..title ALUC-20-04 Lister Commercial Building

Conduct a public hearing to consider a consistency determination (ALUC-20-04) for the proposed Lister Commercial Building project, with the Travis Air Force Base Land Use Compatibility Plan and the Nut Tree Airport Land Use Compatibility Plan. (Applicant - City of Vacaville)

..body

Published Notice Required?	Yes _	No _X
Public Hearing Required?	Yes	No <u></u>

RECOMMENDATION:

Staff is recommending that the Commission:

- 1. Conduct the Public Hearing, and
- 2. Determine that ALUC-20-04, the proposed Lister Commercial Building project **is consistent** with the Nut Tree Land Use Compatibility Plan (Nut Tree Plan), and that the project **is consistent** with the Travis Air Force Base Land Use Compatibility Plan (Travis Plan).

INTRODUCTION

The City of Vacaville is in the process of reviewing a proposal for a commercial building (See Attachments A-H2) located on East Monte Vista Drive across from Aviator Drive. The project proposal is to construct a 20,500 square foot, one-story building on a vacant 3.66-acre site located at the southeast corner of Est Monte Vista Avenue and Aviator Drive. The building is 36 feet tall or 139 feet above mean sea level.

The Vacaville Municipal code provides that when there is a question of compatibility with an airport land use plan, the City may refer the application to the Commission for a consistency determination, as they have done in this case.

CONSISTENCY DETERMINATION

PROJECT DESCRIPTION

The Lister Commercial Building project includes 20,500 square feet of warehouse and retail sales uses on 3.66 acres, as described below from the application:

The project/property in question is located on E. Monte Vista Ave near Aviator Drive. The property is contiguous to the Storage Facility to the north. The site is relatively flat with a light slope from the SW to the NE corner. A drainage canal parallels the I-505 frontage.

The site is approximately 3.66 acres and is triangular in shape and fronts on E. Monte Vista Ave. The proposed building is 20,500 GSF and will have one major tenant, Ambrose Solar (15,125 SF) and the balance will be Lister Construction (5,420 SF). Ambrose Solar has a retail/sales aspect; some space in the plans is designated for display for the solar panels/systems that they sale/install. Lister Construction will have an equipment rental aspect to their business related to the construction industry.

- Ambrose Solar spaces include: Lobby, Offices, Conference space, Break room and Warehouse.
 - 1. Use: Offices, Product Display and warehouse for the contracting operations and storage.
 - 2. Number of Employees, total: 40 +/-
 - 3. Hours of Operation: 7am-6pm, M-F
 - 4. Storage: Warehouse space and Company Vehicles
- Lister Construction spaces include: 1,190 SF of offices and the balance as warehouse.
 - 1. Use: Construction Company: Office, Warehouse and Equip Rental
 - 2. Number of Employees: 5
 - 3. Hours of Operation: 7am -4pm, M-F
 - 4. Storage: Warehouse space, Company Vehicles and Equipment

Rental

REQUIRED REVIEW FOR CONSISTENCY BY THE ALUC

State law, under Section 21661.5 of the Public Utilities Code, requires that any proposed zoning regulations or revisions to the local zoning ordinance be reviewed for consistency with adopted airport land use compatibility plans. The project is subject to two land use compatibility plans – the Nut Tree Plan's Compatibility Zone B and the Travis Plan's Compatibility Zone D. The provisions of each are discussed below.

Nut Tree Plan Compatibility Zone B Criteria

The subject property lies within the Area of Influence of the Nut Tree Plan, more particularly within Compatibility Zone B. Compatibility Zone B is an Inner Approach/Departure Zone of substantial risk characterized by common traffic pattern overflight below 300 feet AGL and high noise intrusion. (Attachment E Nut Tree Plan Context Map). The applicable criteria for compatibility in Zone B are listed below.

Maximum Densities/Intensities:

Residential: 0.3 units per acre maximum

Commercial/Industrial: 20 persons per acre indoors, 40 persons per acre indoors and outdoors.

Required Open Space: 50% in Zone B

Normally Acceptable Uses (Partial List):

All Uses from Zone A:

- Pastures, open spaces
- Parks with very low intensity uses
- Aircraft tie-downs

- Auto parking
- Nurseries
- Outdoor storage

Parks with low intensity uses

Warehouses

Light Industrial Uses (one story maximum)

Heavy Industrial Uses

Travis Plan Compatibility Zone D Criteria

The subject property lies within the Area of Influence of the Travis plan, more particularly within Compatibility Zone D (Attachment D Travis Plan Context Map). Zone D is an outer environs zone with limited risk. The criteria for compatibility in Zone D are listed below.

Maximum Densities/Intensities: No Limits

Prohibited Uses: None

Other Development Conditions:

- ALUC review required for objects > 200 feet AGL
- All proposed wind turbines must meet line-of-sight criteria in Policy 5.6.1
- All new or expanded commercial-scale solar facilities must conduct an SGHAT glint and glare study for ALUC review
- All new or expanded meteorological towers > 200 feet
- AGL, whether temporary or permanent, require ALUC review
- For areas within the Bird Strike Hazard Zone, reviewing agencies shall prepare a WHA for discretionary projects that have the potential to attract wildlife that could cause bird strikes. Based on the findings of the WHA, all reasonably feasible mitigation measures must be incorporated into the planned land use.
- For areas outside of the Bird Strike Hazard Zone but within the Outer Perimeter, any new or expanded land use involving discretionary review that has the potential to attract the movement of wildlife that could cause bird strikes are required to prepare a WHA.

BASIS FOR EVALUATION

This consistency determination is a referral from the City of Vacaville under the provision for major land use decisions to be referred to the Commission for an advisory opinion. Staff has analyzed the project using the standards for the review of a zoning action. The Commission's determination is advisory only to the City of Vacaville.

REQUIRED TESTS FOR CONSISTENCY FOR REZONING ACTIONS

State law, under Section 21661.5 of the Public Utilities Code, requires that any proposed zoning regulations or revisions to the local zoning ordinance be reviewed for consistency with adopted airport land use compatibility plans. The CaITRANS Division of Aeronautics provides guidance on

factors to be reviewed in a consistency determination through its published handbook which is discussed below.

California Airport Land Use Planning Handbook (2011)

The State Department of Aeronautics has published the California Airport Land Use Planning Handbook (2011) as a guide for Airport Land Use Commissions in the preparation and implementation of Land Use Compatibility Plans and Procedure Documents. Section 6.4.2 (p. 6-14) sets forth procedures for the review of local zoning ordinances and directs agencies to consider the topics listed in Table 5A, as follows:

Zoning or Other Policy Documents (from Table 5A, CalTRANS Airport Land Use Planning Handbook)

The Handbook lists the following topics for consideration when reviewing zoning or other policy documents.

- Intensity Limitations on Nonresidential Uses
- Identification of Prohibited Uses
- Open Land Requirements
- Infill Development
- Height Limitations and Other Hazards to Flight
- Buyer Awareness Measures
- Non-conforming Uses and Reconstruction

These topics are analyzed below.

ANALYSIS

Zoning Change Consistency Factors

Intensity Limitations on Nonresidential Uses

Nut Tree Plan:

Within Compatibility Zone B, the Nut Tree Plan has a limitation of 20 persons per acre for indoor uses and 40 persons per acre for indoor and outdoor uses combined.

The proposal before the ALUC is for a single-story building with warehouse uses, office uses, and retail sales uses. The application states that 45 persons will be employed on site. The 3.66-acre site could have up to 73 persons on site under the Nut Tree Plan. As a result, the project is consistent with this compatibility criteria.

Travis Plan:

There are no land use limitations on non-residential uses within compatibility zone D and thus the proposed commercial development project is consistent with this aspect of the Travis Plan.

Identification of Prohibited Uses

Nut Tree Plan:

The Nut Tree Plan prohibits noise sensitive outdoor uses within Compatibility Zone B. In addition, the plan lists the following normally not acceptable land use categories:

- Schools, libraries, hospitals and nursing homes
- Residential densities above 4 units per acre
- Large shopping centers

Travis Plan:

The Travis Plan prohibits "Other Hazards to Flight" which typically consist of sources of smoke or glare, attraction of birds, flashing lights and sources of electronic interference. None of these hazards are present in the proposed development

The proposed commercial development does not include any of the prohibited uses in either the Nut Tree or Travis Plans.

Open Land Requirements

Nut Tree Plan:

The Nut Tree Plan contains "Notes to the Compatibility Table" which require 50% open land in Compatibility Zone B. The notes also require an open area(s) which can accommodate emergency landing operations with specified minimum sizes such as 100 x 300 feet or 75 x 400 feet. The complete provision states:

"The indicated percentage of gross area (total area in zone, including airport property except in Zone A) should remain free of structures and other major obstacles. To be considered open land the area must be sufficiently large an unobstructed to enable an aircraft to make an emergency landing with a high probability of no serious injuries to the occupants of the aircraft or major damage to structures on the ground. Substantial damage to the aircraft may occur. Spaces as small as approximately 100 feet by 300 feet or 75 feet by 400 feet are considered adequate, although larger areas are desirable. Roads and adjacent landscaping qualify if they are wide enough and not obstructed by large trees, signs, or poles. These areas should be oriented as closely as practical to the common direction of aircraft flight over the area. Jurisdictions may satisfy open space requirements through adoption of an open space plan, which is determined by the Airport Land Use Commission to meet the standards. Such plans must include a statement that no median trees will be planted within 150 feet of intersections on streets qualifying as open space requirements through adoption of an open space plan, which is determined by the Airport Land Use Commission to meet the standards. Such plans must include a statement that no median trees will be planted within 150 feet of intersections on streets gualifying as open space and that trees between 150 and 200 feet of the intersections will be shorter varieties."

This provision was also reviewed as a part of both the Superior Self Storage warehouse project (ALUC-2015-03) and the Vaca Valley Self Storage project (ALUC-2015-04) acted upon by the Commission on April 9, 2015. The Commission approved the projects with a provision that:

a) The applicant shall submit an Open Space Plan to the Airport Land Use Commission, or an ad-hoc committee of the Commission as determined by the Chair, for a determination that the Open Space Plan meets the standards incorporated into the 1988 Nut Tree Airport Land Use Compatibility Plan.

The subcommittee of two Commissioners met to finalize a plan for open area requirements in Zone B. At that time, the subcommittee and the City came to an agreement on the open space requirements as depicted in Attachment H, H1 and H2.

As a part of this application, the applicant has engaged the services of Meade and Hunt, aviation planners, to evaluate the Open Space Area for adequacy (Attachment F). They have concluded that

" the required open land for Zone B would be achieved based on existing open land areas within the zone."

Travis Plan:

There are no open land requirements specified for Compatibility Zone D and thus the project meets the requirements of the Travis Plan.

The proposed commercial building development lies within Zone B which includes open land which meet the 50% requirement in the Nut Tree Plan's "Notes to the Compatibility Table" as well as the minimum area requirements for Zone B.

Infill Development

The project is not considered infill development and no further discussion is required under this criterion.

Height Limitations and Other Hazards to Flight

Height Limitations

Nut Tree Plan:

The Nut Tree Plan requires compliance with the Part 77 Surfaces which would permit a taller structure than the one proposed.

Travis Plan:

The Height limit for Compatibility Zone D is 200 feet. The project proposes a 1-story building 48.4' in height. The proposal meets the height requirements of the Travis Plan.

Other Hazards to Flight

Nut Tree Plan:

The Nut Tree Plan prohibits any land uses which produce other hazards to flight, such as sources of glare, smoke, communications interference, bird attractions and similar hazards.

Travis Plan:

There are no land use limitations within compatibility zone D. The Plan does prohibit "Other Hazards to Flight" which typically consist of sources of smoke or glare, attraction of birds, flashing lights and sources of electronic interference.

None of these hazards are present in the proposed development and the proposed project meets the requirements of the Travis Plan and the revised Nut Tree Plan.

Buyer Awareness Measures

Nut Tree Plan:

Buyer awareness measures are not required by the Nut Tree Plan, but local governments are encouraged to develop such a program. Overflight Easements are required by the Nut Tree Plan and will be obtained by the City of Vacaville. The easement should include a maximum occupancy limitation and conditions which assure the maintenance of the open area requirements required.

