

# COUNTY OF MENDOCINO DEPARTMENT OF PLANNING AND BUILDING SERVICES

860 NORTH BUSH STREET · UKIAH · CALIFORNIA · 95482 120 WEST FIR STREET · FT. BRAGG · CALIFORNIA · 95437 BRENT SCHULTZ, DIRECTOR TELEPHONE: 707-234-6650 FAX: 707-463-5709 FB PHONE: 707-964-5379 FB FAX: 707-961-2427 pbs@mendocinocounty.org www.mendocinocounty.org/pbs

June 16, 2020

Planning – Ukiah Department of Transportation Environmental Health - Fort Bragg Building Inspection - Fort Bragg

Assessor
CalFire - Prevention
Mendocino Fire Protection District
Cloverdale Rancheria

Redwood Valley Rancheria Sherwood Valley Band of Pomo Indians

**CASE#:** V\_2020-0001 **DATE FILED:** 4/14/2020

**OWNER/APPLICANT: KURT & NANCY HASENPUSCH** 

REQUEST: Variance to reduce setback requirement from fifty (50) ft. to ten (10) ft. to allow for the placement of

four (4) cargo container and install roof mount solar atop the containers along the north side yard.

**LOCATION:** 6.5± miles south of the City of Fort Bragg, 2.7± miles east of the intersection of Caspar Little Lake Road (CR 409) and State Route 1 (SR 1), the parcel is 525± feet south of Caspar Little Lake Rd. at end of a

private dirt road, located at 42263 Caspar Little Lake Rd., Mendocino (APN: 119-510-40).

**ENVIRONMENTAL DETERMINATION:** Categorically Exempt

**SUPERVISORIAL DISTRICT: 4** 

**STAFF PLANNER:** JESSIE WALDMAN **RESPONSE DUE DATE:** June 30, 2020

#### PROJECT INFORMATION CAN BE FOUND AT:

https://www.mendocinocounty.org/government/planning-building-services/public-agency-referrals

Mendocino County Planning & Building Services is soliciting your input, which will be used in staff analysis and forwarded to the appropriate public hearing. You are invited to comment on any aspect of the proposed project(s). Please convey any requirements or conditions your agency requires for project compliance to the project coordinator at the above address, or submit your comments by email to <a href="mailto:pbs@mendocinocounty.org">pbs@mendocinocounty.org</a>. Please note the case number and name of the project coordinator with all correspondence to this department.

We have reviewed the above application ar	nd recommend the following (please chec	k one):		
□ No comment at this time.				
Recommend conditional approval (attached).				
Applicant to submit additional information (attach items needed, or contact the applicant directly, copying Planning and Building Services in any correspondence you may have with the applicant)				
Recommend denial (Attach reasons for recommending denial).				
☐ Recommend preparation of an Environmental Impact Report (attach reasons why an EIR should be required).				
Other comments (attach as necessary).				
REVIEWED BY:				
Signature	Department	Date		

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at 42263 Caspar Little Lake Road, Mendocino (APN: 118-510-40).

**APN/S**: 118-510-40

**PARCEL SIZE:** 5± Acres

GENERAL PLAN: Rural Residential, minimum parcel size ten acres, (RR10)

**ZONING:** Rural Residential, minimum parcel size ten acres, (RR10)

**EXISTING USES:** Residential

**DISTRICT:** 4<sup>th</sup> Supervisorial District (Gjerde)

RELATED CASES: BF\_2020-0118 through BF\_2020-0121 - Four (4) Cargo Containers

**ADJACENT GENERAL PLAN** ADJACENT ZONING **ADJACENT LOT SIZES ADJACENT USES** NORTH: Rural Residential RR10 Rural Residential RR10 4.2± Acres Residential Rural Residential RR10 Rural Residential RR10 5.2± Acres Residential EAST: SOUTH: Rural Residential RR10 Rural Residential RR10 5.2± Acres Residential Rural Residential RR10 Rural Residential RR10 5.2± Acres; 5.2± Acres Vacant/Residential WEST:

### REFERRAL AGENCIES

LOCAL

△ Assessor's Office△ Building Division (FB)

☑ Environmental Health (EH)(FB)

☑ Mendocino Fire Protection District

☑ Planning Division (UKIAH)

**STATE** 

□ CALFIRE (Land Use)

