

# staffeport

TO:

Honorable Chairman and Members of the Planning Commission

**ATTENTION:** 

Rowena Genilo-Concepcion, Interim Director of Planning and

**Building Services** 

FROM:

Justin Tamayo, Assistant Planner

SUBJECT:

Consideration and possible action to conduct a public hearing to consider an application from Bahram Badiyi of Mcclellan Badiyi Associates (representing Obed Brito of Faro De Vida Iglesia Cristiana) for a Conditional Use Permit, and adopt Resolution No. PC 17-11 – A Resolution approving Conditional Use Permit Case No. CU 17-08 to allow expansion to the sanctuary and seating area of an existing religious facility within the R-3 (Multiple Residential)

zone located at 9740 Park Street.

DATE:

May 21, 2018

#### **RECOMMENDATION**

- 1. Open the public hearing, receive testimony, close the public hearing, consider the evidence, and adopt Resolution No. PC 17-11; or
- 2. Alternatively, discuss and take other action related to this item.

#### **PUBLIC NOTICE**

A Notice of Public Hearing was published in the Herald American (Bellflower Edition) newspaper on May 10, 2018. Public hearing notices were sent on May 7, 2017 to 37 property owners within a 300' radius of the project area and posted at City Hall, Brakensiek Library, Bellflower Substation, Thompson Park, Simms Park, and Caruthers Park. A public hearing notice was also posted on the subject site on May 10, 2018. As of the writing of this staff report, the City has not received two any correspondences (Attachment G).

#### **CEQA STATUS**

Pursuant to the authority and criteria of the California Environmental Quality Act (CEQA), an environmental assessment has been conducted for this project. This project has been determined to be Categorically Exempt (Class 1, Section 15301) from the provisions of CEQA because the project involves an addition to an existing facility. (Attachment A)

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#### PROJECT BACKGROUND

Property Owner:	Iglesia Cristiana Faro De Vida		
General Plan Land Use	"H" High		
Designation:			
Zoning Classification:	R-3 (Multiple Residential)		
Property Size:	36,390-square feet (0.84 acres)		
Current Development:	Religious Facility (Faro De Vida Iglesia Cristiana)		
Previous	None		
Applications/Entitlements:			
Surrounding Land Uses			
and Zoning:			
North	Apartments (Multi Family); (R-2 Medium Density		
	Residential)		
South	Apartments (Beach Apartments); (R-3 Multiple Residential)		
West	Apartments (Park Lane Apartments); (R-3 Multiple		
	Residential)		
East	Apartments; (R-3 Multiple Residential)		

#### PROJECT DESCRIPTION

#### Background

On October 19, 2016, the Applicant submitted an application for Development Review Board for the proposed improvements. On November 8, 2016 the Applicant was informed that their application was evaluated and determined to be incomplete. On March 28, 2017, the Applicant resubmitted plans for Development Review Board. Upon review of the resubmitted application, staff informed the Applicant that the project was no longer subject to Development Review Board due to the elimination of the Board through the adoption of Ordinance No. 1321 on October 24, 2016. The Applicant was then informed that they could move forward with a CUP application.

#### • Conditional Use Permit (CUP)

Pursuant to BMC § 17.32.030 of the R-3, Religious Facilities with total gross floor area greater than 5,000-square feet are subject to a Conditional Use Permit. The CUP is intended to allow the Planning Commission to evaluate the project for special considerations, such as "the size of the area required for the full development of such uses, the nature of the traffic problems incidental to their operation, and the effect which such uses may have on adjoining land uses and on the growth and development of the community as a whole." (BMC § 17.96.010). Before the Commission grants approval of a CUP, it must find that the project meets all the conditions pursuant to BMC § 17.96.040. As proposed, the project meets all four findings as outlined in Resolution No. PC 17-11 (*Attachment A*).

#### CUP Request

The Applicant is requesting approval of a 2,571-square-foot addition to the existing sanctuary and to increase the seating of the existing religious facility (4,313-square feet) to approximately 6,884-square feet. (Attachment E - plans).

• CUP Submittal (Between April 24, 2017 to March 21, 2018)

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On April 24, 2017, the Applicant submitted a CUP application. The application before the Commission was under review with the Planning Division for approximately 10 months and 25 days (April 24, 2017 to March 21, 2018). During this period, the submittal had repeated issues with parking space compliance and the shared parking agreement/valet plan. The application was deemed complete on April 24, 2017, November 9, 2017, and January 4, 2018 because the Applicant was working with staff to address the issues in preparation of a public hearing. The plans had been deemed incomplete once on February 5, 2018 because of a pending Fire Department clearance. On March 2, 2018, the Fire Department recommended the project be approved and cleared the application for the public hearing process. On March 21, 2018, the application was deemed complete; Staff determined that the outstanding corrections on the plans were minor enough that they could be imposed as conditions of approval, to be addressed prior to building permit issuance or final. Please see Attachment B for a complete time line and summary of the event dates from April 24, 2017 to March 21, 2018.

Site Configuration

The subject site is a through lot with two access points along Park Street and one on Beach Street. The property has been developed as a religious facility since 1996. Per the existing site plan (Attachment E) the site consists of two buildings near the center of the property and north thereof. The main building is located on the northern portion of the lot and is approximately 4,313-square feet, consisting of a 2,808-square-foot sanctuary with 138 fixed seats and 1,505-square-feet of office, a classroom for childcare, restroom and other ancillary spaces (closet, storage, etc.). There is also a detached Sunday school building (2,190-square feet) behind the sanctuary, near Beach Street. The existing buildings are surrounded by driveways, with existing parking located on the east and west sides of the property.

In addition to the proposed 2,571-square-foot addition, the Applicant is proposing exterior improvements: 1) remodel the existing bathrooms, adding a sanctuary vestibule; 2) reconfigure the parking lot and increase the amount of off-street parking from 25 spaces to 40 spaces, including new paving and stripping; 3) new trash enclosure adjacent to Beach Street; 4) new covered walkway behind the sanctuary; and, 5) façade improvement. No improvements are proposed to the exterior of the detached Sunday school.

Landscaping

The Applicant is proposing 1,146-square feet (5.2% of parking lot area) of new landscaping within the parking lot, to rehabilitate 488-square feet within the front yard setback and to provide 24-inch box trees in the front. The Applicant has submitted a landscape documentation package (Attachment E) to comply with the State Model Water Efficient Landscape Ordinance (MWELO). Staff has reviewed the landscape documentation package and is recommending conditions of approval to address five items to ensure compliance with MWELO (See Resolution No. PC 17-11, Exhibit A, Condition No. 11).

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#### • Parking

Due to the proposed modifications to the sanctuary, the minimum number of off-street parking spaces required for the site is 40 spaces, which is based on BMC § 17.88.050(A). For religious facilities, and similar places of assembly, at least one (1) parking space for every seven and one-half (7-1/2) permanent seats. A "seat" means eighteen (18) lineal inches of seating space when seats are arranged in rows or pews. For auditoriums, with no permanent seats, a "seat" means seven (7) square feet of floor area. The Applicant is also proposing six tandem parking spaces and a valet parking system for the tandem spaces. After evaluating the Applicant's business operations. staff determined that the peak parking period is dictated by the occupancy of the sanctuary. This is attributed to the fact that the Sunday school and multipurpose/child care rooms are only in use in conjunction with the sanctuary and are utilized by the participants of the sanctuary; accordingly, the multipurpose/child care rooms are ancillary to the use of the sanctuary and not expected to generate any additional parking requirements. Staff is recommending a condition of approval stating that any alteration of the business operations may require additional parking and a CUP modification (See Resolution No. PC 17-11, Exhibit A, Condition No. 13). Additionally, staff is recommending a condition that the three southernmost tandem spaces be used by staff (see Condition No. 13). A CUP modification and State/County license(s) would be required if the childcare use is open to the public.

#### Floor Plan

The existing sanctuary floor plan consists of 138 fixed seats, two bathrooms, three offices, one childcare room, a courtyard, and ancillary spaces such as janitorial supply closet, vestibule, media control room, and storage closet. The proposed addition will maintain a front yard setback of 11'10" and is compliant with BMC §§ 17.32.080 and 17.44.070. The Applicant is proposing to add 162 fixed seats, enlarge the bathrooms, convert one office to a multipurpose/childcare room for members only, and reconfigure the location of the various rooms and closets. In addition, the Applicant will be remodeling the media control room and enlarging the existing vestibule at the southern entrance to the sanctuary. No improvements/expansions are proposed to the interior of the detached Sunday school.

#### Operational Aspects

Per the Applicant, the religious facility holds services within the sanctuary on Sundays (9:00am to 10:45am and 11:15am to 1:00pm), Tuesdays (7:30pm – 9:00pm), Thursdays (7:30pm to 9:00pm), and Fridays (7:30pm to 9:00pm). The multipurpose rooms and detached Sunday school are utilized by the members of the congregation, in attendance for the service, and are only utilized when services take place. Similarly, the multipurpose/child care rooms are utilized only during the service by members attending the services (babysitting services are not provided). The business owner has indicated that the organization's operations are not anticipated to change as a result of this project; rather the improvements are simply intended to revitalize the property and accommodate a larger audience. (*Attachment E*)

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#### **PROJECT ANALYSIS**

Tandem and Valet Parking

Pursuant to BMC § 17.88.050 (Other Parking Space Requirements), the Applicant must provide one parking space for every 7.5 permanent seats; thus, the site is required to maintain a minimum of 40 off-street parking spaces (300 seats/ 7.5 = 40). The project includes 40 parking spaces, six of which are in tandem (spaces 32, 33, 34, 35, 36 and 37) spaces. Due to the tandem spaces, the Applicant is proposing to hire a valet company (*Attachment E*) to be present at each service in the event that any of those vehicle owners require access to their vehicle. Per the BMC, tandem parking spaces are typically permitted in the R-3 zone to address additional bedrooms within residential units (BMC § 17.32.130(B)). Tandem parking spaces have also been approved within at least one childcare facility within the City. Conversely, the valet parking system is not a standard parking requirement within the BMC. The attached valet operation plan and description was reviewed by the City Engineer and, following revisions, was determined to be sufficient.

The Planning Commission has the option to approve or deny both requests for tandem spaces and valet parking. Should the Commission approve the tandem parking and valet parking system, conditions of approval are recommended for the "number of standard and tandem spaces", "the Applicant must provide staff with a copy of the final valet agreement" and "the valet system must stay in place for the duration of the CUP" (See Resolution No. PC 17-11, Exhibit A, Condition Nos. 12 and 13).

If the Planning Commission decides not to approve the requests, then the Applicant has the following options: 1) reduce the number of seats within the sanctuary, 2) reconfigure the parking layout, or 3) record and obtain an agreement with a nearby property owner for shared parking. In such case, staff would recommend that this matter be continued to allow the Applicant to revise the project and re-submit it to the Planning Commission at a future meeting.

Trash Enclosure

The new trash enclosure adjacent to Beach Street does not include a trellis cover. It is necessary that the enclosure include a cover for security purposes. The standards of the R-3 zone does not include language requiring a cover; however, other sections of the BMC, such as § 17.44.130, require a cover. Staff is recommending a condition of approval that the trash enclosure incorporate an architecturally consistent trellis cover; the plans must be revised to illustrate the trellis cover (See Resolution No. PC 17-11, Exhibit A, Condition No. 14).

#### **ATTACHMENTS**

A. Resolution No. PC 17-11

B. Project Process, Timeline and Incomplete Application Summary

C. Applicant's Description of Use

D. Aerial, Assessor's Map, Zoning Map and General Plan Map

E. Request, Documents and Project Plans Submitted by Applicant

## **ATTACHMENT A**

Resolution No. PC 17-11 (Findings/Exhibit A)

#### CITY OF BELLFLOWER

#### **RESOLUTION NO. PC 17-11**

A RESOLUTION APPROVING CONDITIONAL USE PERMIT CASE NO. CU 17-08 TO ALLOW EXPANSION TO THE SANCTUARY AND SEATING AREA OF AN EXISTING RELIGIOUS FACILITY WITHIN THE R-3 (MULTIPLE RESIDENTIAL) ZONE LOCATED AT 9740 PARK STREET; APPLICANT: BAHRAM BADIYI OF MCCLELLAN BADIYI ASSOCIATES (REPRESENTING OBED BRITO OF FARO DE VIDA IGLESIA CRISTIANA)

#### THE PLANNING COMMISSION RESOLVES AS FOLLOWS:

SECTION 1. Recitals. The Planning Commission finds and declares as follows:

- A. On April 24, 2017, Mr. Bahram Badiyi, representing Faro De Vida Iglesia Cristiana (the "Applicant"), filed an application seeking a Conditional Use Permit to expand an existing religious facility within the R-3 (Multiple Residential) Zone;
- B. The application was reviewed by the City for, in part, consistency with the General Plan and conformity with the Bellflower Municipal Code ("BMC");
- C. Notice of Public Hearing before the Planning Commission was duly given and published in the time, form, and manner as required by law;
- D. In addition, the City reviewed the project's environmental impacts under the California Environmental Quality Act (Public Resources Code §§ 21000, et seq., "CEQA"), the regulations promulgated thereunder (14 Cal. Code of Regulations §§15000, et seq., the "CEQA Guidelines"), and the City's Environmental Guidelines ("Bellflower Guidelines"; CEQA, CEQA Guidelines and Bellflower Guidelines collectively referred to as "CEQA Regulations");
- E. The Planning Department completed its review and scheduled a public hearing regarding the application before this Planning Commission for May, 21 2018;
- F. On May 21, 2018, the Planning Commission opened a public hearing to receive public testimony and other evidence regarding the application including, without limitation, information provided to the Planning Commission by the Applicant; and
- G. The Planning Commission considered the information provided by City staff, Planning Commission, public testimony, and the Applicant. This Resolution, and its findings, are made based upon the evidence presented to the Planning Commission at its May 21, 2018 hearing including, without limitation, the staff report.

**SECTION 2.** Factual Findings and Conclusions. The Planning Commission finds as follows:

- A. The Applicant seeks to expand an existing religious facility by increasing the size of the sanctuary by 2,571 square feet to accommodate a total of 300 fixed seats.
- B. 9740 Park Street is zoned R-3 (Multiple Residential), with a General Plan land use designation of "H" (High).
- C. 9740 Park Street is accessible from Park Street, a 50'-0" wide right-of-way collector street, Beach Street, a 60'-0" wide right-of-way collector street and is bounded to the north, south, west, and east by medium density residential zoned properties.
- D. 9740 Park Street is approximately 36,390 square-feet (0.84 acres) in area and is currently improved as a religious facility consisting of two separate buildings. The nearest freeway is the 91 freeway, located less than half a mile south of the property.

<u>SECTION 3.</u> Environmental Assessment. Pursuant to the authority and criteria of the California Environmental Quality Act (CEQA), an environmental assessment has been conducted for this project. This project has been determined to be Categorically Exempt (Class 1, Section 15301) from the provisions of CEQA because the project involves an addition to an existing facility.

**SECTION 4.** Notice of Exemption. The Director, or designee, is directed to file a Notice of Exemption in accordance with CEQA § 15062; and any other applicable law.

**SECTION 5.** Conditional Use Permit Findings and Conclusions. The Planning Commission finds the following facts exist:

A. That the use applied for at the location set forth in the application is properly one for which a Conditional Use Permit is authorized by Title 17 of the Bellflower Municipal Code.

Religious Facilities with 5,000 or more gross square feet are a conditionally permitted use in the R-3 (Multiple Residential) Zone. The Applicant is requesting to expand the existing sanctuary; the proposed addition (2,571-square feet) will increase the existing floor area from 4,313-square feet to 6,884-square feet, thereby requiring the approval of a Conditional Use Permit.

B. That the said use is necessary or desirable for the development of the community, is in harmony with the various elements or objectives of the Master Plan, and is not detrimental to existing uses or to uses specifically permitted in the district in which the site is located.