Travis Plan:

Buyer awareness measures are not required within Compatibility Zone D.

Non-conforming Uses and Reconstruction

The project does not involve reconstruction or non-conforming uses. As a consequence, no further discussion is required under this topic.

Conclusion

Based on the analysis above, the Lister Commercial Building project is **consistent** with the Nut Tree Plan and **is consistent** with the Travis Plan.

PROPOSED FINDINGS

Staff is recommending the Commission make the following findings with respect to the Lister Commercial Building project:

- 1. That the proposal is consistent with the applicable provisions of the Travis Air Force Base Land Use Compatibility Plan since the proposal resides in Compatibility Zone D of the Travis Plan which has no limitations on the intensity of non-residential land uses and does not infringe on the 200-foot height limit or contain any other hazards to flight.
- 2. That the proposal is consistent with the Compatibility Criteria Table provisions of the Revised Nut Tree Land Use Compatibility Plan.

RECOMMENDATION

Based on the analysis and discussions above, staff recommends that the Solano County Airport Land Use Commission:

- 1. Conduct the Public Hearing, and
- 2. Determine that ALUC-20-04, the proposed Lister Commercial Building project **is consistent** with the Nut Tree Land Use Compatibility Plan (Nut Tree Plan), and that the project **is consistent** with the Travis Air Force Base Land Use Compatibility Plan (Travis Plan).

ATTACHMENTS

Attachment A: Application

Attachment B: Vicinity Map

Attachment C: Aerial Map

Attachment D: Travis Plan Context Map

Attachment E: Nut Tree Context Map

Attachment E1: Close-Up Nut Tree Context Map

Attachment F: Meade and Hunt Analysis

Attachment G: Project Plans

Attachment H: ALÚC Compliance Memo

Attachment H1: Zone B Map (4-13-15)

Attachment H2: Zone B Map (4-21-15)

Attachment I: Resolution (To be distributed at the hearing)

Solano County Airport Land Use Commission

675 Texas Street, Suite 5500 Fairfield, CA 94533 Tel 707.784.6765 Fax 707.784.4805

LAND USE COMPATIBILITY DETERMINATION: APPLICATION FORM

TO BE COMPLETED BY STAFF					
APPLICATION NUMBER:	FILING FEE:				
DATE FILED:	RECEIPT NUMBER:				
JURISDICTION:	RECEIVED BY:				
PROJECT APN(S): 0133-380-010.					
TO BE COMPLE	ETED BY THE APPLIC	ANT			
	RAL INFORMATION				
NAME OF AGENCY: City of Vacaville Community Development Department Planning Division Offices		DATE: 04.09.20			
ADDRESS: City Hall 650 Merchant Street Vacaville, CA 95688					
E-MAIL ADDRESS: albert.enault@cityofvacaville.com	DAYTIME PHONE: (707) 449-5140	FAX: (707) 449-5423			
NAME OF PROPERTY OWNER: Rob Henley A2R Architects		DATE: 04.09.20			
ADDRESS: 190 S. Orchard Avenue, Suite C250 Vacaville, CA 95688		DAYTIME PHONE: (707) 453-0196			
NAME OF DOCUMENT PREPARER: Albert Enault Associate Planner		DATE: 04.09.20			
ADDRESS: Planning Division Offices 650 Merchant Street Vacaville, CA 95688	DAYTIME PHONE: (707) 449-5140 (707) 449-5364	FAX: (707) 449-5423			
NAME OF PROJECT: Lister Commercial Building					
PROJECT LOCATION: Located at the southeast corner of E. Monte Vis Drive, adjacent to Interstate 505.	sta Avenue and Aviato	r			
STREET ADDRESS: East Monte Vista Avenue Vacaville, CA 95688					

PLEASE CALL THE APPOINTMENT DESK AT (707) 784-6765 FOR AN APPLICATION APPOINTMENT.

Page 2

LAND USE COMPATIBILITY DETERMINATION APPLICATION

TO BE COMPLETED BY THE APPLICANT

II. DESCRIPTION OF PROJECT

The project proposal is to construct an approximately 20,500 square foot, one-story building on a vacant 3.66-acre site located at the southeast corner of East Monte Vista Avenue and Aviator Drive, adjacent to Interstate 505. The site plan includes 53 parking spaces, a trash enclosure and perimeter landscaping with two driveways on East Monte Vista Avenue. The building includes two tenant spaces: (1) a 15,125 sq. ft. tenant space for retail service with warehousing (Ambrose Solar); and (2) a 5,420 sq. ft. tenant space for commercial equipment rental (Lister Construction). Maximum building height is 36 ft. above mean sea level. The proposed Floor Area Ratio (FAR) is 0.13, which is less than the 0.30 FAR allowed by the Vacaville-Golden Hills Business Park Policy Plan. Local land use actions consist of Design Review and Conditional Use Permit, which require approval from the Director of Community Development.

The site is bordered by East Monte Vista Avenue to the west and south, Interstate 505 to the east, and a self-storage facility to the north. The site consists of disturbed ruderal non-native grass. No trees are on the property. The western boundary is improved to curb and gutter along East Monte Vista Avenue, while the eastern property line is bound by an on-ramp to Interstate 505 and drainage channel. The drainage channel extends from the edge of the eastern property line approximately 56 feet to the on-ramp, and is dedicated to Caltrans. The channel appears to have standing water in it most times of the year from upstream irrigation and is fenced. The project does not include any changes to the drainage ditch.

The maximum height of the building is 36 feet, which is 139 feet above mean sea level. This site is located approximately 3,700 feet from the northern end of the runway. The runway elevation is 113 feet. The approach surface increases at 1 foot per 50 feet. The maximum allowable building elevation is therefore (113 + 3700/50 = 187) feet above sea level. The building has a finished floor of 103 feet above sea level. The top of the building would then be (103 + 36 = 139), or forty-eight (48) feet below the height restriction.

Ambrose Solar will operate with 40 employees from Monday through Friday from 7:00 AM to 6:00 PM. Lister Construction will operate with 5 employees from Monday through Friday from 7:00 AM to 4:00 PM.

The project is located within Zone B of the Nut Tree Airport Compatibility Plan, and Zone D of the Travis Air Force Base Compatibility Plan. According to Table 14.09.134.01 of the Vacaville Land Use and Development and Section IV.C.2.d(4) (Aviation-Related Restrictions) of the Vacaville-Golden Hills Business Park Policy Plan, the Solano Airport Land Use Commission (ALUC) shall review applications involving a question of compatibility with airport activities. Therefore, the applicant is requesting the ALUC to determine compatibility with the Nut Tree Airport and Travis Air Force Base.

PLEASE CALL THE APPOINTMENT DESK AT (707) 784-6765 FOR AN APPLICATION APPOINTMENT.

I uge o

LAND USE COMPATIBILITY DETERMINATION APPLICATION

TO BE COMPLETED BY THE APPLICANT				
II. DESCRIPTION OF PROJECT (CONT'D)				
POTENTIAL PROJECT EMISSIONS: (i.e. smoke, steam, glare, radio, signals): The project will not include any potential emissions that would affect the operations of the Nut Tree Airport or Travis Air Force Base.				
PROJECT AIRPORT LAND USE COMPATIBILITY PLAN: Nut Tree Airport Compatibility Plan and Travis Air Force Base Compatibility Plan	COMPATIBILITY ZONE: Nut Tree Airport Plan: Zone B Travis Air Force Base Plan: Zone D			
PERCENTAGE OF LAND COVERAGE: 13% The project will add 20,500 sq. ft. to the site	MAXIMUM PERSONS PER ACRE: 12.3 persons/acre. The project will add 45 people to the site.			
 inch reduction(s): See attachment. WIND TURBINE STUDY, including cumulative impact s individual effects of the proposed project, and (2) as requ proposed project considered in connection with the effect proposed projects, and the effects of probable future pr development of the remaining vacant parcels within the w Plan and (ii) any probable replacement of existing turbines dimensions: <i>Not applicable.</i> 	xemption in accordance with Section 15303 of CEQA. arked in red: See attachment. ding topographical information, and 8 1/2 x 11 inch compatibility zones or over 200' in height, plus 8 1/2 x 11 studies. Such studies shall include an analysis of (1) the ired by law, an analysis of the cumulative effects of the ets of past projects, the effects of other current projects and ojects, including (i) the probable build out for wind energy rind resource areas described in the Solano County General s or meteorological towers with structures having different t description from project proponent, response to item N.			
X APPLICANT SIGNATURE	DATE			
DOES THE PROJECT PROPOSE THE DEMOLITION OR A THE PROJECT SITE? ☐ YES ⊠NO If yes, des				

PLEASE CALL THE APPOINTMENT DESK AT (707) 784-6765 FOR AN APPLICATION APPOINTMENT

ITEM B

LOCAL AGENCY REFERRAL LETTER



CITY OF VACAVILLE

650 MERCHANT STREET VACAVILLE, CALIFORNIA 95688-6908 www.cityofvacaville.com 707-449-5100 RON ROWLETT Mayor

RAYMOND BEATY Vice Mayor DILENNA HARRIS Councilmember

MITCH MASHBURN Councilmember

NOLAN SULLIVAN Councilmember

ESTABLISHED 1850

April 9, 2020

Community Development Department Planning Division

Mr. Jim Leland Solano County Resource Management Department 675 Texas Street Fairfield, CA 94533

SUBJECT: LOCAL AGENCY REFERRAL LETTER – LISTER COMMERCIAL BUILDING Southeast corner of East Monte Vista Avenue and Aviator Drive Conditional Use Permit and Design Review (File No. 20-096)

Dear Jim:

This letter will serve as the Local Agency Referral Letter acknowledging the submittal of the Lister Commercial Building Land Use Compatibility Determination by the Airport Land Use Commission (ALUC). The applicant for the request is Mr. Rob Henley with A2R Architects. The project proposal is to construct an approximately 20,500 sq. ft., one-story commercial building at the southeast corner of East Monte Vista Avenue and Aviator Drive, in Vacaville. The site plan includes 53 on-site parking spaces and access via two driveways on East Monte Vista Avenue.

The project site appears to be located within Zone D of the Travis Air Force Base Airport Land Use Compatibility Plan. The project site is also located within Zone B of the Nut Tree Airport Land Use Compatibility Plan. The applicant has compiled the materials listed in the County's instructions for preparing an application. Pursuant to Section 15183 (Projects Consistent with a Community Plan or Zoning) and Section 15332 (In-Fill Development Projects) of the California Environmental Quality Act (CEQA), the project is exempt from environmental review.

Please let me know if you see anything missing that is either required for the review or that would be helpful for the County staff or for the ALUC members as part of the consistency review. If you have any questions, please feel free to contact me by phone at (707) 449-5364 or by email at <u>albert.enault@cityofvacaville.com</u>.