**TRIBAL** 

☑ Cloverdale Rancheria☑ Redwood Valley Rancheria

### ADDITIONAL INFORMATION:

Historical APN's - 118-510-09 and 118-510-10
Parcel has two (2) addresses – 42263 and 42237 Caspar Little Lake Road
C-19-81 – Clean Slate SFR
B\_102-86 – 4 parcel Boundary Line Adjustment
SR-4-92 – Second Residential Unit
Record of Survey – C2 D67 P96

STAFF PLANNER: JESSIE WALDMAN DATE: 6/15/2020

### **ENVIRONMENTAL DATA**

1. MAC:

NO

2. FIRE HAZARD SEVERITY ZONE:

HIGH FIRF HAZARD

3. FIRE RESPONSIBILITY AREA:

CalFire (State Responsible Agency) - #33-20

Mendocino Fire Protection District (Local Responsible Agency)

4. FARMLAND CLASSIFICATION:

Grazing Land (G) & Rural Residential & Rural Commercial (R)

5. FLOOD ZONE CLASSIFICATION:

NO

6. COASTAL GROUNDWATER RESOURCE AREA:

N/A

7. SOIL CLASSIFICATION:

108—Blacklock and Aborigine soils

8. PYGMY VEGETATION OR PYGMY CAPABLE SOIL:

108—Blacklock and Aborigine soils

9. WILLIAMSON ACT CONTRACT:

NO

**10. TIMBER PRODUCTION ZONE:** 

11. WETLANDS CLASSIFICATION:

Freshwater Forested/Shrub Wetland - Partial

12. EARTHQUAKE FAULT ZONE:

NO

13. AIRPORT LAND USE PLANNING AREA:

14. SUPERFUND/BROWNFIELD/HAZMAT SITE:

15. NATURAL DIVERSITY DATABASE:

YES

16. STATE FOREST/PARK/RECREATION AREA ADJACENT:

17. LANDSLIDE HAZARD:

RM-61; General Plan 4-44

NO

18. WATER EFFICIENT LANDSCAPE REQUIRED:

NO

19. WILD AND SCENIC RIVER:

20. SPECIFIC PLAN/SPECIAL PLAN AREA:

NO

21. STATE CLEARINGHOUSE REQUIRED:

NO

22. OAK WOODLAND AREA:

NO

23. HARBOR DISTRICT:

NO

FOR PROJECTS WITHIN THE COASTAL ZONE ONLY

24. LCP LAND USE CLASSIFICATION: 28. CDP EXCLUSION ZONE:

n/a

25. LCP LAND CAPABILITIES & NATURAL HAZARDS:

**26. LCP HABITATS & RESOURCES:** 

n/a

29. HIGHLY SCENIC AREA:

n/a

30. BIOLOGICAL RESOURCES & NATURAL AREAS:

n/a

27. COASTAL COMMISSION APPEALABLE AREA: 31. BLUFFTOP GEOLOGY:

n/a

n/a

# COUNTY OF MENDOCINO DEPT OF PLANNING AND BUILDING SERVICES

501 LOW GAP ROAD, ROOM 1440

UKIAH, CA 95482 Telephone: 707-463-4281 FAX: 707-463-5709 pbs@co.mendocino.ca.us www.co.mendocino.ca.us/planning



The second secon	
Case No(s)	V-2020-0001
CDF No(s)	letter 2020 0207
Date Filed	4-14-2020
Fee	#2,170.03
Receipt No.	PRJ-034534
Received by	(a) WALDMAND
	Office Use Only

— APPLICANT —	
13*	DUSCH R LITTLE LAHE BD. 962-4850 LIF, Zip Code 95460 Phone 707-942-483
The Child Child	
— PROPERTY OWNER ———	:
Name KURT O 1+ 45E	
Address 42269 CASPH	R LITTLE LAKE BD, 962-485
City METUDOCING State C H	-LIF, Zip Code 9.5466 Phone 707-962-485
AGENT -	
Name Mailing Address	
City State	Zip Code Phone
Square feet  5.033 X Acres  42  ASSESSOR'S PARCEL NUMBER  APN 118-510-6	A A
TVDE	OF APPLICATION —
	eck Appropriate Boxes)  Use Permit  Variance  General Plan Amendment  Agricultural Preserve  Reversion to Acreage  Certificate of Compliance  Other:
I certify that the information submitted with this a	onlication is true and accurate
Signature of Applicant/Agent Date	Signature of Owner Date

## SITE AND PROJECT DESCRIPTION QUESTIONNAIRE

The purpose of this questionnaire is to relate information concerning your application to the Department of Planning and Building Services and other agencies who will be reviewing your project proposal. Please remember that the clearer picture that you give us of your project and the site, the easier it will be to promptly process your application. Please answer all questions. Those questions which do not pertain to your project, please indicate "Not applicable" or "N/A".

