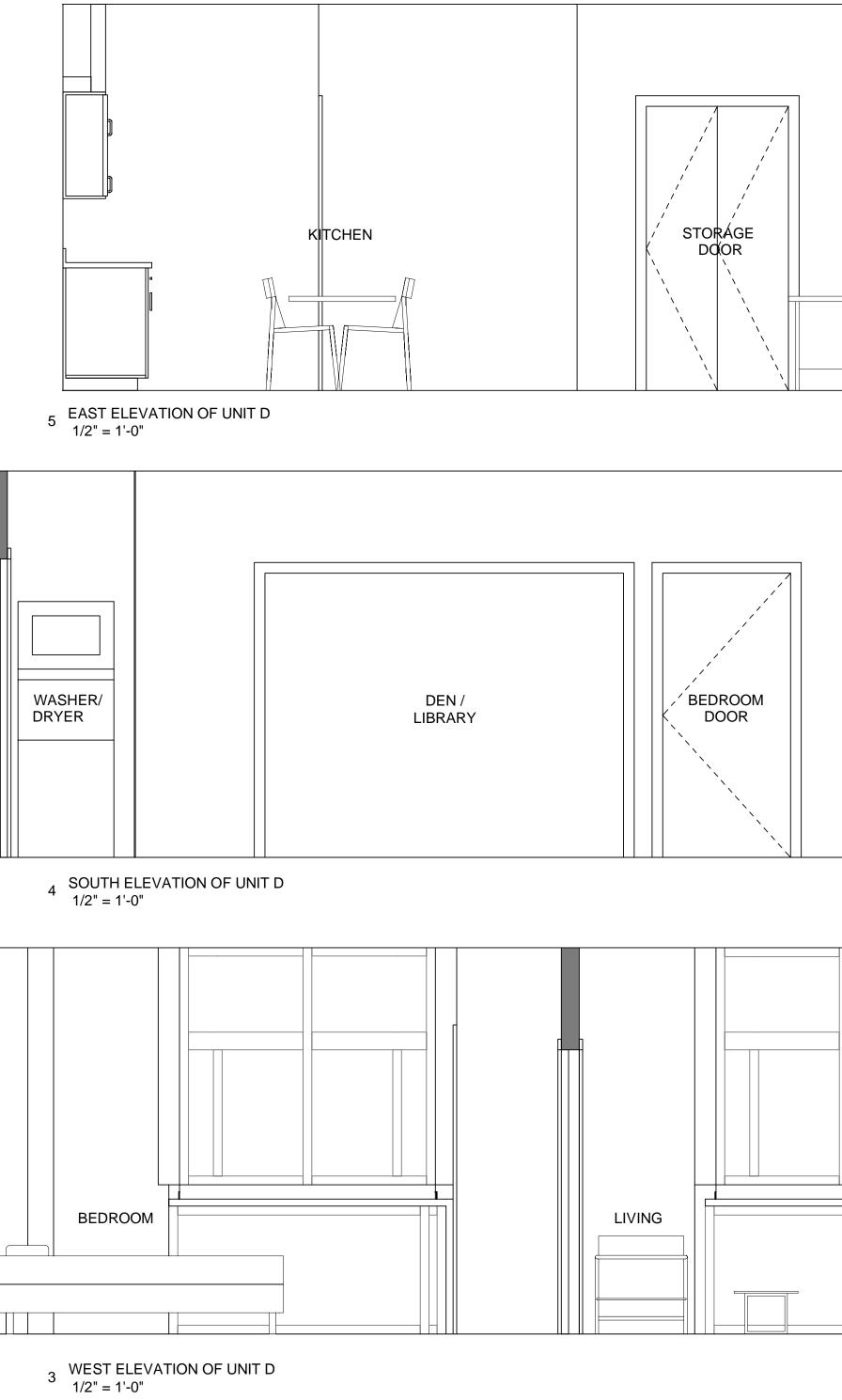




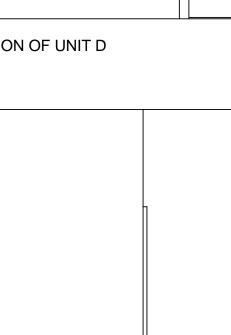




revisions



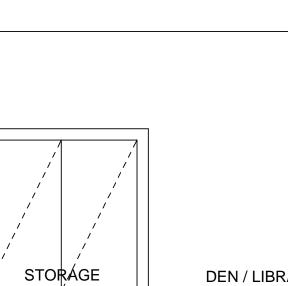
6 NORTH ELEVATION OF UNIT D 1/2" = 1'-0"

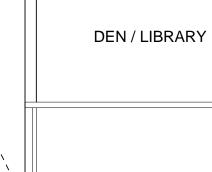


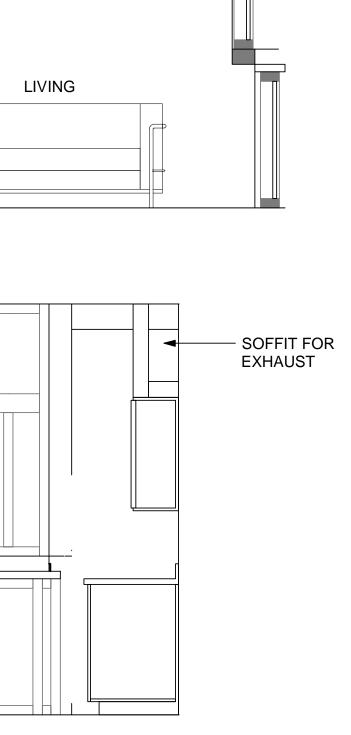
TV ON SWING ARM



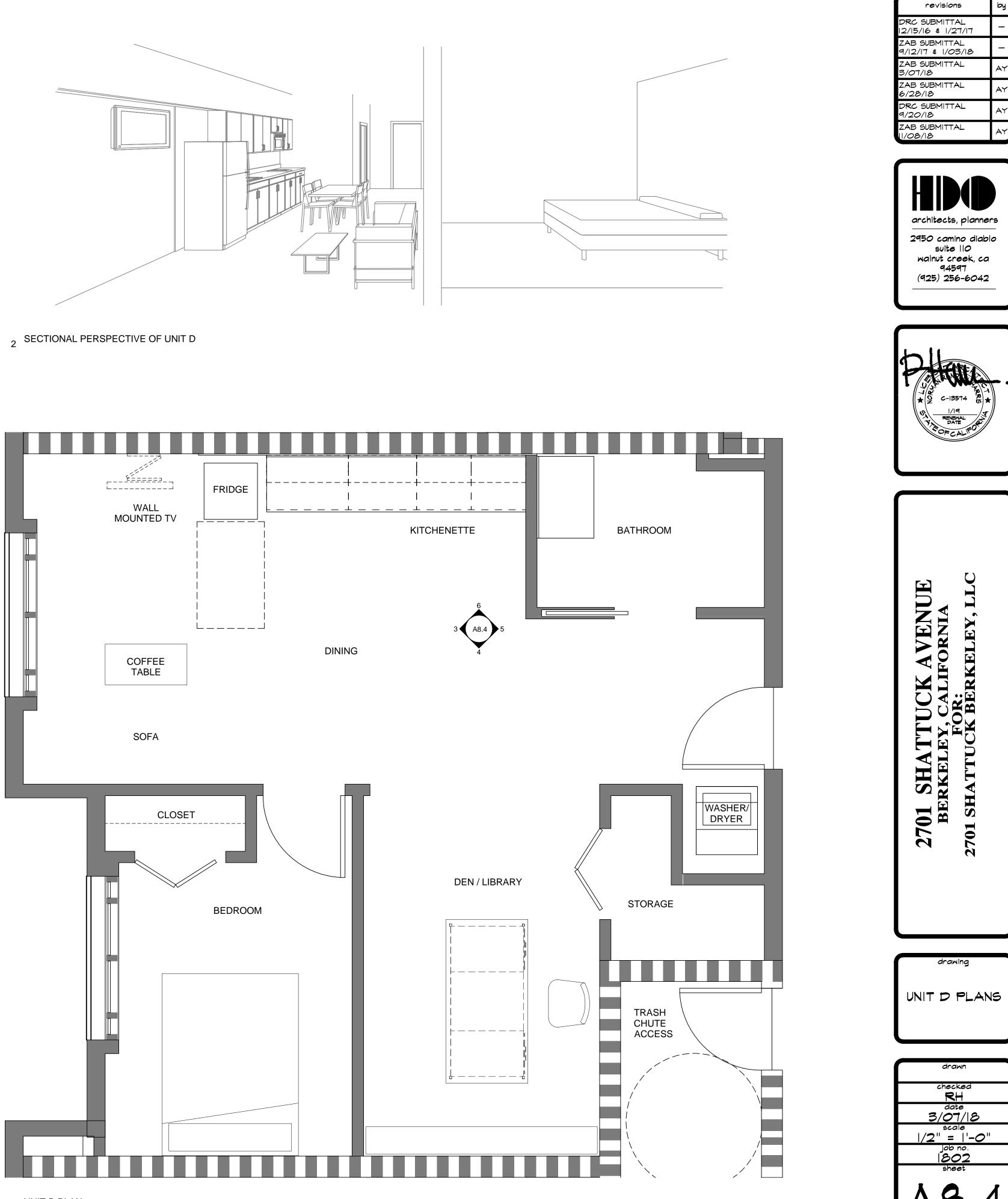
SOFFIT FOR EXHAUST







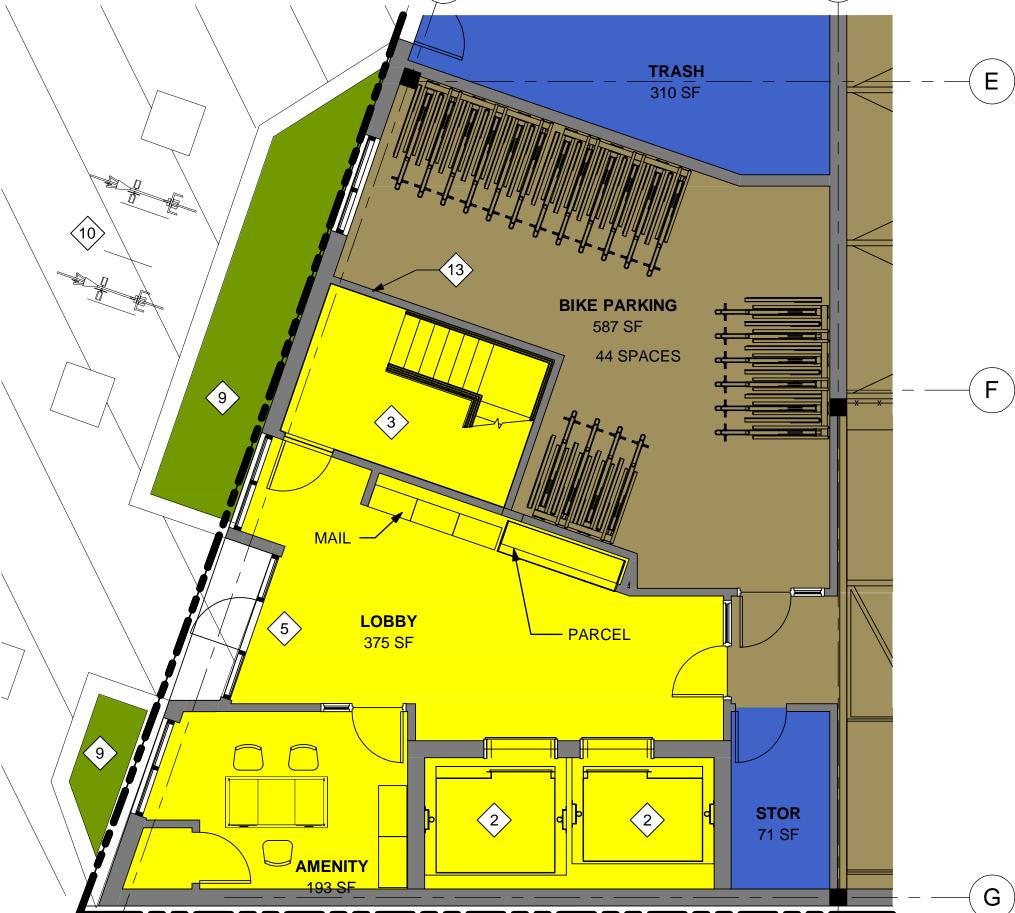
BATHROOM DOOR

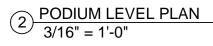




1 UNIT D PLAN 1/2" = 1'-0"









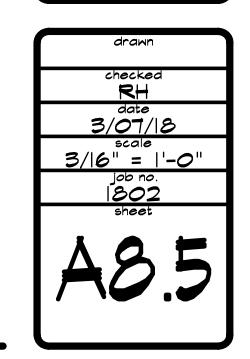
(2)

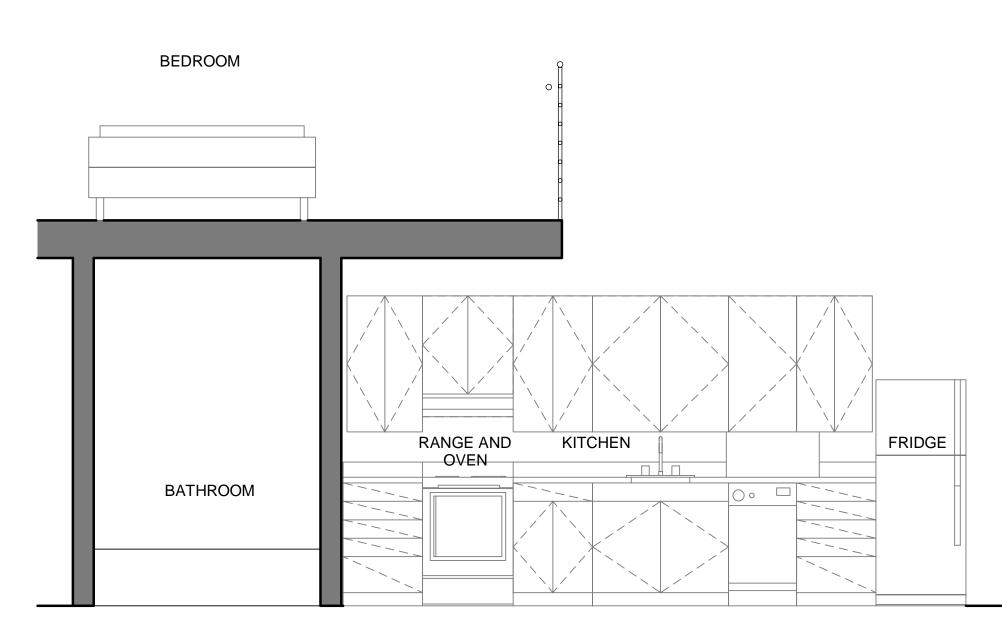
revisions

DRC SUBMITTAL

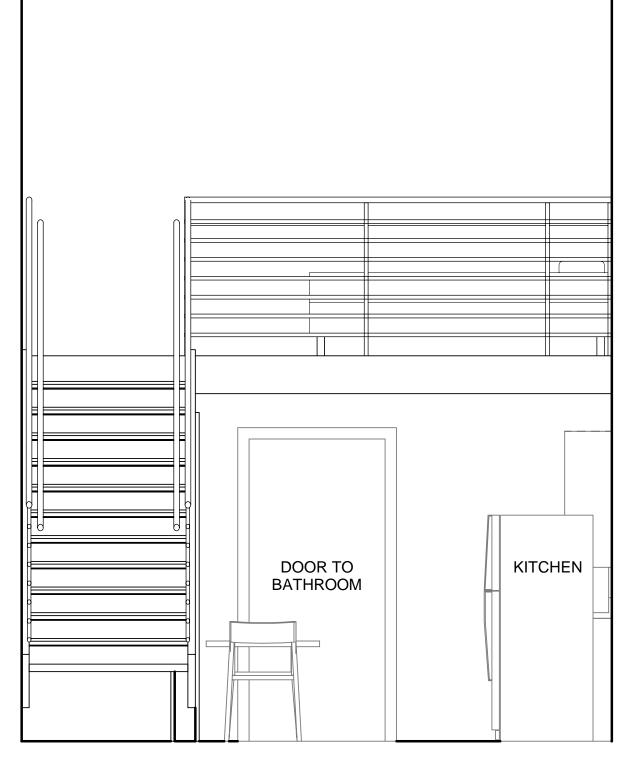


PROPERTY LINE

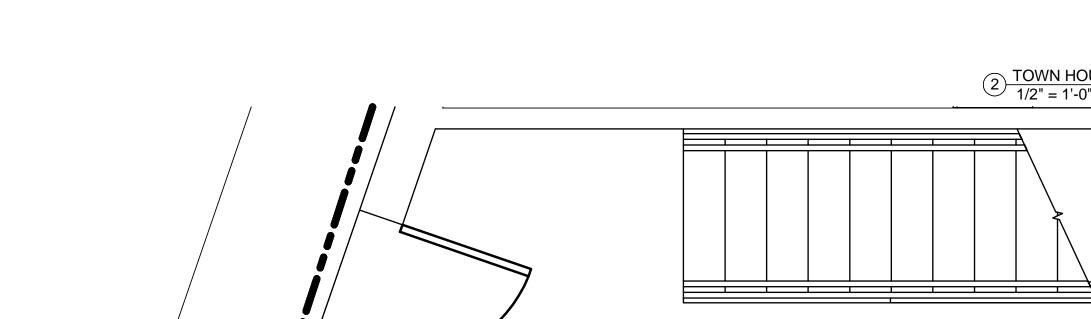




5 SOUTH ELEVATION OF TOWNHOUSE 1/2" = 1'-0"



 $(4) \frac{\text{WEST ELEVATION OF TOWNHOUSE}}{1/2" = 1'-0"}$

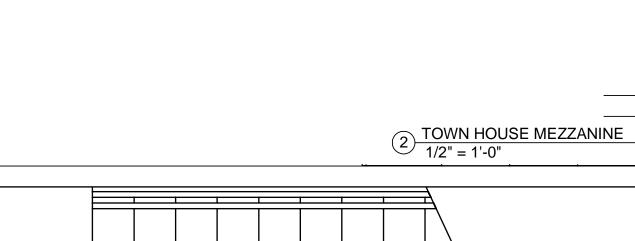


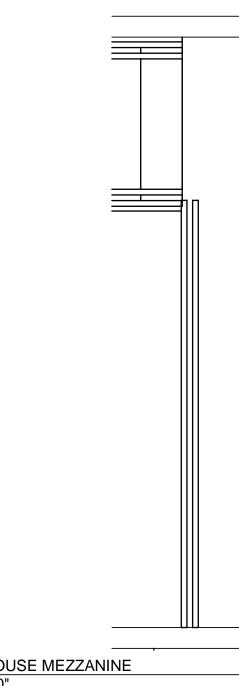
LIVING

WALL MOUNTED TV [_____]

1 <u>TOWNHOUSE</u> 1/2" = 1'-0"

