

RESOLUTION NO. 2017-139

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
FINDING THE ELK GROVE ANIMAL SHELTER PROJECT EXEMPT FROM
FURTHER CEQA REVIEW UNDER CEQA GUIDELINE SECTION 15162 AND
APPROVING A CAPITAL IMPROVEMENT PROGRAM MAJOR DESIGN REVIEW
AND CONDITIONAL USE PERMIT FOR THE ELK GROVE ANIMAL SHELTER
LOCATED AT THE SOUTHWEST CORNER OF IRON ROCK WAY AND UNION
PARK WAY ASSESSOR PARCEL NUMBER 134-0630-013
PROJECT NO. EG-17-014 (WFC012)**

WHEREAS, in December 2008, the City Council approved the Corporation Yard Facilities Master Plan Update, which included the proposed Project site; and

WHEREAS, the proposed Project is located on real property in the incorporated portions of the City of Elk Grove more particularly described as APN 134-0630-013; and

WHEREAS, the City determined that the Project is subject to the California Environmental Quality Act; and

WHEREAS, in December 2008, the City Council adopted a Mitigated Negative Declaration for the Corporation Yard Facilities Master Plan Update (SCH# 2010062048), which included the proposed Project site; and

WHEREAS, the Development Services Department considered the Project request pursuant to the General Plan, Title 23 of the Elk Grove Municipal Code (Zoning Code), and all other applicable State and local regulations; and

WHEREAS, the City Council held a duly noticed public hearing on June 14, 2017, as required by law to consider all of the information presented by staff, information presented by the project proponent, and public testimony presented in writing and at the meeting.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove, hereby finds the proposed Elk Grove Animal Shelter Capital Improvement Program Project, EG-17-014, exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15162 of the State CEQA Guidelines based upon the following finding:

California Environmental Quality Act (CEQA)

Finding: The Project is exempt from further environmental review under CEQA pursuant to State CEQA Guidelines Section 15162.

Evidence: The Project site was considered for development in the Corporation Yard Facilities Master Plan Update (January 2008) and analyzed pursuant to CEQA in the Mitigated Negative Declaration (MND) for the Corporation Yard Facilities Master Plan and Transit Yard Facilities Master Plan (SCH# 2010062048). The MND determined that the proposed Corporation Yard Facilities Master Plan and Transit Yard Facilities Master Plan Project would not result in any significant environmental impacts that could not be mitigated to a less than significant level. Mitigation measures were incorporated to

ensure that the overall project would have a less than significant impact on the environment and a Mitigation Monitoring and Reporting Program (MMRP) was adopted to avoid and minimize environmental impacts. The Project will be subject to applicable measures in the approved MMRP.

The animal shelter includes outdoor kennels, which has the potential to increase noise levels in the Project vicinity beyond those assumed in the MND. In addition, there is a ditch present on the site, which was not analyzed in the MND.

A comparative noise analysis was conducted to determine if the Project-related noise would result in new or more severe noise effects above what was previously analyzed for the Corporation Yard Facilities Master Plan and Transit Yard Facilities Master Plan. The analysis determined that the proposed animal shelter would not exceed City noise thresholds or result in new or more severe noise effects than previously disclosed and that the proposed animal shelter Project is consistent with the assumptions in the Corporation Yard Facilities Master Plan Update and the analysis in the MND. An evaluation of the manmade ditch found that it lacks the characteristics of a jurisdictional or isolated wetland (as defined by the 1987 Corps of Engineers Wetland Manual) or a jurisdictional non-wetland waters of the US or waters of the State. As a result, a wetland delineation is not required. Therefore, the previous environmental document is adequate (pursuant to CEQA Guidelines Section 15162), the Project will be subject to the previously-approved MMRP, and no further CEQA review is required.