Sincerely,

ALBERT ENAULT, Associate Planner

AIRPORT LAND USE COMMISSION

APPLICATION SUBMITTAL ITEMS

ITEM C

STAFF REPORTS NOT REQUIRED FOR PROJECT

AIRPORT LAND USE COMMISSION

APPLICATION SUBMITTAL ITEMS

ITEM D

NOT APPLICABLE PROJECT IS EXEMPT FROM CEQA

ITEM E

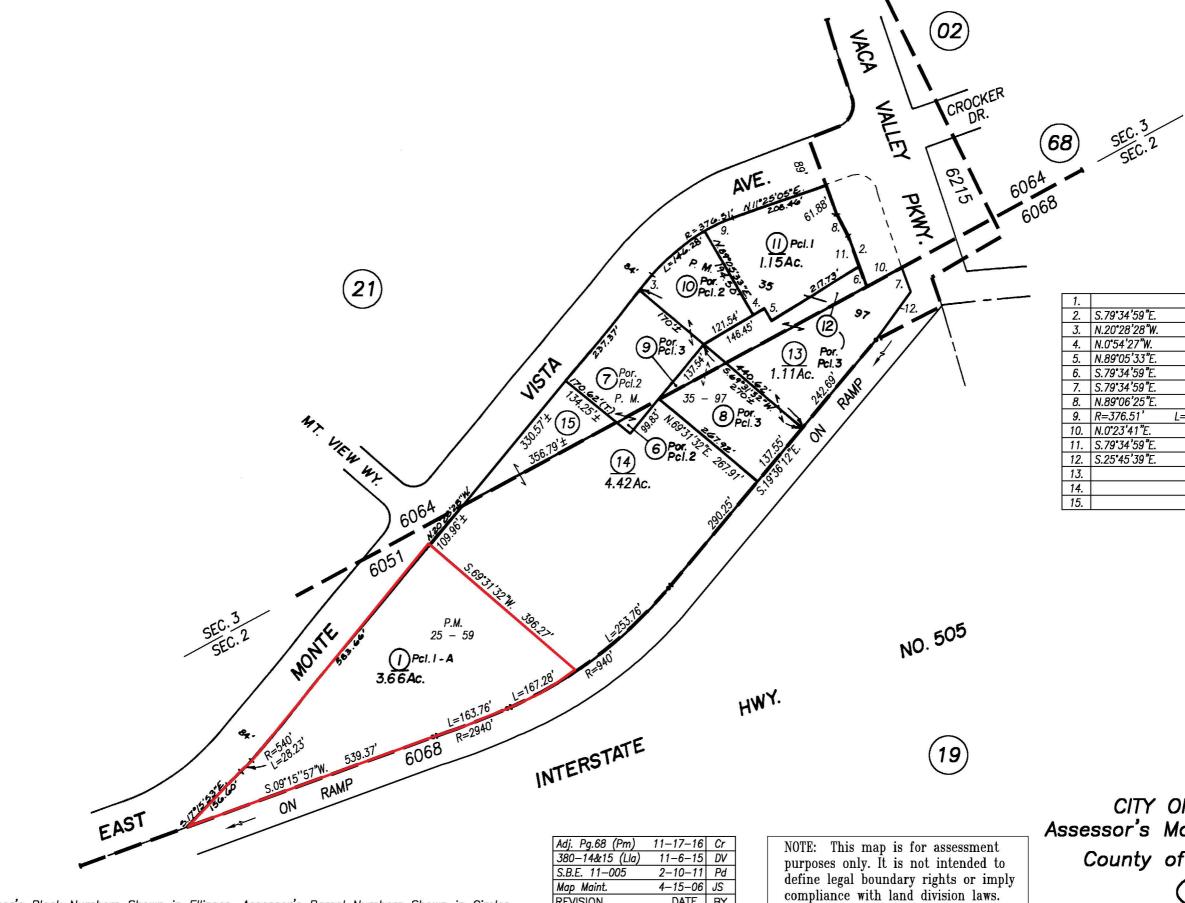
LOCATION MAP



ITEM F

ASSESSOR'S PARCEL MAP

POR. LOT 37, RANCHO LOS PUTOS POR. S.W.1/4 SEC. 2 & POR. S.E.1/4 SEC. 3, T.6N., R.1W., M.D.B.& M. EXT.

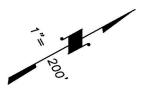


REVISION

DATE BY

Tax Area Code

133-38



-			
1.			
2.	S.79"34'59"E.		110.47'
3.	N.20°28'28"W.		37.03 '
4.	N.0°54'27"W.		24.91'
5.	N.89°05'33"E.		27.50'
6.	S.79°34'59"E.		51.76'
7.	S.79"34'59"E.		48.67'
8.	N.89°06'25"E.		50.99 '
9.	R=376.51'	L=	63.30 '
10.	N.0°23'41"E.		81.24'
11.	S.79'34'59"E.		58.71'
12.	S.25*45'39"E.		116.12'
13.			
14.			
15.			

CITY OF VACAVILLE Assessor's Map Bk. 133 Pg. 38 County of Solano, Calif. 17 - 18

OWNER'S CERTIFICATE

THE UNDERSIGNED, HERCULES ARNOLD, AND B. ALONSO, HEREBY CERTIFY THEY ARE THE ONLY ENTIT: HAVING ANY RECORD TITLE IN ALL THE LAND DELINEATED WITHIN THE DISTINCTIVE BORDER OF THIS PARCEL WAY, AND HEREBY CONSENT TO THE PREPARATION AND RECORDATION OF SAID MAP. WE DEDICATE TO THE CITY OF VACAVILLE, FOR FUELIC USE, KASEMENTS FOR GAS, ELECTRIC, TELEPHONE AND CARLE TELFUISION PURCESS DESIGNATED ON SAID MAP AS P.U.E, (PUBLIC UTILITY EASEMENT) AND ALL USES INCIDENT THERETO INCLUDING THE RIGHT TO MAKE CONNECTIONS THEREMITH FROM ANY ADJOINING PROPERTIES, WE ALSO DEDICATE TO THE CITY OF VACAVILLE, THAT EASEMENT FOR STORN DRAIN FURFORES DESIGNATED ON SAID MAP AS STORM DEAIN EASEMENT,

B alonso

Geraule Arnald

STATE OF CALIFORNIA SS COUNTY OF SOLANO On this <u>Hh</u> day of <u>October</u>, 19<u>83</u>, before me, <u>La Verkee Z.</u> <u>Drawton</u>, a Notary Public in and for said County and State, personally appeared <u>B. Planso and Herewes Broald</u>

State, personally appeared <u>B. Monsto</u> and <u>Heltules Bineld</u> , known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed

the same. WITNESS my hand official seal,

----Levernes I. Drayton NOTARY PUBLIC-CALIFORNI Principal Ottos 10 SOLAND County Ny Committee Fathers See 5: 199

La Verace, l. Dray tou

CLERK OF THE CITY COUNCIL CERTIFICATE

I. CORINNE L. GRANNEN, CITY CLERK AND CLERK OF THE COUNCIL OF THE CITY OF VACAVILLE, COUNTY OF SOLANO, STATE OF CALIFORNIA, DO HEREBY CERTIFY THAT THE COUNCIL OF THE CITY OF VACAVILLE BY RESOLUTION <u>1977-M-8</u> ACCEPT ON BEHALF OF THE CITY, THE DEDICATION OF THE STORM DHAIN EASE-MENT AND THE UPBLIC UTILITY EASEMBRY, ALL AS SHOW WITHIN THE DISTINCTURE BONDRE.

IN WITNESS WHEREOF, I HEREUNTO SET MY HAND THIS AN OF Dourseline . 1983.

X Sum

PARCEL MAP ARNOLD/ALONSO PROPERTY

BEING THE LAND SHOWN IN BK. 23, P.M., PG. 34. CITY OF VACAVILLE COUNTY OF SOLANO STATE OF CALIFORNIA SCALE: 1"=100' JULY, 1983

Cpa cullen-phillippi associates, inc.

405-A BOYD STREET VACAVILLE, CALIFORNIA (707) 446-3434

ENGINEER'S CERTIFICATE

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH HER REQUIRENEMNS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF <u>HERCIES</u> ON <u>ACCOSE</u> 1983. I HEREBY STATE THAT THIS PARCEL MAP SUBSTANTIALLY CONFORMET OT THE APRIVATO RE CONDITIONALLY APPROVED TENTATIVE MAP. IP ANT. THAT ALL OF THE MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS INDICATED. THAT SAID MONUMENTS ARE SUFFICIENT TO EMABLE THE SUBVEY TO BE RETRACED.



CITY ENGINEER'S CERTIFICATE

This map conforms with the requirements of the Subdivision Map Act and local ordinance DATED.: 2 NOVEMOGR 1983

Joseph A. Muniz, Jr. Aty Engineer

PLANNING & COMMUNITY DEV, DIRECTOR'S CERTIFICATE

THIS MAP HAS BEEN EXAMINED THIS Add Day of $\underline{NOV}_{*},\underline{RBCS}_{*}$ and was found to be exempt from parcel map requirements per section 66428 of the subdivison map act.

COUNTY TAX COLLECTOR'S CERTIFICATE

I, Virginia Ryan, County Tax Collector of Solano County, California, do hereby certify that according to the records of this office, there are no liens against this subdivision or any part thereof for unpaid State, County, Manicipal, or Local Taxes, except taxes or special assessments not yet payable.

Vireinia Rynn County Tax Collector by Janies E. Walker, Deputy Dated: /2.2/-83 56432 56432

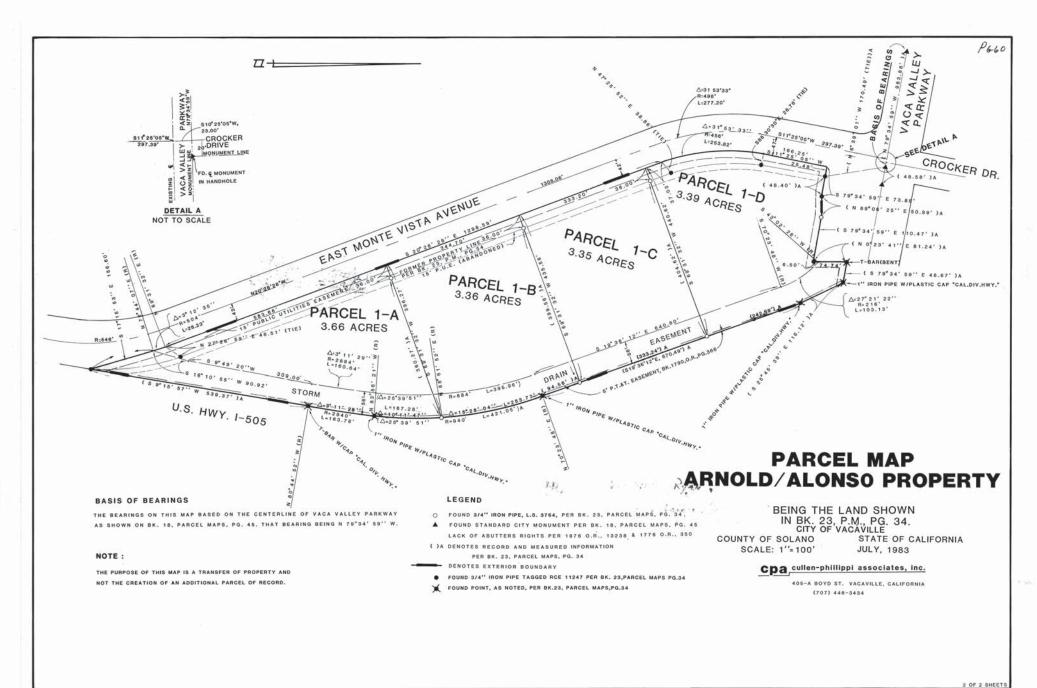
COUNTY RECORDER'S CERTIFICATE

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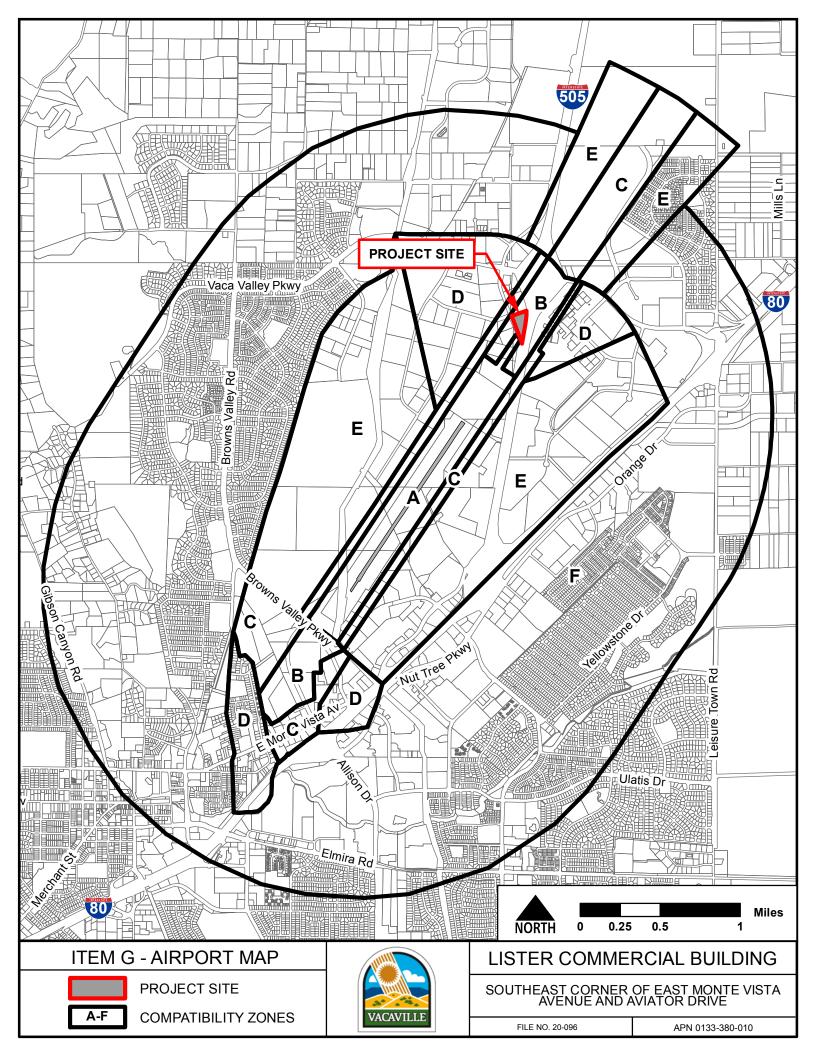