## THE PROJECT

	our project. Include secondary improvements such as wells, septic systems, grading, removal, roads, etc.
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Other:   4 20 CONTAINERS   4 CONTAINERS   440     Other:   Other:   Other:   Other	7 F / LA
Mobile Home	
Paved Area Landscaped Area Unimproved Area  GRAND TOTAL (Equal to gross area of Parcel)  3. If the project is commercial, industrial or institutional, complete the following:  Estimated employees per shift: Estimated shifts per day: Type of loading facilities proposed:  WH  Will the proposed project be phased?  We No If yes, explain your plans	
3. If the project is commercial, industrial or institutional, complete the following:  Estimated employees per shift:  Estimated shifts per day:  Type of loading facilities proposed:  WYES No If yes, explain your plans	
Estimated employees per shift:  Estimated shifts per day:  Type of loading facilities proposed:  Will the proposed project be phased?  Yes No If yes, explain your plans	
PHASE ONE WILL BE TO	
PHASE ONE VUILL BE TO 4 20' CONTAINLERS PHASE WILL BE TO APPLY FOR SO	LAB.
ON TOP OF CONTAINERS	) PANE-(.
	-

5.	Will vegetation be removed on areas other than the building sites and roads?   Yes   No  Explain:
6.	Will the project involve the use or disposal of potentially hazardous materials such as toxic substances, flammables, or explosives? Yes No If yes, explain:
7.	Number of covered spaces  Number of uncovered spaces  Number of standard spaces  Number of standard spaces
	Number of handicapped spaces // /
16	Existing Number of Spaces  Proposed Additional Spaces  Total  //4  //4  //4  //4  //4
8.	Is any road construction or grading planned? Yes No If yes, grading and drainage plans may be required. Also, describe the terrain to be traversed (e.g., steep, moderate slope, flat, etc.).

9.	For grading or road construction, complete the following:
	A. Amount of cut  B. Amount of fill  C. Maximum height of fill slope  D. Maximum height of cut slope  E. Amount of import or export  F. Location of borrow or disposal site   Amount of cubic yards  Cubic yards  feet  All Cubic yards  Cubic yards  All Cubic yards
10.	Does the project involve sand removal, mining or gravel extraction? Yes  If yes, detailed extraction, reclamation and monitoring plans may be required?
11.	Will the proposed development convert land currently or previously used for agriculture to another use? Yes No  If yes, how many acres will be converted? acres. An agricultural economic feasibility study may be required.
12.	Will the development provide public or private recreational opportunities?  If yes, explain below:
13. 15.	Is the proposed development visible from State Highway 1 or other scenic route?  Yes  No  Yes  No  Does the development involve diking, filling, dredging or placing structures in open coastal water,
13.	wetlands, estuaries or lakes?  Diking: Yes Yoo Filling: Yes Yoo Dredging: Yes No Placement of structures in:  open coastal waters wetlands estuaries lakes
	If so, amount of material to be dredged or filled? cubic yards.
	Location of dredged material disposal site?
	Has a U.S. Army Corps of Engineers permit been applied for?   Yes Mo
- 16.	Will there be any exterior lighting?  Yes XNo If yes, describe below and identify the location of all exterior lighting on the plot plan and building plans.

17.	Utilitie	es will be supplied to the site as follows:
	A.	Electricity:
·		Utility Company (service exists to the parcel)  Utility Company (requires extension of service to site:feetmiles)  On Site Generation - Specify:
	B.	Gas:
		☐ Utility Company/Tank ☐ On Site Generation - Specify: ☐ None
	C.	Telephone: No
18.	What v	vill be the method of sewage disposal?
		nmunity sewage system - Specify supplier ic Tank er - Specify: ALBEADY EXISTING
19.	What v	vill be the domestic water source:
	Wel	
20.	Are the	re any associated projects and/or adjacent properties under your ownership?  X No  If yes, explain (e.g., Assessor's Parcel Number, address, etc.):
	•	
21.	includi	d describe any other related permits and other public approval required for this project, and those required by other County departments, city, regional, state and federal agencies:  LEIRE CCR 1996 CI 5ET BACK.  PRO1/EID FCH 16 FT.
	M	END COLNITY PERMIT BEDOGO - OUGT
	BF	2020 -0121