AND, BE IT RESOLVED that the City Council of the City of Elk Grove hereby approves the Capital Improvement Program Major Design Review, Conditional Use Permit and Deviation for building setback along Union Park Way for the Project, as described in Exhibit A and as illustrated in Exhibit B, subject to the conditions of approval in Exhibit C (all incorporated herein by this reference), based upon the following findings:

CIP Major Design Review

Finding: The proposed Project is consistent with the Citywide Design Guidelines for non-residential development.

Evidence:

The proposed Project has been reviewed in accordance with the City's General Plan, Title 23 of the Municipal Code (herein after the Zoning Code), and the Citywide Design Guidelines. The proposed Project will be consistent with the development standards of the Zoning Code and other design standards upon the effective date of the adopted amendment to the Zoning Code to allow the Animal Shelter use in the light industrial zone, which was approved by Council in May and will become effective June 23, 2017. Therefore, the design review approval (and conditional use permit mentioned below) will be valid upon the effective date of this adopted amendment with exception to the requested Design Review Deviation. The proposed Elk Grove Animal Shelter building elevations include a color pallet and materials identified as being consistent with the Design Guidelines. The elevations incorporate various materials and roof lines to enhance the architectural style of the facility.

Finding: The proposed architecture, site design, and landscape are suitable for the purposes of the building and the site and will enhance the character of the neighborhood and community.

Evidence: The proposed architecture for the Elk Grove Animal Shelter incorporates a variety of roof heights and “flat roof” design. This style integrates with the natural environment and proposed landscaping and helps to develop and define the plaza and create a park-like setting for the overall site.

Finding: The architecture, including the character, scale and quality of the design, relationship with the site and other buildings, building materials, colors, screening of exterior appurtenances, exterior lighting and signing and similar elements establishes a clear design concept and is compatible with the character of buildings on adjoining and nearby properties.

Evidence: The architecture for the Elk Grove Animal Shelter is one-story in nature and reflects the human scale (meaning the buildings are in scale to the human user). The design and quality of the architecture and accompanying materials, their color, and lighting fixtures implement the overall design of the site.

Finding: The proposed Project will not create conflicts with vehicular, bicycle, or pedestrian transportation modes of circulation.

Evidence: The site for the Elk Grove Animal Shelter site plan eliminates auto-pedestrian conflicts through clearly-delineated spaces and designed pedestrian paths through the parking areas.

Conditional Use Permit

Finding #1: The proposed use is consistent with the General Plan and all applicable provisions of the amended Zoning Code.

Evidence: The General Plan land use designation for the subject property is Light Industrial and the zoning district is Light Industrial (LI). The City is currently processing an amendment to Title 23 to incorporate animal shelters into the allowed uses table (Table 23.27-1). The amendment was approved by the City Council on May 10, 2017 and will become effective on June 23, 2017. As proposed, the amendment would allow animal shelters in a LI zone, upon approval of a CUP. The Project is trailing behind this effort under the assumption that the use will require a CUP. The Project meets required standards of Section 23.78 of the EGMC regulating in terms of setbacks, stacking, landscaping, and noise, with exception to the requested Design Review Deviation.

Finding #2: The establishment, maintenance or operation of the use applied for will not, under the circumstances of the particular case (location, size, design, and operating characteristics), be detrimental to the health, safety, peace, morals, comfort, or general welfare of persons residing or working in the neighborhood of such use, or the general welfare of the City.

Evidence: The Project has various functions such as outdoor kennels, exercise and agility yards, indoor animal housing areas, offices, and veterinary services. Although located in an area heavily utilized by industrial uses; the Project proposes to incorporate various elements such as fencing, heavy landscaping and enhanced architecture to blend in with the surrounding uses. The site is of adequate size to house the Project and accommodate all necessary improvements for operating the shelter. Therefore, the Project would not be detrimental to the health, safety, peace, morals, comfort, or general welfare of persons residing or working in the area.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 14th day of June 2017.