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ITEM G

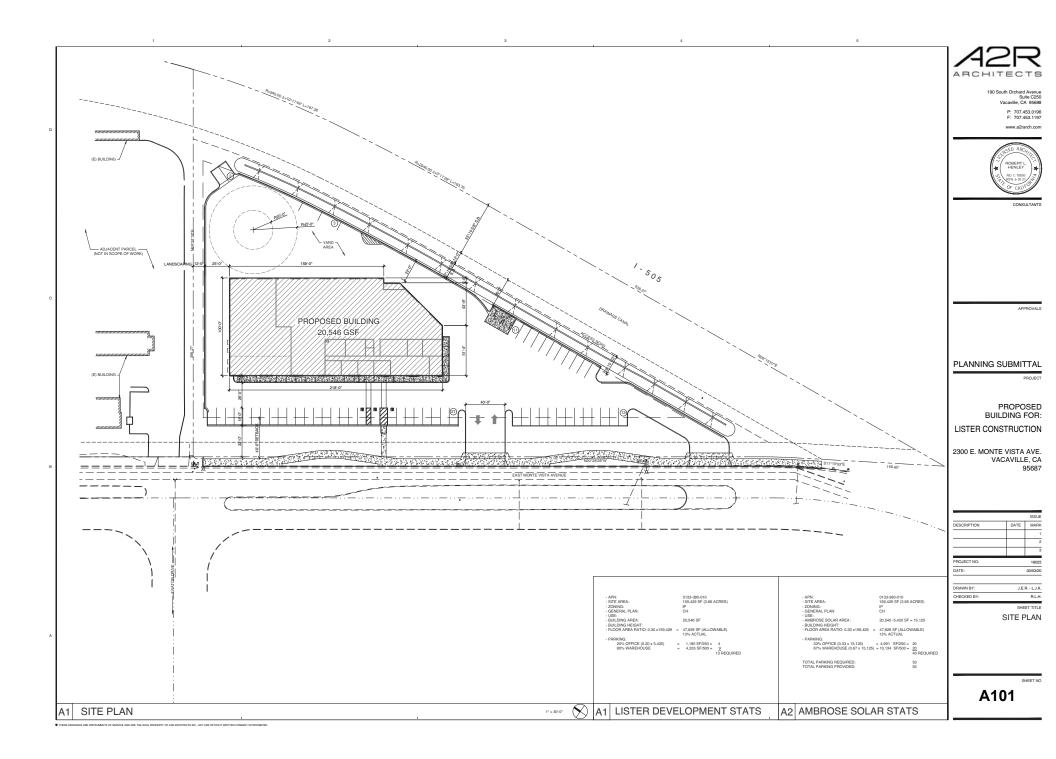
AIRPORT BOUNDARY MAP

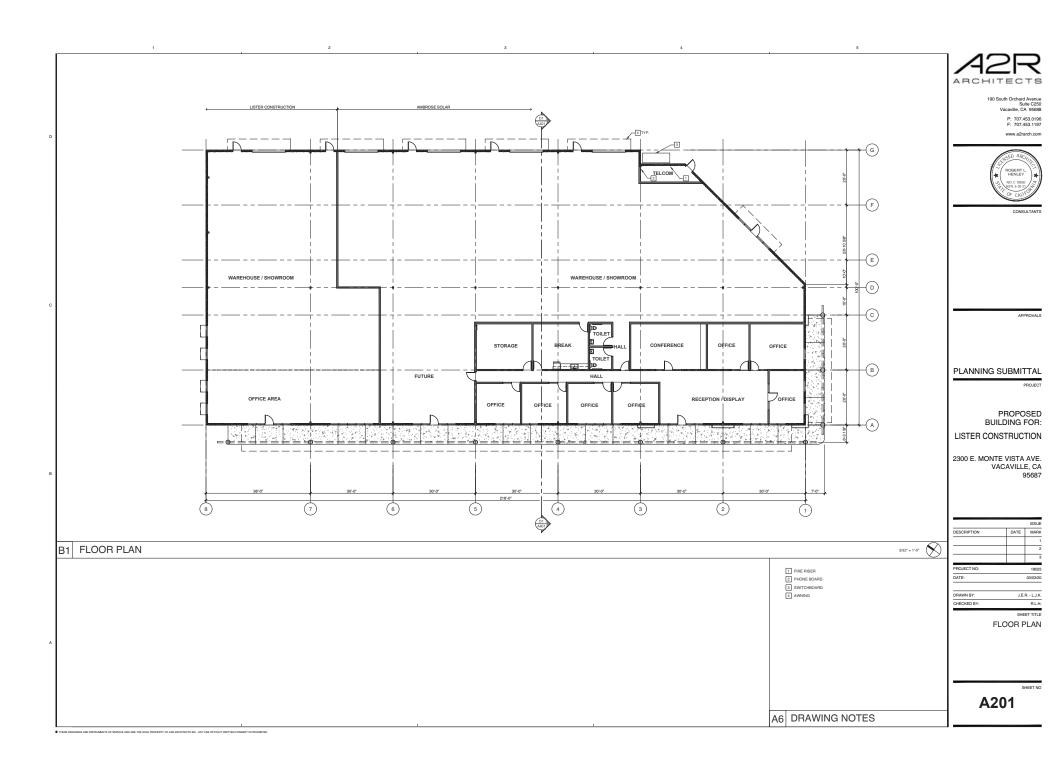


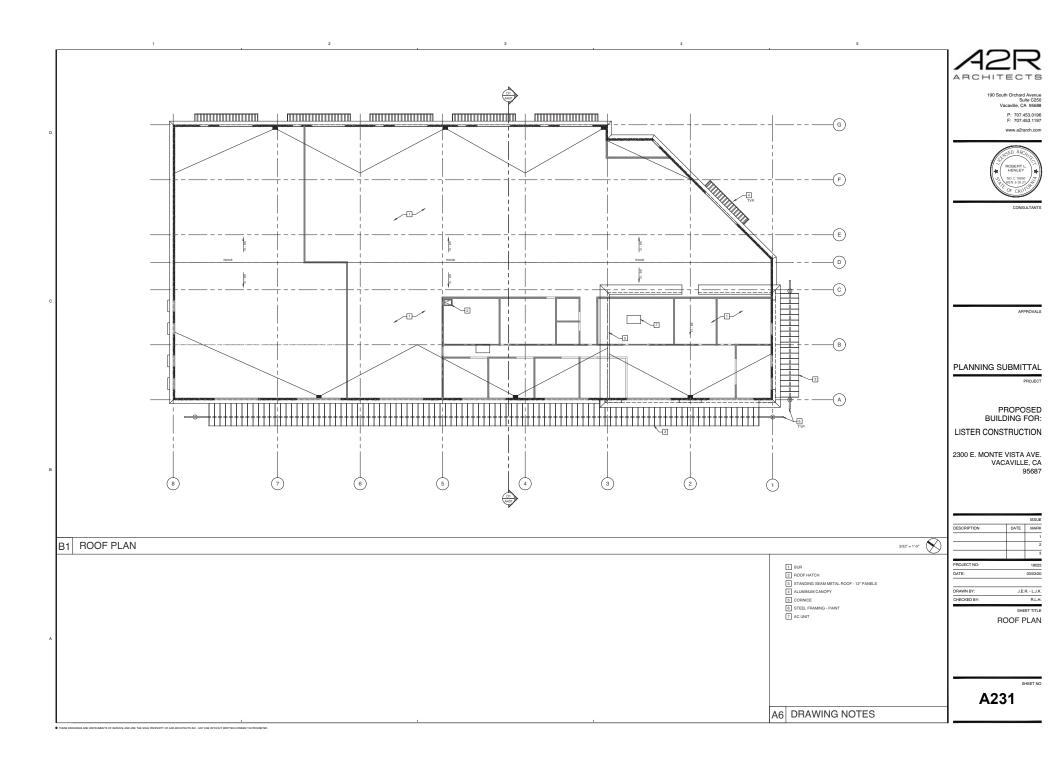
ITEM H

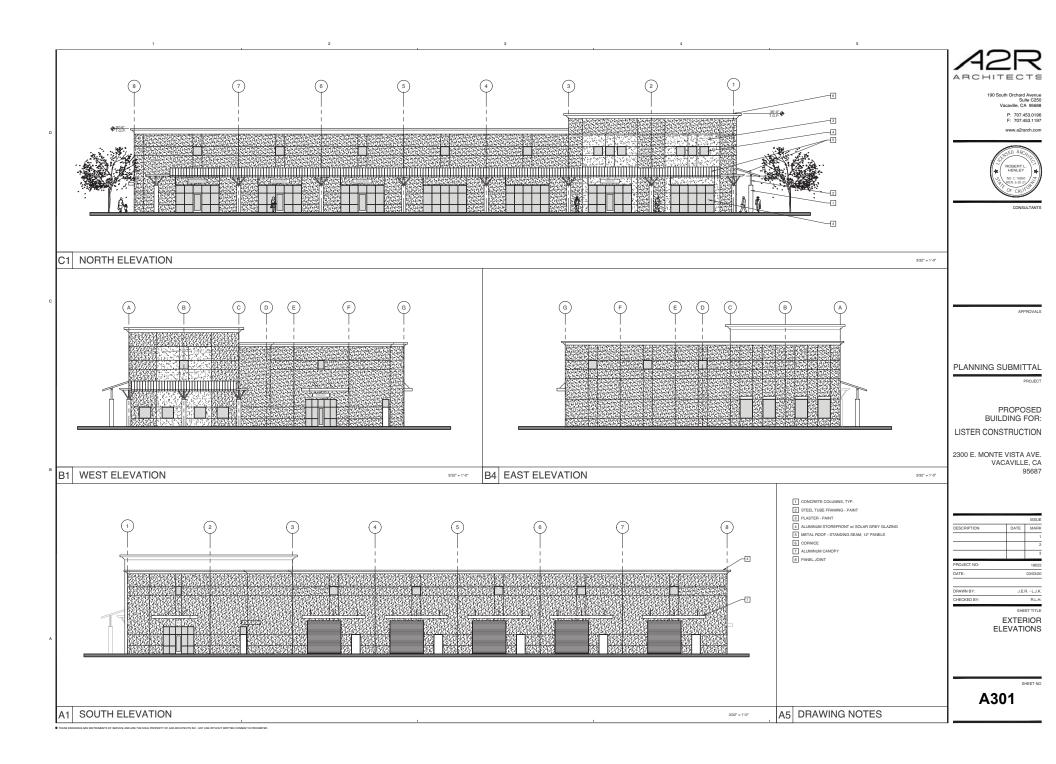
PROJECT PLANS

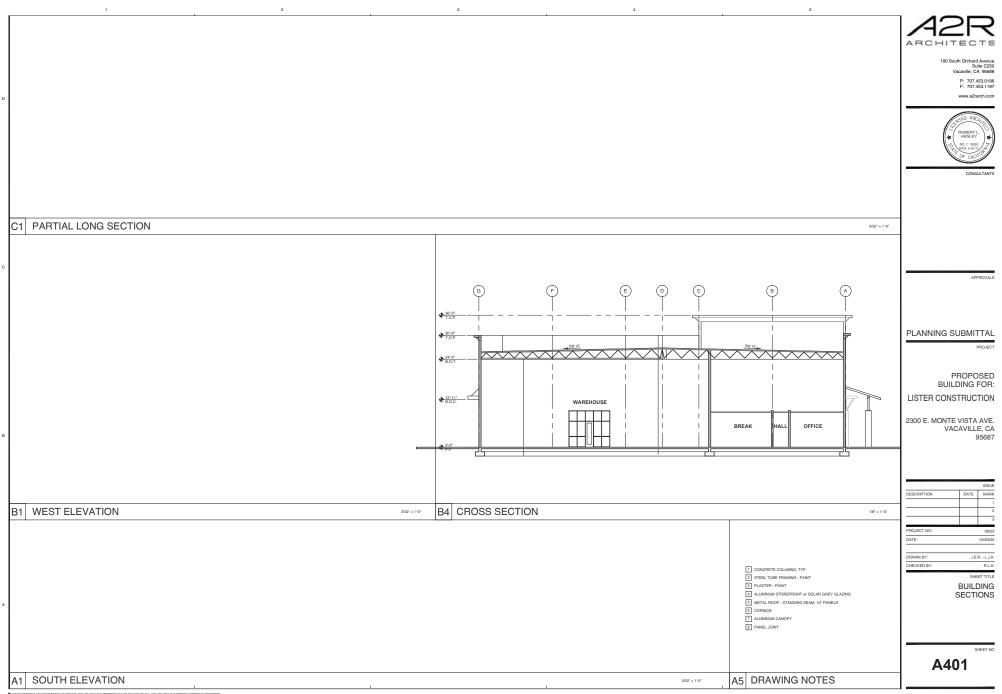