(A8.6) 4





DINING

KITCHEN

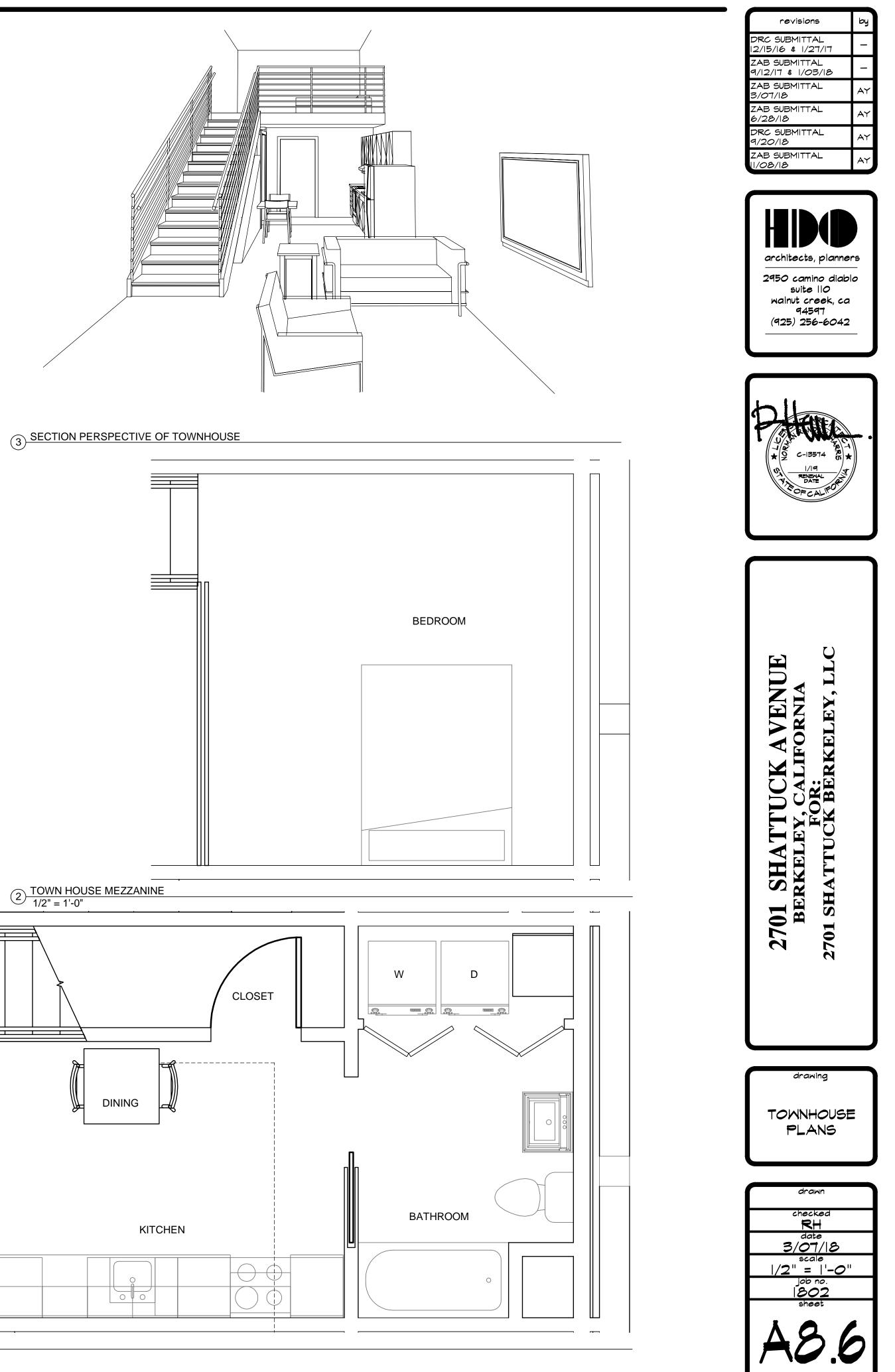
00

LIVING

	L	
	-	

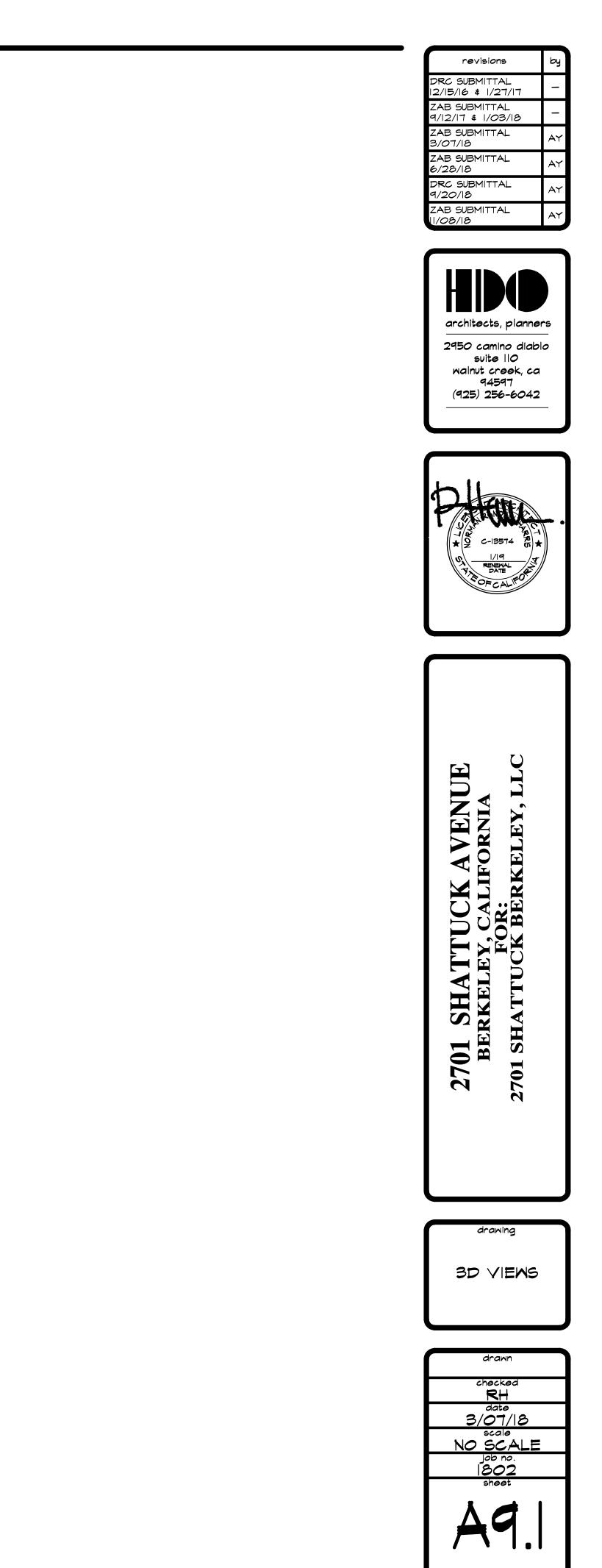
TV ON SWING ARM







3D VIEW LOOKING NORTH FROM STORAGE BUILDING





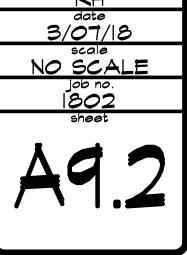
³D VIEW LOOKING WEST ON DERBY STREET



3D VIEW OF DERBY STREET EXIT









3D VIEW OF FOURTH FLOOR OPEN SPACE



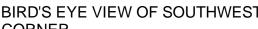












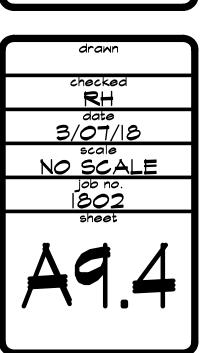


BIRD'S EYE VIEW OF SOUTHEAST CORNER

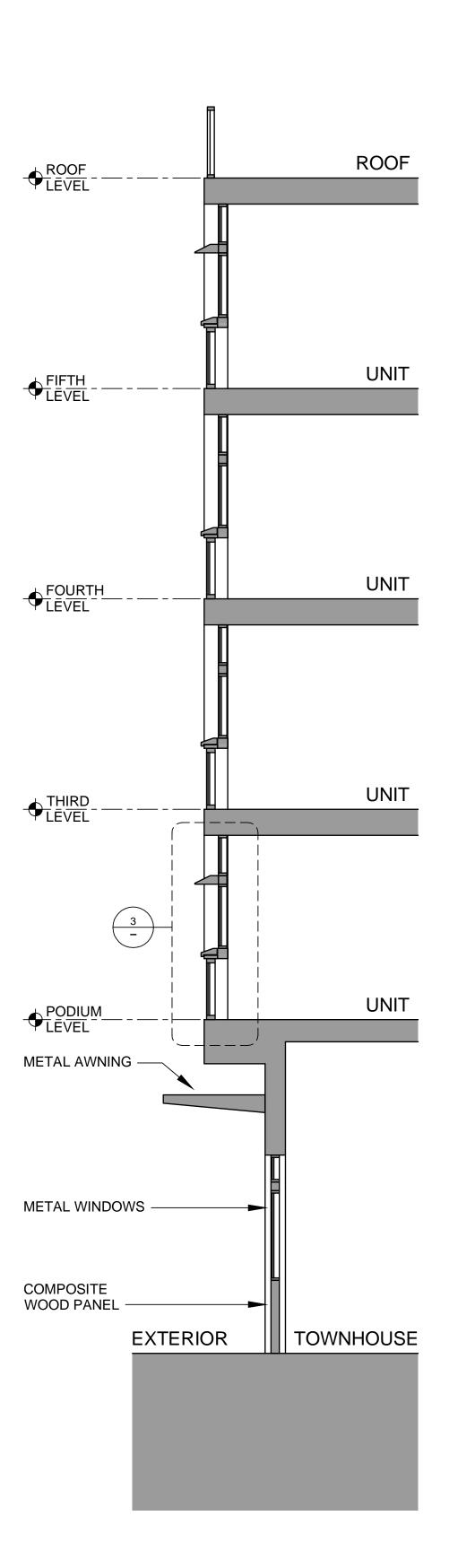
revisions

DRC SUBMITTAL 12/15/16 \$ 1/27/17

ZAB SUBMITTAL 9/12/17 \$ 1/03/18

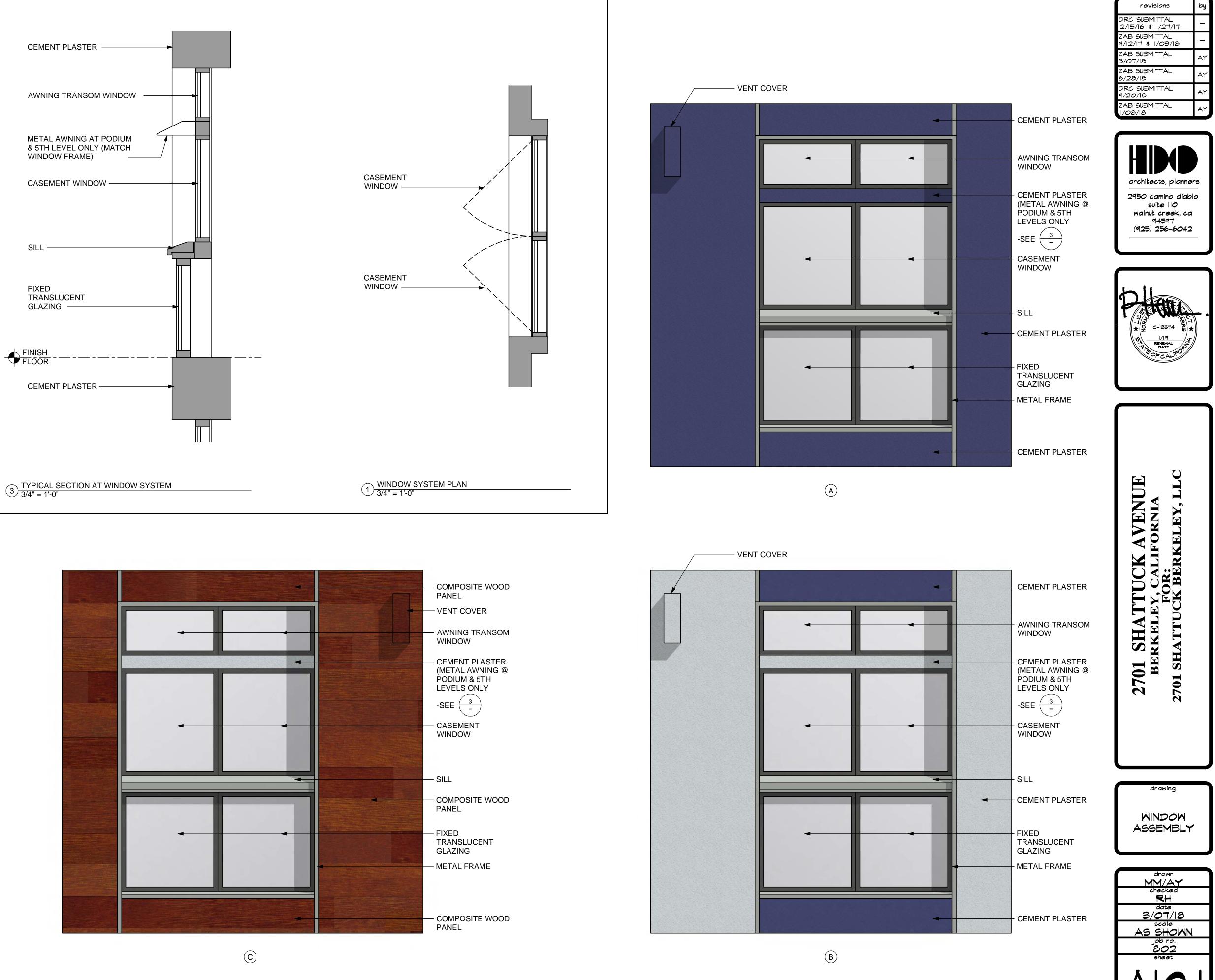


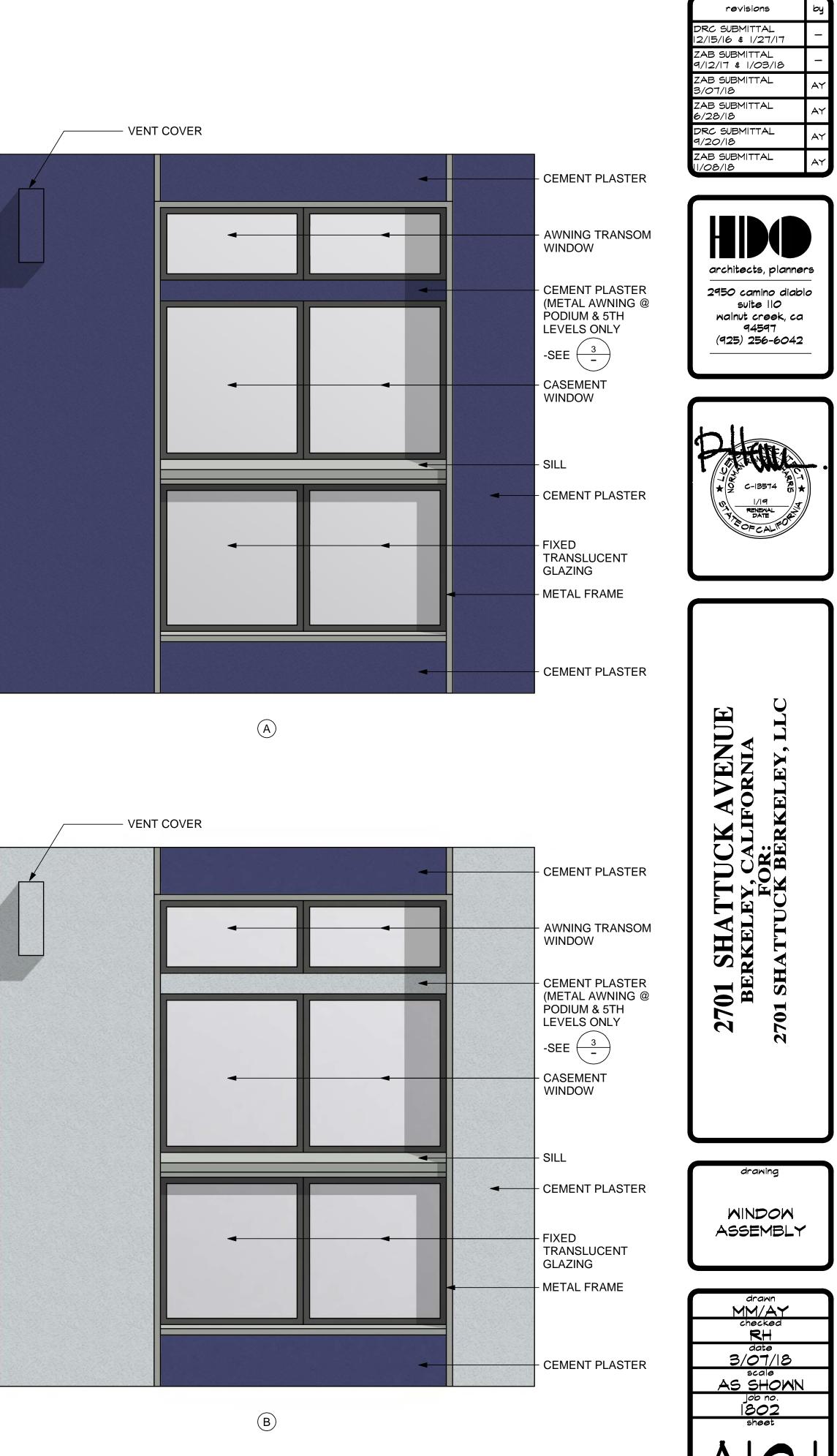
(4) WALL SECTION 1/4" = 1'-0"