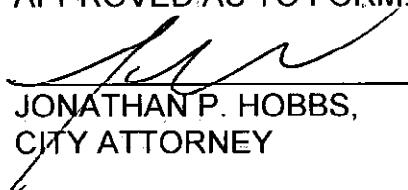
STEVE LY, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY

Exhibit A**Elk Grove Animal Shelter (EG-17-014)****Project Description****PROJECT DESCRIPTION**

The Project proposes a Capital Improvement Program (CIP) Major Design Review (MDR) for a new 21,000 square foot City animal shelter and a deviation to reduce the required front setback for a portion of the building. The animal shelter will include an indoor facility for cats and other small mammals, indoor and outdoor kennels for dogs, three outdoor exercise yards, an agility yard, veterinary space, administration offices for shelter and animal control operations, and numerous site improvements such as parking and landscaping. The Project also includes a Conditional Use Permit (CUP) for the operation of an animal shelter in a light industrial zone.

Exhibit B
Elk Grove Animal Shelter (EG-17-014)
Project Plans



Site Aerial
Elk Grove Animal Shelter

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DESIGNERS & ARCHITECTS



Site Context
Elk Grove Animal Shelter



Concept Site Plan Bid Alts
6-6-2017

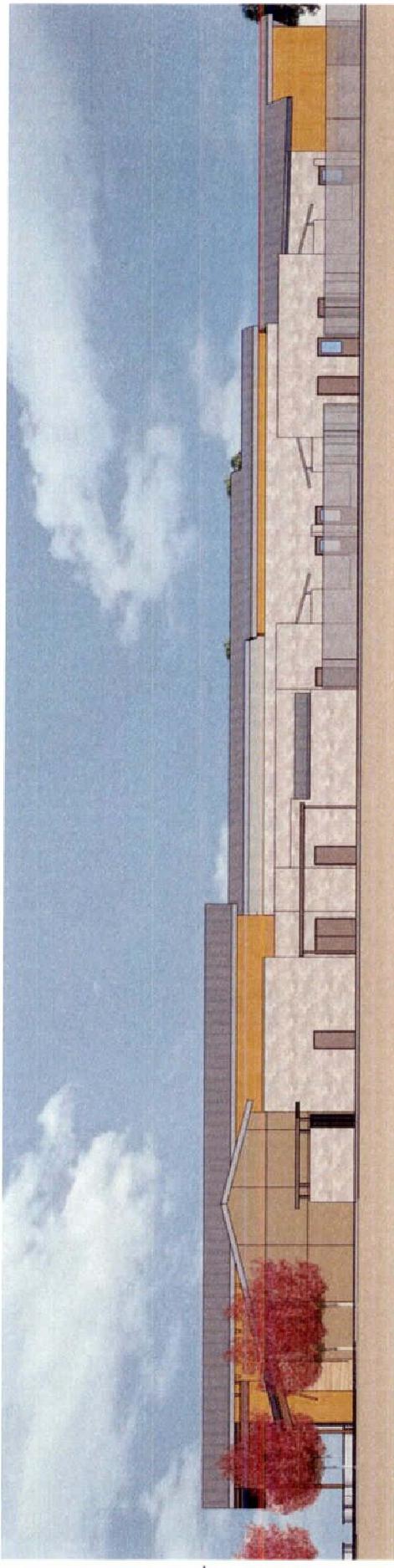
Elk Grove Animal Shelter

Graphic Scale: 1 inch = 200 feet
AD. 18

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DESIGNERS & ARCHITECTS

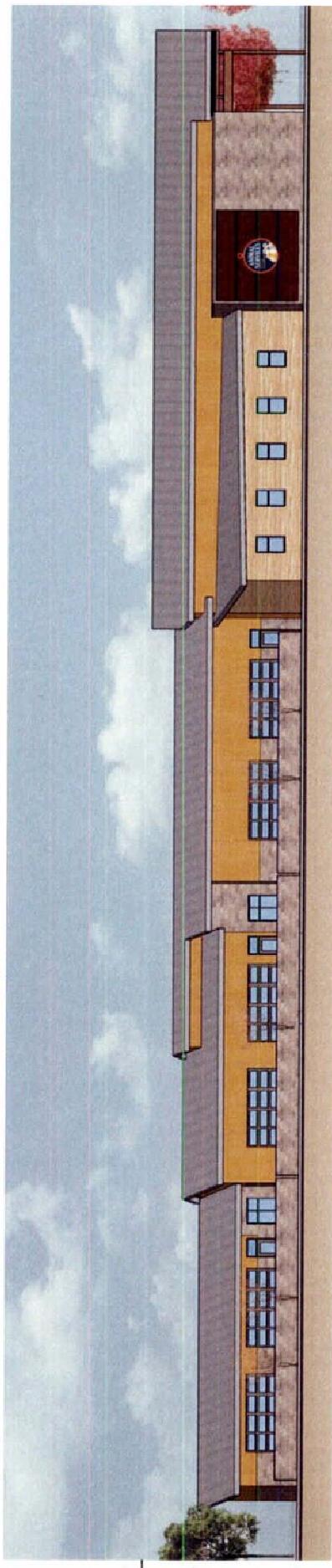






South (Rear) Elevation

25'-0"
20'-0"
17'-0"
0'-0"

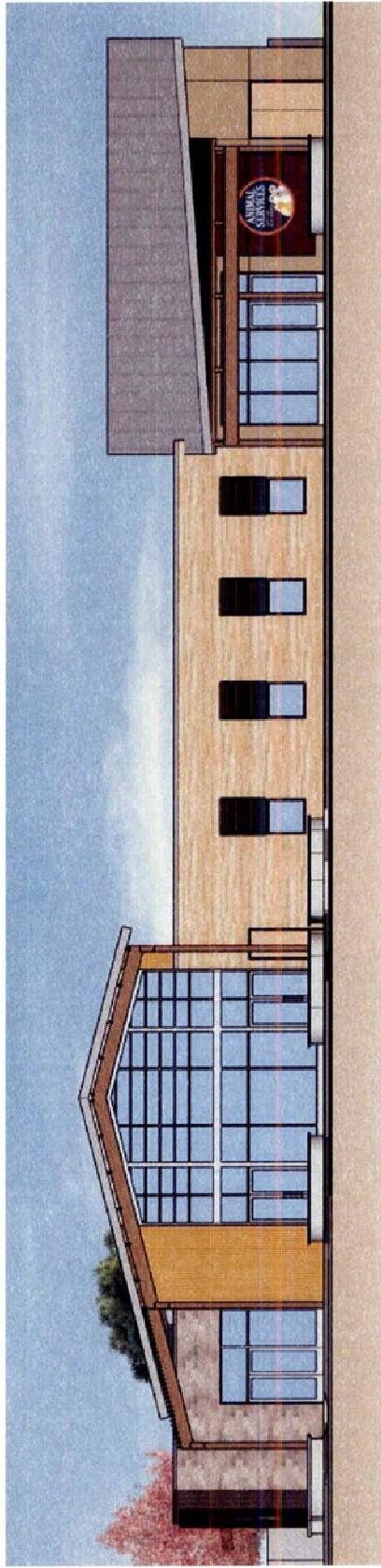


North Elevation
Elk Grove Animal Shelter

25'-0"
20'-0"
17'-0"
0'-0"