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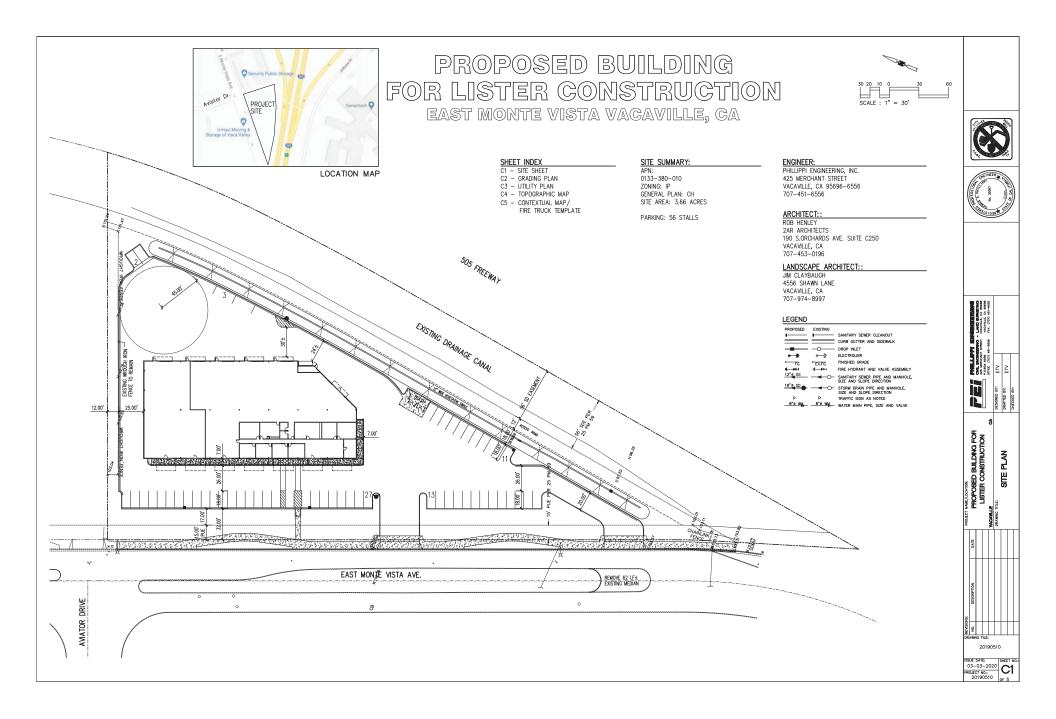


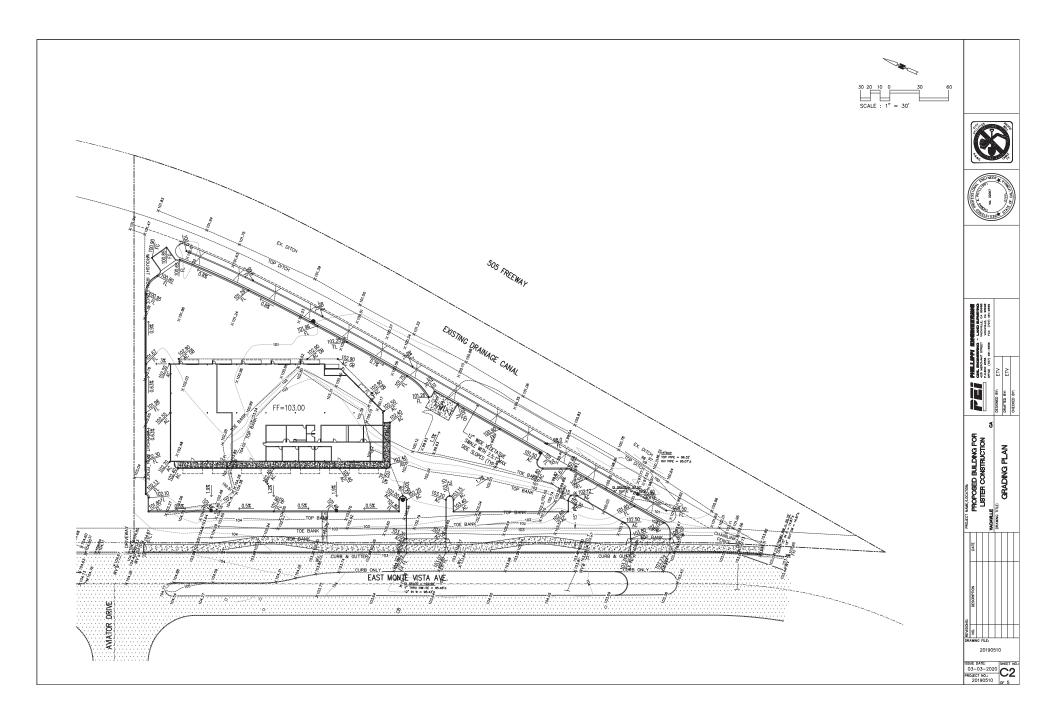


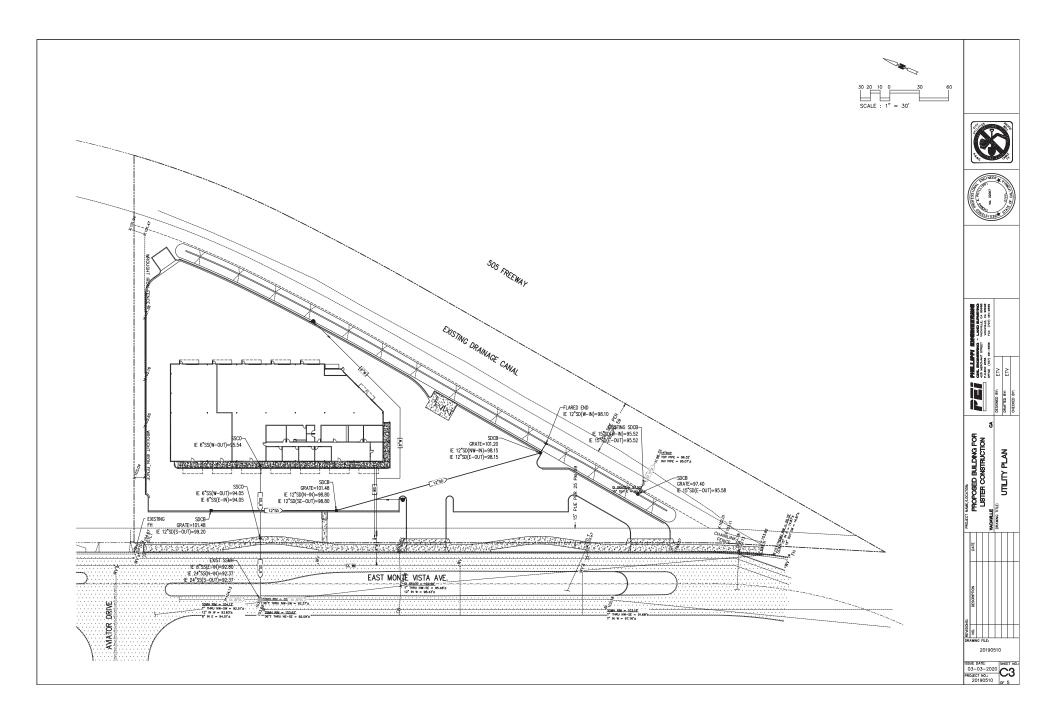


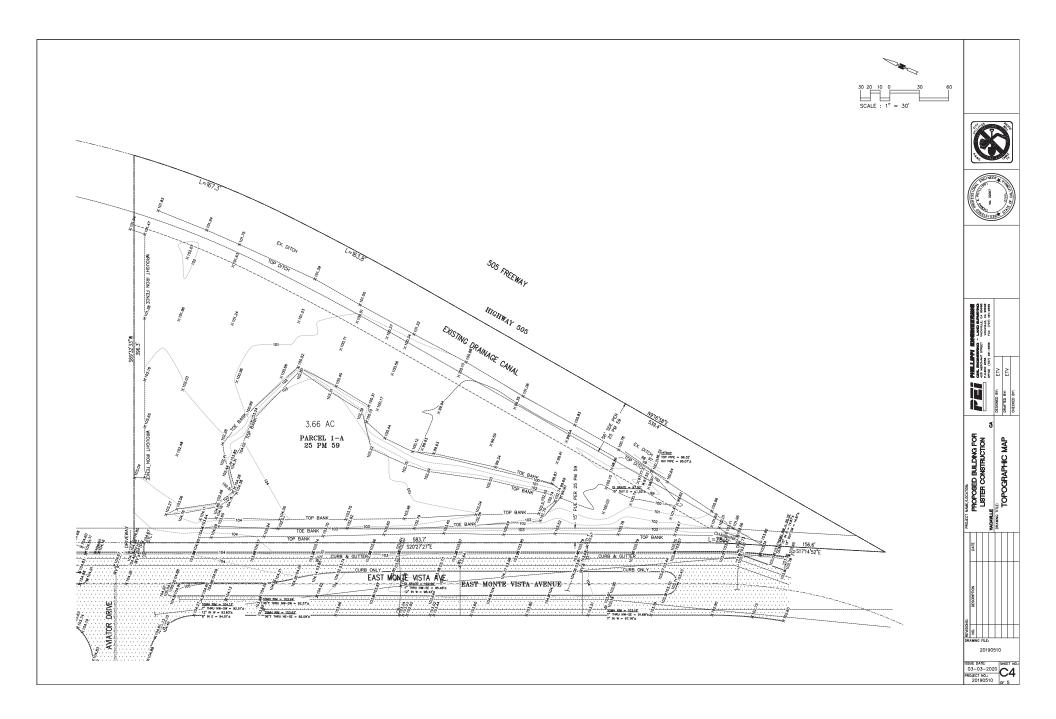


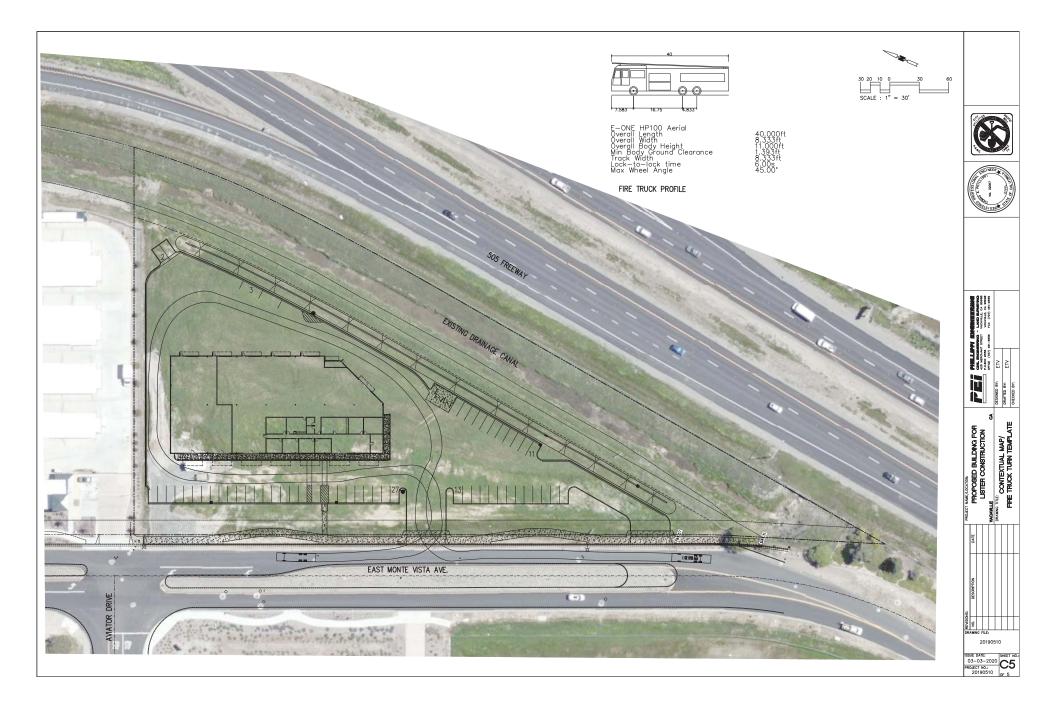
OF AGR ARCHITECTS INC.; ANY USE WITHOUT WRITTEN CONSENT IS PROHIBITED.