The proposed use is desirable for the development of the community in that it is consistent with the purpose and intent of the R-1 (Low Density Residential) Zone to provide the basic elements of a balanced neighborhood; which is significant because of the City's existing pyramid zoning. The existing religious facility has been in operation since 1996. In accordance with City

ordinances and procedures, conditions will be applied to the project to ensure that all lighting is shielded and noise is minimized from adjacent properties. Therefore, the proposed use will not be detrimental to any of the existing residential or commercial uses, or any other use permitted in the underlying zone. In addition, the proposed project is consistent with the following goals and policies of the General Plan - Land Use Element:

- A. General Goal 2, which states "Create a City that functions efficiently, is aesthetically pleasing and makes the best use of its various resources; and,
- B. General Policy 2.2, "Provide commercial facilities to meet the retail and service needs of the community".

The granting of a Conditional Use Permit will authorize the expansion and revitalization of an existing property, thereby making the best use of a resource and improving the aesthetics in the community. Accordingly, the improvements would be advantageous to the community by providing the existing religious facility an opportunity to meet the community's rising demand for services.

C. That the site for the intended use is adequate in size and shape to accommodate said use, and for all the yards, setbacks, walls or fences, landscaping, and other features that may be required in order to adjust said use to those existing or possible future uses of land in the neighborhood.

The subject site is approximately 36,390-square feet in size, which is larger than the minimum required site requirement of 6,000-square feet. The proposed addition will not alter the front yard setback requirement and will not reduce the existing yard areas. Despite the project generating additional parking requirements, the parking layout is being reconfigured to increase the amount of off-street parking provided and will therefore accommodate any additional parking demand. Additionally, the Applicant is proposing a new wall, landscaping, trellis above the outdoor walkway and interior remodel; conditions have been imposed to ensure that the project will adjust to the existing uses in the neighborhood.

D. That the site for the proposed use relates to streets and highways properly designed and improved so as to carry the type and quantity of traffic generated or to be generated by the proposed use.

No improvements to the adjacent thoroughfare of Park Street or Beach Street are required. Park Street and Beach Street are defined as collector streets. Per the Circulation Element of the General Plan, the average daily traffic volume on a collector street are generally designed to accommodate 14,000 vehicles; therefore, the said thoroughfares are sufficient and adequate to handle any potential increase in vehicles to and from the proposed use.

- <u>SECTION 6.</u> Approval. Based on the foregoing, the Planning Commission approves Conditional Use Permit Case No. CU 17-08, subject to the conditions listed in "Exhibit A" which is attached and incorporated by reference.
- <u>SECTION 7</u>. Reliance On Record. Each and every one of the findings and determinations in this Resolution are based on the competent and substantial evidence, both oral and written, contained in the entire record relating to the project. The findings and determinations constitute the independent findings and determinations of the Planning Commission in all respects and are fully and completely supported by substantial evidence in the record as a whole.
- SECTION 8. Limitations. The Planning Commission's analysis and evaluation of the project is based on the best information currently available. It is inevitable that in evaluating a project that absolute and perfect knowledge of all possible aspects of the project will not exist. One of the major limitations on analysis of the project is the Planning Commission's lack of knowledge of future events. In all instances, best efforts have been made to form accurate assumptions. Somewhat related to this are the limitations on the City's ability to solve what are in effect regional, state, and national problems and issues. The City must work within the political framework within which it exists and with the limitations inherent in that framework.
- **SECTION 9.** Severability. If any part of this Resolution or its application is deemed invalid by a court of competent jurisdiction, the Planning Commission intends that such invalidity will not affect the effectiveness of the remaining provision or application and, to this end, the provisions of this Resolution are severable.
- <u>SECTION 10</u>. Preservation. This Resolution does not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before, this Resolution's effective date. Any such amended part will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Resolution.
- **SECTION 11.** This Resolution will remain effective until superseded by a subsequent resolution.
- **SECTION 12.** This Resolution is the Planning Commission's final decision and will become effective immediately upon adoption, and will remain effective unless the action is appealed within 10 days pursuant to BMC chapters 17.96 and 17.112.
- **SECTION 13.** The Planning Commission Secretary is directed to mail a copy of this Resolution to the Applicant and to any other person requesting a copy.
- <u>SECTION 14</u>. The Planning Commission Chairman, or presiding officer, is hereby authorized to affix his signature to this Resolution signifying its adoption by the Planning Commission of the City of Bellflower, and the Planning Commission Secretary, is directed to attest thereto.

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PASSED, APPROVED, AND ADOPTED BY THE PLANNING COMMISSION OF THE CITY OF BELLFLOWER THIS  $21^{\rm st}$  DAY OF MAY 2018.

	John Nowlin, Chairman	
Attest:		
Rowena Genilo-Concepcion, Interim Se	cretary	
Approved as to form:		
David King, Assistant City Attorney		
Exhibit A - Conditions of Approval		

### RESOLUTION NO. PC 17-11 - "EXHIBIT A" CONDITIONS OF APPROVAL FOR CONDITIONAL USE PERMIT CASE NO. CU 17-08

In addition to all applicable provisions of the Bellflower Municipal Code ("BMC"), Obed Brito of Faro De Vida Iglesia Cristiana (the "Applicant"), agrees that he will comply with the following provisions as conditions for the City of Bellflower's approval of Conditional Use Permit Case No. CU 17-08 ("Project Conditions").

#### Standard Conditions of Approval

- 1. The project site must be developed and/or used in the manner requested and must be in substantial conformity with the submitted plans date-stamped April 30, 2018, unless revisions and/or additional conditions are specifically required herein.
- 2. The Applicant and its successors in interest must indemnify, protect, defend (with legal counsel reasonable acceptable to the City), and hold harmless, the City, and any agency or instrumentality thereof, and its elected and appointed officials, officers, employees, and agents from and against any and all liabilities, claims, actions, causes of action, proceedings, suits, damages, judgments, liens, levies, costs, and expenses of whatever nature, including reasonable attorney's fees and disbursements (collectively "Claims") arising out of or in any way relating to this project, any discretionary approvals granted by the City related to the development of the project or the environmental review conducted under the California Environmental Quality Act, Public Resources Code Section 21000 et seq., for the project. If the City Attorney is required to enforce any conditions of approval, all costs, including attorney's fees, must be paid for by the Applicant.
- 3. The Applicant must reimburse the City for all attorneys' fees expended by the City that are directly related to the processing of this project. The City will not issue a Certificate of Occupancy or other final occupancy approval until all attorneys' fees are paid by the Applicant.
- 4. The Applicant must submit to the Planning Director, or designee, a signed copy of these conditions of approval acknowledging acceptance, and compliance with the conditions herein within 30 days from the date of final approval by the City. The conditions of approval must be signed, notarized and returned to the Planning Director, or designee, before any plan check submittal or construction permit application or implementation of the requested entitlement.
- 5. This decision is not effective until Applicant acknowledges acceptance of all conditions and any appeal period has lapsed, or a waiver of right to appeal is filed or if there is an appeal, until a final decision has been made on the appeal. By use of the entitlements granted by a development application, the Applicant acknowledges agreement with conditions of approval.
- 6. Anything which is not shown on the application/plans, or which is not specifically approved, or which is not in compliance with this section, is not approved. Any application and/or plans which are defective as to, but not limited to, omission, dimensions, scale, use, colors, materials, encroachments, easements, etc., will render any entitlements granted by this section null and void. Construction (if

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any) must cease until all requirements of this section are complied with. Development entitlements may be withheld until violations of the BMC are abated.

- 7. The project site and its immediate surrounding area must be maintained neat and clean at all times in compliance with the BMC. The project site and its immediate surrounding area must be maintained free from debris and graffiti at all times in compliance BMC Chapter 9.12 The Property owner must remove any debris or graffiti within 24-hours upon notification by the City. Litter on the site and any litter scattered nearby the property, the streets, and the sidewalks must be removed daily.
- 8. This Permit will terminate and become void unless:
  - a. Construction implementing the use authorized by this Permit commences on or before the time limited specified in this permit, and thereafter diligently advanced or if no time is specified, on or before one year (May 21, 2019) after the date of this permit was approved. In all cases, the Planning Commission for good cause shown before the expiration of the time limit may extend the time limit once for a period of up to one year.
  - b. All uses must be continuously operated for the use permitted. If the use ceases to exist for 180 days or more it will be deemed expired and void.
- 9. A Conditional Use Permit may be revoked or modified by the approving authority after a public hearing on any one or more of the following grounds:
  - a. That the approval was obtained by fraud;
  - b. That the permit granted is being or recently has been exercised contrary to the terms or conditions of such approval, or in violation of any statute, ordinance, law or regulation;
  - c. That the use for which the approval was granted has been so exercised as to be detrimental to the public health or safety, or so as to constitute a nuisance.

#### Specific Conditions of Approval

#### **Planning**

- 10. Any significant modification of the Applicant's current operations, upon which this CUP is based, including without limitation, providing child care services separate and apart from the church services, must comply with all applicable State, County and City statutes and licensing requirements.
- 11. Pursuant to Title 23, Division 2, Chapter 2.7 of the California Code of Regulations, revise the Landscape Documentation Package to address the following:
  - a. Identify the water supply type (i.e. potable, recycled, well, etc.) and the local water Purveyor (Bellflower Somerset Mutual).

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- b. Please provide the Applicant's signature and date with the statement "I agree to comply with the requirements of the water efficient landscape ordinance and submit a complete Landscape Documentation Package".
- c. Please submit a soil management report in accordance with § 492.5.
- d. The irrigation design plan must contain the statement: "I have complied with the criteria of the ordinance and applied them accordingly for the efficient use of water in the irrigation design plan".
- e. A Certificate of Completion must be submitted once all landscaping is installed per Government § 492.9.
- 12. Prior to building permit final, the Applicant/Operator must provide Planning staff with a copy of the finalized valet parking agreement. The valet parking system should encourage the use of the three southernmost tandem spaces for staff use and must be in place for the duration of the CUP.
- 13. The site must maintain a minimum 40 onsite parking spaces at all times. Six parking spaces are tandem (spaces 33, 34, 35, 36, 37, and 38). The minimum number of parking spaces is based on the Applicant's proposed operations as presented to the City. Additional parking and a CUP modification may be required if the organization alters its operations.
- 14. The Applicant/Business owner will ensure the trash enclosure incorporates an architecturally consistent trellis cover. The plans must be revised to show the trellis cover.
- 15. The proposed concrete walkway along Park Street must be illuminated.
- 16. All lighting must be shielded from adjacent properties.
- 17. The Applicant must revise the photometric plan to illustrate a zero foot candle light at all property lines.
- 18.All temporary uses and activities on the site must comply with BMC Chapter 17.76 for Temporary Uses. A temporary use permit must be obtained prior to conducting special events or temporary activities.
- 19. All conditions of approval must be implemented prior to building permit final of the newly constructed/remodeled areas..
- 20. Any violation of any applicable laws and/or these conditions is grounds for suspension and/or revocation of this license.

#### Buildina

21. The project must comply with the existing California Building Code.

#### **Los Angeles County Fire**

22. Submit to the County of Los Angeles Fire Department Fire Prevention Engineering Section Building Plan Check Unit for review and approval.

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City Engineer/ Traffic Engineering

- 23. The site plan must show the location and dimensions of all existing and proposed drive approaches. The site plan (sheet T-1) does not dimension the drive approach fronting Beach Street.
- 24. The site plan must show all existing right-of-way improvements.
- 25. Landscape and hardscape improvements located within the 20-foot front yard setback and adjacent to all driveways may not exceed 42" in height as measured from the paved driveway surface to ensure safe vehicular sight distance.
- 26. Traffic signs in compliance with the California Manual on Uniform Traffic Control Devices (such as the international Do Not Enter, One-way) must be posted on site associated with the one-way characteristics of the proposed drive approaches.
- 27.A parking study prepared by a licensed traffic engineer is required in the event the quantity of on-site parking to be provided is less than the amount of on-site parking required by the Bellflower Municipal Code.
- 28.A revised photo metrics plan was provided. How will light be prevented from "spilling over" to the adjacent property?
- 29. The site plan must show and dimension all property lines and any internal lot lines.
- 30. A preliminary soils report prepared by a licensed civil or geotechnical engineer is required and must include an assessment of liquefaction potential.
- 31. Fire Protection: This development may require construction of fire protection improvements. Prior to the approval of any development plans the applicant is required to contact Los Angeles County Fire Department, Engineering Division, to obtain the fire flow and access requirements for any proposed development.
- 32. The Applicant must contact the local Water Company to determine the existing fire flow rate in this area. If the existing fire flow capabilities are below the required minimum, the applicant must provide the necessary means for meeting the fire flow rates required by the Fire Department.
- 33.A Grading Plan prepared by a licensed Civil Engineer that also addresses site drainage is required. The minimum slope on concrete flow lines shall be 0.50%. Minimum slope on asphalt concrete or turf shall be 1.0%. Existing elevations of adjacent property and street flow lines must be shown around the perimeter of the proposed development. All applicable NPDES requirements must be complied with.
- 34. Please show and dimension all existing and proposed easements if applicable.

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- 35. A lot line adjustment prepared by a Registered Land Surveyor must be submitted to eliminate any buildings that straddle the lot line between lots 42 and 43.
- 36. The site plan must show and dimension all existing and proposed perimeter walls/fences.
- 37. For any new sewer connections that may be proposed please contact the Los Angeles County Sanitation District and obtain any connection permits. Documentation of said permits (if applicable) must be submitted to the Building Official prior to the issuance of any building permits.
- 38. Un-sodded, mounded planters adjacent to public sidewalk must be provided with 6" curbs to prevent soil run-off onto the public sidewalk. Curbs are not required if the planter consists of sod.
- 39. The contractor must meet with the City Public Works Inspector before starting any construction within the public right-of-way.
- 40. All work within the public right-of-way, including placing and removal of traffic control devices, are restricted to the hours between 8:30 A.M. and 3:30 P.M., Monday through Friday. No work requiring continuous inspection or traffic control may be done on Saturday, Sunday or Holidays, unless prior arrangements have been made at least one week in advance with the approval of the City Engineer.
- 41. The developer, at his/her cost, is responsible for the relocation as necessary of any public or private utility or other obstruction to facilitate the construction within the public right-of-way.
- 42. Permits are required for all work within the public right-of-way

By signing this document, Obed Brito of Faro De Vida Iglesia Cristiana (Applicant/Business Owner/Property Owner) certifies that he/she has read, understood, and agrees to the project conditions listed in this document.

Obed Brito (Applicant/Business Owner/Property Owner)

{If Corporation or similar entity, need two officer signatures or evidence that one signature binds the company}

## ATTACHMENT B

Project Process, Timeline and Incomplete Application Summary

#### 9740 Park Street (CU 17-08)

Table 1.0 (Process and Timeline).

Timeline (Application)				
Event	Meeting/Submittal	Applicant Response Time	City Response Time	Lapse Time
CUP Submittal1	4/24/17	_	-	Day1
Application deemed complete	5/24/17	-	30 days	30 days
CUP Resubmittal2	11/09/17	169 days	-	199 days
Application deemed complete	12/08/17	-	29 days	228 days
CUP Resubmittal3	01/04/18	27 Days	м	255 days
Application deemed incomplete	2/05/18	-	31 Days	286 days
CUP Resubmittal4	3/21/18	44 Days	-	330 days
Application deemed complete	4/16/18	-	26 days	356 days
Planning Commission Meeting	5/21/18	-	35 days	391 Days
			Total Lapse Time	391 Days (1.07 Years)

- 1. April 24, 2017 Submittal After review of the materials, staff determined that the plans did not illustrate compliance with the BMC; specifically, operational characteristics pertaining to the proposed use, valet plan and shared parking agreement were omitted from the application. Despite lacking the supporting documents to illustrate compliance with the BMC, staff determined that the application was complete in that the Applicant submitted the documents required to move forward with a public hearing (i.e. the required number of plans, mailing labels and radius map for property owners within 300 feet, etc.). However, the Planning Division informed the Applicant, in a letter dated May 24, 2017 that staff could not support the application due to the inconsistencies with the BMC and recommended the plans be revised prior to the advancing. The Applicant elected to revise the submittal.
- 2. November 9, 2017 Resubmittal Following receipt of the resubmitted materials, staff determined that not all of the planning comments raised in the April 24, 2017 letter had been addressed. Additional information pertaining to the shared parking agreement and valet plan was not provided. Similarly, staff deemed the application complete, for the same reason identified above, on April 24, 2017 but recommended that the Applicant revise the plans. Thereafter, Staff scheduled a meeting with the property owner/ organization owner (Obed Brito) and architect of record (Bahram Badiyi) on December 18, 2017 to discuss the project's progress. At said meeting, staff was given clarity on the owner's intentions to move forward with the project.
- 3. January 4, 2018 Resubmittal On January 4, 2018, plans were resubmitted which addressed several of the outstanding corrections from Planning and the City Engineer. At the request of the City Engineer at the December 18, 2017 meeting, staff requested the Applicant to obtain approval from the Los Angeles County Fire Department for the revisions to the plans. On January 11, 2018, the Fire Department placed a hold on the project because of outstanding fees and concerns regarding the proposed security gate. Staff attempted to circumvent the preparation of an incomplete letter in anticipation of the Fire Department clearance; however, the Applicant was entitled to a response and the clearance was not received as swiftly as staff had anticipated. Consequently, staff deemed the application incomplete on February 5, 2018.
- 4. *March 21, 2018 Resubmittal* On March 21, 2018, the Applicant resubmitted plans. The Plans were reviewed for consistency with the BMC and to ensure that the remaining comments had been addressed. On March 2, 2018, the Fire Department recommended the project be approved and to proceed with the public hearing process. Staff determined that the outstanding corrections were minor enough that they could be imposed as conditions of approval, to be addressed prior to permit issuance/final, and deemed the application complete.