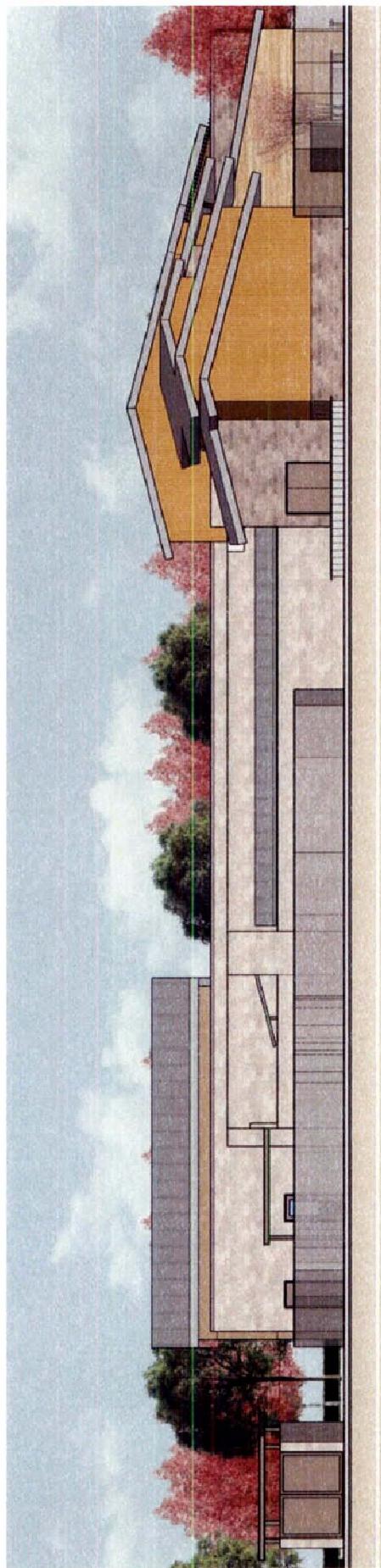


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22'-0" 0'-0" 16'-0"

West Elevation (Entry)



22'-0" 16'-0" 0'-0"

East Elevation (Rear)
Elk Grove Animal Shelter

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Street Approach View
Elk Grove Animal Shelter



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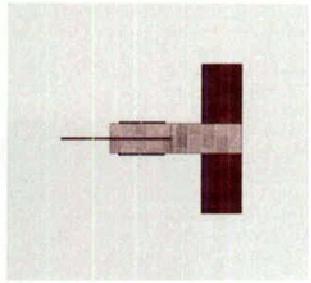