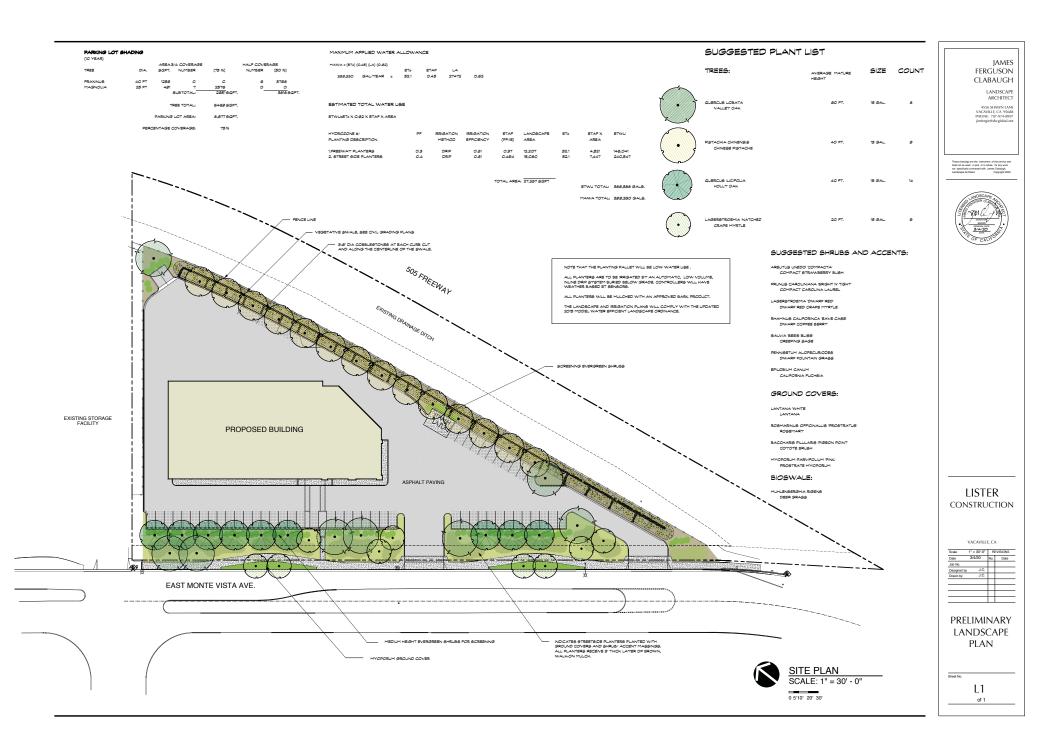










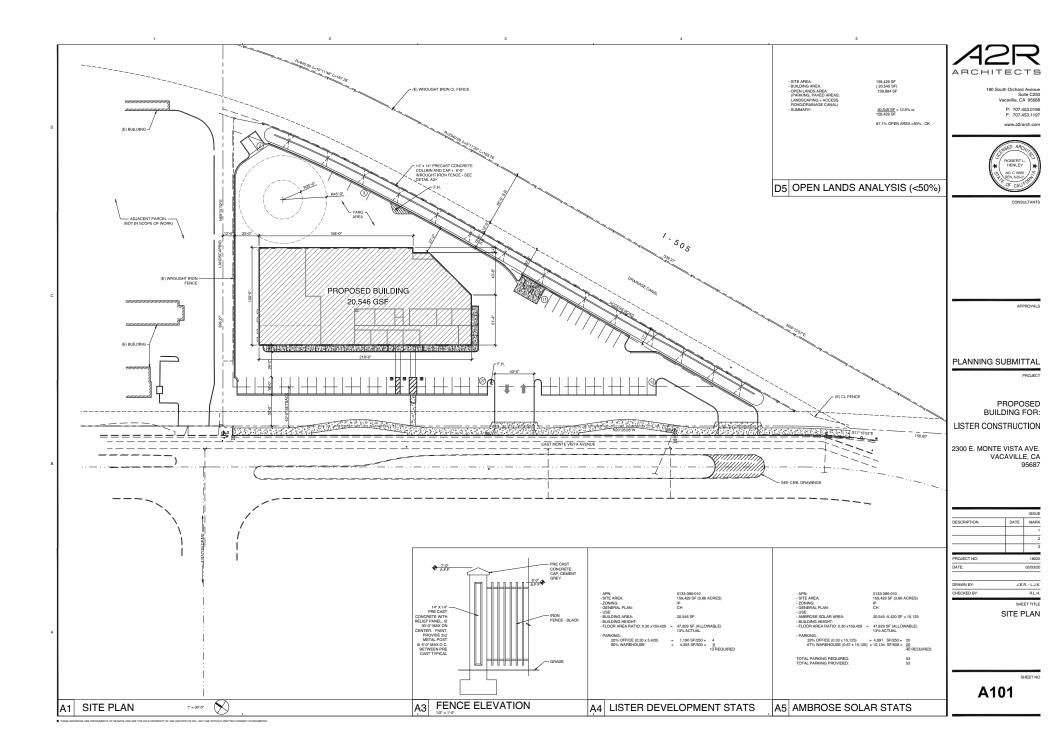


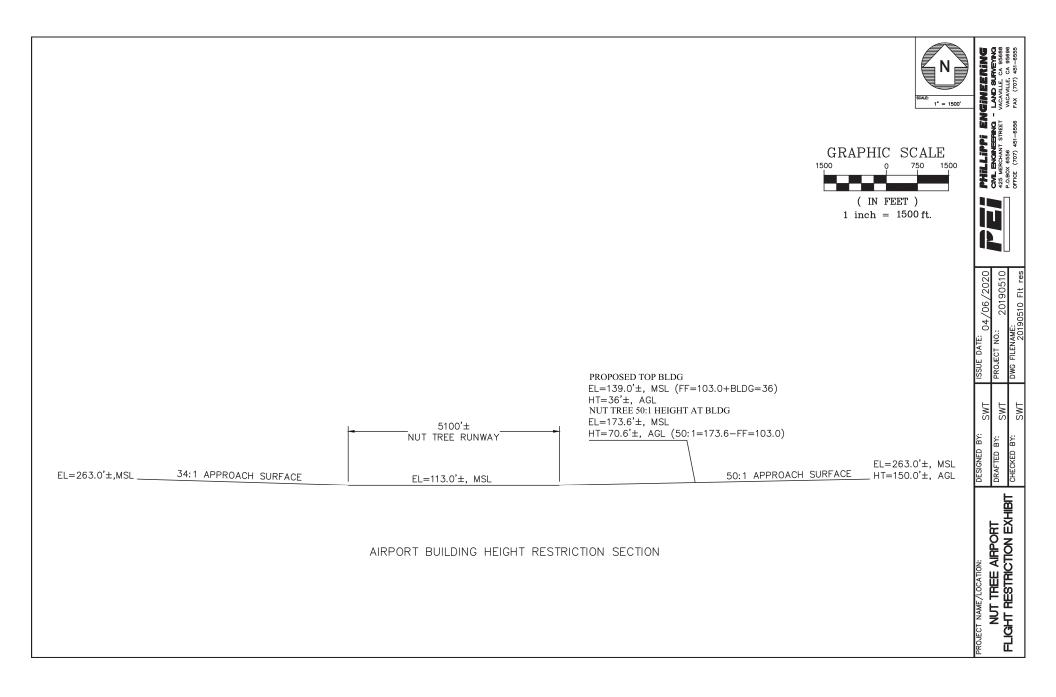
AIRPORT LAND USE COMMISSION

APPLICATION SUBMITTAL ITEMS

ITEM I

ELEVATION HEIGHT & OPEN LANDS ANALYSIS





AIRPORT LAND USE COMMISSION

APPLICATION SUBMITTAL ITEMS

ITEMS J,K

PROJECT DESCRIPTION ALSO INCLUDED ON APPLICATION FORM

A Building for: Lister Construction

Project Description:

The project/property in question is located on E. Monte Vista Ave near Aviator Drive. The property is contiguous to the Storage Facility to the north. The site is relatively flat with a light slope from the SW to the NE corner. A drainage canal parallels the I-505 frontage -see the civil drawings.

The site is approximately 3.66 acres and is triangular in shape and fronts on E. Monte Vista Ave. The proposed building is 20,500 GSF and will have one major tenant, Ambrose Solar (15,125 SF) and the balance will be Lister Construction (5,420 SF). <u>Ambrose Solar</u> has a retail/sales aspect; some space in the plans is designated for display for the solar panels/systems that they sale/install. <u>Lister</u> <u>Construction</u> will have an equipment rental aspect to their business related to the construction industry.

- Ambrose Solar spaces include: Lobby, Offices, Conference space, Break room and Warehouse.
 - 1. Use: Offices, Product Display and warehouse for the contracting operations and storage.
 - 2. Number of Employees, total: 40 +/-
 - 3. Hours of Operation: 7am-6pm, M-F
 - 4. Storage: Warehouse space and Company Vehicles
- Lister Construction spaces include: 1,190 SF of offices and the balance as warehouse.
 - 1. Use: Construction Company: Office, Warehouse and Equip Rental
 - 2. Number of Employees: 5
 - 3. Hours of Operation: 7am -4pm, M-F
 - 4. Storage: Warehouse space, Company Vehicles and Equipment Rental

Airport Land Use Commission:

- The following information addresses items I, J, L, N, O and Q of the ALUC submission check list:
 - 1. <u>Item I</u>: Our civil engineer has complete the required cross-section see the submittal additional drawing. See plan/sections located in the architectural drawings.

 Item J: The Golden Hills Policy Plan designates the property in question as IP and our project is consistent with this zoning/use in the GH policy plan.
 See drawing A101 Site Plan. We have added the Open Lands

See drawing A101 – Site Plan. We have added the Open Lands Analysis indicates 12.9% lot coverage, which is well below 50% maximum allowable. Maximum persons per acres is 12.29 (45 occupants/ 3.66 acres = 12.29).

We do not anticipate any use, function or material relating to this project that would interfere with aircraft flight or communications relating to flight/flying. The project will be equipped with typical parking and building exterior lighting fixtures.