#### **Process and Timeline** 9740 Park Street (CU 17-08) Page 2 of 3

Table 2.0 (Development Standards based on R-3 (Multiple Residential) Zone (BMC § 17.32), and Off-Street Parking Requirements – Other Parking Space Requirements (BMC § 17.88.050)).

Development Sta		Required/Allowed	Proposed		Complies
Minimum Lot Area		6,000 sq. ft.	36,390 sq. ft.		Yes
Height of Main Struc	ctures	2.5 stories or 35'-0", whichever is less	1 stories (30'-0").		Yes
	Front	10'-7" Minimum.	11'-10"		Yes
Setbacks	Side	Minimum: Living area walls & bedroom walls: 8'-0"	<u>West</u> N/A	<u>East</u> NA	NA
		Secondary walls: 5'-0"	18'-3"	29'-7"	Yes
	Rear	Minimum:			
		20'-0"	±75'-0"		Yes
Driveways		Minimum 12 foot wide, if wall exposures are less than 150 lineal feet from a street;	12'-0" wide minin	num	Yes
Off Street Parking		For religious facilities, theaters, auditoriums and similar places of assembly, at least one parking space for every 7-1/2 permanent seats. A "seat" means 18 lineal inches of seating space when seats are arranged in rows or pews. For auditoriums, with no permanent seats, a "seat" means seven square feet of floor area: 300/7.5 = 40 spaces required	40 Parking Spaces		Yes
		Any open parking area not lighted by street lights must be lighted with fixtures that provide illumination of the parking area only	Any open parking area not lighted by street lights must be lighted with fixtures that provide illumination of the parking area only  Common Walkways. All common walkways must be lighted with the equivalence of 100 watt light per 35 feet. All walkway ramps and steps must be lighted.  Shielding. All lighting fixtures must be shielded from neighboring  new lighting within the parking lot and on the existing building.  Proposed walkway along Park Street is not illuminated.  Submitted photometric plan illustrates that lighting will spill onto the adjacent properties.		Yes
Lighting		Common Walkways. All common walkways must be lighted with the equivalence of 100 watt light per 35 feet. All walkway ramps and steps must be lighted.			No <sup>1</sup>
		Shielding. All lighting fixtures must be shielded from neighboring residential units.			No <sup>1</sup>

#### Process and Timeline 9740 Park Street (CU 17-08) Page 3 of 3

Development Standard	Required/Allowed	Proposed	Complies
Refuse Storage	A refuse storage area, completely enclosed within a six foot high decorative wall (split face concrete block, or equivalent) with solid metal gates, large enough to accommodate standard sized commercial trash bins, must be located on the property in such a manner as to be accessible to refuse collection vehicles for all properties with multiple residential units, residential planned development or planned development overlays. Wall and gate materials, textures, colors, and design must be architecturally compatible with the surrounding buildings. All trash enclosures must be securely designed to prevent access to anyone other than the authorized users and the refuse service company. Notwithstanding the foregoing, properties developed with no refuse storage are deemed to be conforming pursuant to Chapter 17.92.	One refuse storage area, enclosed with a six foot high decorative block wall with solid metal gates large enough to accommodate standard size commercial trash bins located at the southern property line.	Yes
Mechanical Equipment	All ground mechanical equipment must be completely screened behind a permanent structure and all rooftop mechanical equipment must be screened from view from the ground surface. Screening methods must be architecturally compatible with the main building.	Roof mounted condensers are screened behind an architectural parapet wall.	Yes

<sup>1</sup> conditioned to comply.

## ATTACHMENT C

Applicant's Description of Use



#### Nglesia Cristiana Zaro de Vida

9740 Park Ave., Bellflower, CA 90706 PASTOR FELIX BRITO

April 12, 2017

To whom it may concern:

Our church, Iglesia Cristiana Faro de Vida, holds weekly services on Sundays, Tuesdays, and Thursdays. Our services are held as follows:

Sunday: First Service...... 09:00am to 10:45am

Second Service......11:15am to 01:00pm

Tuesday: Mid-week service......07:30pm to 09:00pm

Thursday: Youth Service......07:30pm to 09:00pm

Friday: Monthly prayer meeting.....07:30pm to 09:00pm

All services take place in the sanctuary building and occupied while the services are in session, with the and one in the adjacent building that are used as Sunday school rooms. Sunday school services are provided for children of parishioners who attend the church services. All of our teachers are volunteers and are part of the local congregation. There's a multi-purpose room in the main building that can be used for children ages 0 to 2 years old. However, babysitting services are not provided. Parents who want to use the room have to oversee their own children. There's no office use during the services.

If you have any additional questions, please don't hesitate to contact me.

Sincerely,

Obed Brito, Church Administrator

DEGEOVED

APR 24 2017

By

#### **Justin Tamayo**

From:

Obed Brito <

Sent:

Tuesday, April 3, 2018 8:45 PM

To:

Justin Tamayo

Subject:

Phone Conversation

Hi Justin,

To follow up on our phone conversation this afternoon, our church, Iglesia Cristiana Faro de Vida, established itself at our current facility at 9740 Park St., Bellflower in 1996. As we discussed, our congregation struggled initially, but has now remained steady between 200 and 250 for a number of years, and it is presently in a position to consider enlarging and upgrading the sanctuary building. The use of the facility itself will not change. Our schedule of services throughout the week will remain as outlined previously.

I hope you will continue to give our request positive consideration. If there's any additional information that you need, please let me know.

Best regards,

Obed Brito **Church Treasurer** 

#### **Justin Tamayo**

From:

Obed Brito

Sent:

Friday, April 13, 2018 2:14 PM

To:

Justin Tamayo

Subject:

Use of the babysitting room/seconc building

Hi Justin,

This is to provide clarification on the use of the babysitting room and the second building.

There is a room reserved for babysitting at the church. There are toys, a baby changing station, a crib, a privacy corner for breast feeding, etc. Babysitting services, as such, are not provided; however, parents with infants, who have difficulty staying in the main sanctuary, are encouraged to take their children to this room until they are able to rejoin the service.

Adults and children meet in the main sanctuary at the beginning of every service for praise and worship in Spanish. After this part of the service ends, children are escorted to the smaller building on the premises by the Sunday School teachers, who were also in the main sanctuary for the first part of the service, where they proceed to have a second praise and worship session in English. They're then divided up into smaller groups, according to age, where they will stay until the service in the main sanctuary is over.

If you have any additional questions, please let me know.

Best regards.

#### Obed Brito

# ATTACHMENT D

Aerial, Assessor's Map, Zoning Map and General Plan Map



# Aerial

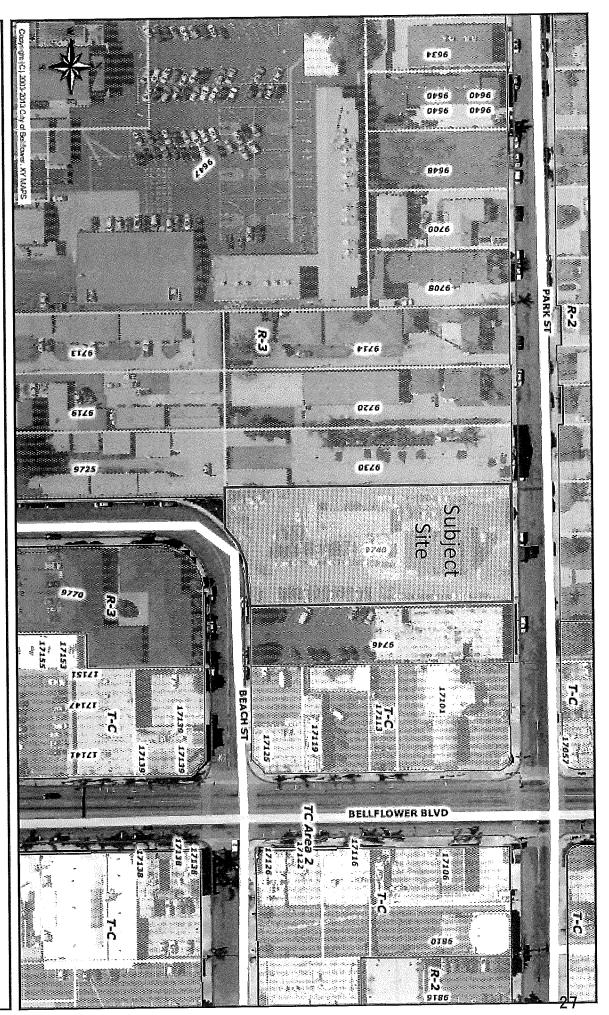


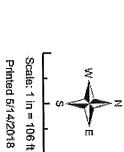
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Printed 5/14/2018

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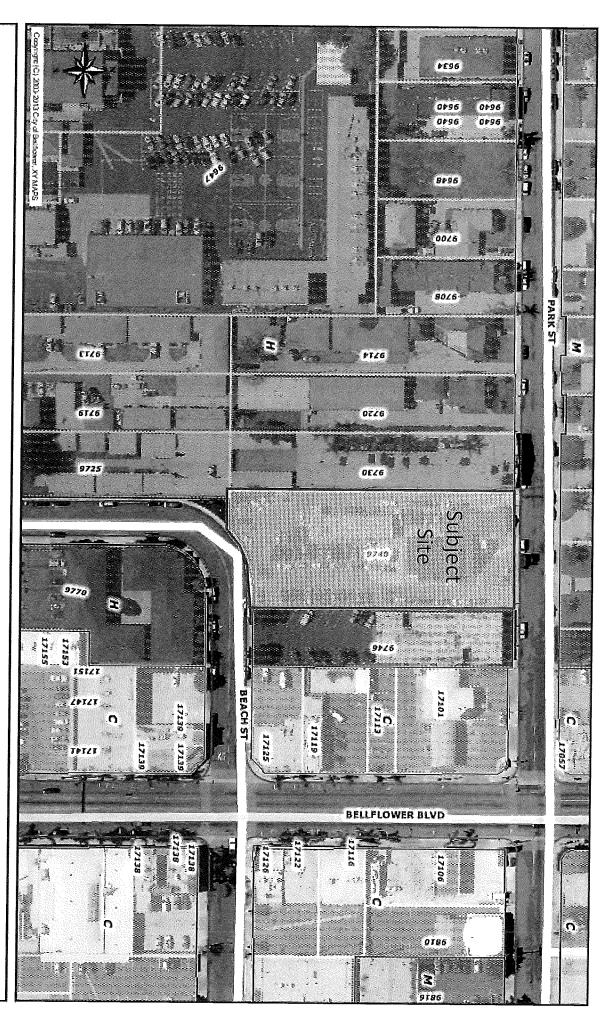
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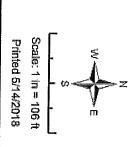




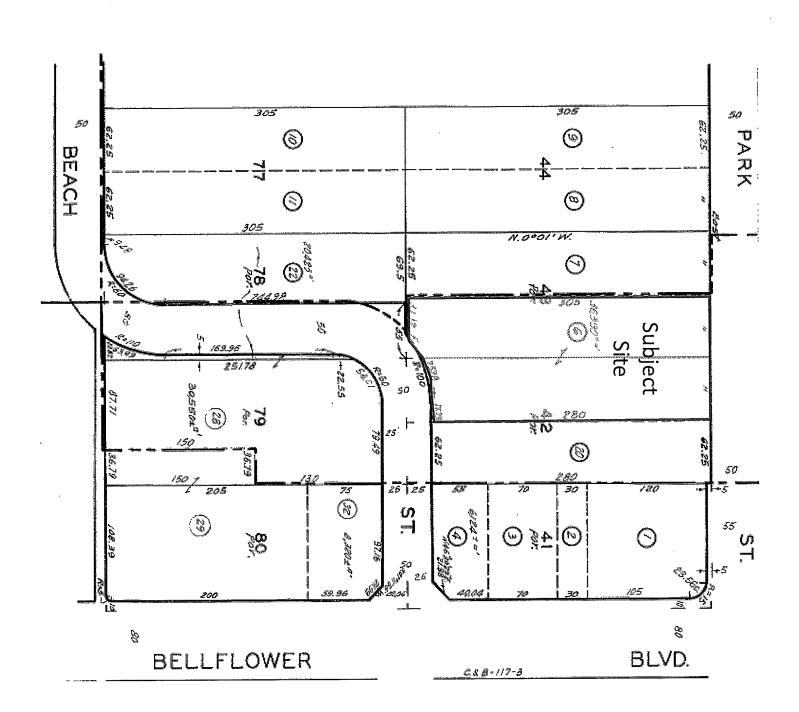


# General Plan





-28-



## ATTACHMENT E

Request, Documents and Project Plans Submitted by Applicant



CITY OF BELLFLOWER
PLANNING DIVISION
16600 CIVIC CENTER DR.
BELLFLOWER, CA 90706
562-804-1424
www.bellflower.org

	STAFF USE ONLY
PROJECT CASE NO.1 RECEIVED	BY: DATE:
CU 4 -17 - 7967	17/24/17
ENERGOV CASE NO.:	72948
ZONING: P Z GPLU: 11	<u> </u>
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#### PROJECT APPLICATION

Please complete this application thoroughly and attach all required documentation. Should you have any question regarding how to complete this application please contact the Planning Division at 562-804-1424.