Bird's eye View
Elk Grove Animal Shelter

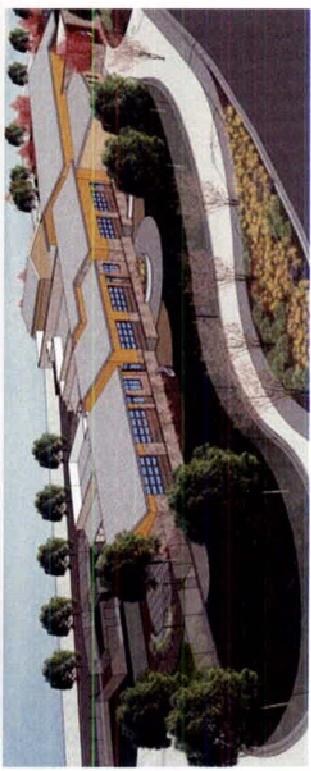




View From Corner
Elk Grove Animal Shelter



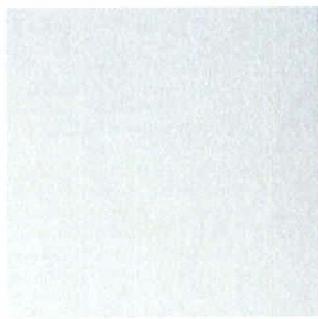
Monument Sign



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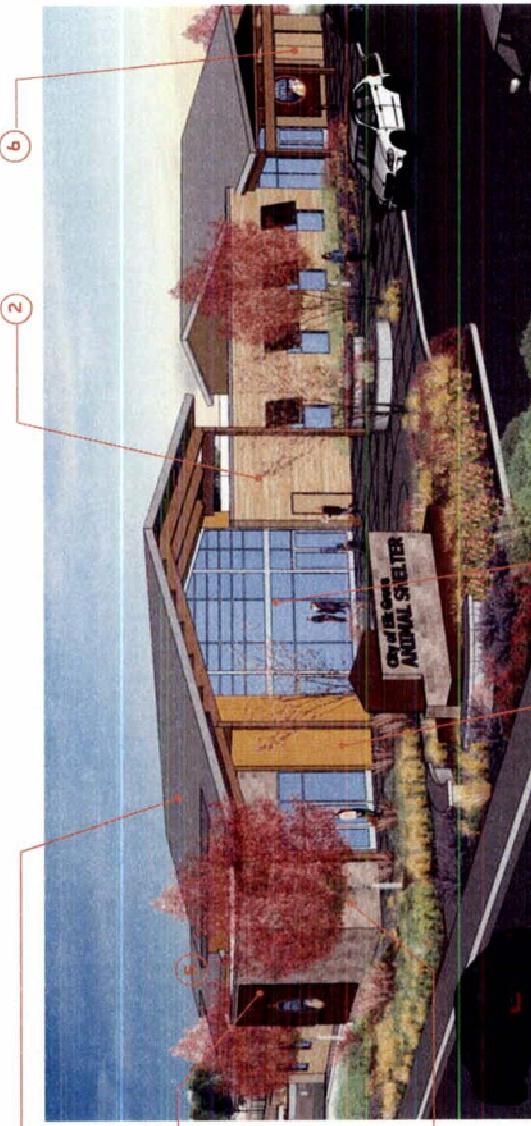
STUCCO