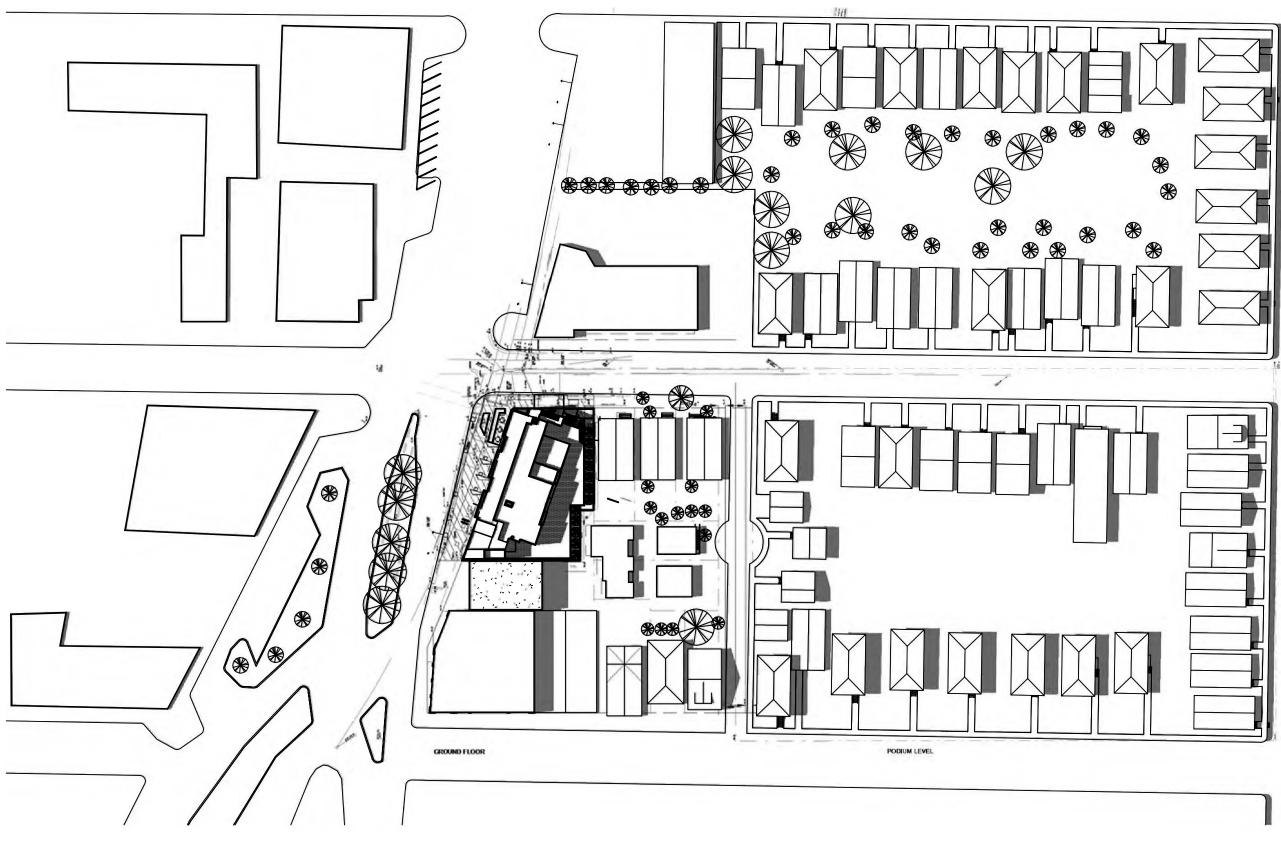


 $2 \frac{\text{DETAIL ELEVATION OF UNIT WINDOW}}{3/4" = 1'-0"}$







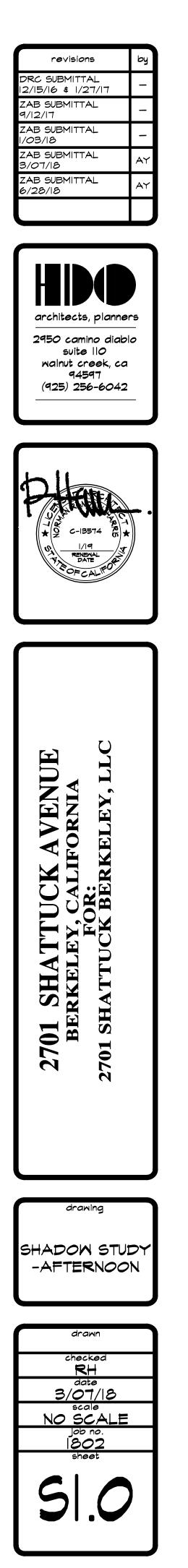




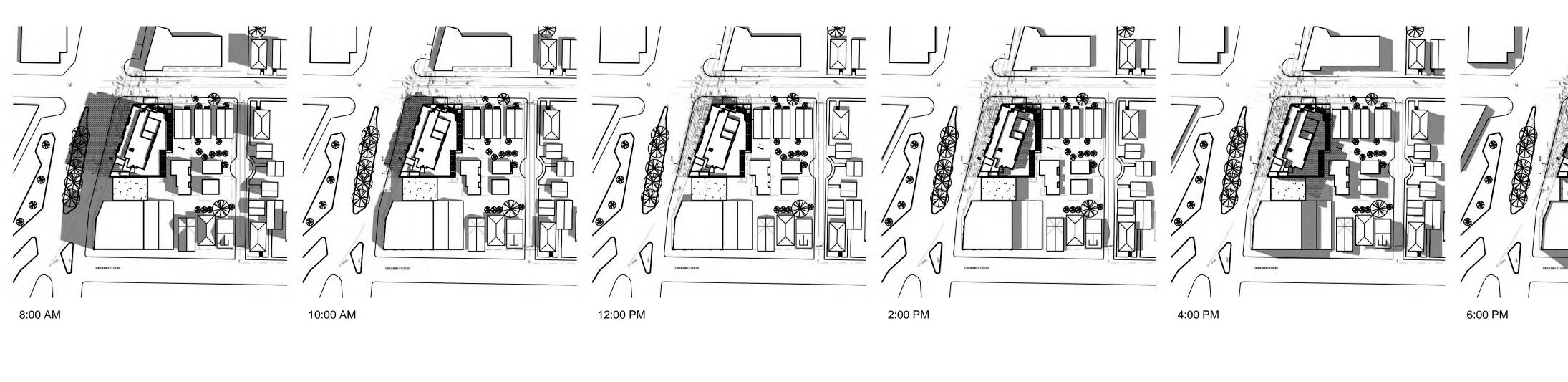
MARCH 21, 2 PM



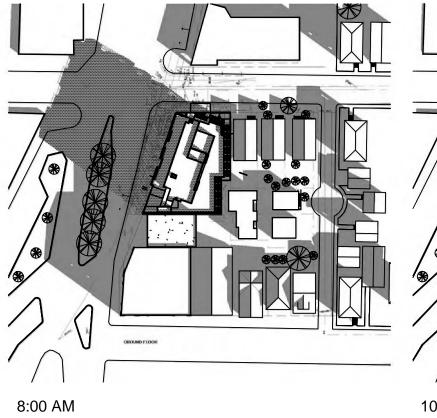
DECEMBER 21, 2 PM

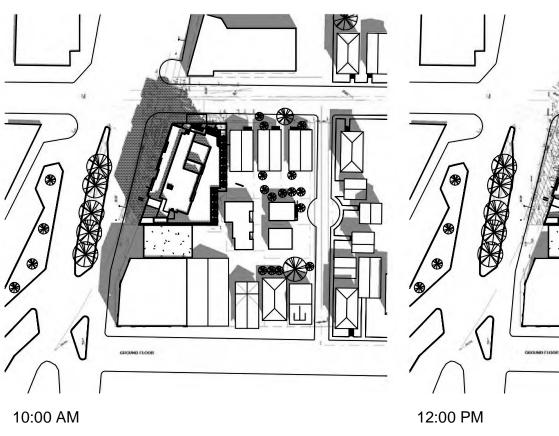


JUNE 21

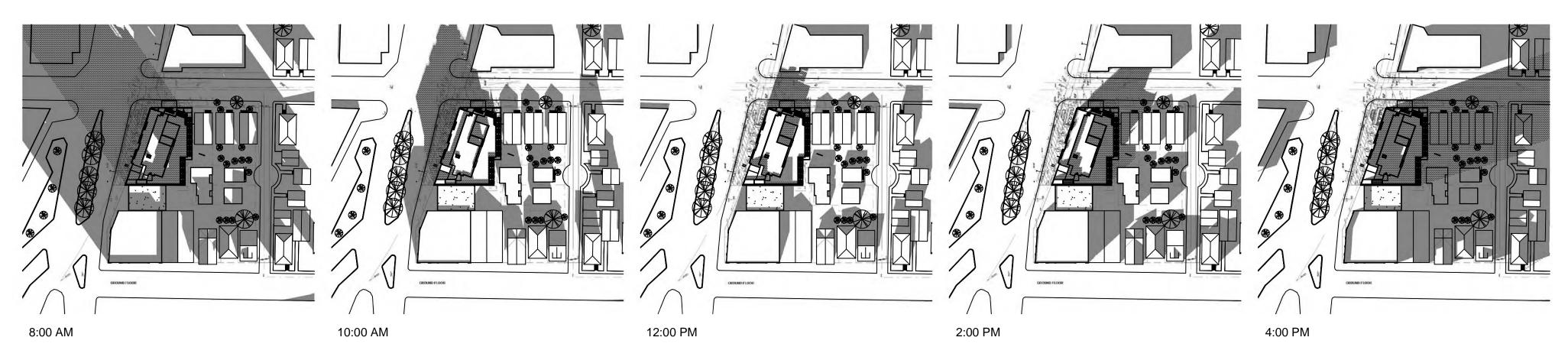


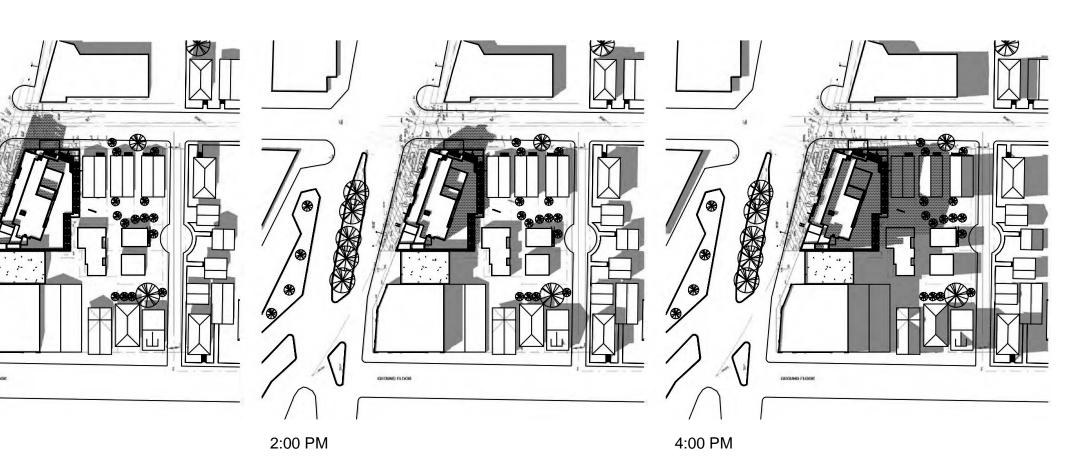
SEPTEMBER 21, MARCH 21

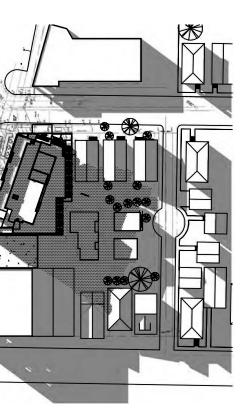


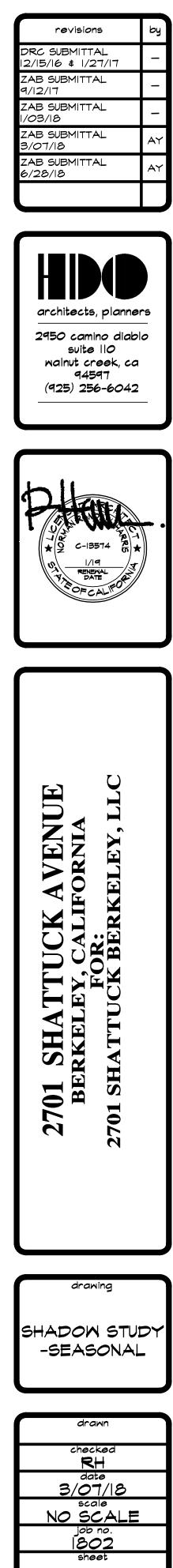


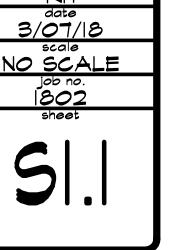
DECEMBER 21

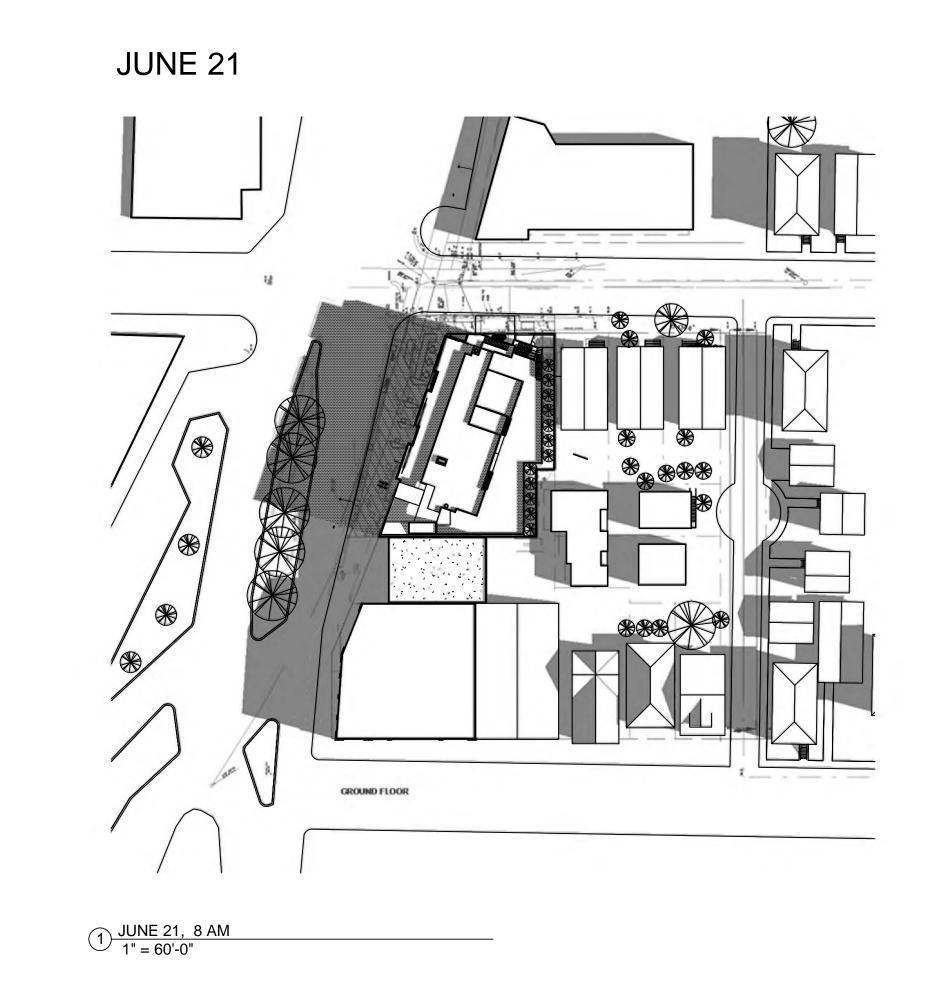


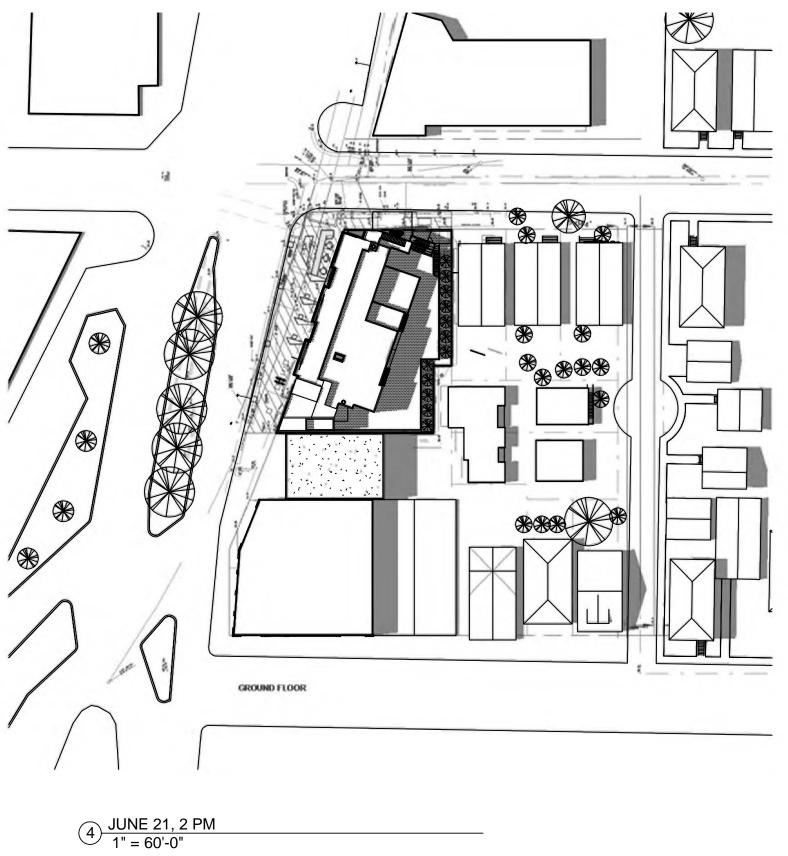


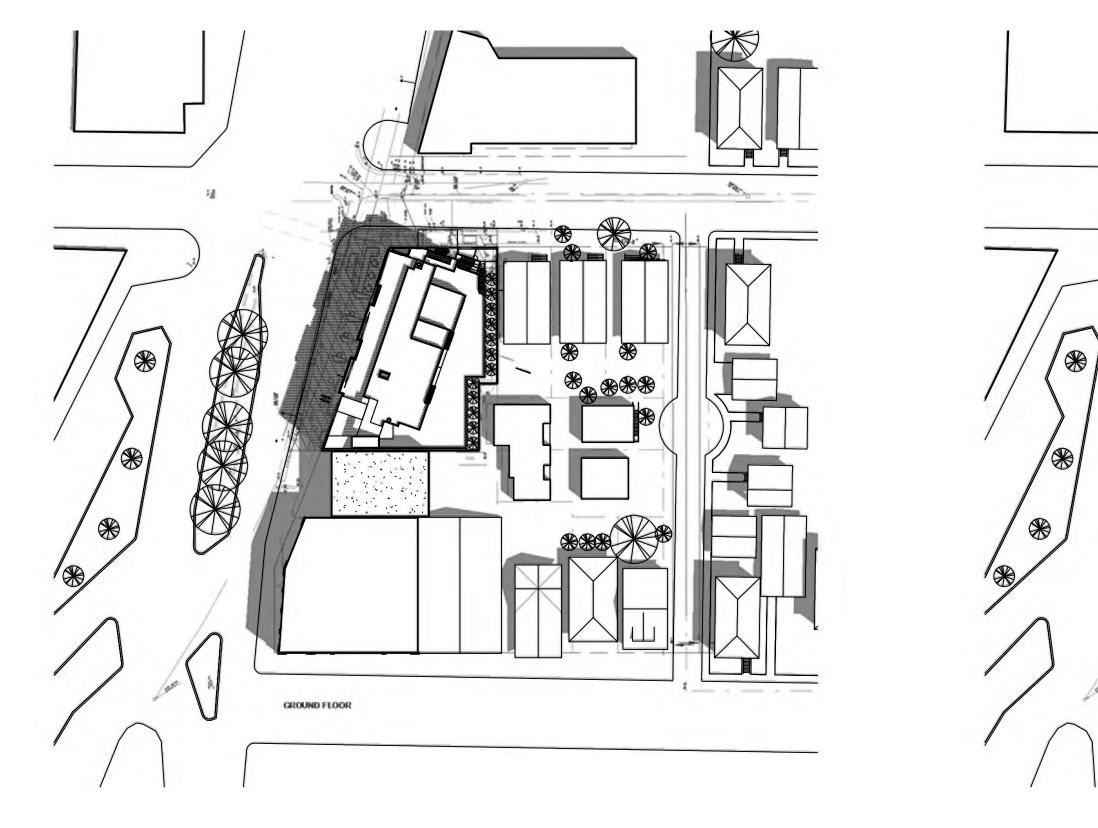




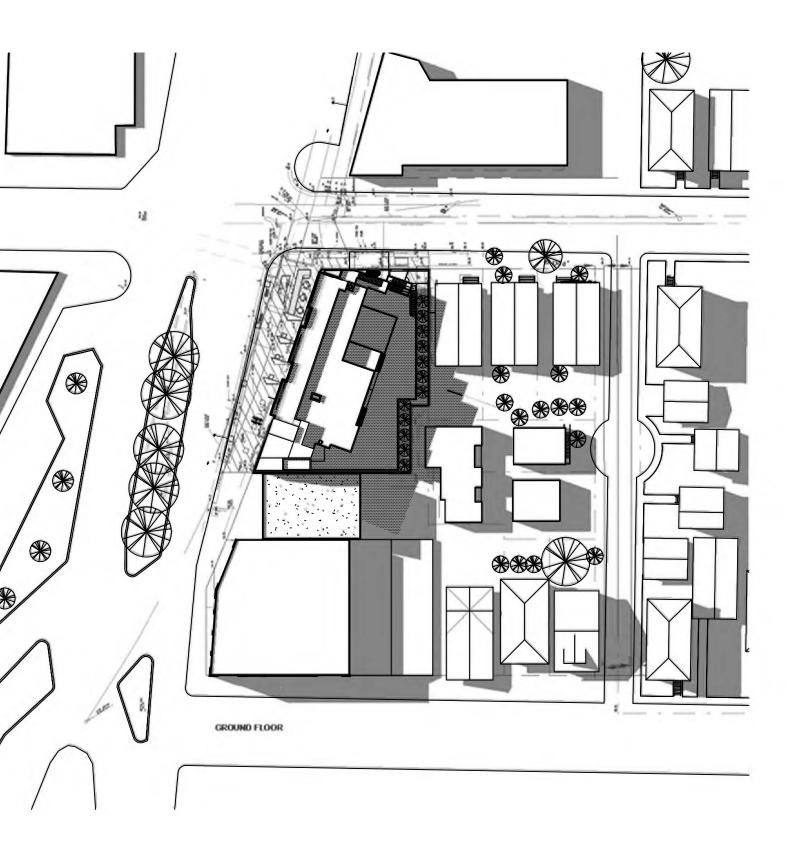








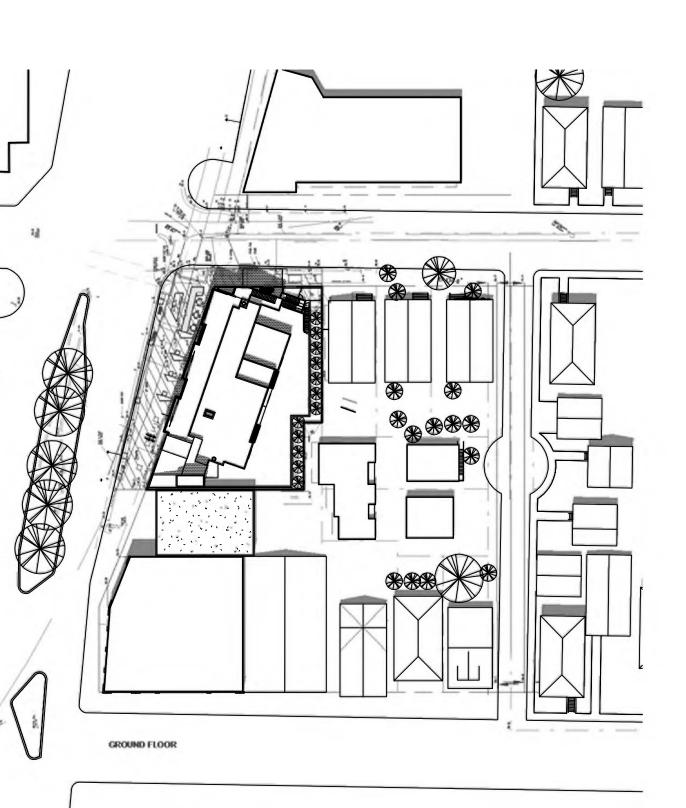
2 JUNE 21, 10 AM 1" = 60'-0"



3 JUNE 21, 12 PM 1" = 60'-0" * / 🋞 8

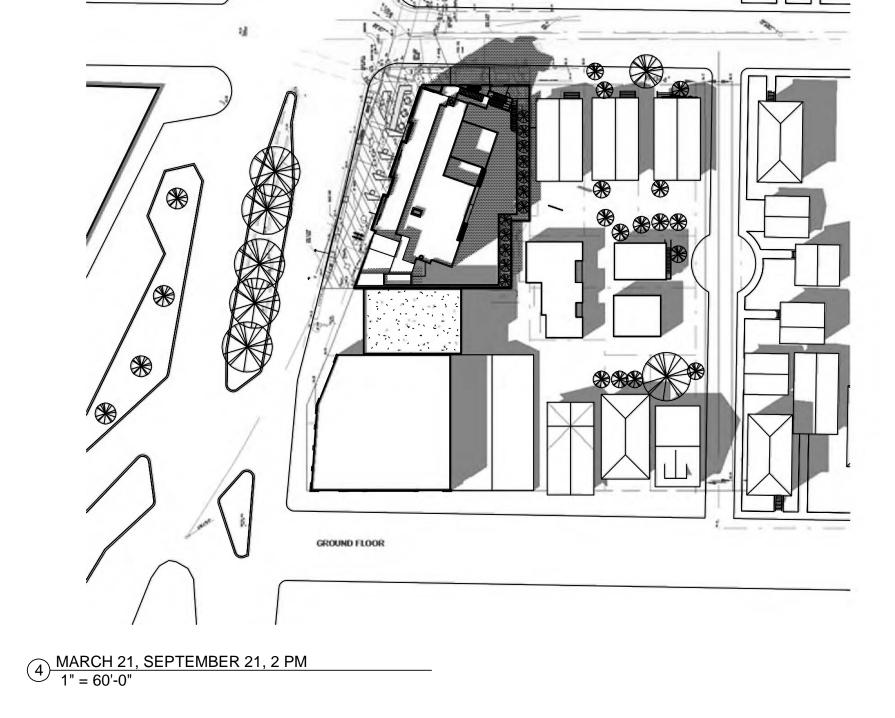
6 JUNE 21, 6 PM 1" = 60'-0"