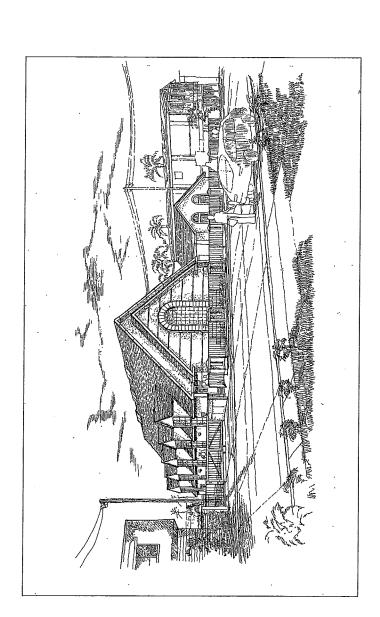
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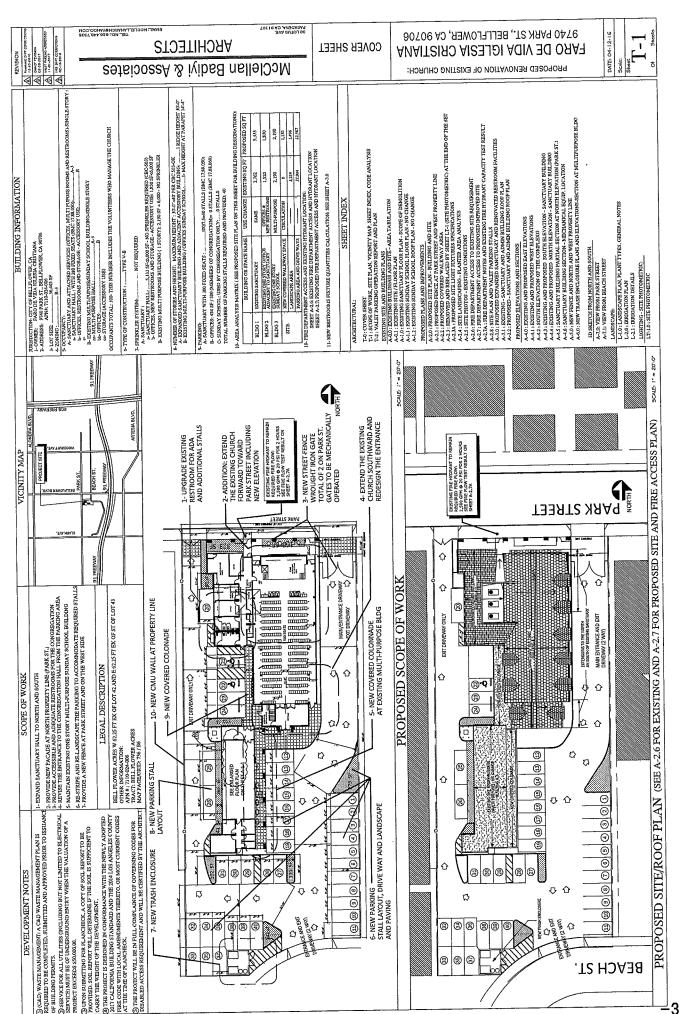
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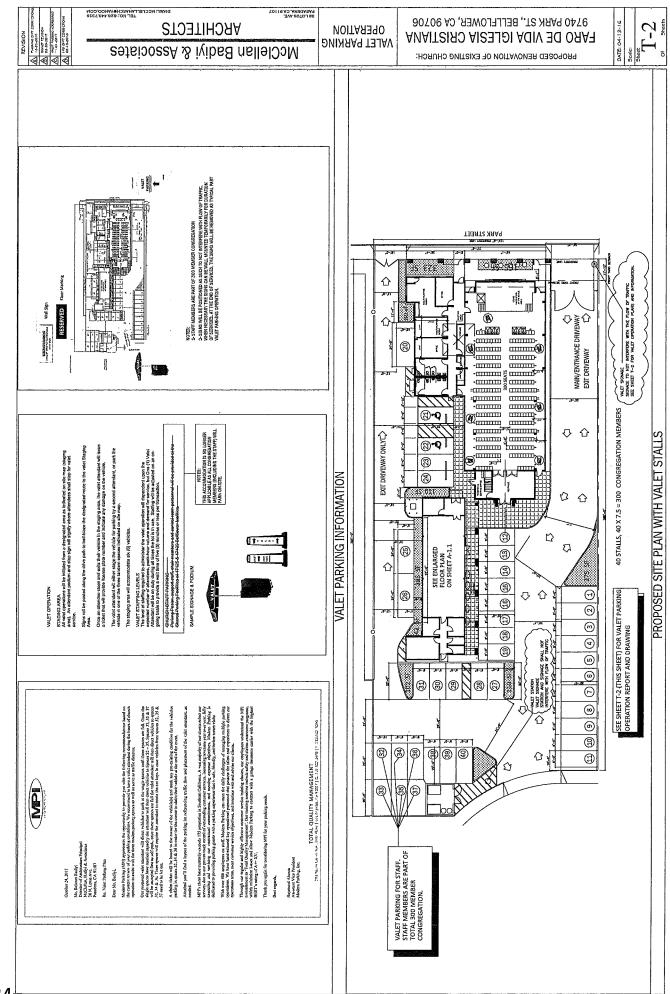
TEL. NO.: 626.449.7338 BLLANARCHƏYAHOO,COM. McClellan Badiyi & Associates

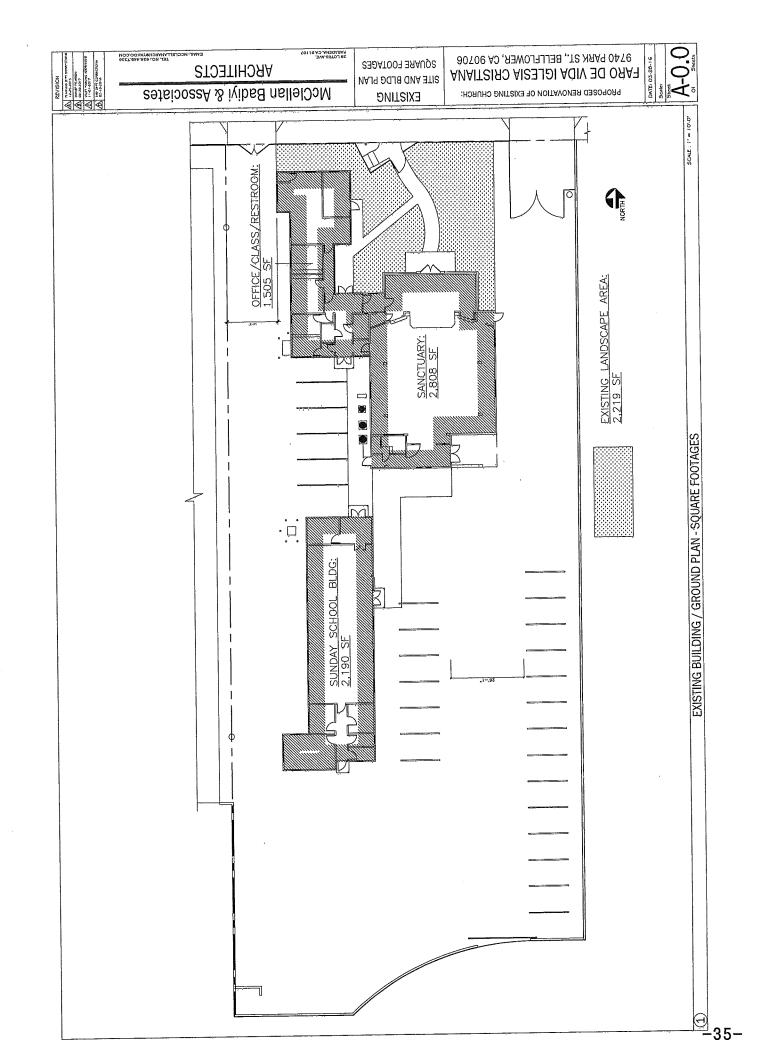
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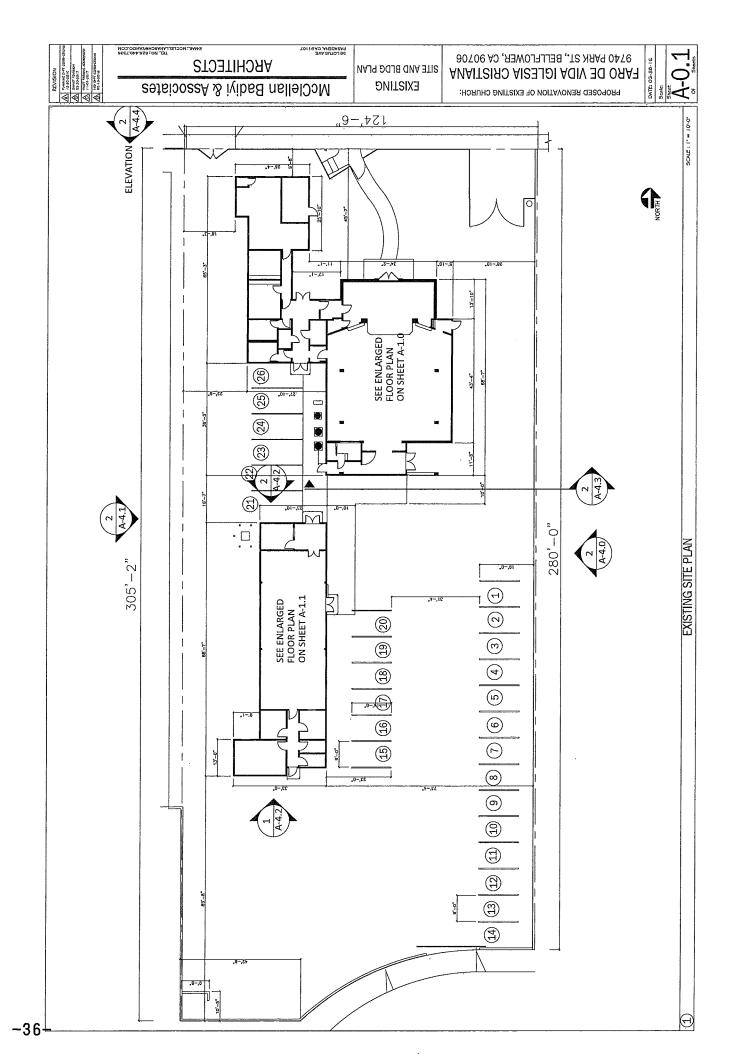
# FARO DE VIDA IGLESIA CRISTIANA 9740 PARK ST., BELLFLOWER, CA 90706