- <u>Item L</u>: See drawing A101 Site Plan. We have added the Open Lands Analysis indicates 12.9% lot coverage, which is well below 50% maximum allowable. Maximum persons per acres is 12.29 (45 occupants (see pg/ 1), max at anyone time / 3.66 acres = 12.29 persons).
- 4. <u>Item N</u>: See letter dated 4/6/20 to Albert Enault, Associate Planner.
- 5. <u>Item O</u>: FAA Review through the FAA Part 77:
 - 01.Yes, a design review application has been submitted for the project and with that, property owners will be notified about the proposed project.
 - 02. To my knowledge, no supporting documents have been submitted to the FAA.
 - 03. None known to the applicant.
 - 04. None known to the applicant.
 - 05. None known to the applicant.
 - 06. None known to the applicant.
 - 07. None known to the applicant.
 - 08. None known to the applicant.
- 6. <u>Item Q</u>: Filing fee: A check for \$200 has been mailed to the Solano County Planning.

EXTERIOR:

 Basic Structure: Concrete tilt-up with vertical and horizontal reveals. Most of the buildings height is 30'-6" AFF with a portion at the Ambrose Solar location elevated to +36'-0" AFF. A cornice is located at the top of the parapet and surrounds the building. A sloping shed standing seam metal roof is located along the E. Monte Vista Ave. elevation and is supported with concrete columns and steel posts. Square and high windows are placed around the building to help break up the exterior mass of the building and to allow natural light into the warehouse space.

Aluminum canopies at the roll-up doors are located at doors facing I-505.

TENTATIVE PROJECT SCHEDULE:

- Planning: 3/6/20 to 5/6/20
- Construction drawings: 3/13/20 to 5/13/20
- Grading of the Site: 5/15/20 to 6/15/20
- Plan checking: 5/14/20 to 7/14/20
- Start Construction: 8/1/20
- Complete Construction: 4/1/21

AIRPORT LAND USE COMMISSION

APPLICATION SUBMITTAL ITEMS

ITEM L

SEE PROJECT DESCRIPTION WITH ITEMS J-K

ITEM M

NOT APPLICABLE

ITEM N

INFORMATION CONTENT



190 S. Orchard Avenue Suite C 250 Vacaville, CA 95688

> o 707.453.0196 f 707.453.1197 www.a2rarch.com

April 6, 2020

Albert Enault Associate Planner City of Vacaville 650 Merchant Street Vacaville, CA 95687

Re: Lister Construction - Design Review Application Subject: ALUC. Item N. Response

Albert:

As required, I have assembled this letter to address <u>Item N</u> of the Solano County Airport Land Use Commission checklist. I have address these issues as follows:

- 1. The Proposed Project is not located within 1,000 feet of a military installation. TAFB is approximately 6 miles away from the project site.
- 2. Beneath a low-level flight path: See the attached exhibit. The project meets the required clearances of flight path to building height (36'), which is consistent with the Golden Hills PP.
- Is the project within special use airspace as defined in Section 21098 of the Public Resources Code?: The project is not within a special use airspace for training, research, development or evaluation for a military service.
- Within an urbanized area as defined in Government Code Section 65944?: Yes, the project is within an urbanized zone and is in the city limits of the City of Vacaville. The proposed project <u>does not</u> involve/require an adoption or amendment of the general plan.

I am hoping that this letter addresses the requirements of Solano County Airport Land Use Commission checklist, item N. Should you have any questions or concerns, please call me to discuss at any time.

Sincerely,

Robert L. Henley, AIA Principal | LEED AP

Attachment: Project Description

CC: Client & File, Agencies.

ITEM O

FCC REFERRAL NOT APPLICABLE

ITEM P

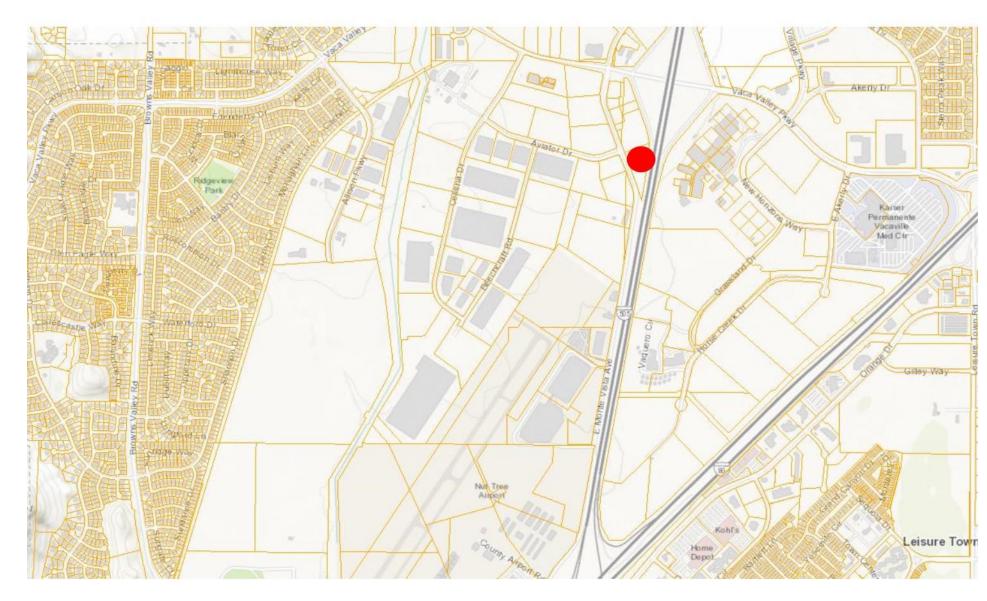
AVAILABLE UPON REQUEST BY THE DEPARTMENT OF RESOURCE MANAGEMENT SOLANO COUNTY

ITEM Q

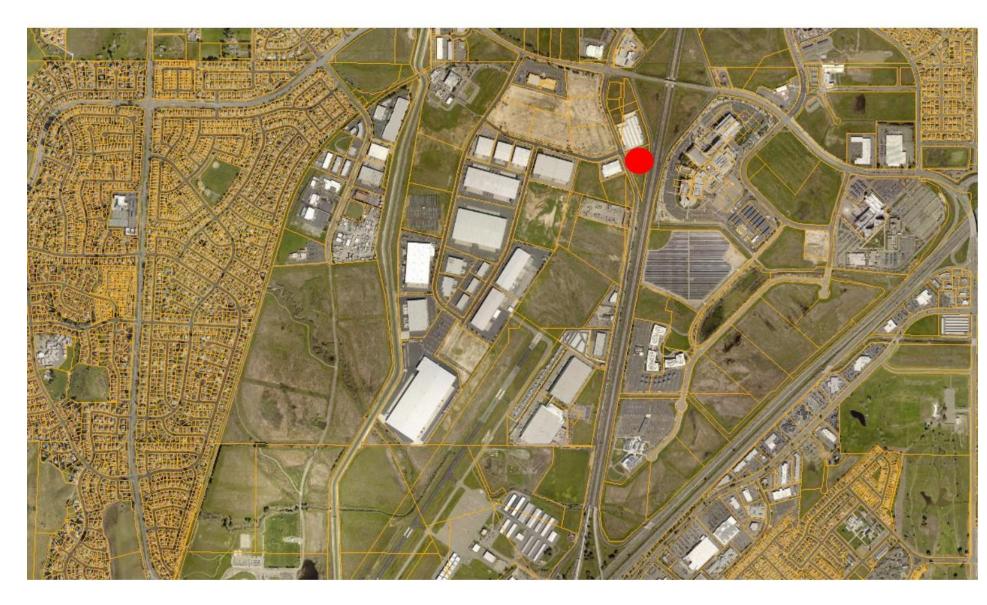
APPLICATION FEE (\$200.00)

INCLUDED WITH APPLICATION FORM

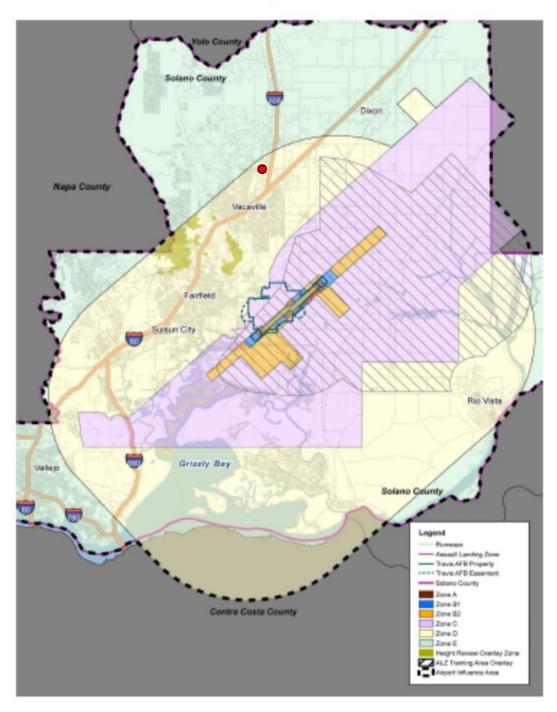
Vicinity Map



Aerial Map



Travis AFB LUCP Context Map



Nut Tree Airport LUCP Context Map





Attachment E1: Close-Up Nut Tree Context



September 1, 2020

A2R Architects 190 S. Orchard Ave. Suite C250 Vacaville, CA 95688 707-453-0196 Email: rob.h@a2rarch.com

Project: Lister Construction Building Subject: Analysis of Open Land Requirement

Dear Mr. Henley:

We understand that A2R Architects is designing a 20,500-square-foot building north of the Nut Tree Airport on E. Monte Vista Ave near Aviator Drive. The project site is 3.66 acres and is triangular in shape. The building's majority tenant (15,125 SF) will be Ambrose Solar. The remainder of the building (5,420 SF) will be occupied by Lister Construction. Due to the site's proximity to the Nut Tree Airport, the project will need to comply with the Solano County Airport Land Use Compatibility Plan (ALUCP).

As requested, Mead & Hunt, Inc. (Mead & Hunt) is providing an analysis of the ALUCP's Open Land Requirement and whether the proposed project would meet those requirements. Other airport land use compatibility factors addressed by the ALUCP (e.g., noise, safety, overflight, and airspace protection) are not included in our analysis.

The ALUCP for the Nut Tree Airport (May 1988) designates six zones (A - F) with varying land use compatibility restrictions for the areas surrounding the Nut Tree Airport. The proposed project lies within the "B" Zone, also referred to as the "Inner Approach/Departure Zone." The ALUCP requires 50% of Zone B to remain as open land.

Note 3 for the Compatibility Criteria Table states the following:

The indicated percentage of gross area (total area in zone, including airport property except in zone A) would remain free of structures and other major obstacles. To be considered open land the area must be sufficiently large and unobstructed to enable an aircraft to make an emergency landing with a high probability of no serious injuries to the occupants of the aircraft or major damage to structures on the ground. Substantial damage to the aircraft may occur. Spaces as small as approximately 100 feet by 300 feet or 75 feet by 400 feet are considered adequate, although larger areas are desirable. Roads and adjacent landscaping qualify if they are wide enough and not obstructed by large trees, signs, or poles. These areas should be oriented as closely as practical to the common direction aircraft flight over the area....

Rob Henley September 4, 2020 Page 2

The City of Vacaville has prepared the two attached graphics depicting the remaining open land within Zone B should the proposed project be developed. One graphic shows the open land remaining within the northern portion of Zone B where the proposed project is located, while the second graphic shows the remaining open land within the entirety of Zone B (north and south portions of Zone B). The ALUCP isn't clear if the 50% open land requirement applies to each of the two B Zones separately, or as one whole zone. However, in either case, the open land remaining after development of the proposed project would remain above 50%.

- The portion of open land remaining available in only the northern Zone B is 53%
- The portion of open land remaining available in both the northern and southern Zone B is 60%

As a practical matter, we would recommend that the open land be calculated and met for each end separately. Aircraft operating north of the airport may not have the option to reach the southern open area (and vice versa) in the event of an emergency landing.

In the open land graphics prepared by the City of Vacaville, two narrow strips of open land are included to the north and east of the proposed project site. These don't appear to meet the minimum sizes specified in the ALUCP (100'x300' or 75'x400'). We recommend the City revise the graphic if necessary and recalculate the total open space percentage if appropriate.

It appears that the City excluded a portion of the Interstate 505 right-of-way as suitable landing space due to the presence of a freeway overpass that would potentially interfere with an aircraft making an emergency landing. It appears that portions of the excluded area would meet the minimum size requirements. Regardless, if those areas were included, they would only serve to increase the available open land in the Zone.