MULLIONS
GLAZING



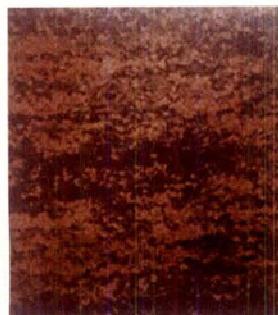
CEMENT BOARD SIDING



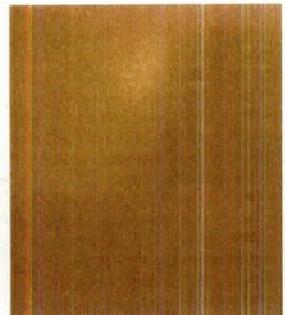
CEMENT BOARD SIDING
METAL ACCENT PANEL



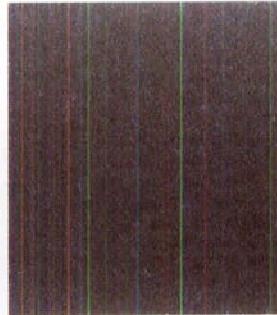
CONCRETE MASONRY UNIT



METAL ACCENT PANEL

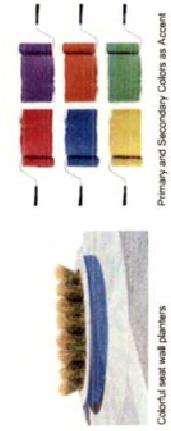
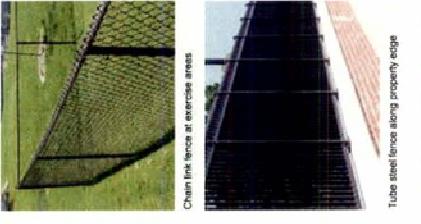
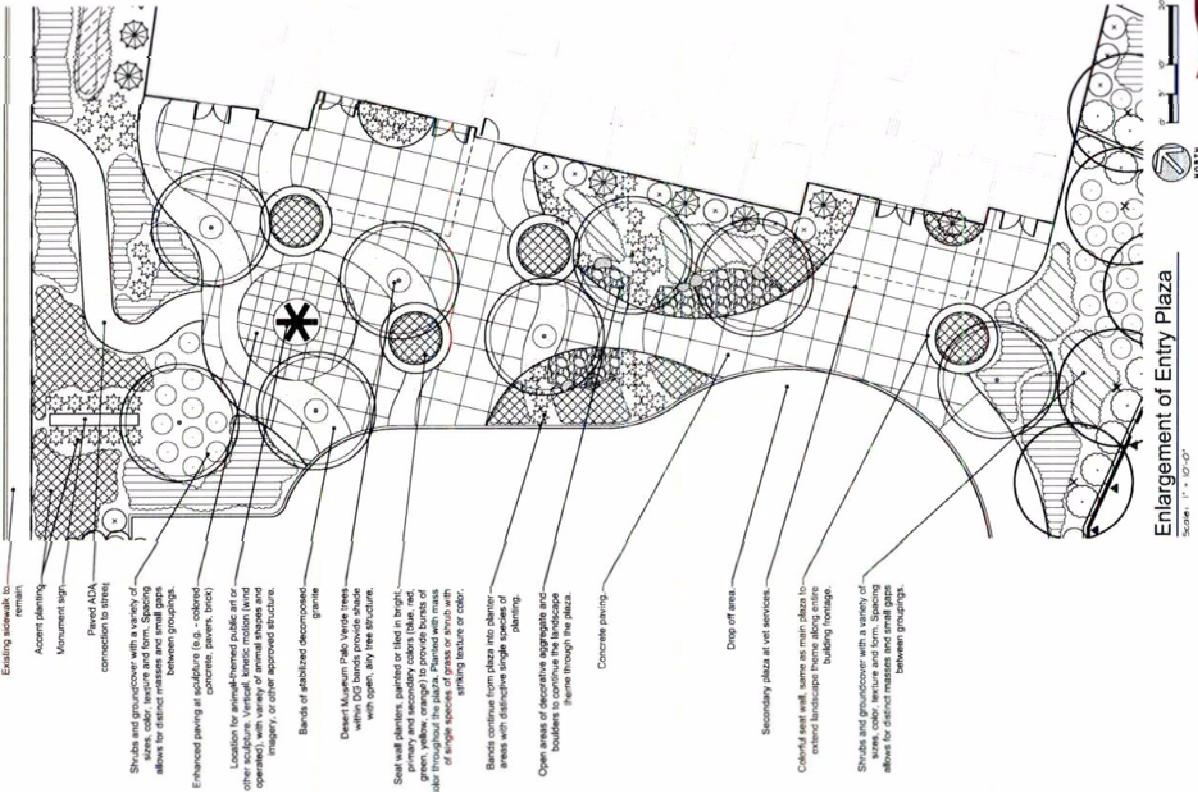


METAL WALL PANEL



METAL ROOF PANEL





Landscape Concept

The ultimate design concept for the Elk Grove Animal Shelter is to provide an impenetrable and aesthetic space for visitors and residents that is warm and comfortable, reflective of the existing neighborhood and the surrounding environment as well as the animals that will call the shelter home. The new animal shelter will have a modernized look in the updated guidelines of the City of Elk Grove's Building Zone #14.

The architecture is a modernized and updated take on the original design, featuring a large central entrance, a two-story volume, and a curved roofline. The building's exterior is made of light-colored stone and glass, with large windows overlooking the surrounding landscape. The interior features a large open-plan lobby, a reception area, and a waiting room. The shelter also includes a medical examination room, a treatment area, and a recovery room. The building is designed to be compliant with the City of Elk Grove's Winter Energy Conservation Ordinance (WECo).

Special considerations have been provided in selection of colors/materials that respect the needs of the facility, both people and animals, as well as the visitors. Clear and secure view directions have been provided to ensure safety of the customers as entering and moving around the site.