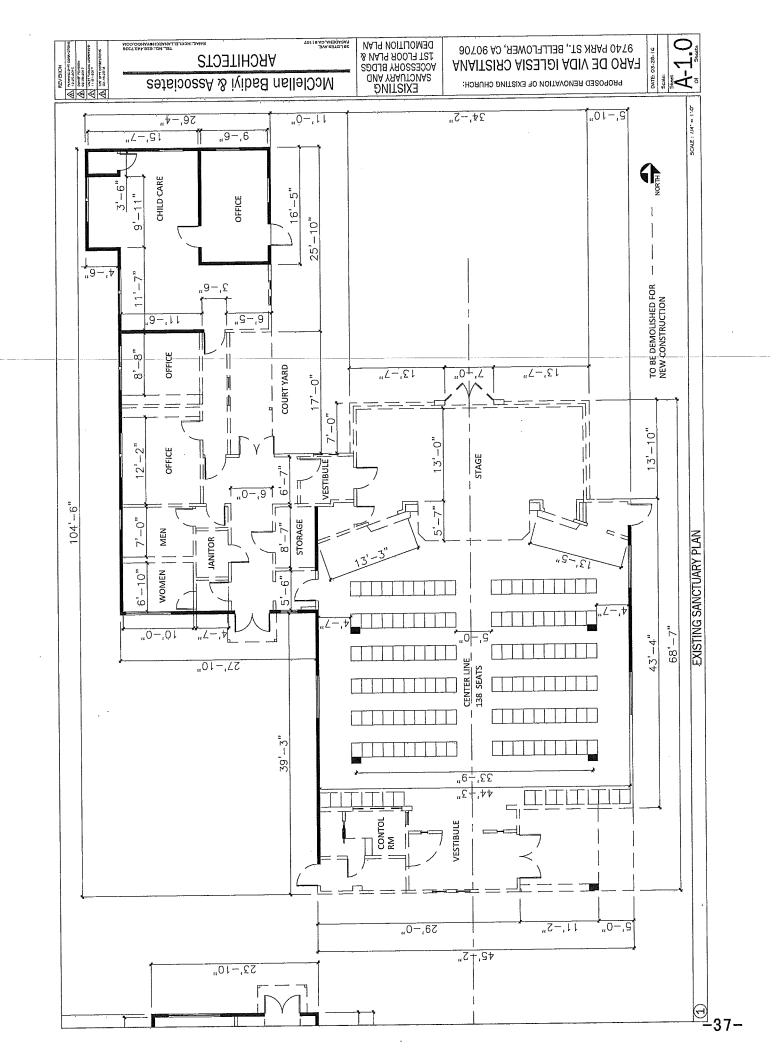


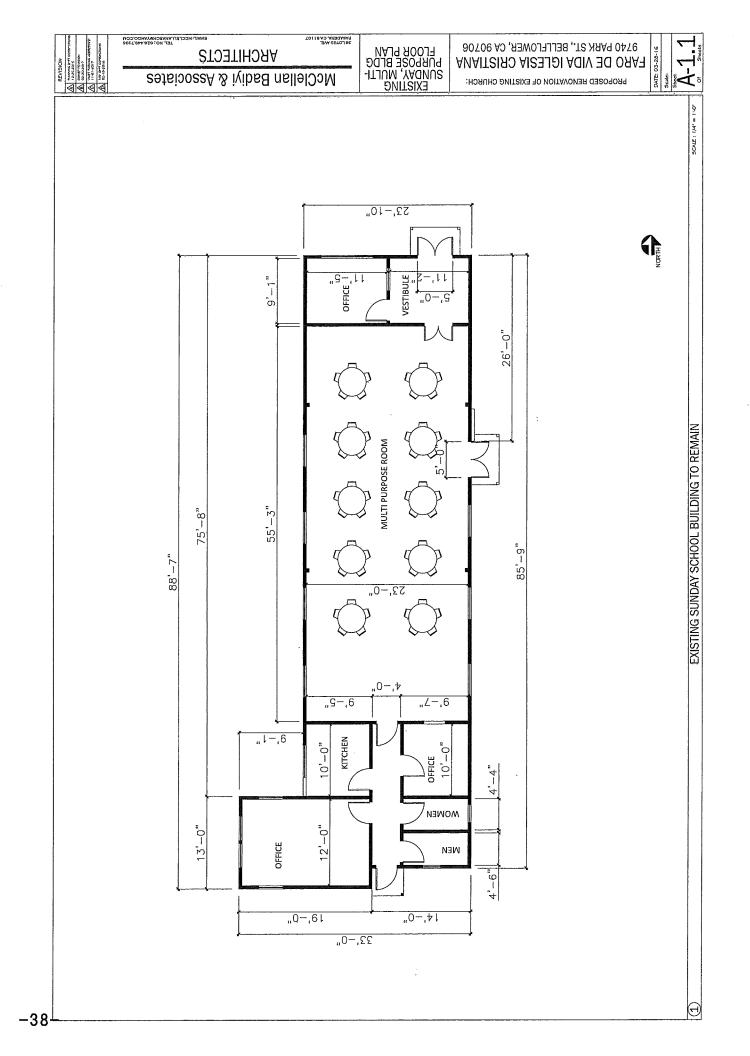


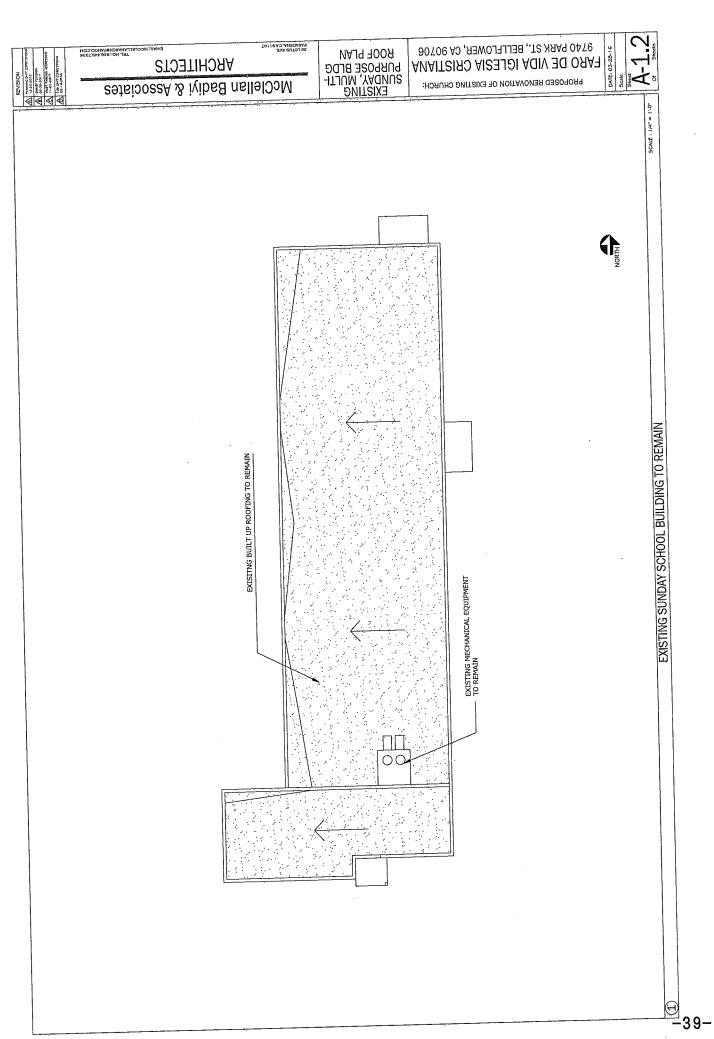


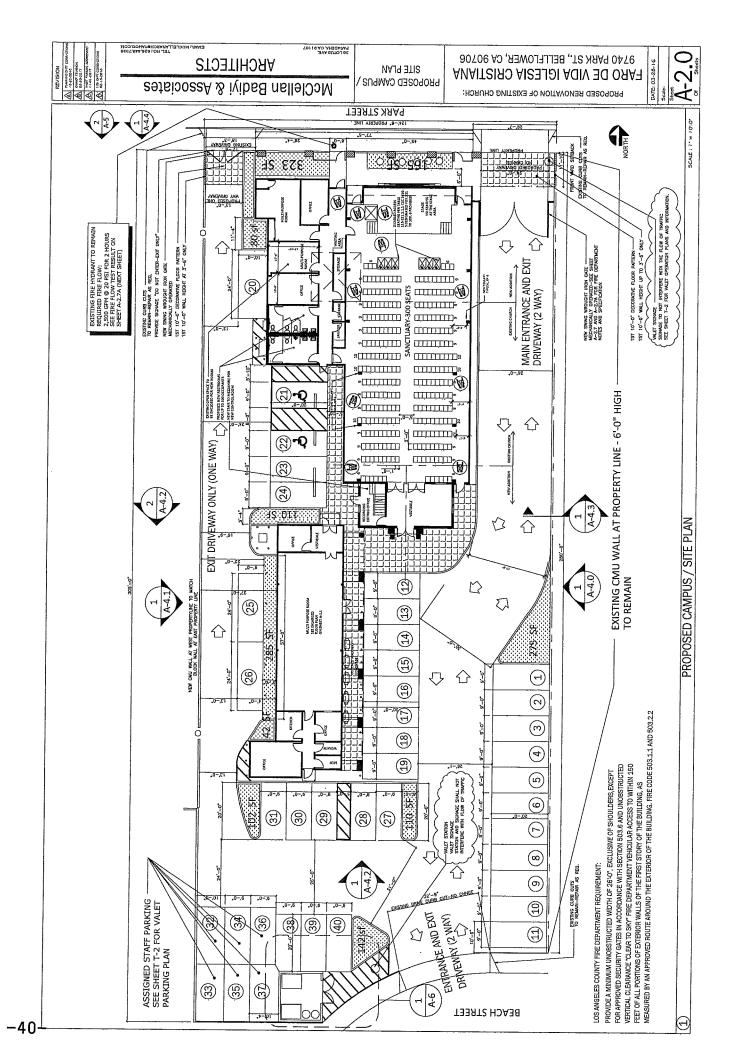


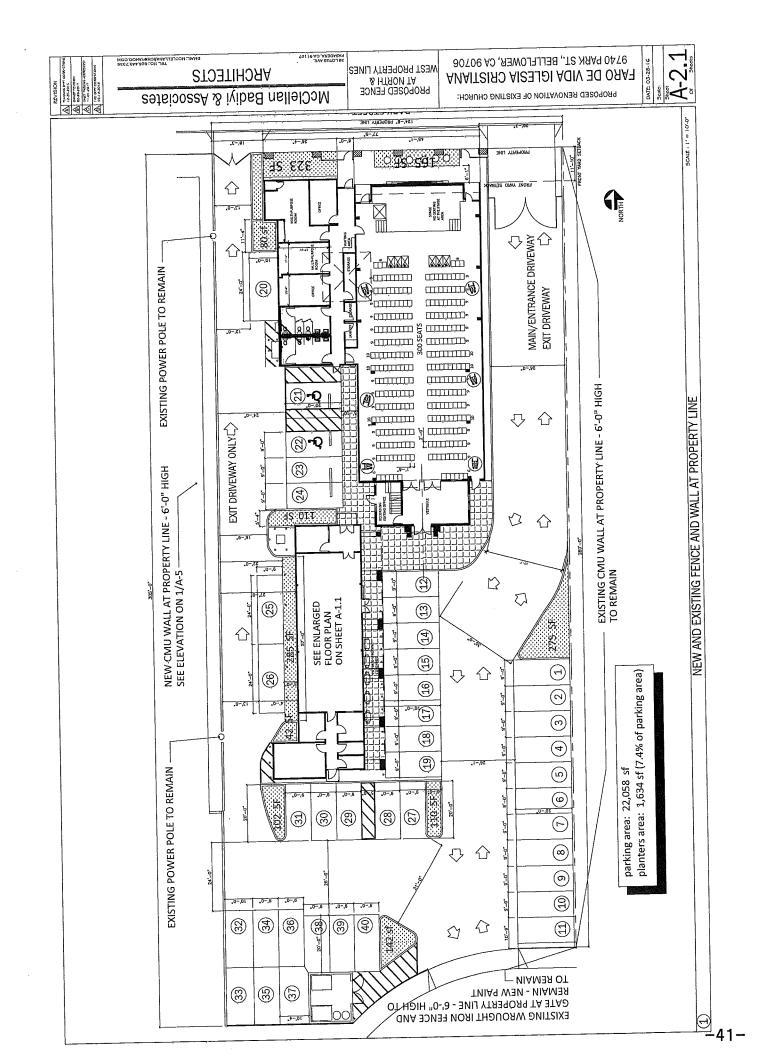


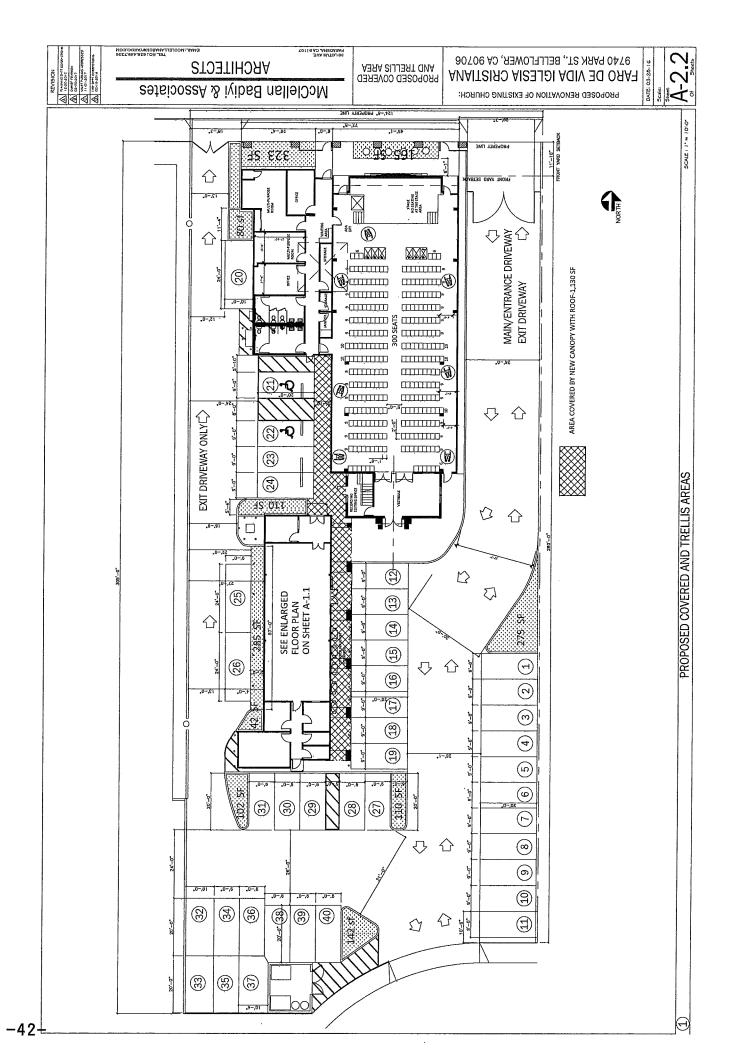


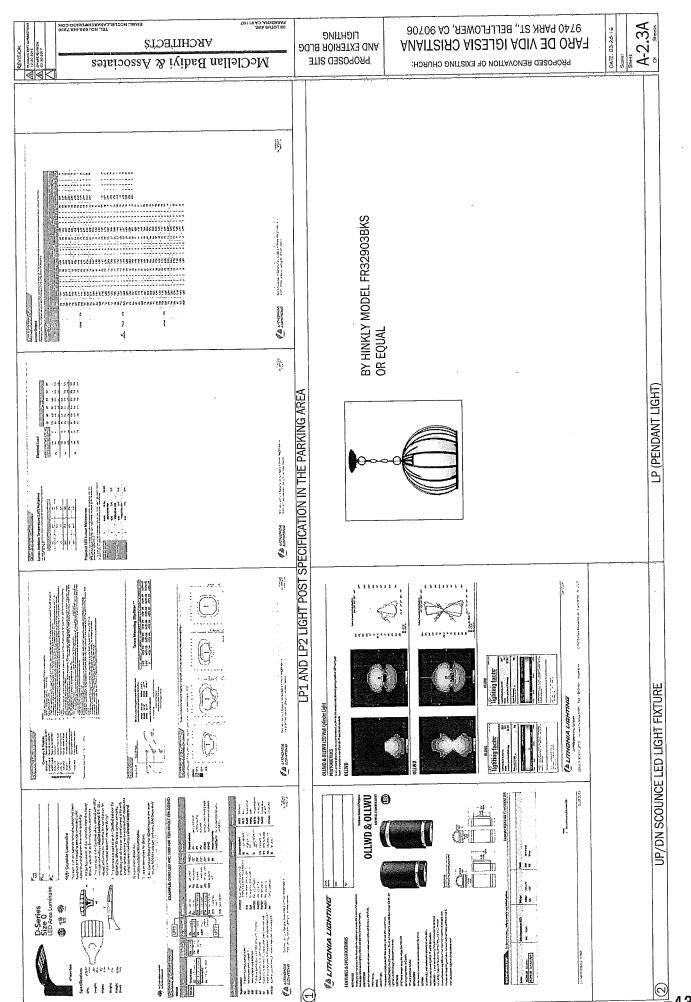


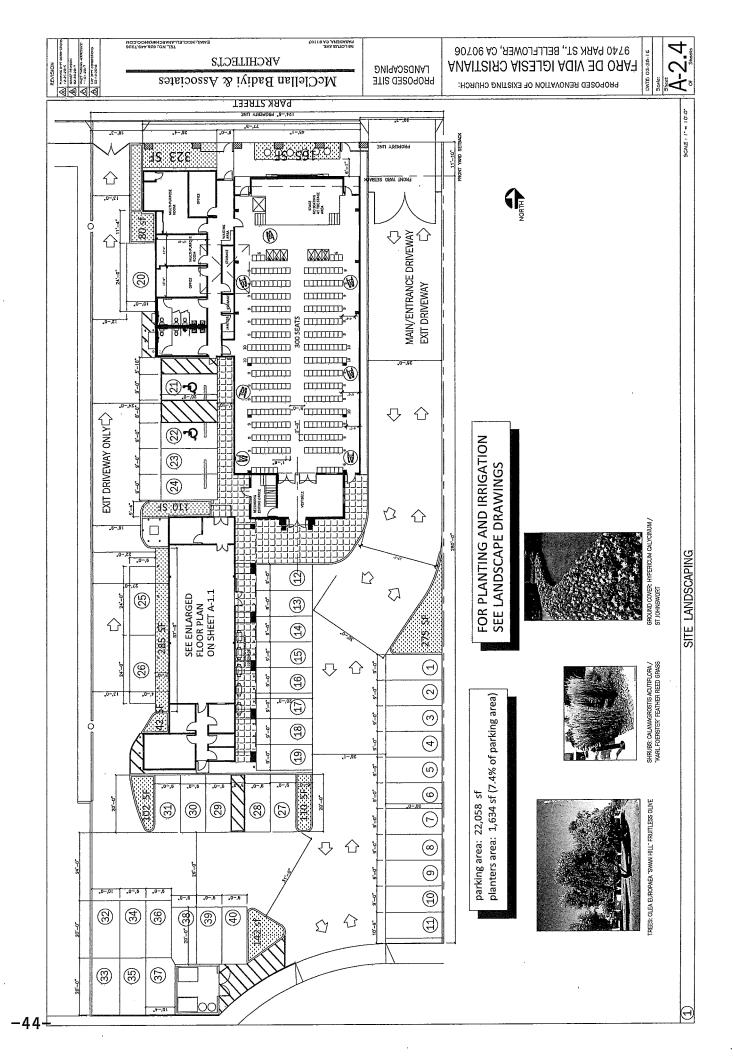




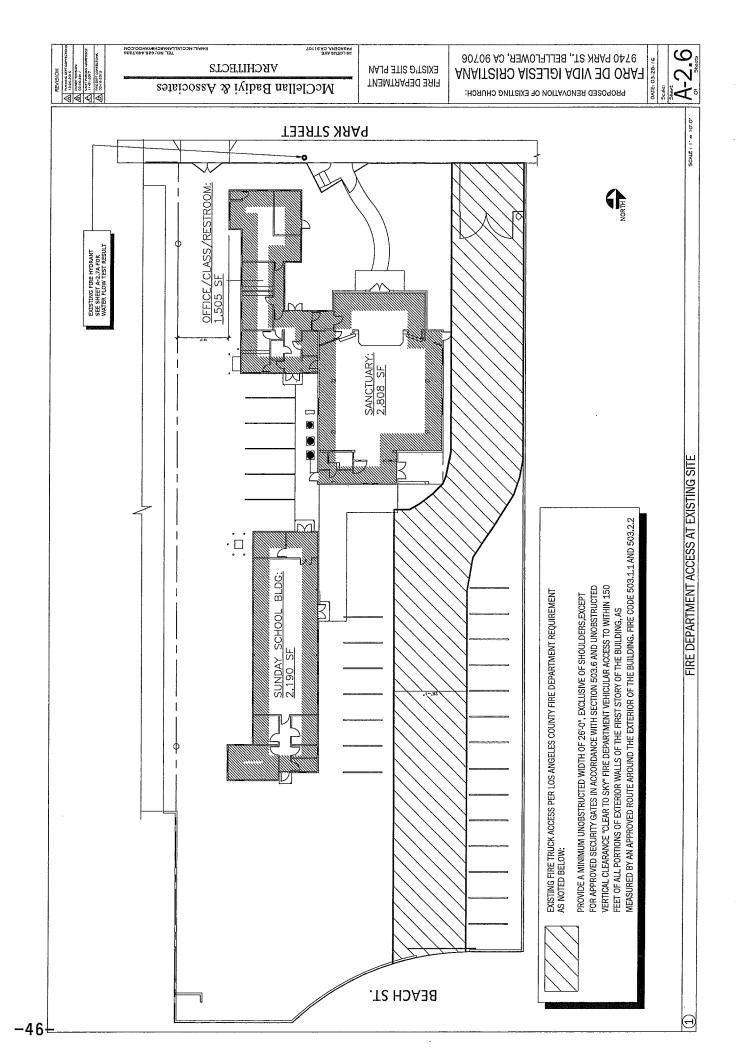


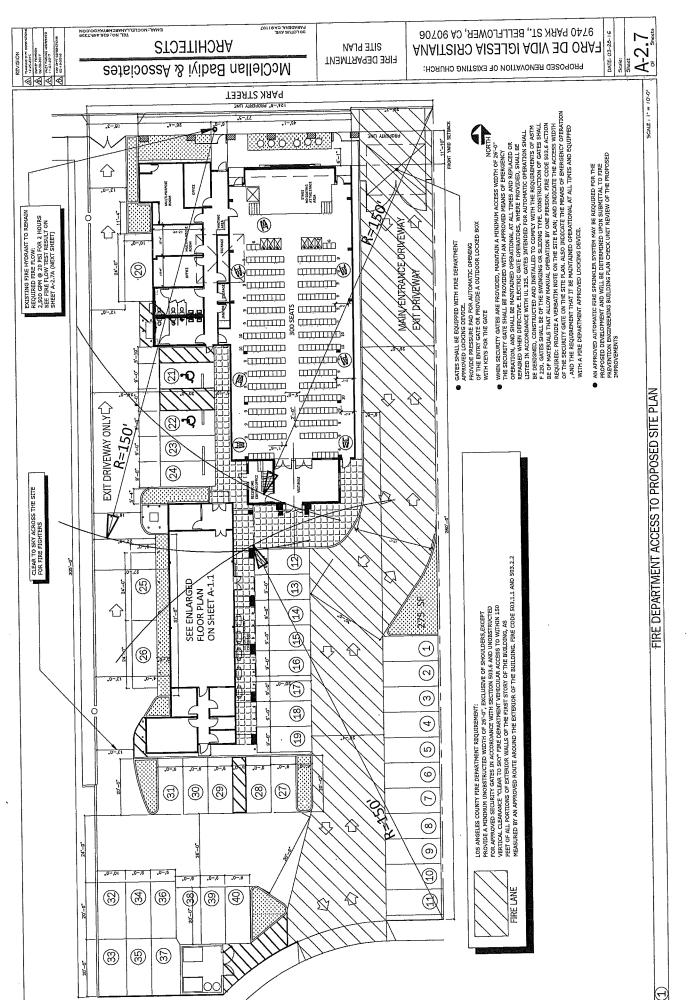






MOD.OOHAYBHDRANAJJEJDDW.JRAME 9740 PARK ST., BELLFLOWER, CA 90706 CONDITIONS EXISTING FARO DE VIDA IGLESIA CRISTIANA **ARCHITECTS** McClellan Badiyi & Associates PROPOSED RENOVATION OF EXISTING CHURCH: OFFICE/CLASS/RESTROOM: 1.505 SF M • 🗀 SUNDAY SCHOOL BLDG: 2,190 SF