5 JUNE 21, 4 PM 1" = 60'-0"

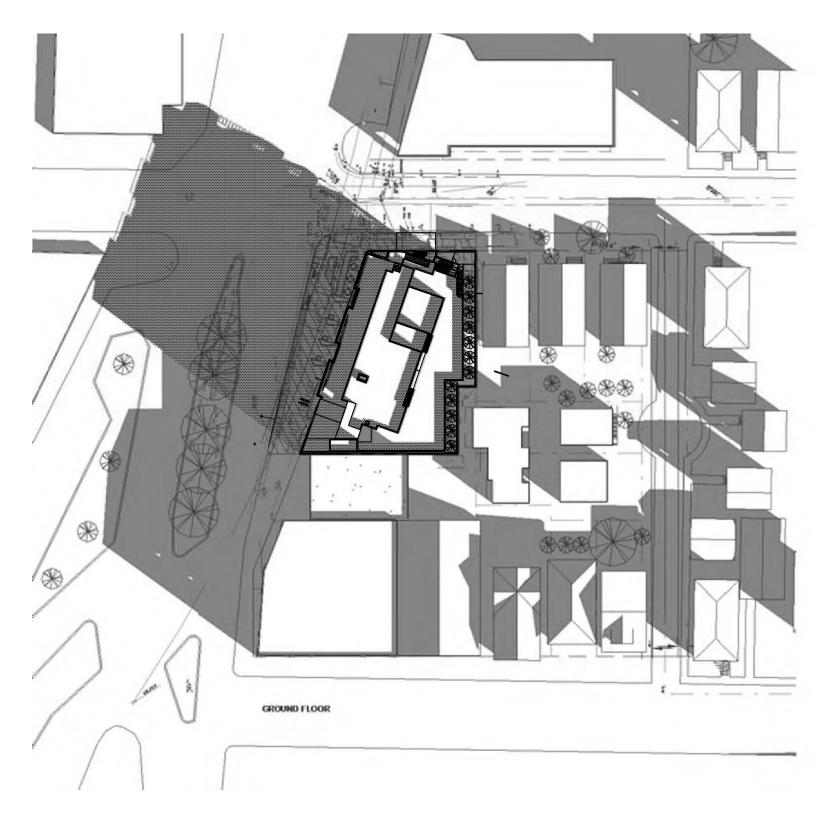




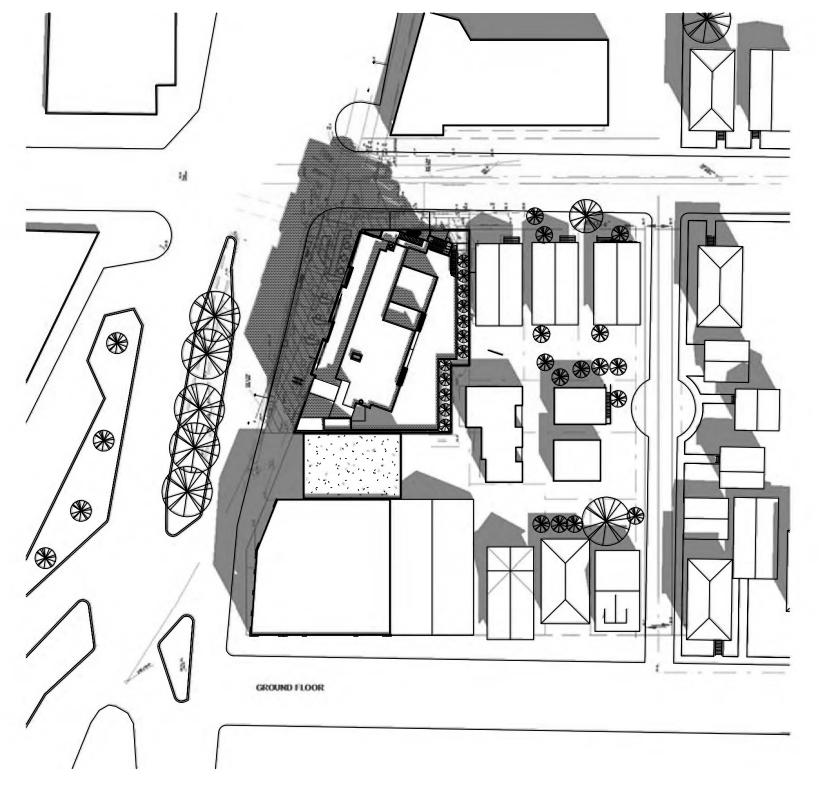
revisionsbyDRC SUBMITTAL-12/15/16 & 1/27/17-ZAB SUBMITTAL-1/12/17-ZAB SUBMITTAL-1/03/18-ZAB SUBMITTALAY3/07/18AYZAB SUBMITTALAY6/28/18AY
VIA VIA VIA VIA VIA VIA VIA VIA VIA VIA
2701 SHATTUCK AVENUE BERKELEY, CALIFORNIA FOR: 2701 SHATTUCK BERKELEY, LLC
drawing SHADOW STUDY -JUNE 21
drawn checked RH date 3/07/18 scale " = 60'-0" job no. 1802 sheet Sheet



1 MARCH 21, SEPTEMBER 21, 8 AM 1" = 60'-0"



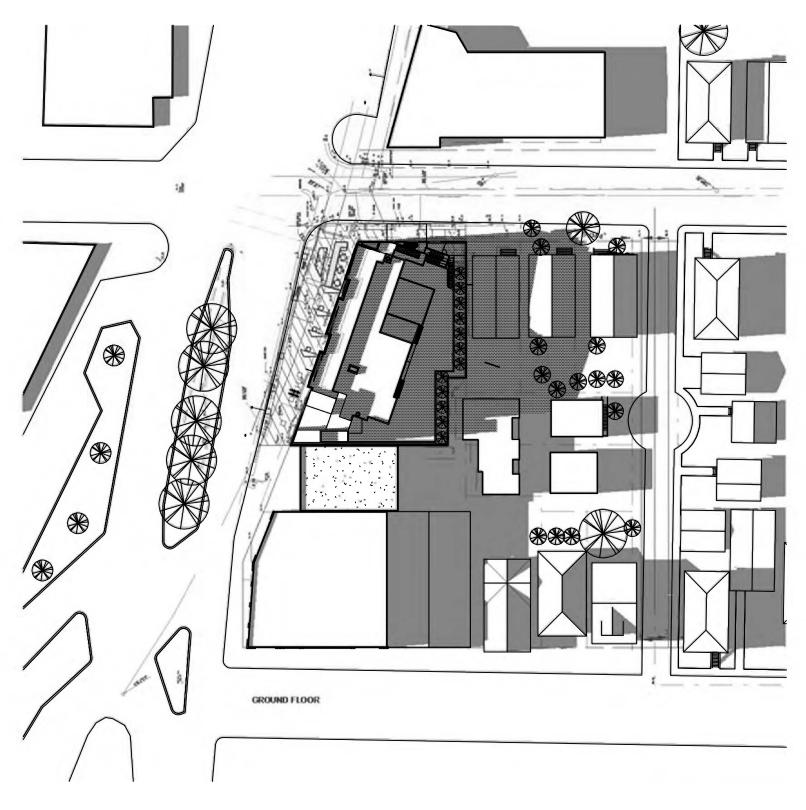
SEPTEMBER 21, MARCH 21



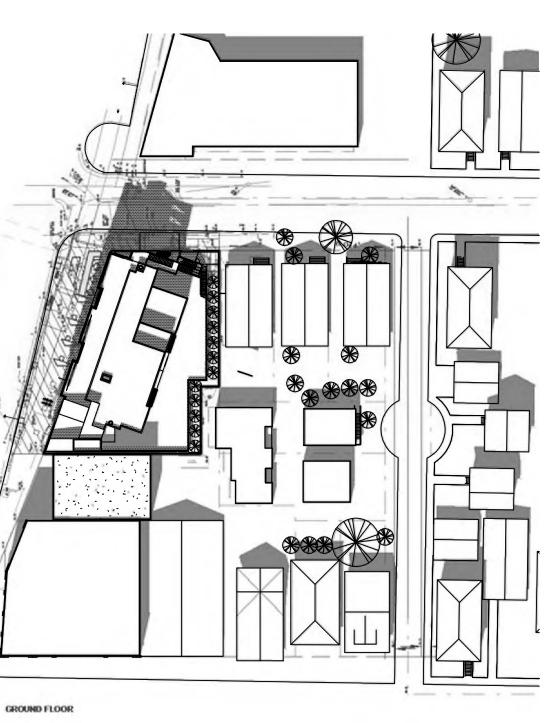
* \otimes

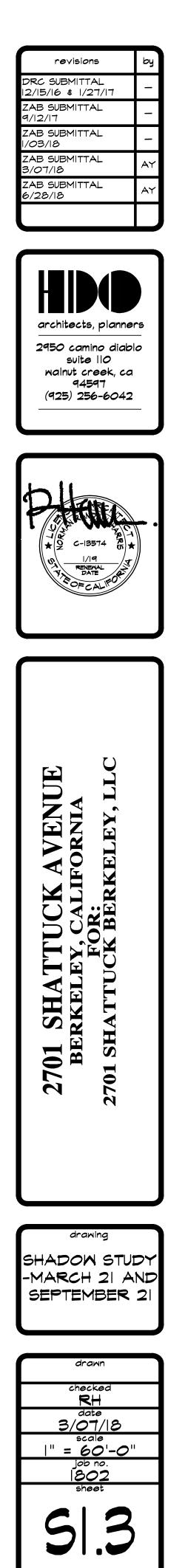
3 MARCH 21, SEPTEMBER 21, 12 PM 1" = 60'-0"

2 MARCH 21, SEPTEMBER 21, 10 AM 1" = 60'-0"



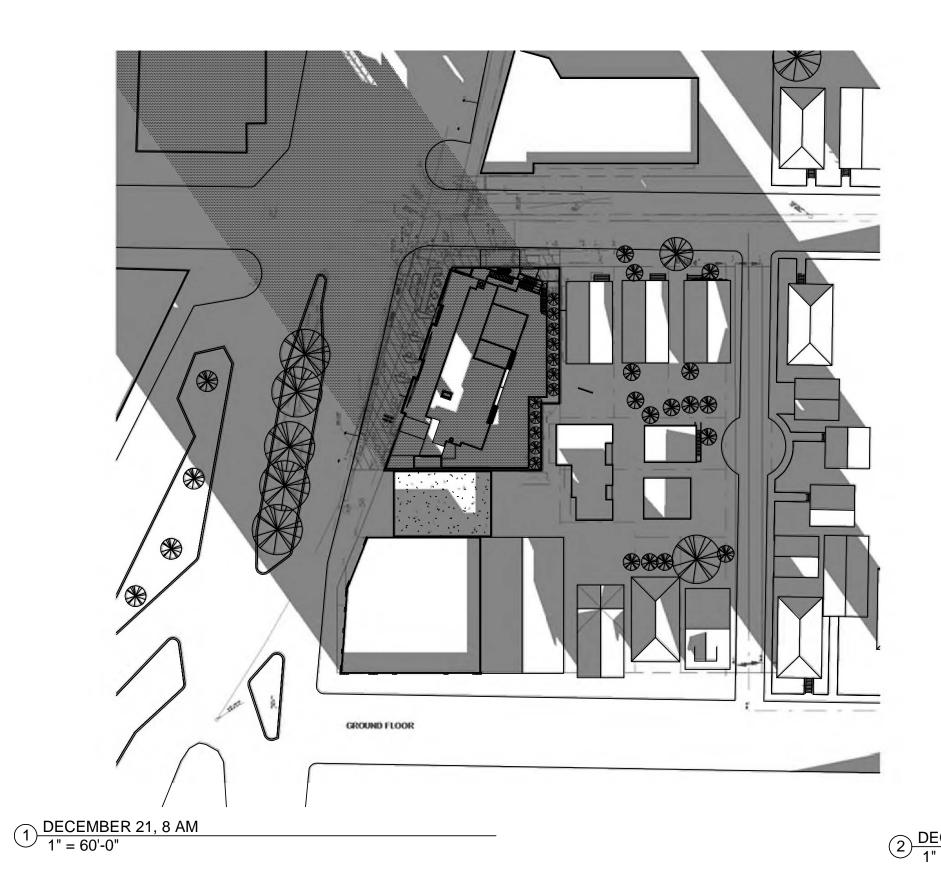
5 MARCH 21, SEPTEMBER 21, 4 PM 1" = 60'-0"

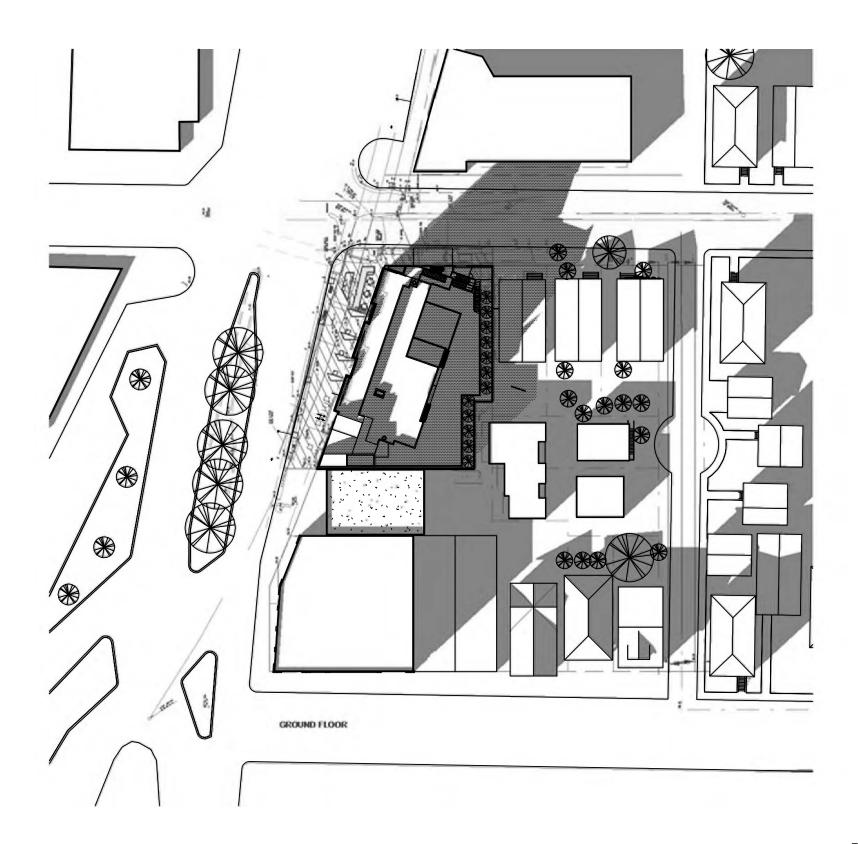


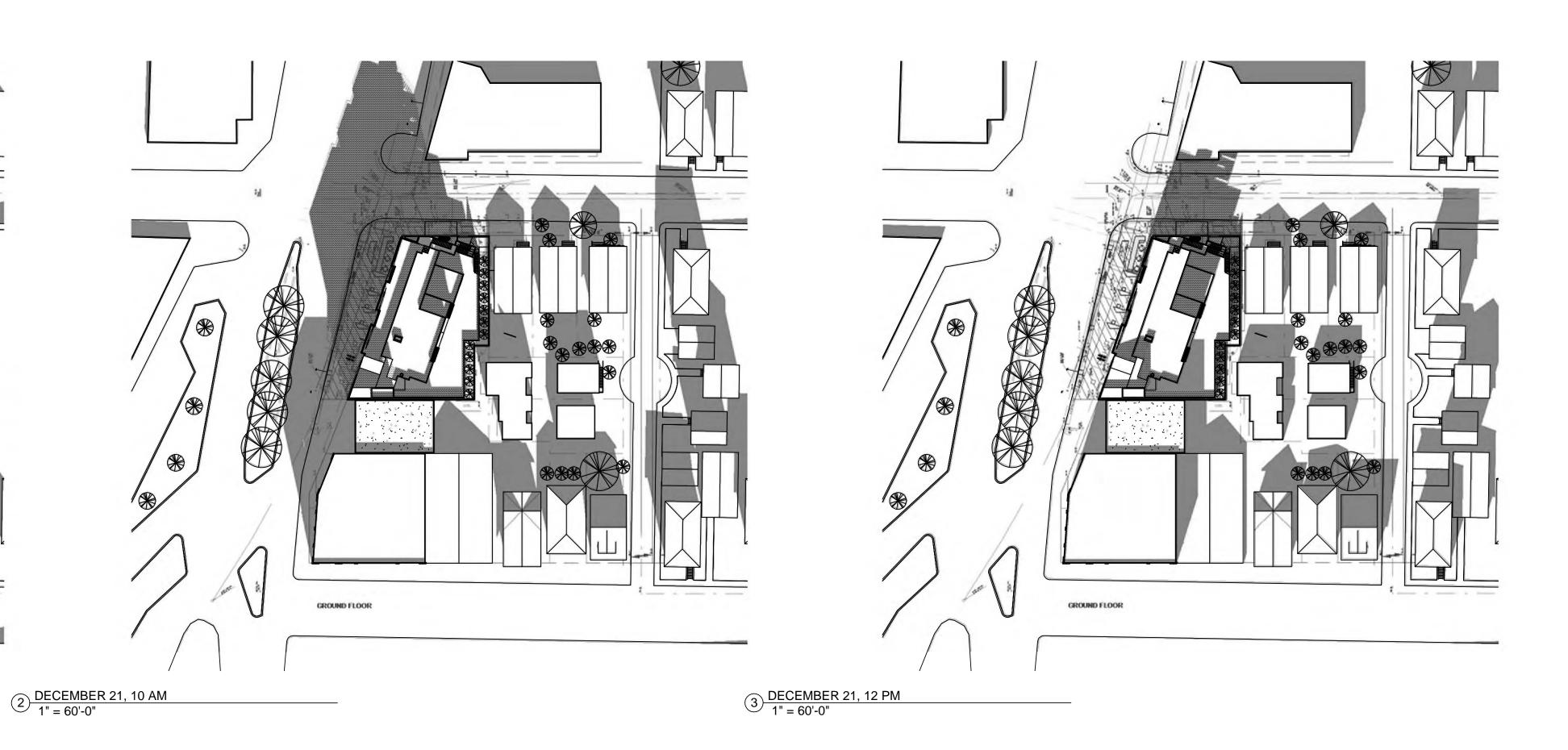


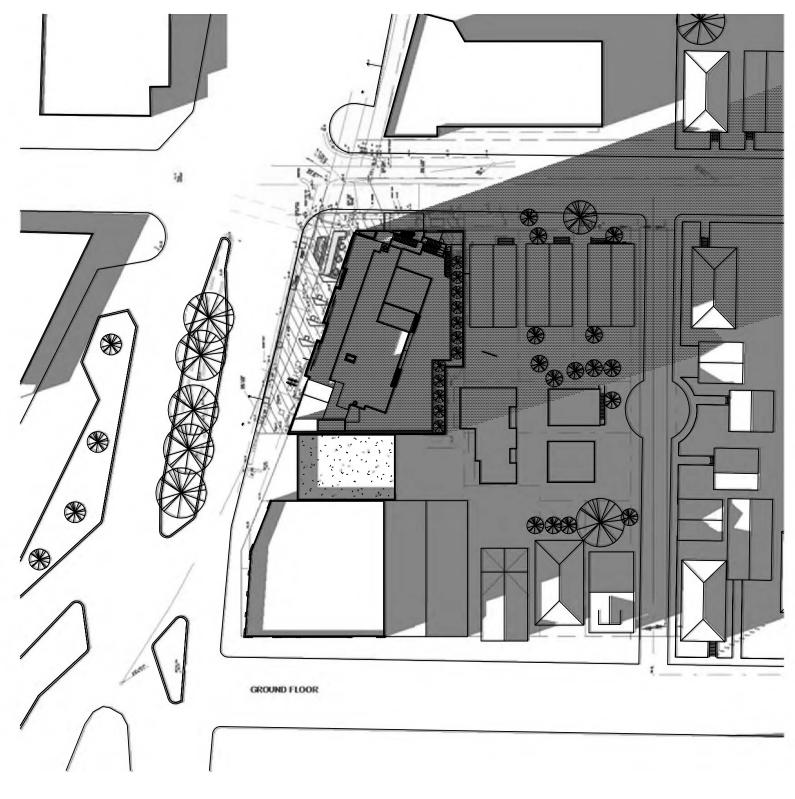
DECEMBER 21

(4) DECEMBER 21, 2 PM 1" = 60'-0"