## THE SITE

22.	Describe the location of the site in terms of readily identifiable landmarks (e.g., mailboxes, mile posts,
	street intersections, etc.):
	FROM FORT BRAGE LEFT ON CASPAR LITTLE LANGE
	ALSO RD 409 PROCEED 2.7 MILES EAST.
	TTENTH MILES. PAST PBAIRE CREEK. AN
	ADDRESS SIGHAI CN BIGHT TURN RIGHT-
P <sub>1</sub>	APPROX 600 FT TURN RIGHT YOU ARE CN 10 PENTY ADDRESS NUMBERS 14T EVERY TURN Are there existing structures on the property? Yes No
23.	If yes, describe below, and identify the use of each structure on the plot plan or tentative map if the proposal is for a subdivision.
el .	2 HOMES 2 SEPTIC SYSTEMS.
	I WELL NEETHER HAS ANYTHING
	TO DO WITH APPLICATION
24.	Will any existing structures be demolished?   Yes No  Will any existing structures be removed?  Yes No
	If yes to either question, describe the type of development to be demolished or removed, including the relocation site, if applicable?
25.	Project Height. Maximum height of existing structures ///4 feet. Maximum height of proposed structures _£5.5. feet.
26.	Gross floor area of existing structures //// square feet (including covered parking and accessory buildings). Gross floor area of proposed structures //// square feet (including covered parking and accessory buildings).
27.	Lot area (within property lines): 5.033 square feet acres.

	LOCATED 1	1 7111			= CONTAIL
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A	NYCNE EX	CEPT	ME &	My WI	FE
C	Briefly describe the surroundir cultural, historic or scenic aspe ntensity. Attach any photogr	ects. Indicate the t	ype of land use (us	se chart below) and i	
_	PLANTS. ARL	E MOS	TLY A	V.ATIUE	AREA
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-		1	2	Name of the second of the seco	
- 20 7					
30. I	ndicate the surrounding land i	uses: North	East	South	West
1	Vacant (				W 631
( F	Residential ) Agricultural				
	· ·				
1	Commercial				
(	Commercial ndustrial				
. I					

# FINDINGS FOR VARIANCES OUTSIDE THE COASTAL ZONE MENDOCINO COUNTY CODE SECTION 20.200.020(A) THROUGH (E)

Please provide information to substantiate the required findings. All of the five findings must be substantiated by adequate and accurate information. Attach additional information if necessary.

(A) That there are special circumstances applicable to the property involved, including size, shape,
THE PROPERTY IS VERY HEAVILY WOODEN
AND IS THE CNLY HAEA THAT THE CONTAINED
WILL FIT WITH HUCESS TO THE SUN FOR FUTUR
SOLAR SYSTEM WITH CUT CLEARING SOGE OF THE  (B) That such special circumstances or conditions are not due to any action of the applicant
subsequent to the application of the zoning regulations contained in the Division;
THE DRODEDING BASICLUTHE
SAME AS PURCHASED IN 2015
(C) That such variance is necessary for the preservation and enjoyment of a substantial property right
possessed by other property in the same vicinity and zone and denied to the property in question;
REMOVER OF TREES CEXCEPT WIND FALLS.) MV
NEIGHBOR, NEXT TO THE PRODECT HAS WIGHE ME
(D) That the granting of such variance will not be materially detrimental to the public welfare or
injurious to the property or improvements in such vicinity and zone in which the property is located;
OF IN NO WAY WILL IHIG RIF
OR HAVIBODI ELSE FOR HAVI DE MERCHS
THY DEADCH
(E) That the granting of such variance will not adversely affect the General Plan.
MY TOTAL FOOT PRINT IMILL BE HORROS
ECO SOFT CAI S'ARERES



#### DEPARTMENT OF FORESTRY AND FIRE PROTECTION

17501 N. HWY 101 WILLITS, CA 95490 (707) 459-7414 Website: www.fire.ca.gov



02/07/2020

Kurt Hasen Pusch 42263 Caspar Little Lake Rd Mendocino, CA 95460

RE: 42263 Caspar Little Lake Rd CALFIRE#: 33-20

Mr. Pusch,

I have reviewed your request for an exception to your project at 42263 Caspar Little Lake Rd. The Department of Forestry and Fire Protection has granted your request for an exception to:

### 14 CCR 1276.01 Setback for Structure Defensible Space

(a) All parcels 1 acre and larger shall provide a minimum 30-foot setback for buildings and accessory buildings from all property lines and/or the center of the road.