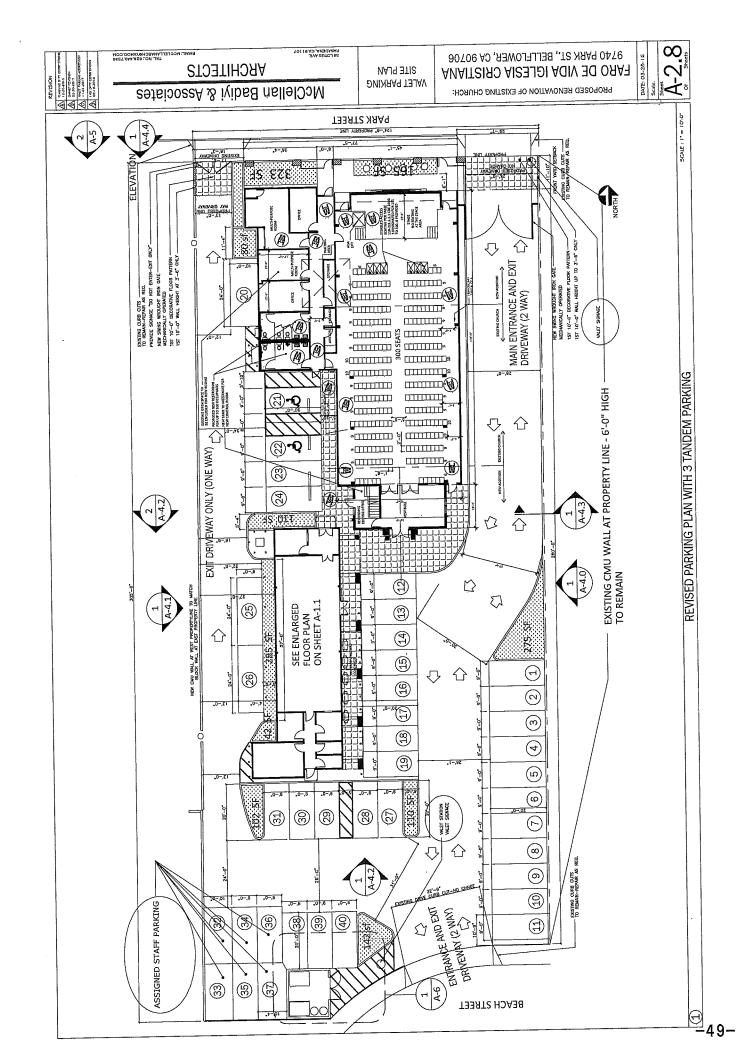
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- 2- FIRE APPARATUS ACCESS ROADS SHALL BE INSTALLED AND MAINTAINED IN A SERVICEABLE MANNER PRIOR TO AND DURING THE THE TIME OF CONSTRUCTION. FIRE CODE 501.4
- 2- ALL FIRE LANES SHALL BE CLEAR OF ALL ENCROACHMENTS, AND SHALL BE MAINTAINED IN ACCORDANCE WITH 7HE TITLE 32 COUNTY OF LOS ANGELES FIRE CODE.
- P. THE FIRE LANE SHALL BE POSTED WITH SIGNS STATING "NO PARKING-FIRE LANE" AND PROVIDE CONTINUOUS POSTING AND ENFORCEMENT
  OF THIS RESTRICTION, LOCATIONS OF THE SIGNS SHALL BE DETERMINED BY THE COUNTY OF LOS ANGELES FIRE DEPARTMENT FIRE PREVENTION FIELD INSPECTOR
  - WITH AN APPROVED MEANS OF EMERGENCY OPERATION, AND SHALL BE MAINTAINED OPERATIONAL AT ALL TIMES AND REPLACED WHEN DEFECTIVE. ELECTRIC GATE OPERATORS, WHERE PROVIDED, SHALL BE LISTED IN ACCORDANCE WITH UL 325. GATES INTENDED FOR AUTOMATIC OPERATION SHALL BE DESIGNED, CONSTRUCTED AND INSTALLED TO COMPLY WITH THE REQUIREMENTS OF ASTM F220. GATES SHALL BE OF THE SWINGING OR SLIDING TYPE. CONSTRUCTION OF GATES SHALL BE OF MATERIALS THAT ALLOW MANUAL OPERATION BY ONE PERSON. FIRE CODE 503.6. - WHEN SECURITY GATES ARE PROVIDED, MAINTAIN A MINIMUM ACCESS WIDTH OF 26 FEET. THE SECURITY GATE SHALL BE PROVIDED
- 5- AN APPROVED KEY BOX, LISTED IN ACCORDANCE WITH UL 1037 SHALL BE PROVIDED AS REQUIRED BY FIRE CODE 506. THE LOCATION OF EACH KEY BOX SHALL BE DETERMINED BY FIRE DEPARTMENT INSPECTOR.

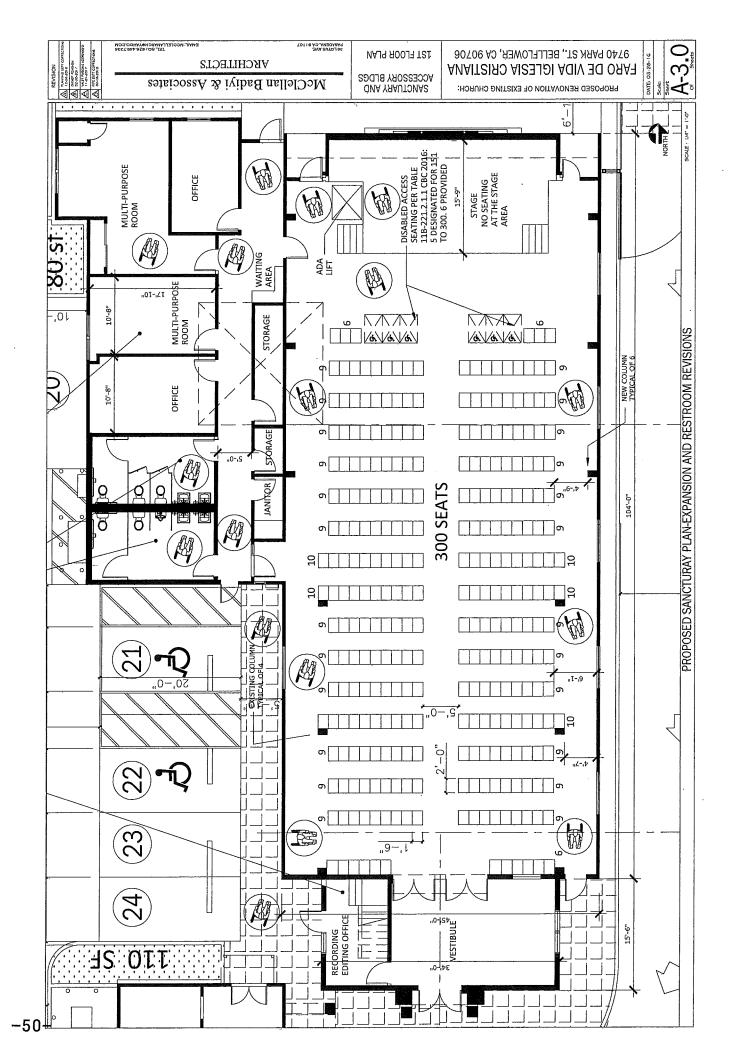
## CONDITIONS OF APPROVAL - WATER SYSTEM

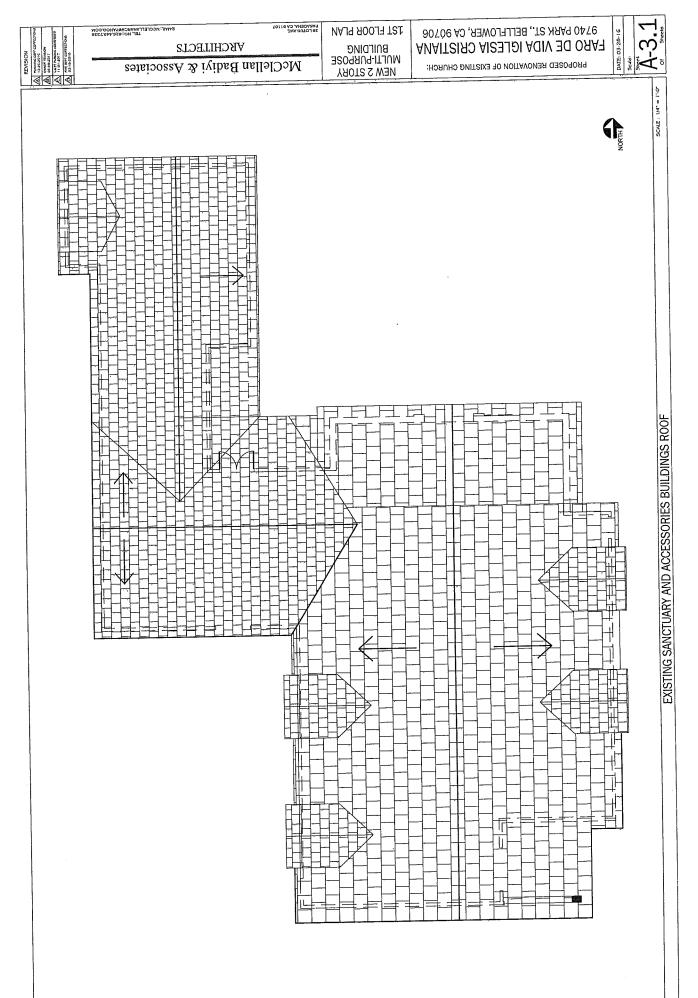
- 1- ALL FIRE HYDRANTS SHALL MEASURE 6"X4"X2-1/2" BRASS OR BRONZE, CONFORMING TO CURRENT AWWA STANDARD CSO3 OR APPROVED EQUAL AND SHALL BE INSTALLED IN ACCORDANCE WITH THE COUNTY OF LOS ANGELES FIRE DEPARTMENT REGULATION 8.
- 2- ALL REQUIRED PUBLIC FIRE HYDRANTS SHALL BE INSTALLED, TESTED AND ACCEPTED PRIOR TO BEGINNING CONSTRUCTION. FIRE CODE 501.4

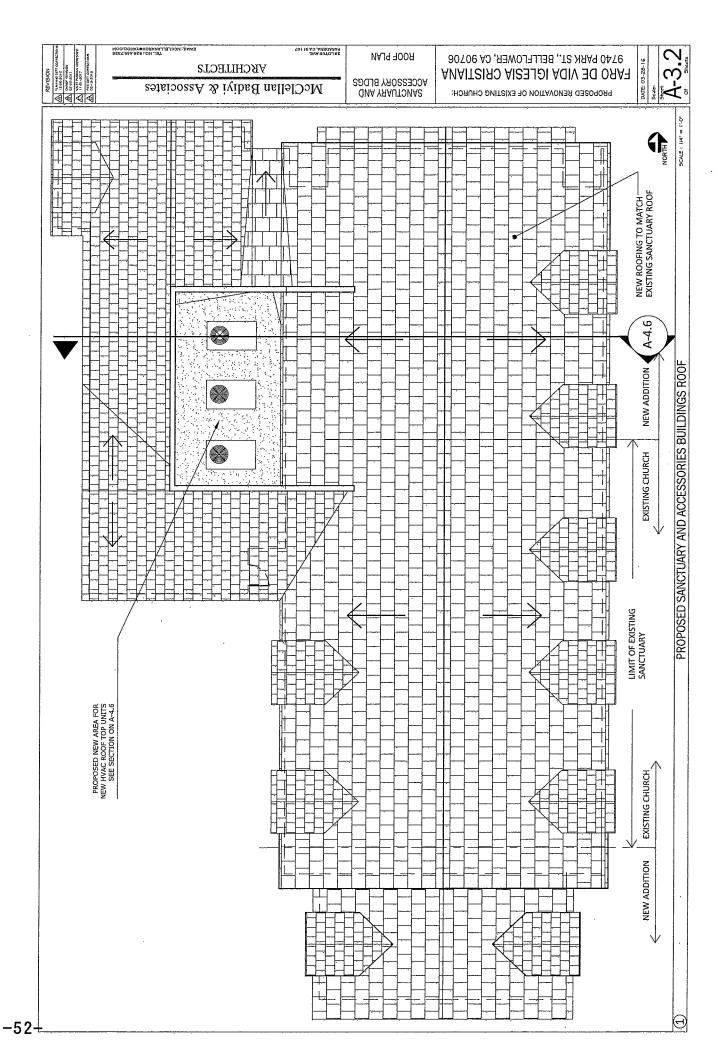
## FIRE FLOW:

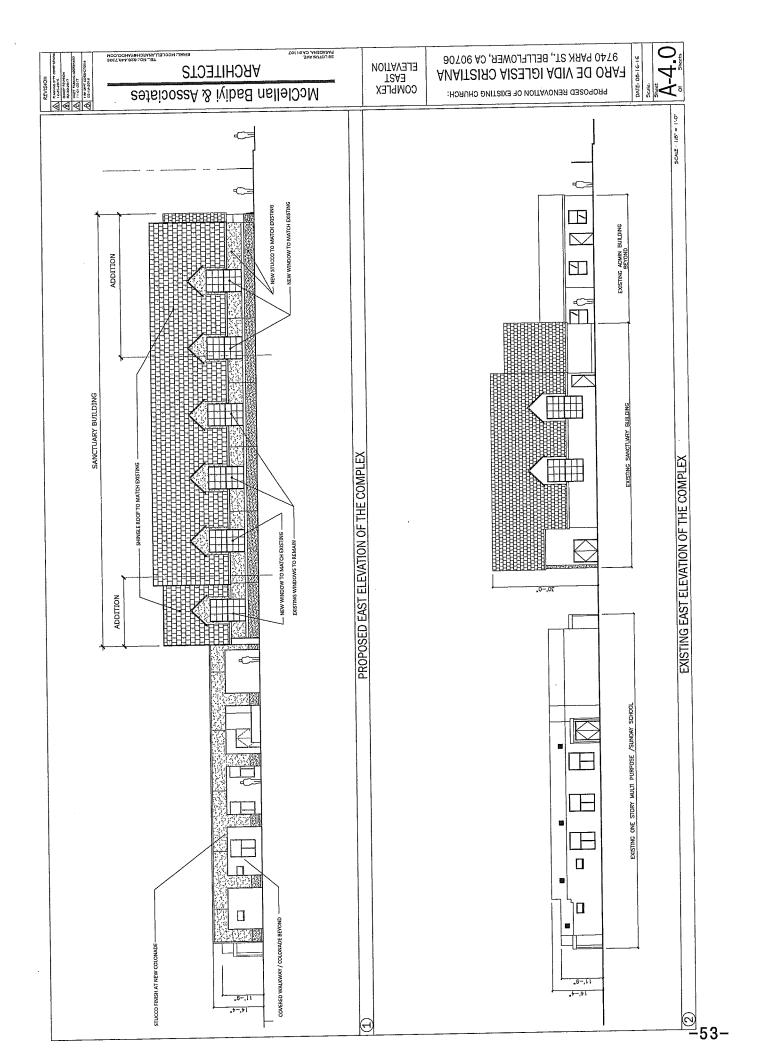
- 2 PUBLIC FIRE HYDRANT(S) FLOWING SIMULTANEOUSLY MAY BE USED TO ACHIEVE THE REQUIRED FIRE FLOW. FIRE CODE 507.3 & APPENDIX B105.1 " NOTE ": FIRE FLOW MAY BE RECALCULATED UPON RECEIPT OF ADDITIONA" INFORMATION SPECIFIC TO THE PROPOSED DEVELOPMENT DURING 3-THE RÉQUIRED FIRE FLOW FOR THE PUBLIC FIRE HYDRANTS FOR THIS PROJECT IS 2,500 GPM AT 20 PSI RESIDUAL PRESSURE FOR 2 HOURS. THE FIRE PREVENTION ENGINEERING SECTION BUILDING PLAN CHECK UNIT REVIEW.
- 4 AN APPROVED AUTOMATIC FIRE SPRINKLER SYSTEM MAY BE REQUIRED FOR THE PROPOSED DEVELOPMENT AND WILL BE DETERMINED UPON SUBMITTAL TO FIRE PREVENTION ENGINEERING BUILDING PLAN CHECK UNIT REVIEW OF THE PROPOSED IMPROVEMENTS.