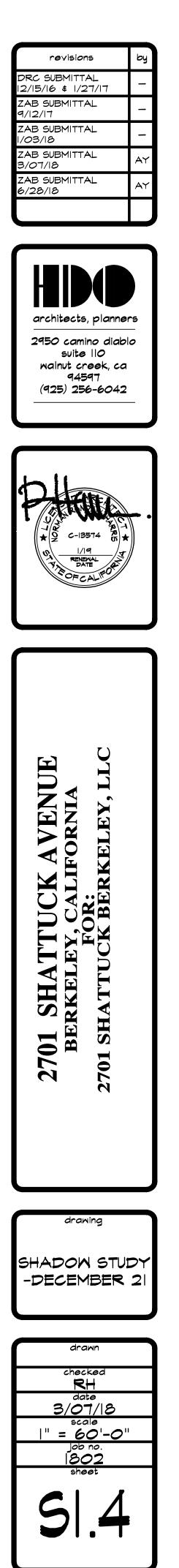








5 DECEMBER 21, 4 PM 1" = 60'-0"



2701 SHATTUCK AVENUE CIVIL CONSTRUCTION DOCUMENTS

LEGEND

 EXISTING SITE IMPROVEMENTS PROPOSED PCC CURB SAM = EXISTING SANTARY SEWER LINE SD = EXISTING WATER LINE SD = EXISTING OVERHEAD ELECTRICAL, TELEPHONE, AND COMMUNICATION LINE SD = EXISTING OVERHEAD ELECTRICAL, TELEPHONE, AND COMMUNICATION LINE SC = PROPOSED GAS SERVICE PROPOSED HIGHBOR FENCE PROPOSED FIRE WATER SERVICE SG = PROPOSED SANITARY SEWER LINE SG = PROPOSED STORM DRAIN LATERAL SG = PROPOSED STORM DRAIN LATERAL SG = PROPOSED VATER LINE SG = PROPOSED UNDERGROUND ELECTRICAL SERVICE PROPOSED UNDERGROUND TELEPHONE SERVICE LINE PROPOSED UNDERGROUND CABLE SERVICE LINE PROPOSED UNDERGROUND CABLE SERVICE LINE PROPOSED PCC PAVEMENT SIDEWALK PROPOSED PCC PAVEMENT SIDEWALK PROPOSED DETECTABLE WARNING PROPOSED AC PAVING PROPOSED AC PAVING PROPOSED BACK FLOW PREVENTER / REDUCE PRESSURE PRINCIPLE DEVICE PROPOSED WATER SUB-METER PROPOSED WATER SUB-METER PROPOSED WATER SUB-METER PROPOSED AC PAVING PROPOSED MATER SUB-METER PROPOSED AC PAVING PROPOSED MATER SUB-METER PROPOSED MATER SUB-METER PROPOSED MATER SUB-METER PROPOSED AREA DRAIN PROPOSED AREA DRAIN PROPOSED AREA DRAIN PROPOSED UNDERGROUND ELECTRICAL VAULT. SEE ELECTRICAL PLANS FOR DETAILS 		-EXISTING PROPERTY LINE
SAN - EXISTING SANITARY SEWER LINE UTR - EXISTING WATER LINE CONTOCOMMUNICATION LATERAL CONTOCOMMUNICATION LINE CONTOCOMMUNICATION CONTOCOMMUN	========	EXISTING SITE IMPROVEMENTS
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HEAVY DUTY PCC PAVEMENT BUS STOP Image: Proposed landscape area - refer to landscape plans for all details Image: Proposed detectable warning Image: Proposed ac paving Image: Proposed ac paving Image: Proposed back flow preventer / reduce pressure principle device Image: Proposed water sub-meter Image: Proposed area drain Image: Proposed area drain Image: Proposed area drain Image: Proposed area drain		PROPOSED PCC PAVEMENT SIDEWALK
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SEE ELECTRICAL PLANS FOR DETAILS		PROPOSED AREA DRAIN
PROPOSED UTILITY POLE		
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۲	EXISTING	STREET MONUMENT
W	EXISTING	WATER BOX
U	EXISTING	UTILITY BOX
FA	EXISTING	FIRE ALARM BOX
E	EXISTING	ELECTRIC BOX
J.	EXISTING	JOINT POLE
WV M	EXISTING	WATER VALVE
	EXISTING	FIRE HYDRANT
GV	EXISTING	GAS VALVE
S	EXISTING	SANITARY SEWER MANHOLE
S	EXISTING	SANITARY SEWER CLEANOUT
\bigcirc	EXISTING	STORM DRAIN MANHOLE
	EXISTING	CATCH BASINS
TS	EXISTING	TRAFFIC SIGNAL
$\dot{\mathbf{x}}$	EXISTING	STREET LIGHT
	EXISTING	STREET SIGN
+74.62	EXISTING	GRADE
	CONTROL	POINT
\bullet	SITE BEN	CHMARK

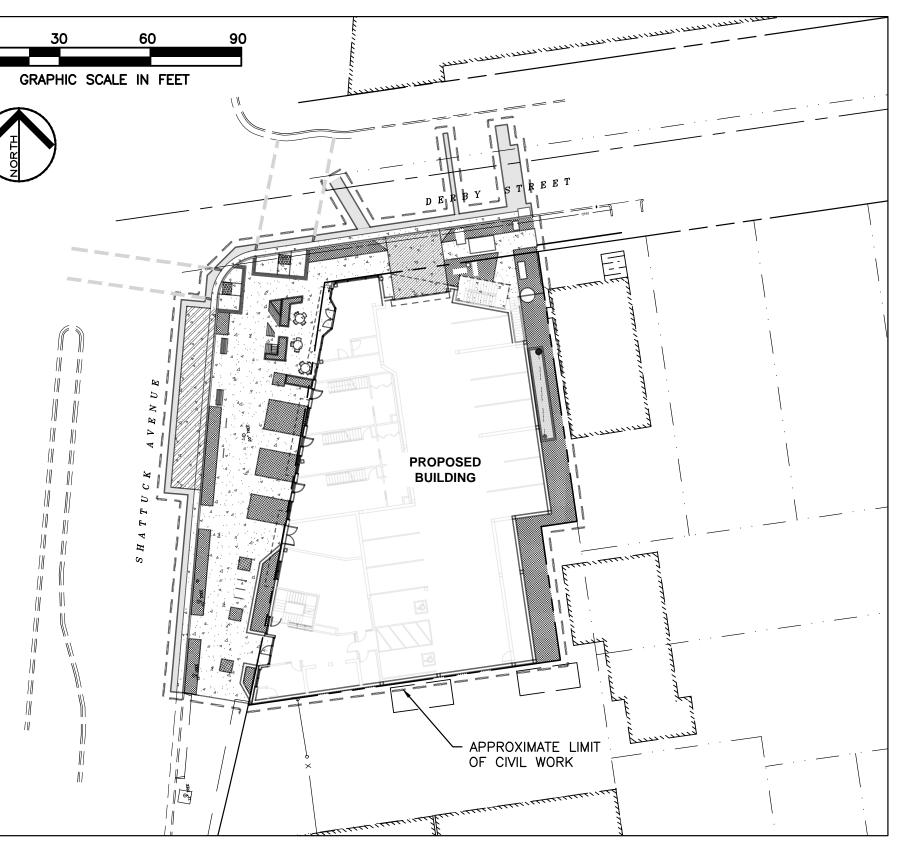
ABBREVIATIONS

AC	ASPHALT CONCRETE
ADA	AMERICANS WITH DISABILITIES ACT
APN	ASSESSORS PARCEL NUMBER
APWA	AMERICAN PUBLIC WORKS
	ASSOCIATION
АТМ	AUTOMATED TELLER MACHINE
AVE	AVENUE
BAAQMD	BAY AREA AIR QUALITY
	MANAGEMENT DISTRICT
BLDG	BUILDING
BLVD	BOULEVARD
	BOOK
	BENCHMARK
	BOTTOM OF PIPE
	BIOTREATMENT SOIL MIX
	CONCRETE
CA	CALIFORNIA CALIFORNIA STORMWATER QUALITY
CASQA	CALIFORNIA STORMWATER QUALITY
	ASSOCIATION
	CATCH BASIN
	CLOSED-CIRCUIT TELEVISION
	CENTERLINE
	COMMUNICATION
	CONCRETE
	COMMUNICATION VAULT DETECTOR CHECK VALVE
	DOUBLE CHECK DETECTOR
DCDA	ASSEMBLY
DI	DROP INLET
DIA	DIAMETER
DWG	DRAWING
	ELECTRIC / EAST ELECTRIC CABINET
	ELECTRIC CABINET
	EXISTING

NG

FDC

CITY OF BERKELEY, CALIFORNIA



CIVIL IMPROVEMENT PLAN / LIMITS OF CONSTRUCTION

N.I.C.

N.T.S.

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PB

PCC

PGE

PIV

POC

PP

PVC

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SAN

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SP

SS

STD

STLT

SW

твм

TCD

TC

SLPB

SPEC

SSCO

SSMH ST

SDMH

FIRE DEPARTMENT CONNECTION FINISHED FLOOR FINISHED GRADE FIRE HYDRANT FLOW LINE FOUND FACE OF CURB FIRE PROTECTION FINISHED SURFACE FEET FRONT OF WALK FACE OF WALL CONCRETE GAS GRADE BREAK GAS VALVE HIGH-DENSITY POLYETHYLENE HIGHWAY HYDRANT INVERT ELEVATION INVERT IRRIGATION VALVE JUNCTION JOINT POLE LENGTH LANDSCAPE LINEAL FEET LOT LIGHT LUMINAIRE MAXIMUM MANHOLE MINIMUM MONUMENT METER NORTH NATURAL GROUND

NOT IN CONTRACT NUMBER NOT TO SCALE ON CENTER OVERHANG PAVEMENT PULL BOX PORTLAND CEMENT CONCRETE PACIFIC GAS AND ELECTRIC POST INDICATOR VALVE POINT OF CONNECTION POWER POLE POLYVINYL CHLORIDE ROAD REDUCED PRESSURE SLOPE / SOUTH SANITARY SEWER STORM DRAIN STORM DRAIN MANHOLE SDR35 STANDARD DIMENSIONAL RATIO 35 SQUARE FEET STREET LIGHT STREET LIGHT PULL BOX SPECIFIC PLAN SPECIFICATION SANITARY SEWER SANITARY SEWER CLEAN OUT SANITARY SEWER MANHOLE STREET STANDARD STREET LIGHT SIDEWALK TELEPHONE TEMPORARY BENCHMARK TOP OF CURB TRAFFIC CONTROL DEVICE

TEV TL TOE TOP TS TSPB TVLT TOW TYP UE UT UTIL VAR VAT VLT W W/ WM WTR WV	TELEPHONE VAULT TRAFFIC LIGHT TOE OF SLOPE TOP OF SLOPE/ TOP OF PIPE TRAFFIC SIGNAL TRAFFIC SIGNAL PULL BOX TELEPHONE VAULT TOP OF WALL TYPICAL UNDERGROUND ELECTRIC UNDERGROUND TELEPHONE UTILITY VARIABLE VACUUM AIR TUBE VACUUM AIR TUBE VAULT WEST WITH WATER METER WATER LINE WATER LINE
WV	WATER VALVE
WVLT	WATER VAULT



CIVIL SHEET INDEX

20.1 21.0	CIVIL COVER PRELIMINARY	- · ·
21.0	PRELIMINARY	
3.0	PRELIMINARY	ST

SOILS REPORT NOTE: THE CONTRACTOR SHALL FOLLOW ALL RECOMMENDATIONS AND PROCEDURES AS DESCRIBED IN THE GEOTECHNICAL REPORT TITLED "GEOTECHNICAL INVESTIGATION FOR 2701 SHATTUCK AVENUE BUILDING, BERKELEY, CALIFORNIA"; PREPARED BY AMSO CONSULTING ENGINEERS, DATED JULY 15, 2013.

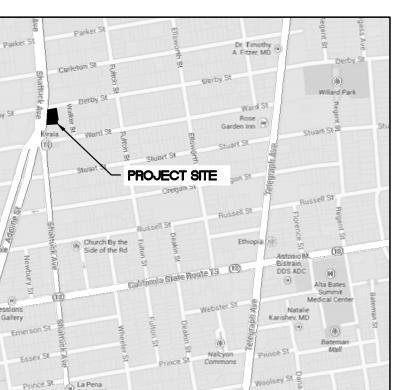
SURVEY NOTE:

TOPOGRAPHIC SURVEY PROVIDED BY VEGVARY AND VEGVARY, DATED 06/22/2000, AND UPDATED 03/2014 BY MORROW SURVEYING. ALL EXISTING INFORMATION PRESENTED IN THESE PLANS SHALL BE VERIFIED IN THE FIELD BY THE CONTRACTOR AND ANY DISCREPANCIES IN THE PLANS SHALL BE MADE AWARE TO THE ENGINEER PRIOR TO BEGINNING CONSTRUCTION.

EASEMENT NOTE:

BASED ON THE MORROW SURVEY, THE ELEVATIONS SHOWN HEREON ARE BASED ON CITY OF BERKELEY DATUM. BENCHMARK B3651, ELEVATION = 145.98.

ALL IMPROVEMENTS SHOWN IN THE RIGHT-OF-WAY REQUIRE APPROVALS AND PERMITS FROM CITY OF BERKELEY PUBLIC WORKS ENGINEERING.



VICINITY MAP NOT TO SCALE

HEET TE AND UTILITY PLAN RADING AND DRAINAGE PLAN FORM WATER QUALITY CONTROL PLAN

NO TITLE REPORT WAS PROVIDED TO AID IN THE DEVELOPMENT OF THESE PLANS.

CITY OF BERKELEY BENCHMARK

CITY OF BERKELEY ENCROACHMENT PERMIT NOTE:

UTILITY LOCATE INFORMATION



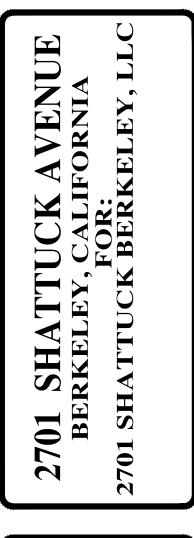
CALL 811 OR THE EXISTENCE AND LOCATION OF ANY UNDERGROUND UTILITIES, PIPES AND/OR STRUCTURES SHOWN ON THESE PLANS WERE OBTAINED BY A SEARCH OF AVAILABLE RECORDS. TO THE BEST OF OUR KNOWLEDGE, THERE ARE NO EXISTING UTILITIES EXCEPT AS SHOWN ON THESE PLANS. THE CONTRACTOR SHALL ASCERTAIN THE TRUE VERTICAL AND HORIZONTAL LOCATION AND SIZE OF ANY UNDERGROUND UTILITIES AND SHALL BE RESPONSIBLE FOR DAMAGE TO WWW.USANORTH.ORG - PUBLIC OR PRIVATE UTILITIES SHOWN CALL TWO WORKING DAYS BEFORE YOU DIG OR NOT SHOWN HEREON.

revisions	Ьу
DRC SUBMITTAL 12/15/16	
DRC SUBMITTAL 1/27/17	
ZAB SUBMITTAL 9/12/17	
ZAB SUBMITTAL 1/03/18	
ZAB SUBMITTAL 3/07/18	
ZAB SUBMITTAL 11/08/2018	