Due to the extenuating circumstances, parcel size, and facts as to why the structure needs to be closer than 30 feet from the property line, but will maintain this offices policy of setbacks no less than 10 feet, CAL FIRE will NOT be requiring any mitigations for the exception.

### 14CCR 1270.07 Exceptions to Standards

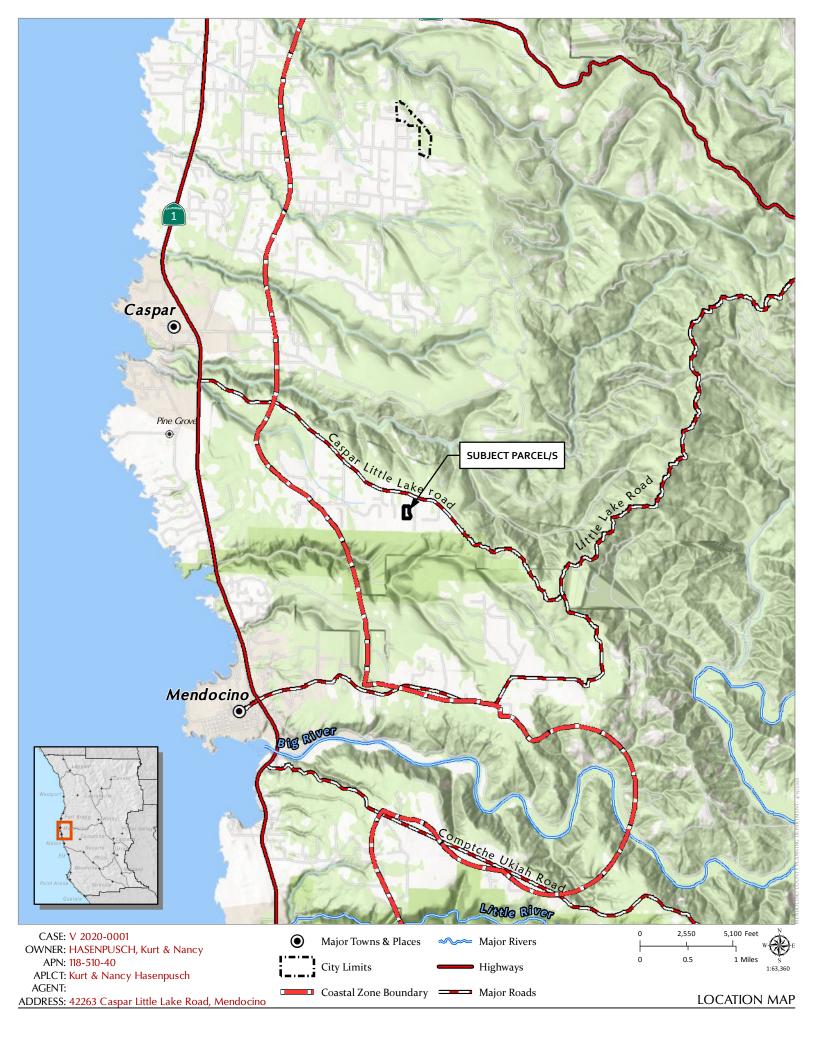
Upon request by the applicant, exceptions to standards within this subchapter or local jurisdiction certified ordinances may be allowed by the inspection entity listed in 14 CCR 1270.05, where the exceptions provide the same overall practical effect as these regulations towards providing defensible space. Exceptions granted by the inspection entity shall be made on a case-by-case basis only.

If you have any questions, please contact (707) 459-7424.

Sincerely,

Scott Kirby

Defensible Space Inspector





CASE: V 2020-0001

OWNER: HASENPUSCH, Kurt & Nancy

APN: 118-510-40

APLCT: Kurt & Nancy Hasenpusch AGENT: ADDRESS: 42263 Caspar Little Lake Road, Mendocino