Based on our review of the ALUCP open land requirement, the exhibits prepared by the city, and the assumption that any revision to the small areas of open land designation on the north and east of the proposed project site would not substantially change the overall open land percentage, it is Mead & Hunt's professional opinion that the required open land for Zone B would be achieved based on existing open land areas within the zone.

Mead & Hunt was not asked to evaluate the project with respect to other compatibility factors: safety, airspace, overflight, and noise. Nonetheless, no obvious concerns were apparent to us.

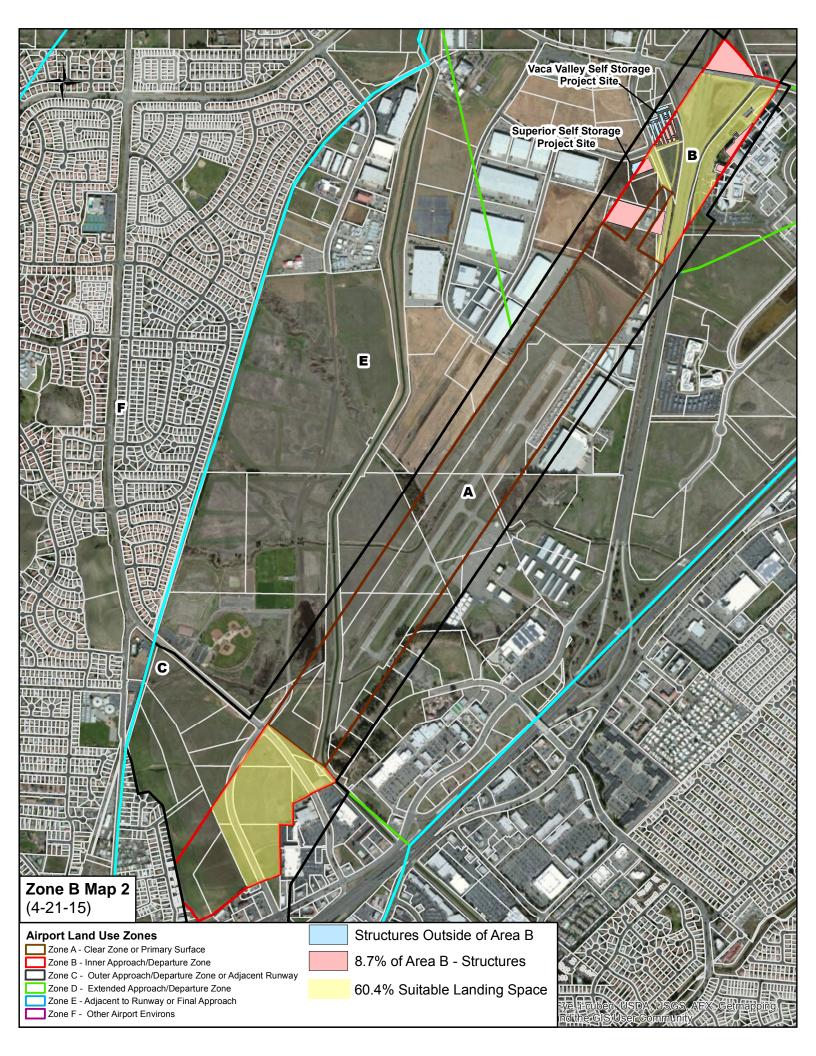
Sincerely,

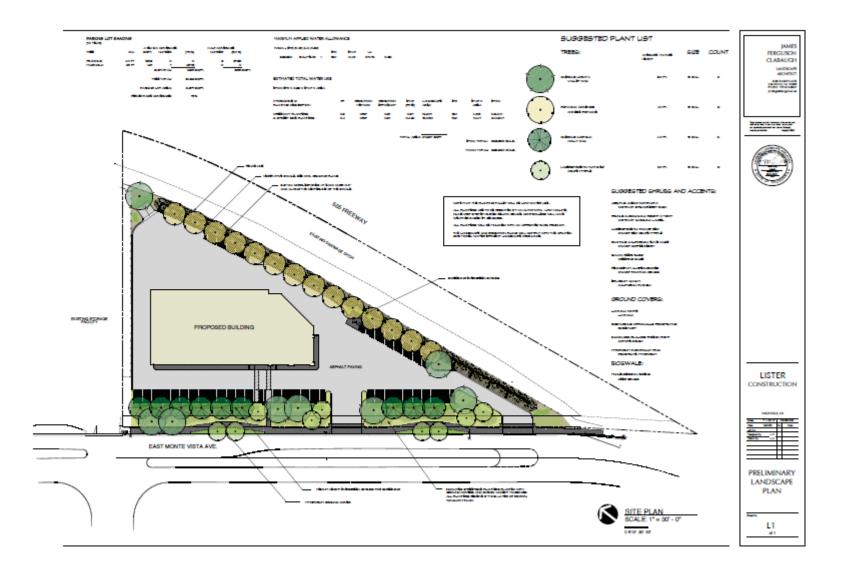
MEAD & HUNT, Inc.

Corbett Smith, C.M. Aviation Planner

Attachment: Zone B Map 1 & 2









CITY OF VACAVILLE

650 MERCHANT STREET VACAVILLE, CALIFORNIA 95688-6908 www.cityofvacaville.com LEN AUGUSTINE Mayor

CURTIS HUNT Vice Mayor DILENNA HARRIS Councilmember

MITCH MASHBURN Councilmember

RON ROWLETT Councilmember

May 4, 2015

Community Development Department Planning Division

Mr. Jim Leland Solano County Resource Management Department 675 Texas Street Fairfield, CA 94533

SUBJECT: COMPLIANCE WITH ALUC CONDITIONS OF CONSISTENCY FOR SUPERIOR SELF STORAGE AND VACA VALLEY SELF STORAGE

Dear Jim:

The purpose of this letter is to follow-up on our April 31, 2015 meeting with Commissioners Seiden and Randall (ALUC Subcommittee) regarding the Superior Self Storage and Vaca Valley Self Storage projects in Vacaville.

On April 9, 2015 the ALUC found both projects to be consistent with the Airport Land Use Plan subject to three conditions of approval, related to: (1) Open Space Plan; (2) adoption of the Open Space Plan by the City of Vacaville; and (3) an Avigation Easement and Height Limit Easement.

City of Vacaville Planning staff prepared two exhibits identifying the suitable open land areas for Zone B north near the project sites and Zone B south. During the meeting we discussed both project sites and determined that suitable open land areas were present around the project sites, in particular East Monte Vista Avenue and Interstate 505 including the freeway itself, its on ramp and off ramps areas. At the conclusion of the meeting, Commissioners Seiden and Randall determined that suitable open land areas were present for emergency landing purposes, and found that the projects had complied with that particular condition of approval.

Here are the City's responses to the ALUC conditions of approval:

1. ALUC Condition: The applicant shall submit an Open Space Plan to the Airport Land Use Commission, or an ad-hoc committee of the Commission as determined by the Chair, for a determination that the Open Space Plan meets the standards incorporated into the 1988 Nut Tree Airport Land Use Compatibility Plan.

On behalf of the applicants, City staff prepared an Open Space Plan consisting of two exhibits (attached). The ad-hoc committee of the ALUC (Commissioners Seiden and Randall) determined the exhibits complied with this condition.

2. The Open Space Plan is adopted by the City of Vacaville.

The City of Vacaville will include the exhibits as conditions of approval for both self storage projects.

3. The applicant provides an avigation easement and a height limit easement for the proposed project.

All projects approved in the City of Vacaville are subject to the City's Standard Conditions of Approval, which include the following language:

Avigation Easements and Associated Requirements

- 1. An avigation easement, in a form acceptable to the Community Development Director, shall be dedicated prior to the issuance of any building permits. The easement shall provide for the right of aircraft overflight and related noises, and for the regulation of light emissions, electrical emissions, or the release of substances such as steam or smoke that could interfere with aircraft operations. The easement shall be in accordance with the Nut Tree Airport Compatibility District.
- 2. Developer shall comply with Federal Aviation Administration Part 77 regulations per FAA Advisory Circular AC 70/7560-2K. These regulations pertain to structures and objects within 20,000 feet of the Nut Tree Airport or Travis Air Force Base runway that penetrate the navigable airspace (exceed a slope of 100:1 feet horizontally from the runway). Prior to the issuance of a building permit, Developer shall provide a copy of the written determination regarding the proposed project, and if necessary, incorporate the FAA regulations within the final plans.
- 3. If the project site is located within an "Airport Influence Area", prior to entering into any sale or lease of such land the property owner or developer shall provide the buyer or lessee with the following disclosure statement as required by Section 11010 of the Business and Professions Code and Sections 1102.6, 1103.4 and 1353 of the Civil Code, related to aviation:

"NOTICE OF AIRPORT IN THE VICINITY

This property is presently located in the vicinity of an airport, within what is known as an airport influence area. For that reason, the property may be subject to some of the annoyances or inconveniences associated with proximity to airport operations (for example: noise, vibration, or odors). Individual sensitivities to these annoyances can vary from person to person. You may wish to consider what airport annoyances, if any, are associated with the property before you complete your purchase and determine whether they are acceptable to you."

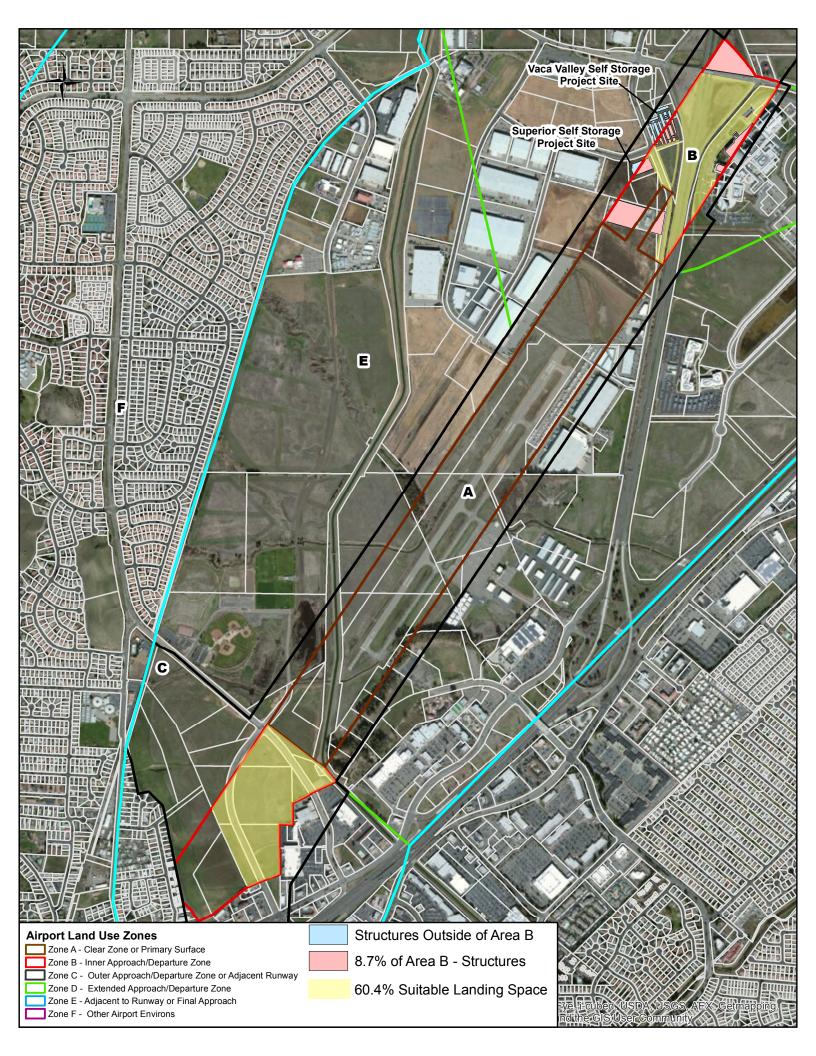
I hope you find that this letter appropriately addresses compliance with the ALUC conditions of approval. Please feel free to let me know if you have any questions.

Sincerely,

Pmmn Behvm

PEYMAN BEHVAND, City Planner





Attachment I to be distributed at ALUC Meeting.