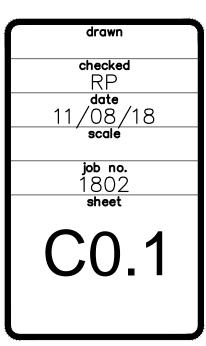


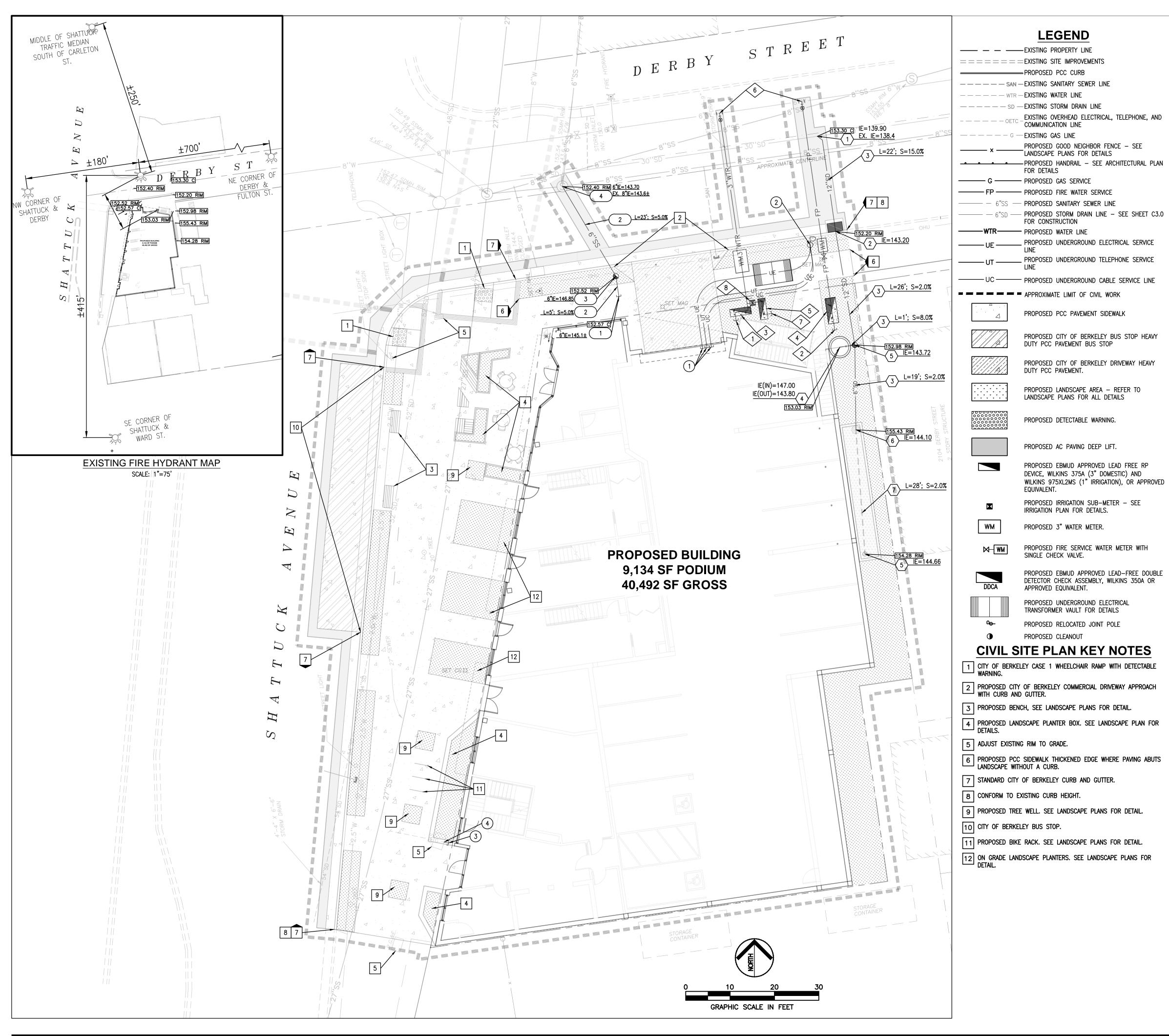






drawing **CIVIL COVER SHEET**

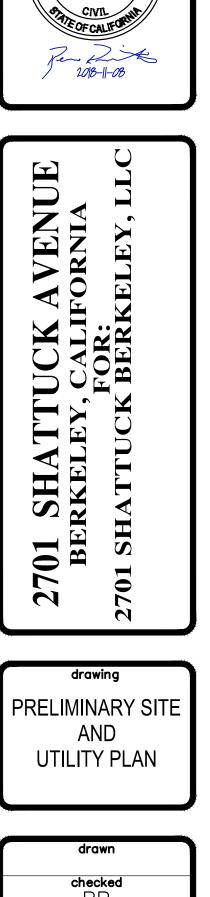


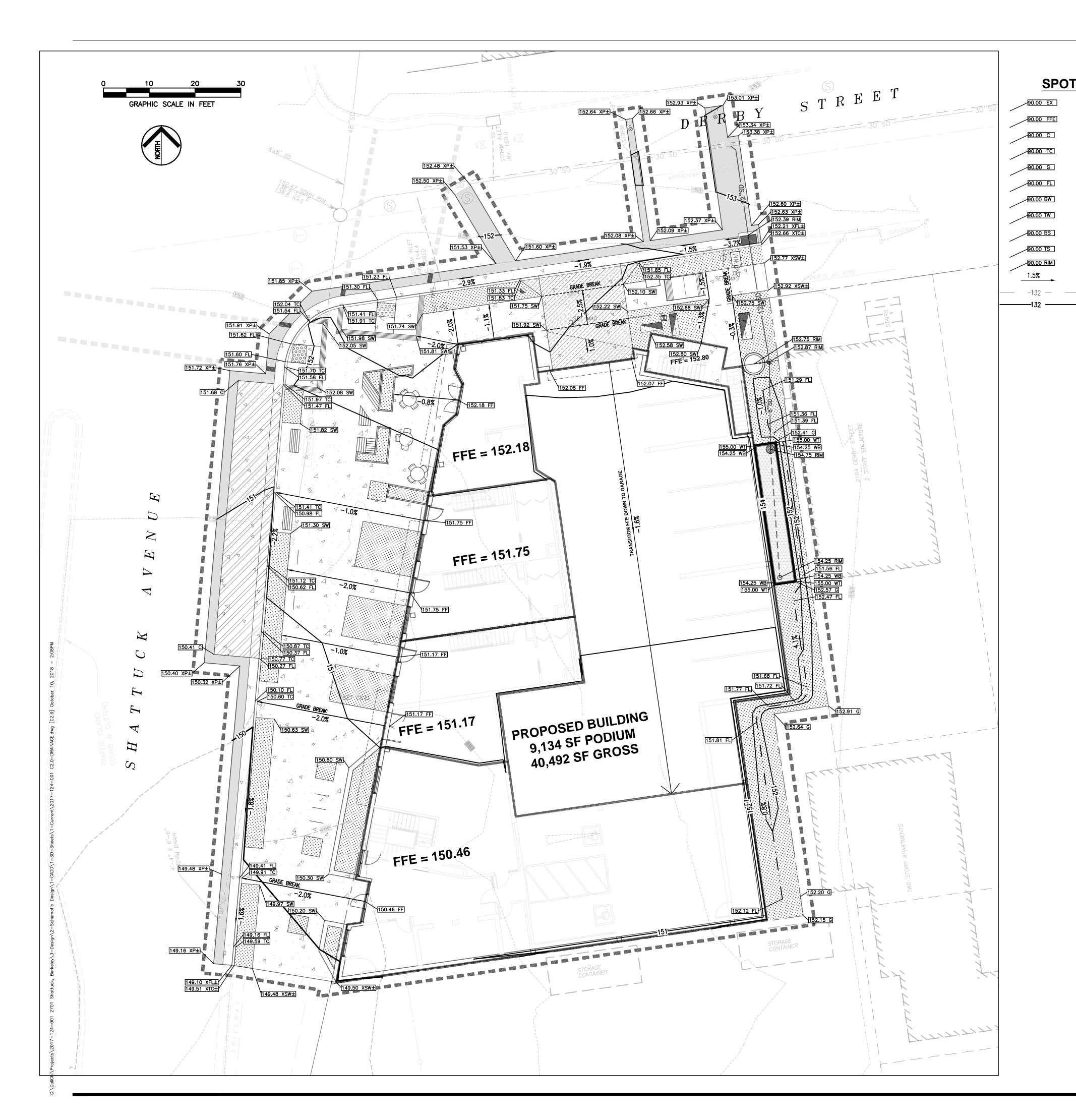


ATTACHMENT 2 ZAB 11-08-18 Page 39 of 51

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		revisions by
۲	EXISTING STREET MONUMENT	DRC SUBMITTAL 12/15/16
W	EXISTING WATER BOX	DRC SUBMITTAL 1/27/17
U	EXISTING UTILITY BOX	ZAB SUBMITTAL
FA	EXISTING FIRE ALARM BOX	9/12/17 ZAB_SUBMITTAL
E	EXISTING ELECTRIC BOX	1/03/18 ZAB SUBMITTAL
رت wv	EXISTING JOINT POLE	3/07/18 ZAB SUBMITTAL
WV	EXISTING WATER VALVE	11/08/2018
GV	EXISTING FIRE HYDRANT	
\bowtie	EXISTING GAS VALVE	
S	EXISTING SANITARY SEWER MANHOLE	
\bigcirc	EXISTING STORM DRAIN MANHOLE	architects, planners
	EXISTING CATCH BASINS	2950 camino diablo
↓↓ 	EXISTING STREET LIGHT EXISTING STREET SIGN	suite 110 walnut creek, ca
+12.62	EXISTING STREET SIGN	94597 (925) 256-6042
+	CONTROL POINT	
•	SITE BENCHMARK	\square
Ŧ	i	-appression
-	SANITARY KEY NOTES	
1	PROPOSED 6" SANITARY SEWER POINT OF CONNECTION TO BUILDING. SEE PLUMBING PLAN FOR CONTINUATION — BACKWATER CHECK VALVE REQUIRED AT PROPERTY LINE. VERIFY INVERT IN RELATION TO EXISTING SEWER MAIN PRIOR TO CONSTRUCTION.	
2	PROPOSED 6" DIAMETER SCHEDULE 40 PVC PIPE (OR APPROVED EQUIVALENT). LENGTH AND SLOPE PER PLAN.	CÂL CHI CALICHI DESIGN GROUP
3	PROPOSED 22.5 BEND WITH CLEANOUT. INVERT ELEVATION PER PLAN.	3240 PERALTA STREET, #3 OAKLAND, CA 94608 (510) 250-7877 WWW.CALICHI.COM
4	BREAK INTO EXISTING SEWER MANHOLE BASE. APPROXIMATE INVERT PER PLAN. CONTRACTOR TO VERIFY NOTIFY ENGINEER OF ANY DISCREPANCIES PRIOR TO CONSTRUCTION.	
~		SEP PROFESSION AF GLE NCENTE SELENT SE C 69670 3
	PROPOSED 3" DOMESTIC WATER POINT OF CONNECTION TO BUILDING. SEE PLUMBING PLANS FOR CONTINUATION.	│ ★ EXP. 6-30-2020 /★ //
< <u>2</u> >	PROPOSED 6" FIRE WATER SERVICE PROTECTION POINT OF CONNECTION TO BUILDING. SEE PLUMBING AND FIRE PROTECTION PLANS FOR CONTINUATION AND LOCATION OF FDC AND PIV.	CIVIL CIVIL CELIFORNIE Rev Auto
3	PROPOSED ABOVE GROUND 3" BACKFLOW PREVENTION ASSEMBLY FOR DOMESTIC SERVICE LINE.) 2018-11-08
4	PROPOSED ABOVE GROUND 6" DOUBLE CHECK ASSEMBLY FOR FIRE SERVICE. EBMUD TO VERIFY NEED FOR DOUBLE CHECK UPON SERVICE APPLICATION.	
5	PROPOSED ABOVE GROUND 1" BACKFLOW PREVENTION ASSEMBLY FOR IRRIGATION SERVICE LINE.	UUF A LLL
6	PROPOSED CONNECTION FOR 3" WATER AND 6" FIRE WATER SERVICES TO WATER MAIN IN DERBY STREET.	/EN RNL JEY,
$\langle 7 \rangle$	PROPOSED 1" IRRIGATION WATER POINT OF CONNECTION. SEE IRRIGATION PLANS FOR CONTINUATION.	AV FOF KEL
8	PROPOSED IRRIGATION SUB-METER. SEE IRRIGATION PLANS FOR DETAILS.	CK ALII BR: ERK
D	RY UTILITY KEY NOTES	
1	PROPOSED ELECTRICAL, TELEPHONE AND CABLE/DATA POINT OF CONNECTION TO BUILDING. CONTRACTOR SHALL CONFIRM AND COORDINATE LOCATION WITH ARCHITECTURAL AND ELECTRICAL PLANS FOR CONDUIT SIZE AND TYPE.	SHATTI RKELEY, ATTUCK
2	CONNECT PROPOSED ELECTRICAL, TELEPHONE, AND CABLE/DATA TO THE RELOCATED JOINT POLE. CONTRACTOR SHALL CONFIRM AND COORDINATE LOCATION WITH ARCHITECTURAL AND ELECTRICAL PLANS.	
3	PROPOSED GAS SERVICE LINE POINT OF CONNECTION TO BUILDING. REUSE EXISTING SERVICE LINE – CONFIRM SIZE AND LOCATION WITH MECHANICAL PLANS AND PG&E. GAS METER TO BE LOCATED INSIDE THE BUILDING IN DEDICATED METER ROOM. SEE PLUMBING PLANS FOR CONTINUATION.	2701 BI 2701 S
4	CONNECT GAS SERVICE TO EXISTING GAS VALVE – CONFIRM EXISTING SIZE WITH PG&E.	drawing
STO	RM DRAIN CONSTRUCTION	PRELIMINARY SITE
_	NOTES	AND
	PROPOSED 12" DIAMETER RCP LATERAL CONNECTION TO EXISTING STORM DRAIN BOX CULVERT PER GREENBOOK STANDARD PLAN 335–2, LATEST EDITION. TRENCH AND BACKFILL PER CITY OF BERKELEY STANDARD PLAN. PROPOSED CATCH BASIN WITH CURB INLET PER CITY OF	UTILITY PLAN
$\langle 2 \rangle$	BERKELEY STANDARD PLAN 6166. PROPOSED 12" DIAMETER RCP STORM DRAIN PIPE OR	d- num
$\langle 3 \rangle$	APPROVED EQUIVALENT. LENGTH AND SLOPE PER PLAN.	drawn
$\langle 4 \rangle$	PROPOSED 72" PRE-CAST CONCRETE MANHOLE WITH CONTECH STORMFILTER SFMH48 MEDIA FILTER OR APPROVED EQUIVALENT.	checked RP
$\langle 5 \rangle$	PROPOSED STORM DRAIN CLEAN-OUT. RIM AND INVERT PER PLAN.	date 11/08/18
6	PROPOSED LANDSCAPE AREA DRAIN INLET. RIM AND INVERT PER PLAN.	scale
$\langle 7 \rangle$	PROPOSED 4" PERFORATED PIPE UNDERDRAIN. LENGTH AND SLOPE PER PLAN.	job no. 1802





SPOT GRADING LEGEND

	INDICATES	ELEVATION	TO MATCH EXISTING	
	INDICATES	ELEVATION	AT BUILDING FINISHED FLOOR	
	INDICATES	ELEVATION	AT TOP OF CONCRETE	
	INDICATES	ELEVATION	AT TOP OF CURB	
	INDICATES	ELEVATION	AT FINISHED GROUND	
	INDICATES	ELEVATION	AT FLOW LINE	
	INDICATES	ELEVATION	AT BOTTOM OF WALL	
	INDICATES	ELEVATION	AT TOP OF WALL	
	INDICATES	ELEVATION	AT BOTTOM OF STAIR	
	INDICATES	ELEVATION	AT TOP OF STAIR	
	INDICATES	ELEVATION	AT STORM DRAIN RIM	
	DRAINAGE	ARROW ANI	D PROPOSED SLOPE	
	EXISTING	1-FT CONT	OUR	
_	PROPOSED	1-FT CON	NTOUR	

SITE PAVING LEGEND

PROPOSED PCC PAVEMENT SIDEWALK (4"PCC)

PROPOSED HEAVY DUTY PCC PAVEMENT (9"PCC/6"AB)

PROPOSED LANDSCAPE AREA – SEE LANDSCAPE PLANS FOR DETAILS

PROPOSED ASPHALT PAVEMENT DEEP LIFT (10"AC MIN.)

GEOTECHNICAL REPORT NOTE:

THE CONTRACTOR SHALL FOLLOW ALL RECOMMENDATIONS AND PROCEDURES AS DESCRIBED IN THE SOILS REPORT FOR THE PROJECT SITE BY AMSO CONSULTING ENGINEERS, TITLED "GEOTECHNICAL INVESTIGATION FOR 2701 SHATTUCK AVENUE BUILDING, BERKELEY, CALIFORNIA" AND DATED JULY 15 2013, INCLUDING ALL PROJECT SPECIFICATIONS, REQUIREMENTS, RECOMMENDATIONS AND PROCEDURES IN REGARDS TO OVEREXCAVATION, COMPACTION, SOIL REMEDIATION, DEWATERING, ETC.

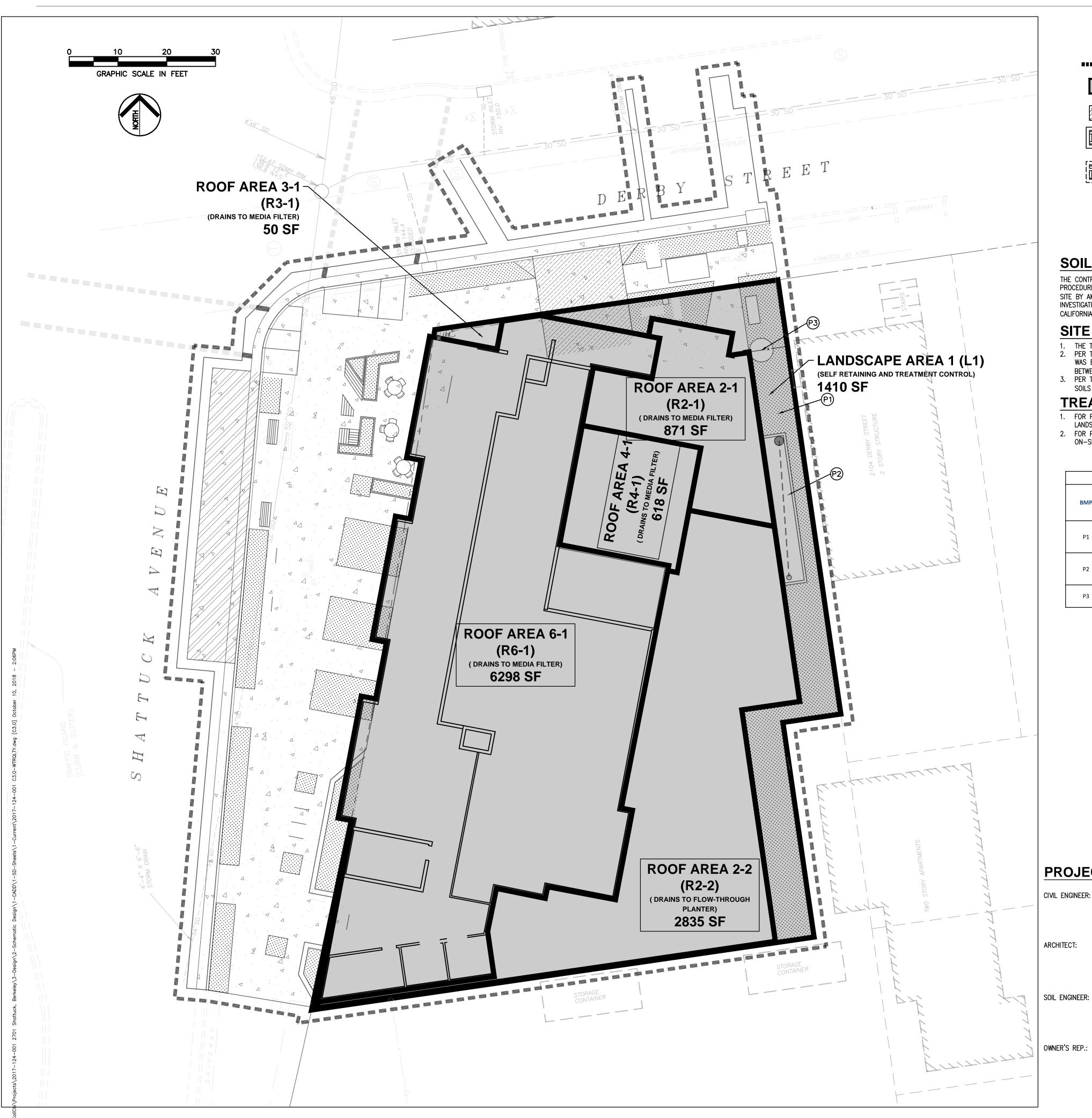
PAD ELEVATION NOTE:

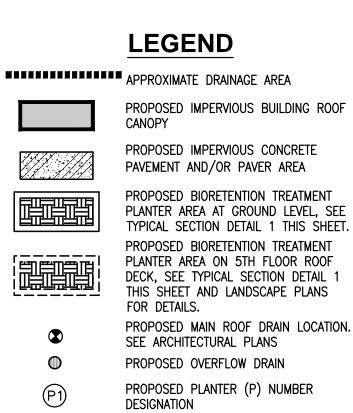
PAD ELEVATION SHOWN IS PER THE GEOTECHNICAL REPORT AS PROVIDED BY AMSO CONSULTING ENGINEERS, DATED JULY 15, 2013, AND COORDINATION WITH STRUCTURAL PLANS. CURRENT PAD ELEVATIONS ASSUME 5 INCH PCC SLAB OVER 2 INCH SAND OVER 4-1/4 INCH PEA GRAVEL FOR BUILDING SLABS, AND 18 INCH PCC FOR THE MAT FOUNDATION SLAB. CONTRACTOR TO VERIFY PAD ELEVATION GRADE WITH GEOTECHNICAL REPORT AND FINAL BUILDING STRUCTURAL PLANS PRIOR TO CONSTRUCTION. ANY DISCREPANCIES SHALL BE MADE AWARE TO THE ENGINEER IMMEDIATELY.

STORM DRAIN SHEET NOTES:

1. ALL SCHEDULE 40 PVC PIPES SHALL HAVE SOLVENT CEMENTED JOINTS PER MANUFACTURER'S RECOMMENDATIONS.

-	revisions by DRC SUBMITTAL 12/15/16 DRC SUBMITTAL 1/27/17 ZAB SUBMITTAL 9/12/17 ZAB SUBMITTAL	
	1/03/18 ZAB SUBMITTAL 3/07/18 ZAB SUBMITTAL 11/08/2018	
	architects, planners 2950 camino diablo suite 110 walnut creek, ca 94597 (925) 256-6042	
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	PROFESSION WERE PROFESSION WERE OF ANTE OF ALL WERE OF CALIFORNIA TO FCALIFORNIA 2018-11-08	
	2701 SHATTUCK AVENUE BERKELEY, CALIFORNIA FOR: 2701 SHATTUCK BERKELEY, LLC	
	drawing PRELIMINARY GRADING AND DRAINAGE PLAN	
	drawn checked RP date 11/08/18 scale job no. 1802	
	^{sheet} C2.0	





SOIL REPORT NOTE

THE CONTRACTOR SHALL FOLLOW ALL RECOMMENDATIONS AND PROCEDURES AS DESCRIBED IN THE SOILS REPORT FOR THE PROJECT SITE BY AMSO CONSULTING ENGINEERS, TITLED "GEOTECHNICAL INVESTIGATION FOR 2701 SHATTUCK AVENUE BUILDING, BERKELEY, CALIFORNIA"; DATED JULY 15 2013.

SITE NOTES:

THE TOTAL ON-SITE DISTURBED AREA IS 11,932SF (0.27 ACRES). 2. PER THE PROJECT GEOTECHNICAL REPORT, FREE GROUNDWATER WAS ENCOUNTERED DURING THE DRILLING OPERATIONS AT DEPTHS BETWEEN 8.5' AND 10 FEET BELOW EXISTING GROUND SURFACE. 3. PER THE PROJECT GEOTECHNICAL REPORT, NEAR SURFACE ONSITE SOILS CONSIST OF SILTY CLAY (CL).

TREATMENT PLANTER NOTES:

- FOR PLANTERS ON THE 5TH FLOOR ROOF TERRACE, SEE
- LANDSCAPE PLANS FOR CONSTRUCTION DETAILS. 2. FOR PLANTERS ON GRADE (ALONG THE BUILDING FRONTAGE), SEE ON-SITE GRADING PLANS FOR CONSTRUCTION DETAILS.

	SITE DRAINAGE AREAS AND BMP'S												
DMD			TOTAL DRAINAGE	IMPERVIOUS AREA [SF]	Percentage	BMP AREA	BMP AREA PROVIDED	TREATMENT FLOW	TREATMENT FLOW				
BMP AREA	BMP TYPE	AREA [SF]	PERVIOUS AREA [SF]	Percentage	REQUIRED [SF]	[SF]	REQUIRED* [GPM]	CAPACITY** [GPM]					
P1	L1	* TREATMENT CONTROL	1410	0	0.0%	0	1420						
PI			(LANDSCAPE	(LANDSCAPE)	(LANDSCAPE)	(LANDSCAPE)	1410	1410	100.0%	0	1720		-
22	2.2	* TREATMENT CONTROL (FLOW-THROUGH	2825	2835	100.0%	113							
P2	R2-2	PLANTER 1ST FLOOR)	2835	0	0.0%		120	-	-				
P3	R2-1+R3-1+R4-1	TREATMENT CONTROL	7837	7837	100.0%	7837	8004	0004 44.50	22.5				
r3	+R6-1	(MEDIA FILTER)	/03/	0	0.0%		8004	8004 14.53					

PROJECT CONTACTS

CIVIL ENGINEER:

CALICHI DESIGN GROUP 3240 PERALTA ST, #3 OAKLAND, CA 94608 (510) 252–2877 CONTACT - RECO V. PRIANTO, P.E.

HDO ARCHITECTS-PLANNERS 2950 CAMINO DIABLO, SUITE 110 WALNUT CREEK, CA 94597 (925) 256-6042 CONTACT - ALFREDO YNIGUEZ

AMSO CONSULTING ENGINEERS 731 SYCAMORE AVENUE HAYWARD, CA 94544 (510) 690-0714 CONTACT - BASIL A. AMSO

2701 SHATTUCK BERKELEY, LLC 7917 FESTIVAL COURT CUPERTINO, CA 95014 (408) 963–3387 CONTACT - LEE-LING LIN

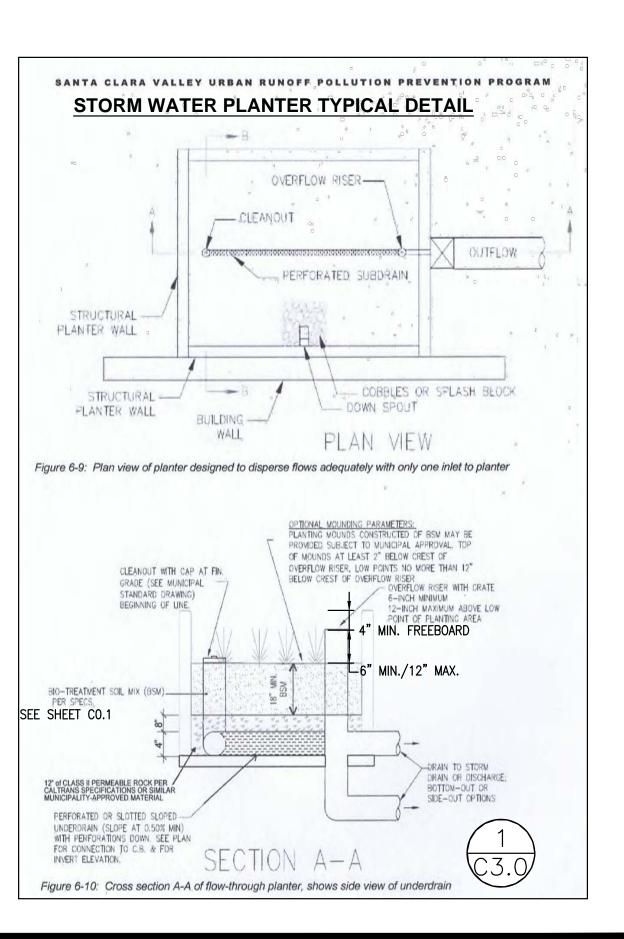
ATATACHMENT 2 ZAB 11-08-18 Page 41 of 51

INSPECTION AND MAINTENANCE

RESPONSIBLE PARTY FOR LANDSCAPE MAINTENANCE: PROPERTY OWNER - 2701 SHATTUCK BERKELEY, LLC

FLOW-THROUGH PLANTER MAINTENANCE PLAN

- ROUTINE MAINTENANCE (MONTHLY INSPECTIONS, OR AS NEEDED AFTER STORM
- INSPECT THE PLANTER SURFACE AREA, INLETS AND OUTLETS FOR OBSTRUCTIONS AND TRASH; CLEAR ANY OBSTRUCTIONS AND REMOVE TRASH AND DEBRIS.
- CLEAN UP FALLEN LEAVES OR DEBRIS. INSPECT PLANTER BOX AFTER STORMS TO ENSURE STRUCTURAL INTEGRITY OF THE BOX AND THAT THE PLANTER IS NOT CLOGGING, AND IS DRAINING WITHIN 3-4 HOURS AFTER STORM EVENTS. IF PONDED WATER DOES NOT DRAIN, THE SURFACE SOILS SHOULD BE TILLED OR REPLACED AND REPLANTED AS NECCESSARY. IF MOSQUITO LARVAE ARE OBSERVED, CONTACT THE COUNTY VECTOR CONTROL DISTRICT AT (408) 918-4770 OR (800) 675-1155.
- INSPECT THE ENERGY DISSIPATION AT THE INLET TO ENSURE IT IS FUNCTIONING ADEQUATELY, AND THAT THERE IS NO SCOUR OF THE SURFACE MULCH. REMOVE ANY ACCUMULATION OF SEDIMENT.
- CHECK THAT MULCH IS AT APPROPRIATE DEPTH (2 INCHES PER SOIL SPECIFICATIONS) AND REPLENISH AS NECESSARY.
- BI-ANNUAL INSPECTION (AT LEAST TWICE A YEAR): • PRUNE AND WEED THE PLANTER AREA.
- REMOVE AND REPLACE ANY DEAD OR DYING PLANTS.
- TREAT DISEASED PLANTS, AS NEEDED, USING PREVENTATIVE AND LOW-TOXIC MEASURES TO THE EXTENT POSSIBLE.
- AVOID THE USE OF PESTICIDES AND QUICK-RELEASE SYNTHETIC FERTILIZERS AND FOLLOW THE PRINCIPLES OF INTEGRATED PEST MANAGEMENT (IPM). CHECK WITH THE LOCAL JURISDICTION FOR ANY LOCAL POLICIES REGARDING THEIR USE OF PESTICIDES AND FERTILIZERS.
- MAINTAIN THE IRRIGATION SYSTEM AND ENSURE THAT PLANTS ARE RECEIVING THE CORRECT AMOUNT OF WATER (IF APPLICABLE). <u>ANNUAL INSPECTION (JUST PRIOR TO THE WET SEASON)</u>
- APPLY 1" TO 2" OF COMPOSED MULCH TO BE APPLIED ONCE A YEAR. MULCH SHOULD ALSO BE REPLACED WHEN EROSION IS EVIDENT: SPOT MULCHING MAY BE SUFFICIENT FOR RANDOM VOID AREAS.