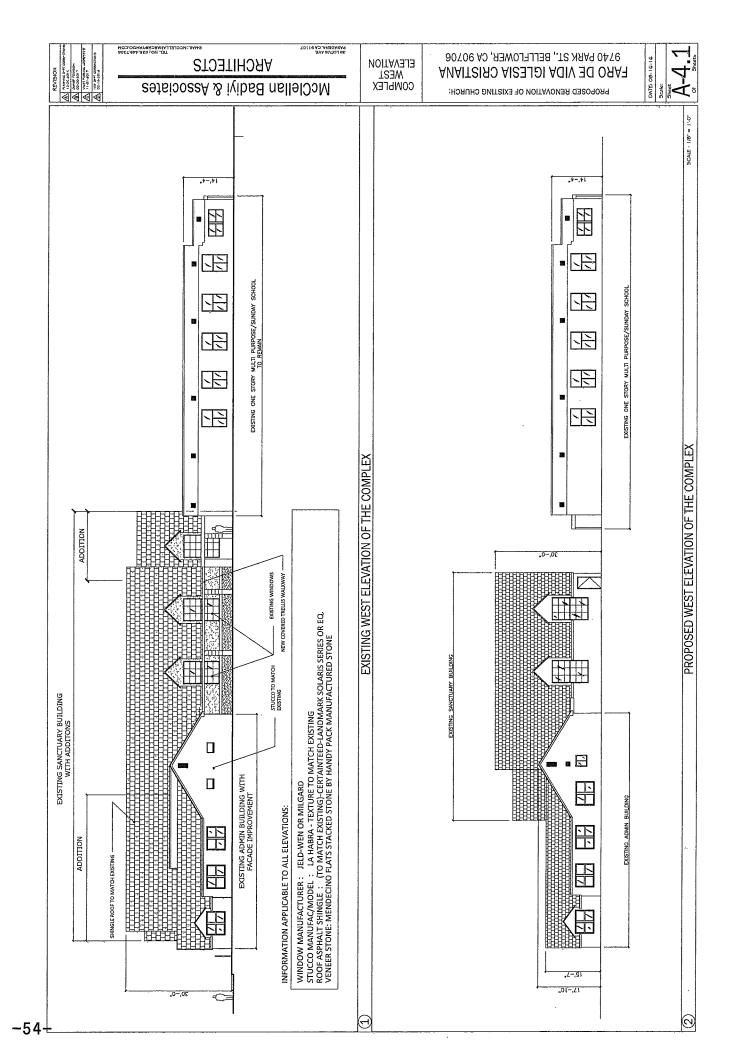


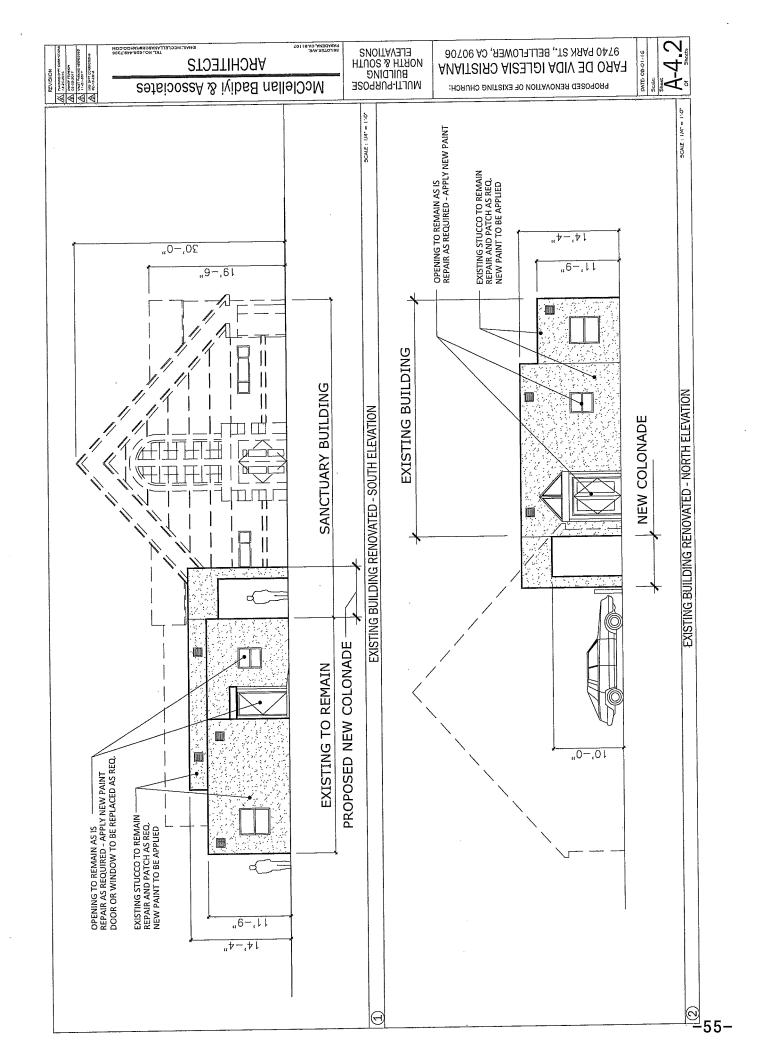


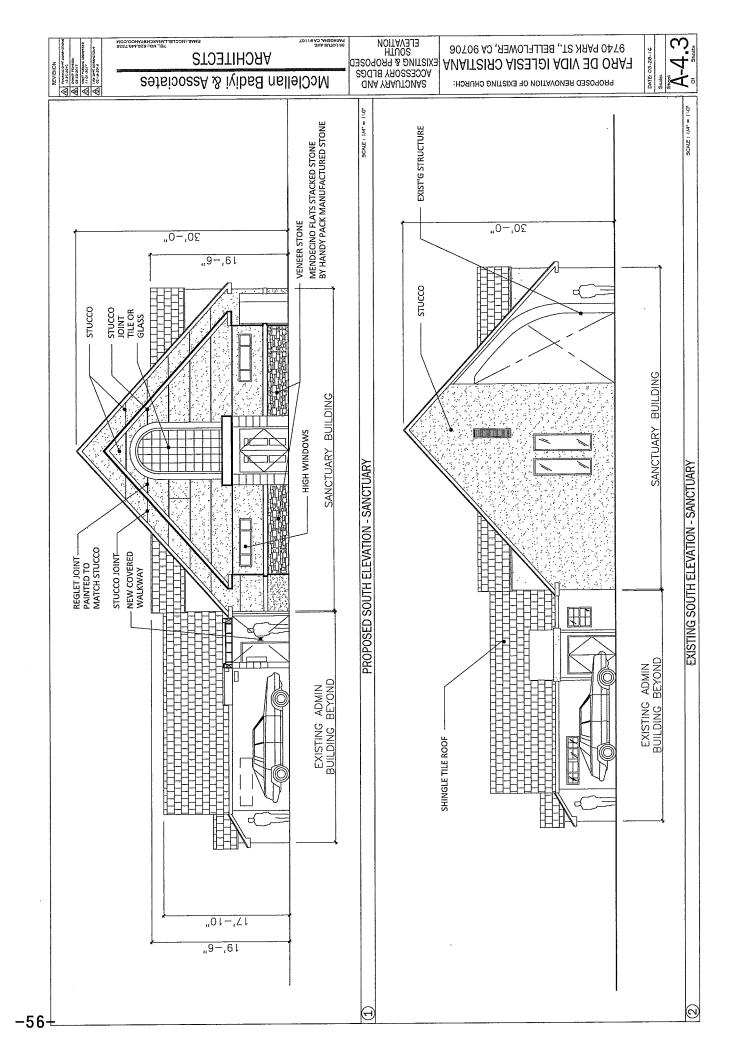


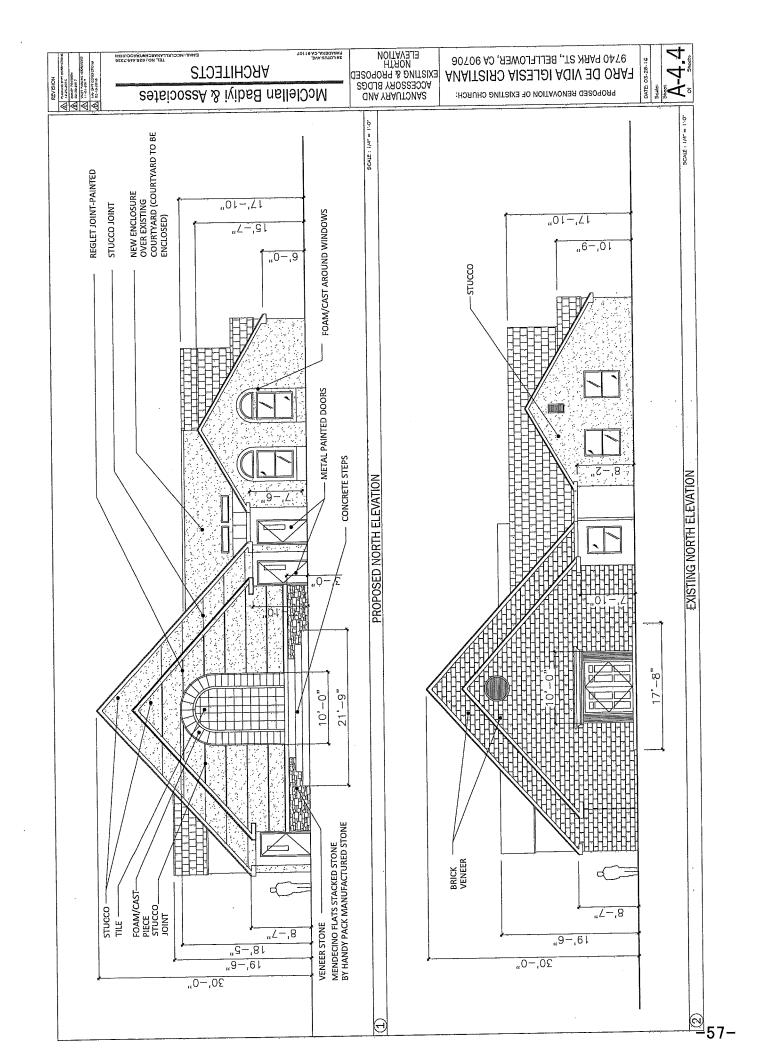


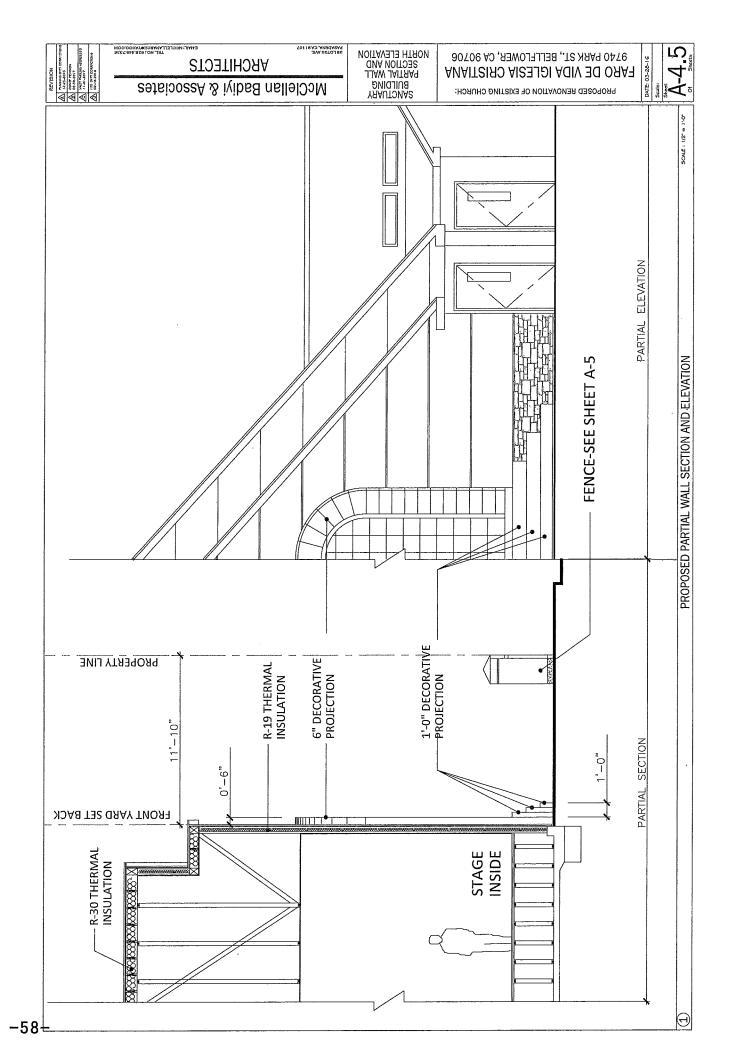


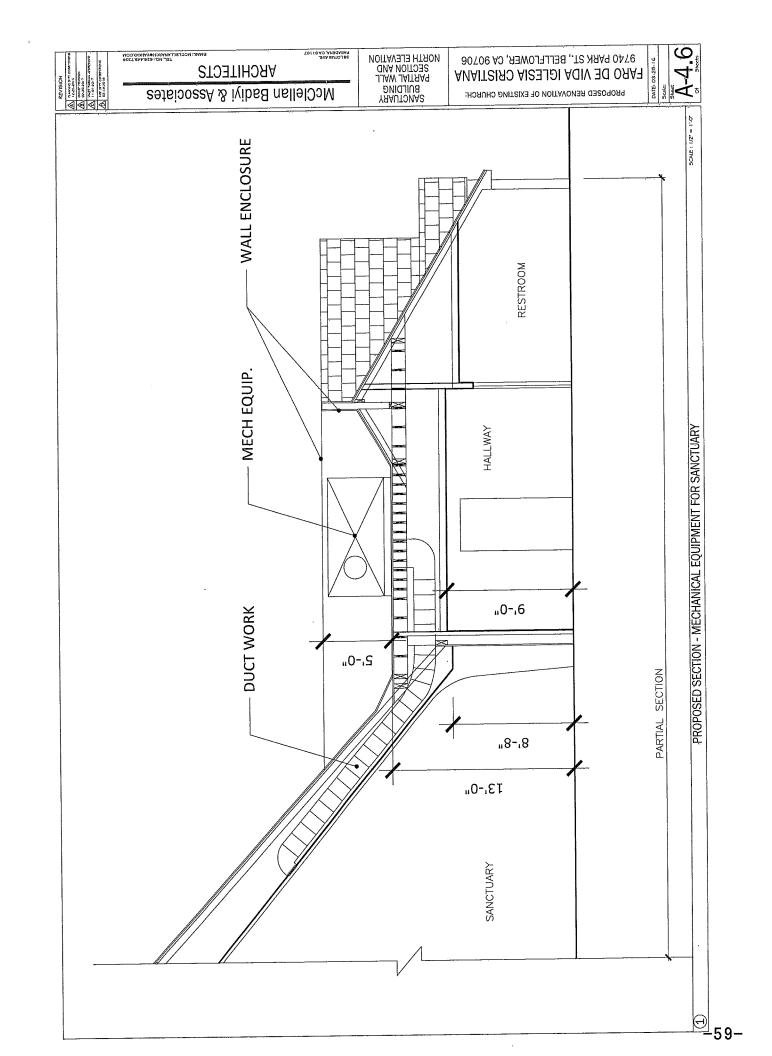


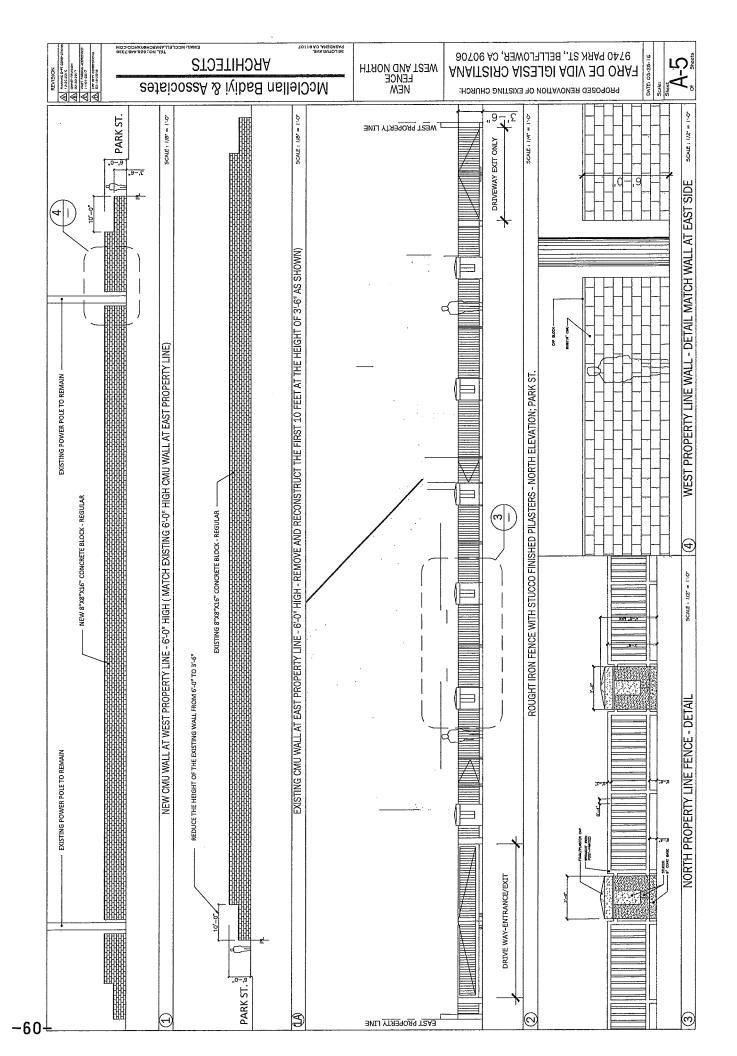


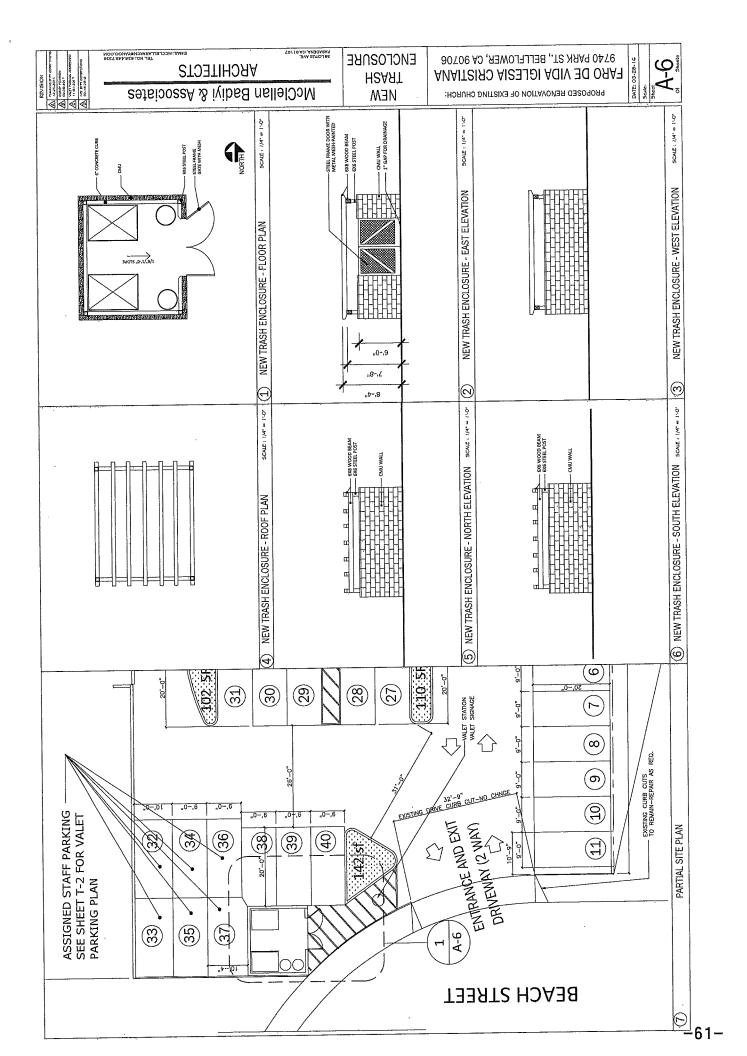


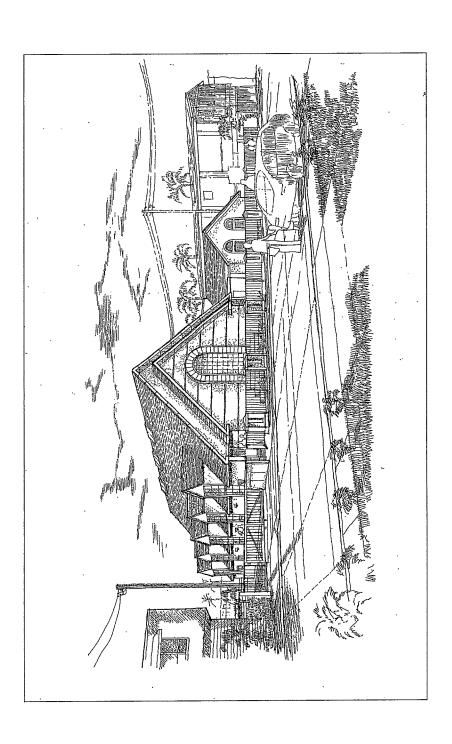