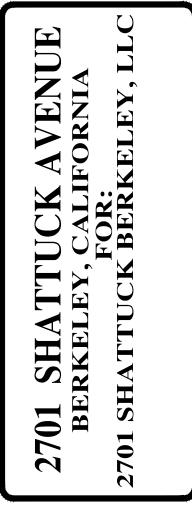


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DRC SUBMITTAL 1/27/17	
ZAB SUBMITTAL 9/12/17	
ZAB SUBMITTAL 1/03/18	
ZAB SUBMITTAL 3/07/18	
ZAB SUBMITTAL 11/08/2018	

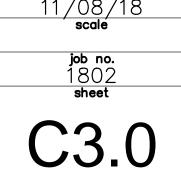


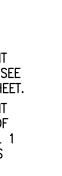






drawing PRELIMINARY STORM WATER QUALITY	
CONTROL PLAN	
drawn	
checked RP	
date	









VINE CABLES/GREENSCREEN SITE FURNISHINGS



SFATING **BIKE RACKS**

RECYCLING/TRASH

SHRUBS

















VINES



STREET TREES









4 ANER

DF

TREES

SEATING

























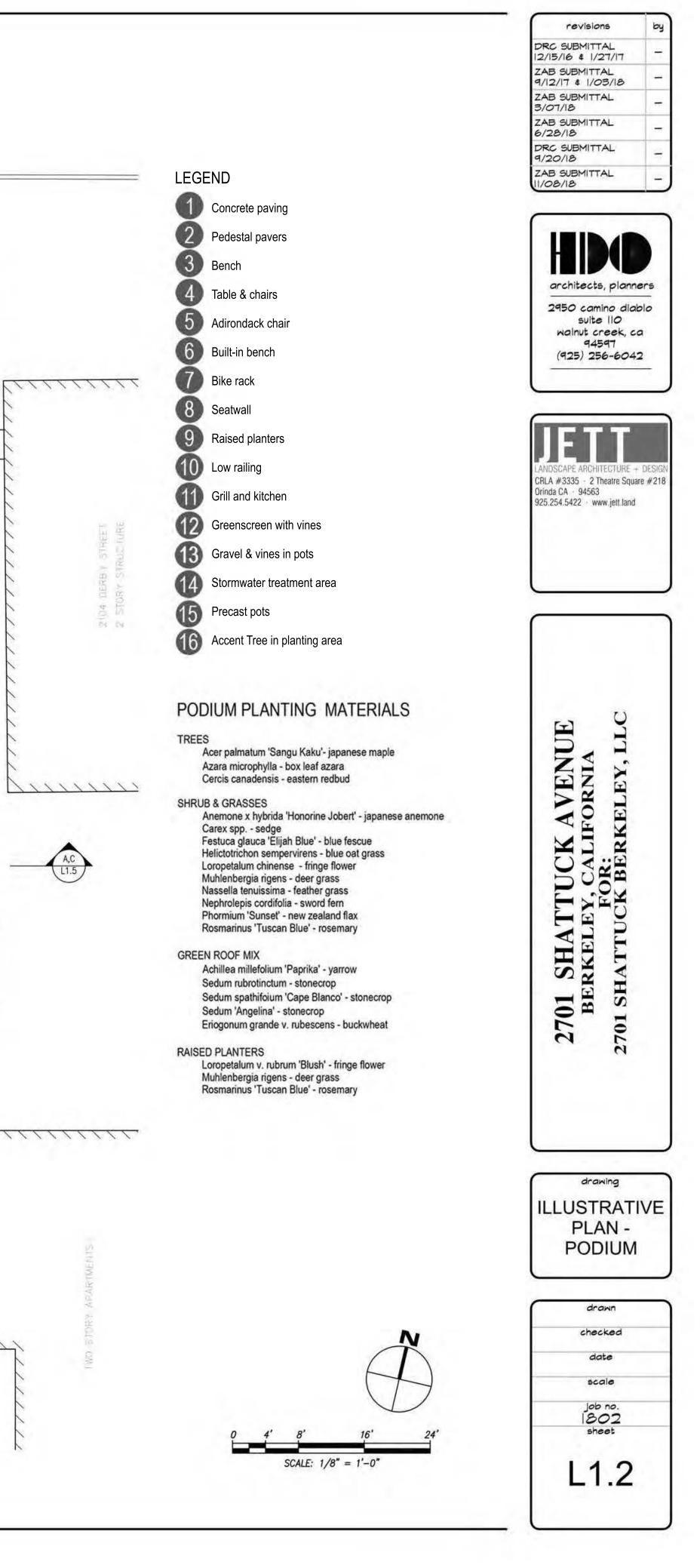


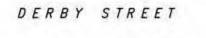




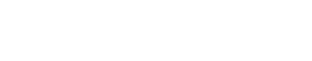
DERBY STREET



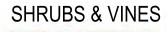








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DERBY STREET













DERBY STREET









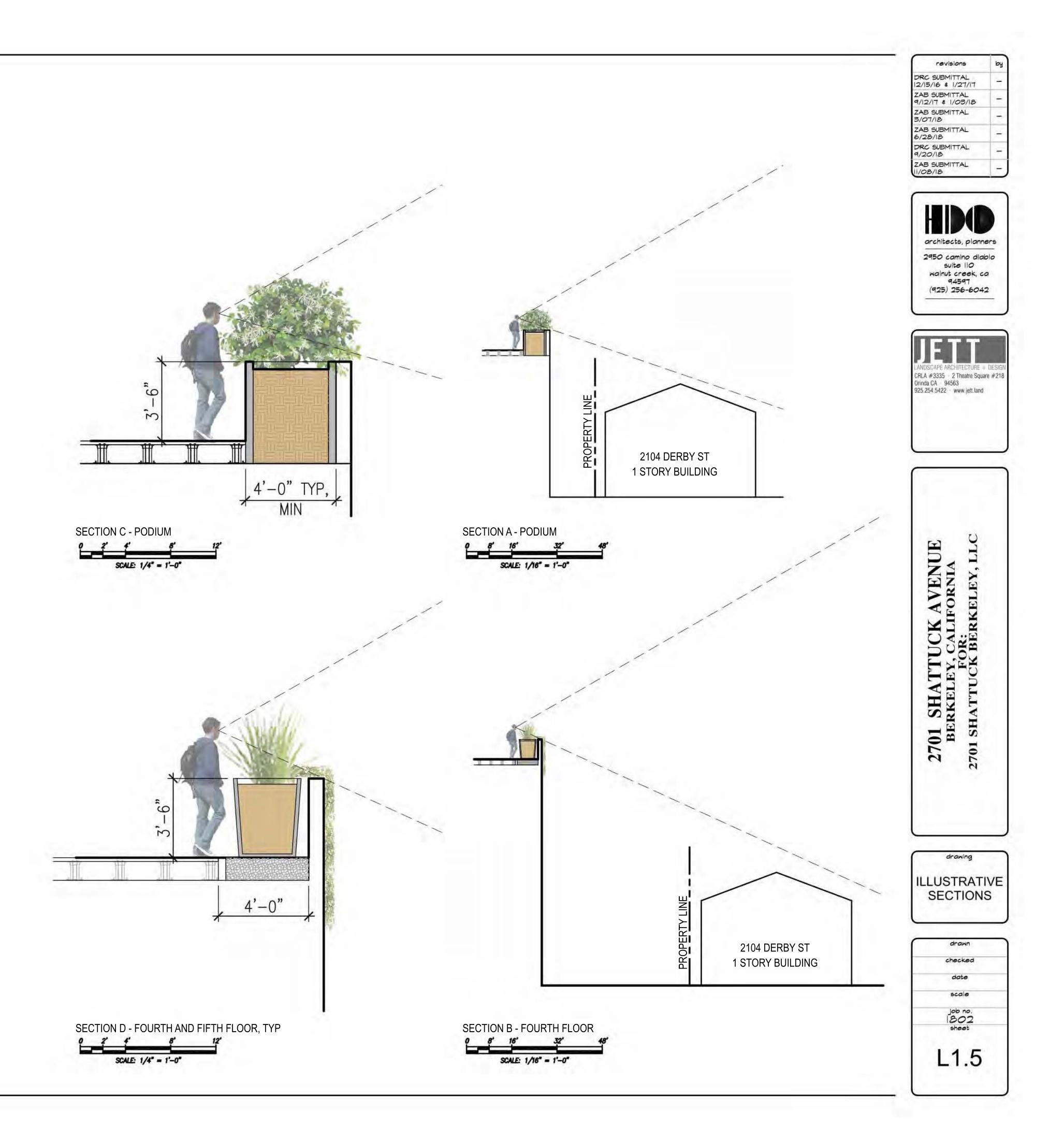


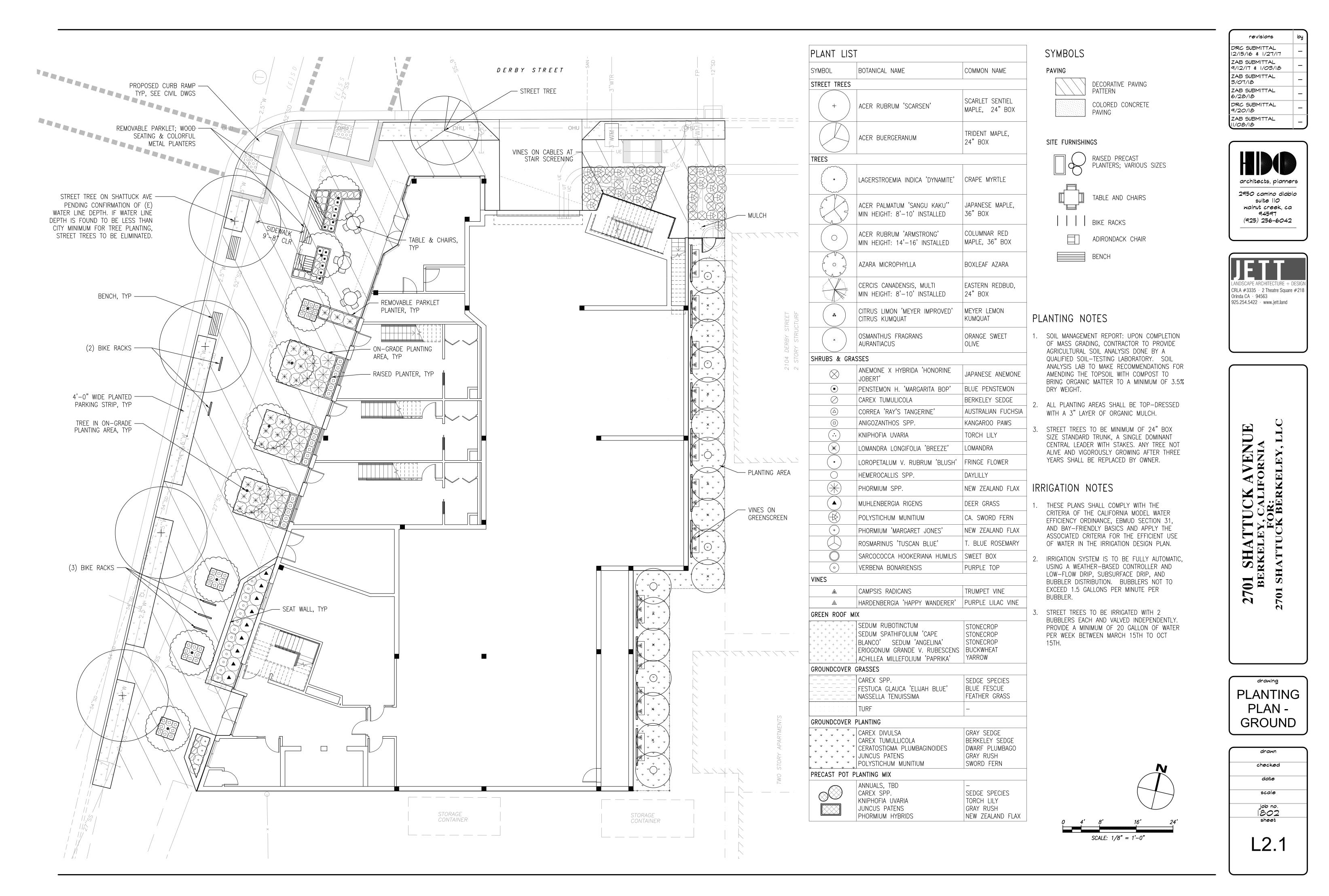


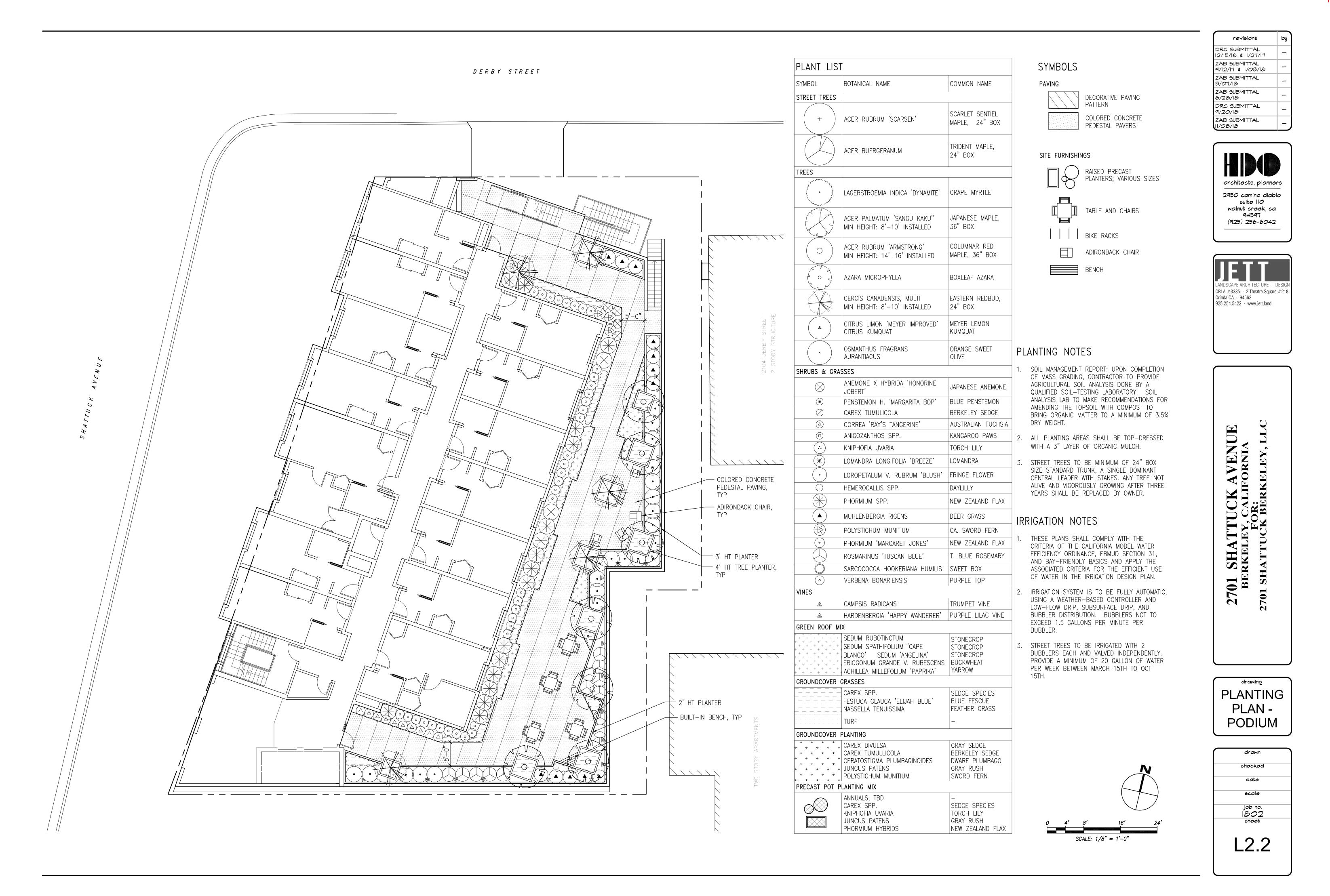


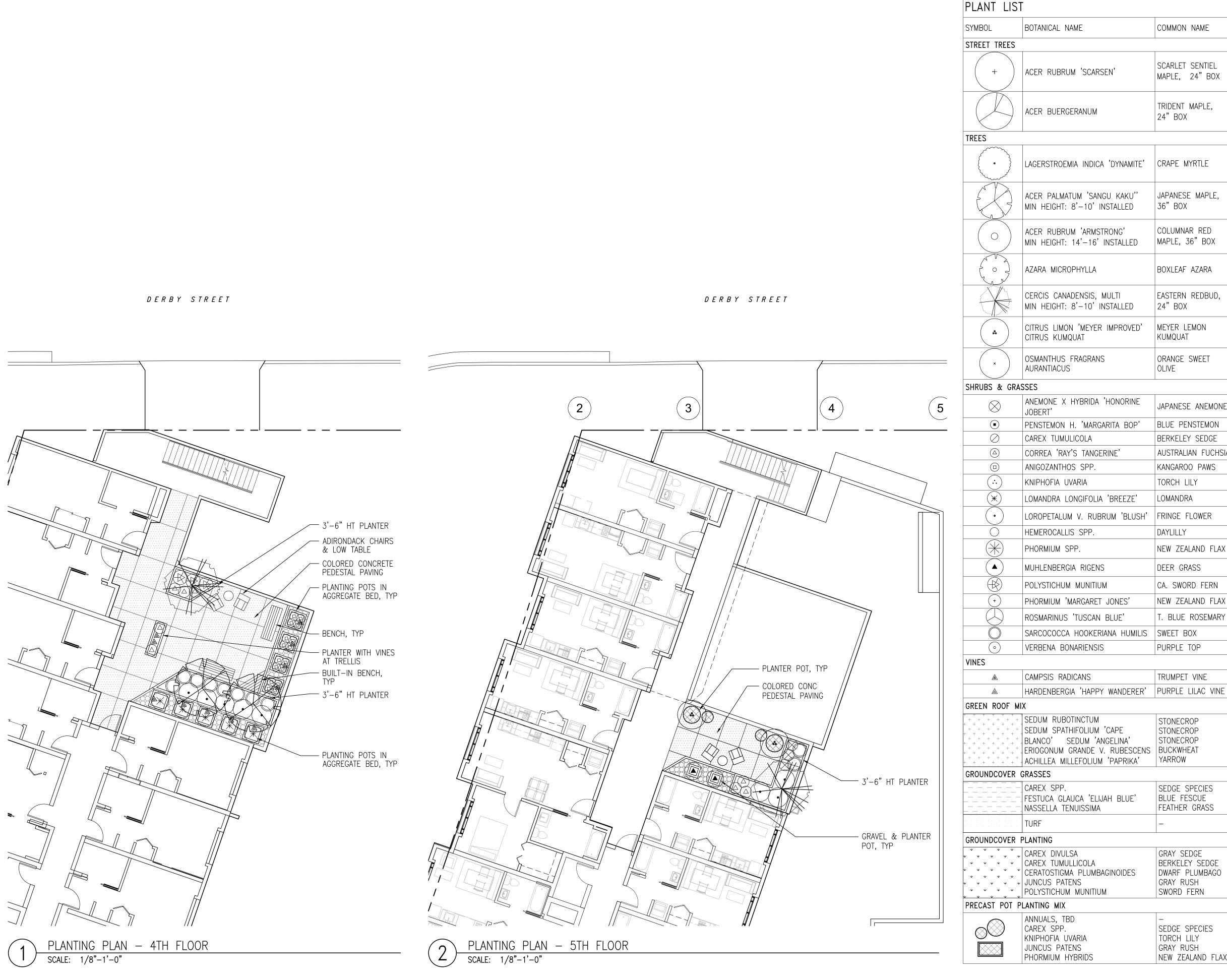


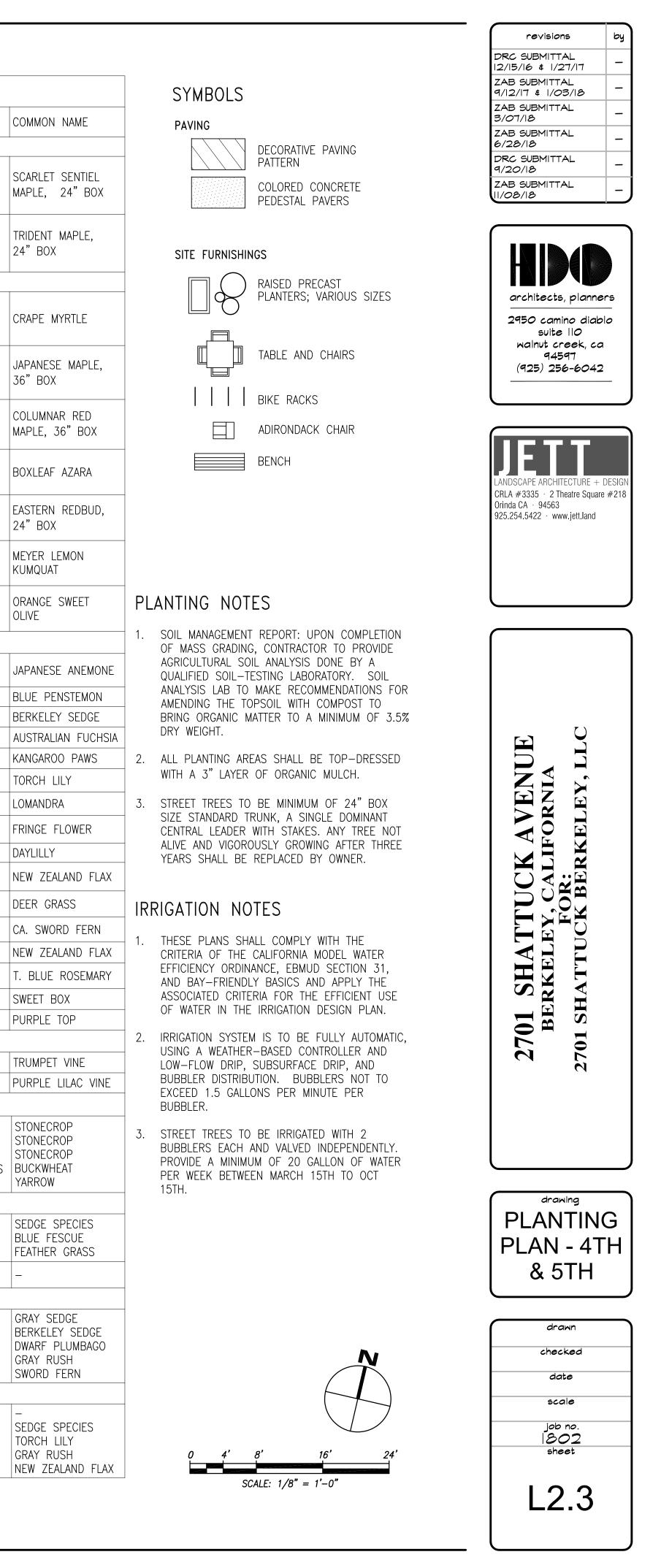


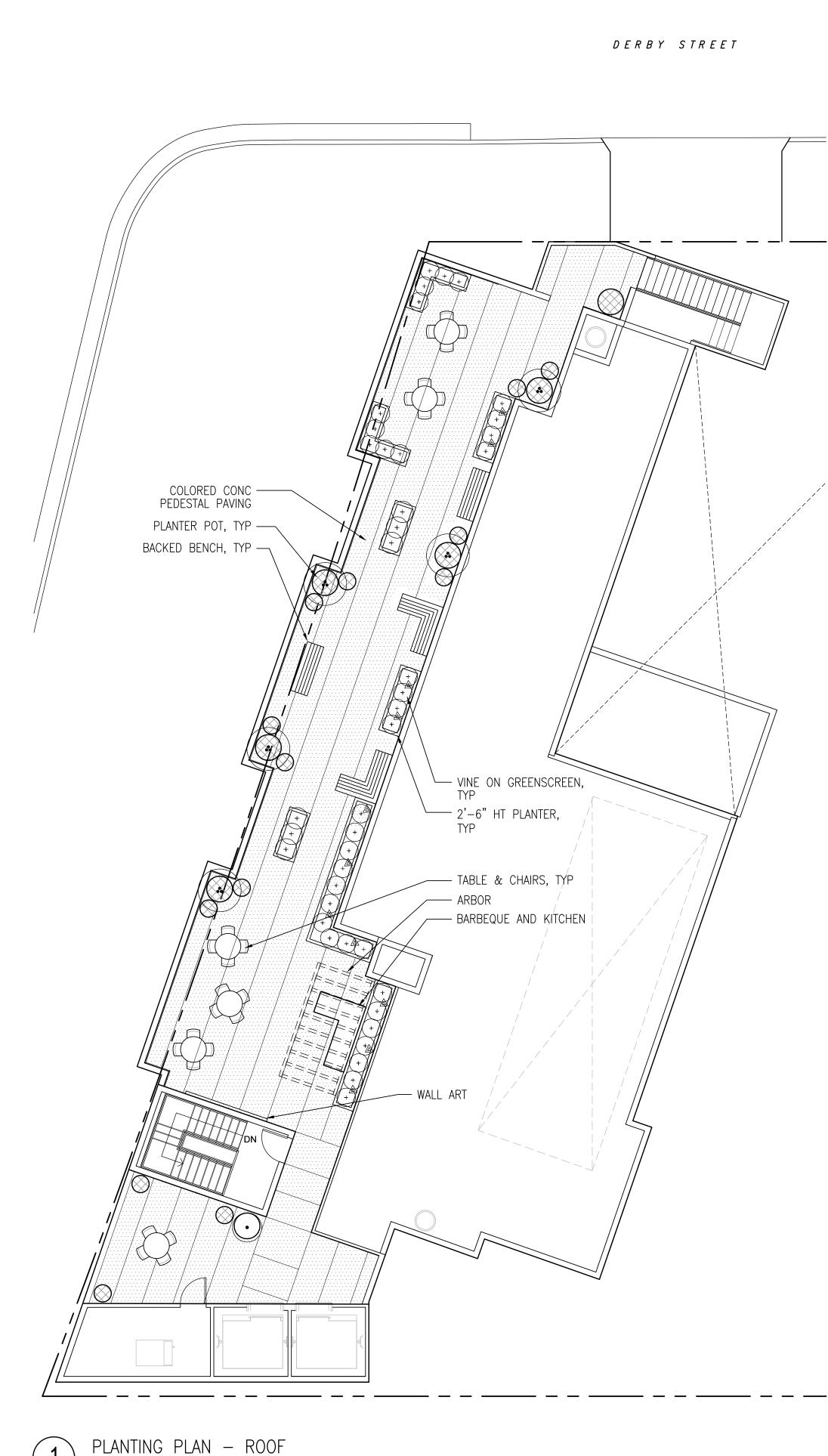






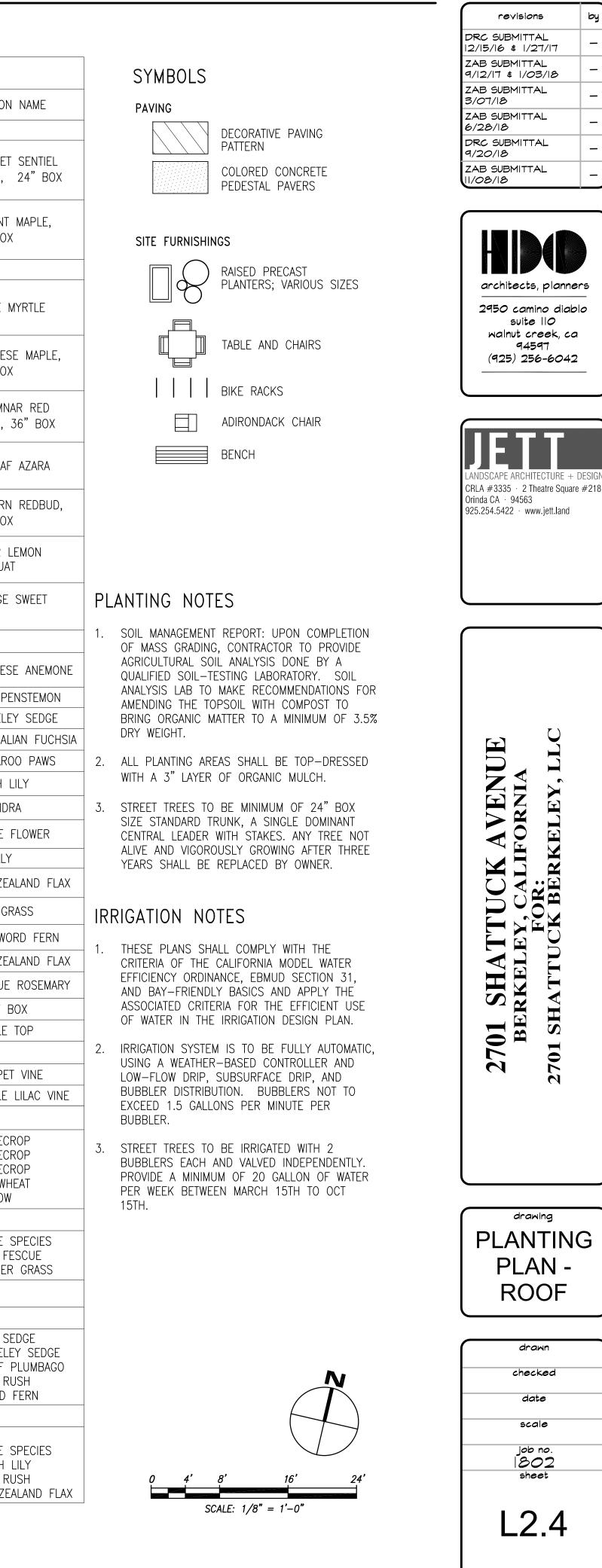


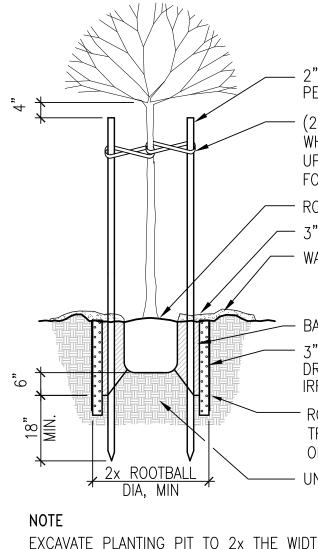


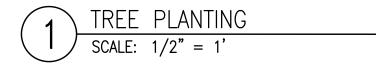


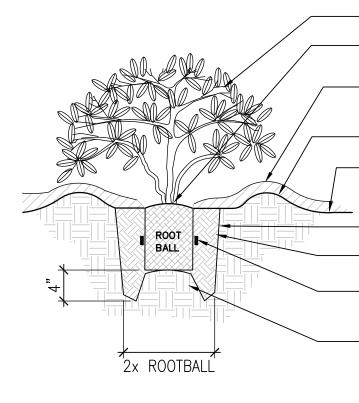
SCALE: 1/8"-1'-0"

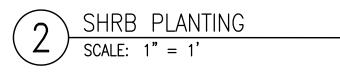
SYMBOL	BOTANICAL NAME	COMMON
STREET TREES		
+	ACER RUBRUM 'SCARSEN'	SCARLET MAPLE,
	ACER BUERGERANUM	TRIDENT 24"BOX
TREES		
•	LAGERSTROEMIA INDICA 'DYNAMITE'	CRAPE M
	ACER PALMATUM 'SANGU KAKU'' MIN HEIGHT: 8'–10' INSTALLED	JAPANESE 36"BOX
	ACER RUBRUM 'ARMSTRONG' MIN HEIGHT: 14'–16' INSTALLED	COLUMNA MAPLE, 3
	AZARA MICROPHYLLA	BOXLEAF
	CERCIS CANADENSIS, MULTI MIN HEIGHT: 8'–10' INSTALLED	EASTERN 24" BOX
	CITRUS LIMON 'MEYER IMPROVED' CITRUS KUMQUAT	MEYER LI KUMQUAT
×	OSMANTHUS FRAGRANS AURANTIACUS	ORANGE OLIVE
SHRUBS & GRAS	SSES	
•	JOBERT' PENSTEMON H. 'MARGARITA BOP'	JAPANESE BLUE PE
\bigcirc	CAREX TUMULICOLA	BERKELE
	CORREA 'RAY'S TANGERINE'	AUSTRALI KANGARO
	KNIPHOFIA UVARIA	TORCH L
(<u>*</u>)	LOMANDRA LONGIFOLIA 'BREEZE'	LOMANDR
	LOROPETALUM V. RUBRUM 'BLUSH'	FRINGE F
	HEMEROCALLIS SPP. PHORMIUM SPP.	DAYLILLY NEW ZEA
	MUHLENBERGIA RIGENS	DEER GR
+	PHORMIUM 'MARGARET JONES'	CA. SWO
	ROSMARINUS 'TUSCAN BLUE'	T. BLUE
	SARCOCOCCA HOOKERIANA HUMILIS	SWEET B
 ()	VERBENA BONARIENSIS	PURPLE
VINES	1	
À	CAMPSIS RADICANS	TRUMPET
GREEN ROOF MI	HARDENBERGIA 'HAPPY WANDERER'	PURPLE
+ + + + + + + + + + + + + + + + + + +	SEDUM RUBOTINCTUM	STONECF
+ + + + + + + + + + + + + + + + + + +	SEDUM SPATHIFOLIUM 'CAPE BLANCO' SEDUM 'ANGELINA'	STONECR
+ $+$ $+$ $+$ $+$ $+$ $+$ $+$ $+$ $+$	ERIOGONUM GRANDE V. RUBESCENS	BUCKWHI
+ + + + + + + + + + + + + + + + + + +	ACHILLEA MILLEFOLIUM 'PAPRIKA'	YARROW
	CAREX SPP.	SEDGE S
	FESTUCA GLAUCA 'ELIJAH BLUE' NASSELLA TENUISSIMA TURF	BLUE FE FEATHER
GROUNDCOVER F		-
	CAREX DIVULSA	GRAY SE
* * * * * * * * *	CAREX TUMULLICOLA CERATOSTIGMA PLUMBAGINOIDES	BERKELE
* * * * * * * * * * * * *	JUNCUS PATENS POLYSTICHUM MUNITIUM	GRAY RU
PRECAST POT P		SWORD F
_ 🐼	ANNUALS, TBD	
\otimes	CAREX SPP. KNIPHOFIA UVARIA	SEDGE S
· · · · · · · · · · · · · · · · · · ·	JUNCUS PATENS	GRAY RL







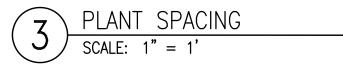




PLANT S	SPACING	& QUAN	ITITIES CHAR
SPACING 'A'	SPACING 'B'	SPACING 'C'	NUMBER OF PLAN PER SQUARE FOO
6" OC	5.20"	2.60"	4.615
8" OC	6.93"	3.47"	2.597
10" OC	8.66"	4.33"	1.663
1'-0" OC	10.40"	5.20"	1.154
1'-3" OC	13.00"	6.50"	0.738
1'-6" OC	15.60"	7.80"	0.513
2'-0" OC	20.78"	10.39"	0.289
2'-6" OC	26.00"	13.00"	0.185
3'-0" OC	31.18"	15.59"	0.128
3'-6" OC	34.64"	17.32"	0.104
4'-0" OC	41.57"	20.79"	0.072
5'-0" OC	51.96"	25.98"	0.046
6'-0" OC	62.35"	31.18"	0.032

NOTES

- SPACED EQUIDISTANT TO EACH OTHER IN A TRIANGULAR PATTERN AS SHOWN ABOVE, UNLESS OTHERWISE NOTED ON THE PLANS.



- 2" LODGEPOLE STAKE, (2) PER TREE. SET STAKES PERPENDICULAR TO DIRECTION OF WIND, TYP

(2) RUBBER TIES. LOCATE 6" ABOVE THE POINT WHERE TREE IS SUPPORTED ENOUGH TO REMAIN UPRIGHT. TIES SHALL BE LOOSE ENOUGH TO ALLOW FOR TRUNK MOVEMENT.

✓ 3" LAYER OF MULCH KEEP 6" CLR FROM TREE TRUNK

BACKFILL MIX (SEE SPECS.)

- 3" PERFORATED PVC DEEP WATERING SLEEVES (2). DRAIN GRATE CAPS SCREWED TO PVC PIPE. SEE IRRIGATION DETAILS - ROOT BARRIER, 24" DEEP. INSTALL ONLY WHERE TREES ARE LOCATED WITHIN 5 FEET OF PAVING OR WALL

EXCAVATE PLANTING PIT TO 2x THE WIDTH OF THE ROOTBALL. SCARIFY SIDES OF PIT.

- SHRUB

— 3" MULCH; KEEP 3" FROM PLANT STEM

— WATER BASIN, 4" HEIGHT FINISHED GRADE

_____ PLANT PIT, 2x ROOTBALL WIDTH - BACKFILL WITH AMENDED NATIVE SOIL --- PLANTING TABLETS, PLACE IN CONTACT WITH ROOT BALL HALFWAY UP — UNDISTURBED NATIVE SOIL

NTS - GROUNDCOVER OR SHRUB EDGE OF PAVING, WALL, PLANTING BED, ETC, AS APPLIES $\rightarrow +$ PLAN

1. DIAGRAM APPLIES TO ALL GROUNDCOVER AND MASSED SHRUB PLANTINGS. SUCH PLANTS ARE TO BE

2. WHERE GROUNDCOVER OR SHRUB MASSING OCCURS ADJACENT TO EDGE OF PAVING, WALLS, CURBS, OR ADJACENT PLANTING BEDS, UTILIZE SPACING 'C', WHERE C=1/2 B.

revisions	by
DRC SUBMITTAL 2/15/16 \$ /27/17	-
ZAB SUBMITTAL 9/12/17 \$ 1/03/18	_
ZAB SUBMITTAL 3/07/18	-
ZAB SUBMITTAL 6/28/18	-
DRC SUBMITTAL 9/20/18	-
ZAB SUBMITTAL II/08/18	-





LLLC 2701 SHATTUCK AVENUE BERKELEY, CALIFORNIA FOR: 2701 SHATTUCK BERKELEY, LLC

drawing PLANTING DETAILS





This attachment is on file and available for review at the City Clerk Department, or can be accessed from the City Council Website. Copies of the attachment are available upon request.

City Clerk Department

2180 Milvia Street Berkeley, CA 94704 (510) 981-6900

or from:

The City of Berkeley, City Council's Web site http://www.cityofberkeley.info/citycouncil/

ATTACHMENT 8 NOTICE OF PUBLIC HEARING-BERKELEY CITY COUNCIL SCHOOL DISTRICT BOARD ROOM, 1231 ADDISON STREET ZAB APPEAL: USE PERMIT #ZP2016-0244, 2701 SHATTUCK AVENUE

Notice is hereby given by the City Council of the City of Berkeley that on **TUESDAY**, **MARCH 12, 2019** at **6:00 P.M.** a public hearing will be conducted to consider an appeal of a decision by the Zoning Adjustments Board to approve Use Permit #ZP2016-0244, to construct a 5-story, 62-foot tall, mixed-use building with 57 dwelling units (including five Very Low Income units), a 600-square-foot ground-floor quick-service restaurant, and 21 parking spaces, and dismiss the appeal.

A copy of the agenda material for this hearing will be available on the City's website at <u>www.CityofBerkeley.info</u> as of **February 28, 2019**.

For further information, please contact Sharon Gong, Project Planner at (510) 981-7429. Written comments should be mailed or delivered directly to the <u>City Clerk, 2180 Milvia</u> <u>Street, Berkeley, CA 94704</u>, in order to ensure delivery to all Councilmembers and inclusion in the agenda packet.

Communications to the Berkeley City Council are public record and will become part of the City's electronic records, which are accessible through the City's website. **Please note: e-mail addresses, names, addresses, and other contact information are not required, but if included in any communication to the City Council, will become part of the public record.** If you do not want your e-mail address or any other contact information to be made public, you may deliver communications via U.S. Postal Service or in person to the City Clerk. If you do not want your contact information included in the public record, please do not include that information in your communication. Please contact the City Clerk at 981-6900 or clerk@cityofberkeley.info for further information.

Mark Numainville, City Clerk

Mailed by February 26, 2019

NOTICE CONCERNING YOUR LEGAL RIGHTS: If you object to a decision by the City Council to approve or deny(Code Civ. Proc. \Box 1094.6(b)) or approve (Gov. Code 65009(c)(5) an appeal, the following requirements and restrictions apply: 1) Pursuant to Code of Civil Procedure Section 1094.6, no lawsuit challenging a City decision to deny or approve a Zoning Adjustments Board decision may be filed more than 90 days after the date the Notice of Decision of the action of the City Council is mailed. Any lawsuit not filed within that 90-day period will be barred. 2) In any lawsuit that may be filed against a City Council decision to approve or deny a Zoning Adjustments Board decision, the issues and evidence will be limited to those raised by you or someone else, orally or in writing, at a public hearing or prior to the close of the last public hearing on the project.

If you challenge the above in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City of Berkeley at, or prior to, the public hearing. Background information concerning this proposal will be available at the City Clerk Department and posted on the City of Berkeley webpage at least 10 days prior to the public hearing.