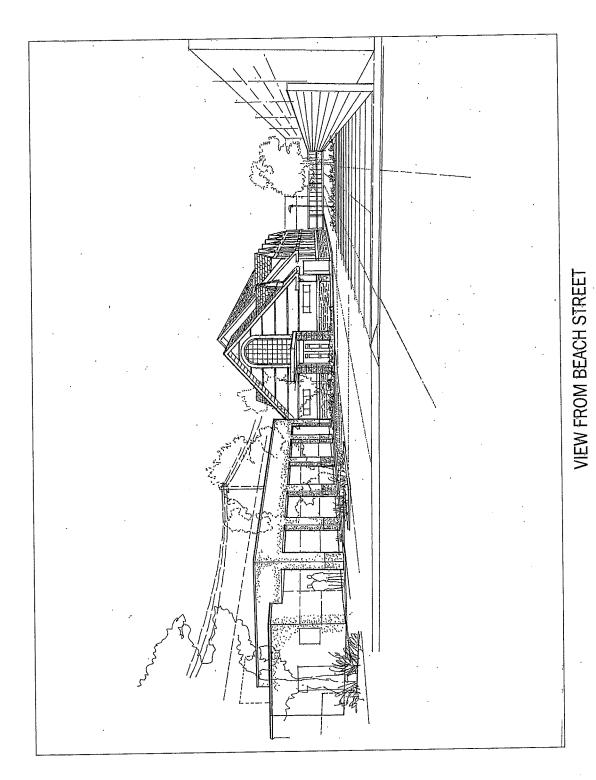


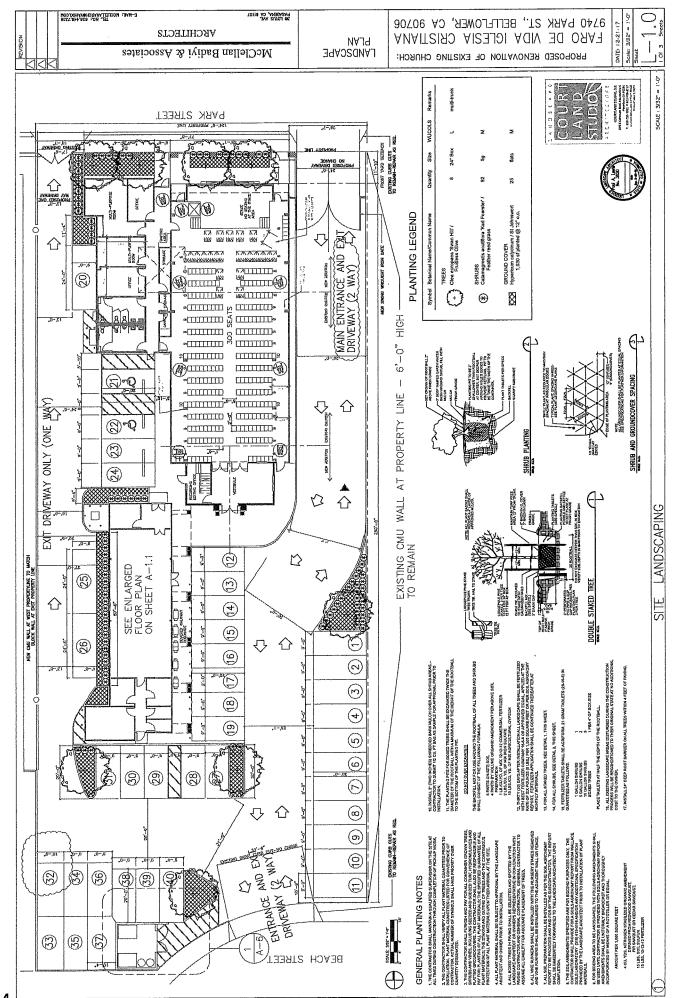


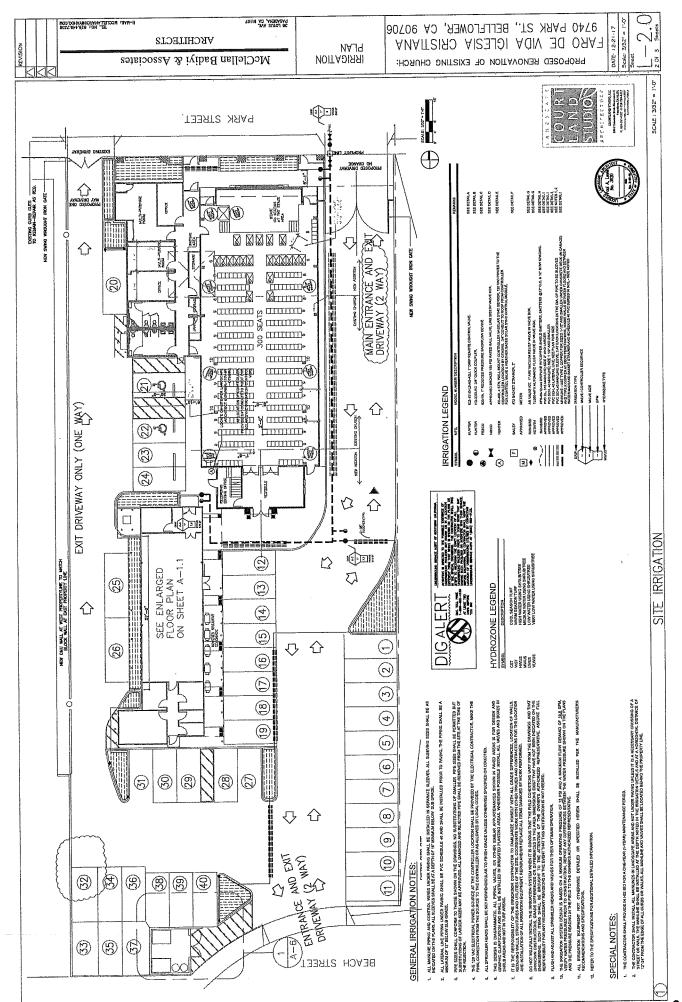


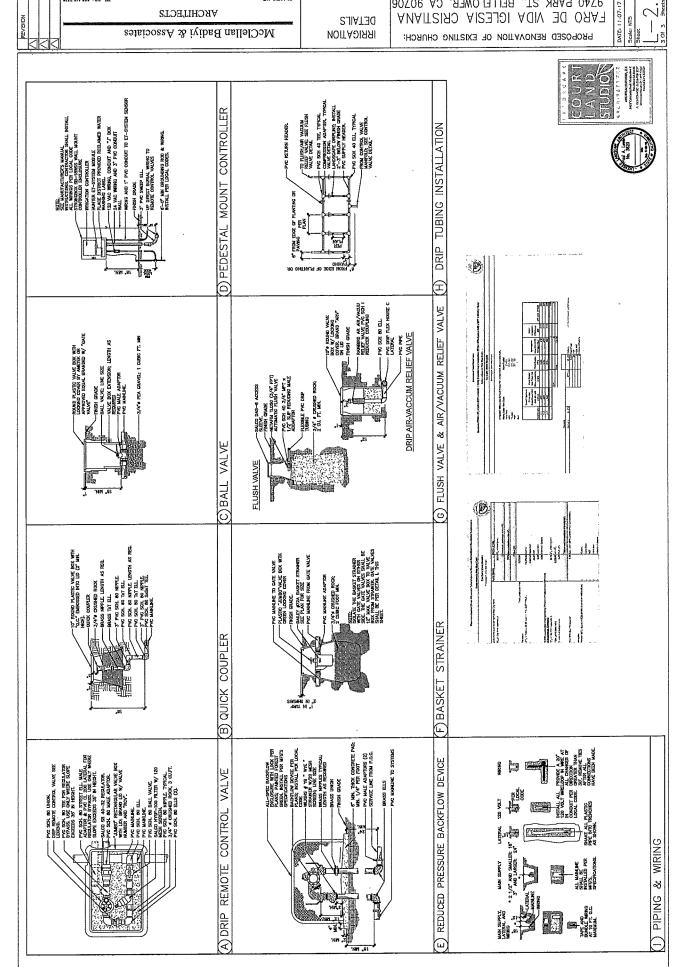
SOUTH/PARKING

PROPOSED RENOVEITOW OF CRISTIANA 9740 PARK ST., BELLFLOWER, CA 90706 PROPOSED RENOVATION OF EXISTING CHURCH:









THE LOTUS AVE.

**DETAILS** 

**ARCHITECTS** 

9740 PARK ST., BELLFLOWER, CA 90706

E-MAIL MCCLELLANARCHORANHOO.COM