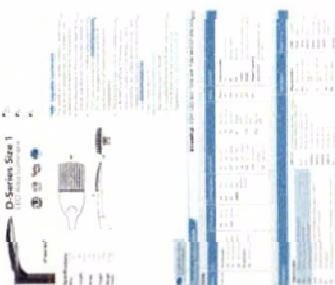
Landscape Character

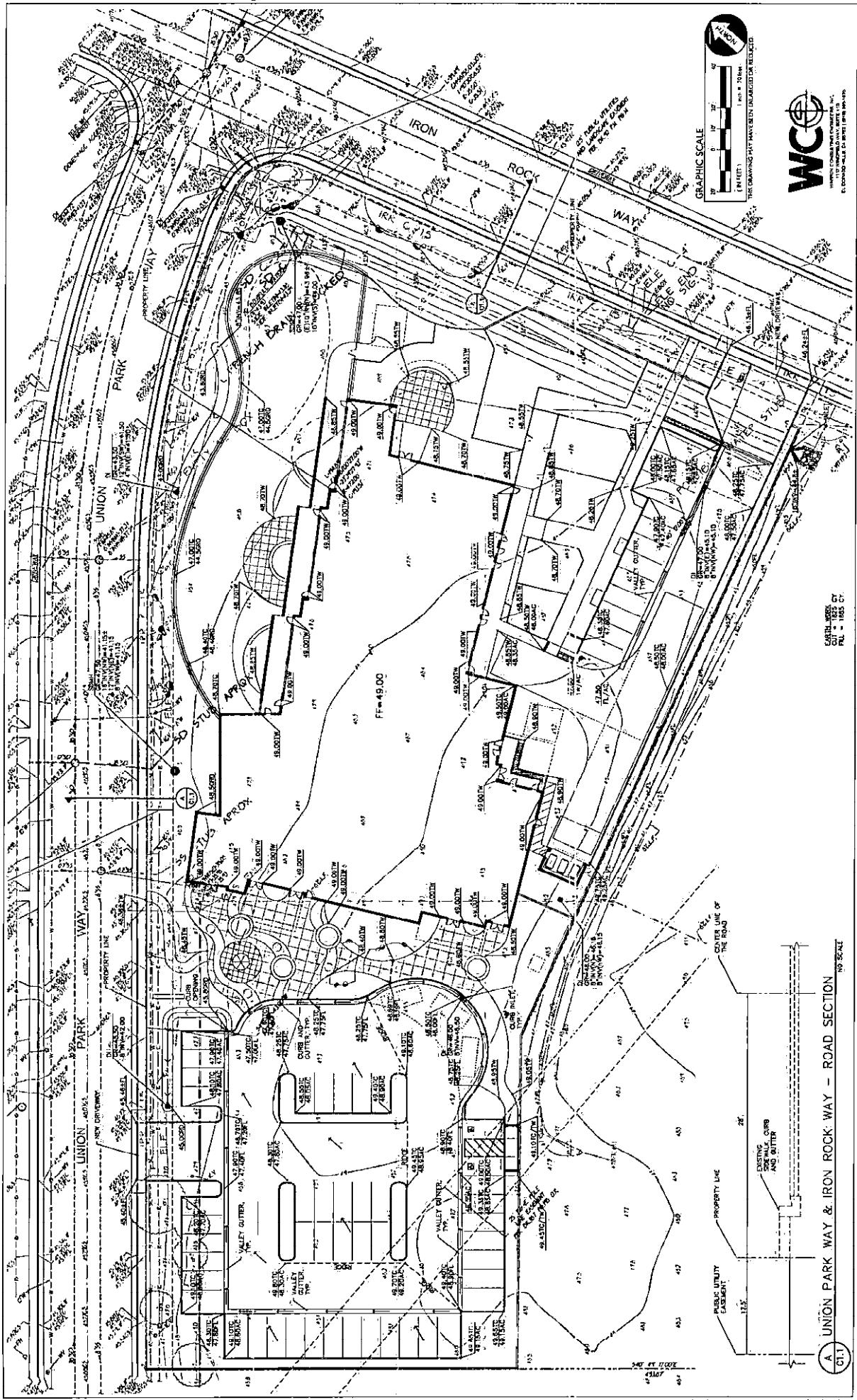


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Elk Grove Animal Shelter
L02 - Conceptual Landscape Plan





Grading Plan

Elk Grove Animal Shelter

GRADING PLAN

PLANNING SUBMITTAL

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ESTUARINE SURVEY

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UTILITY PLAN

3-21-2017

Growth Plan

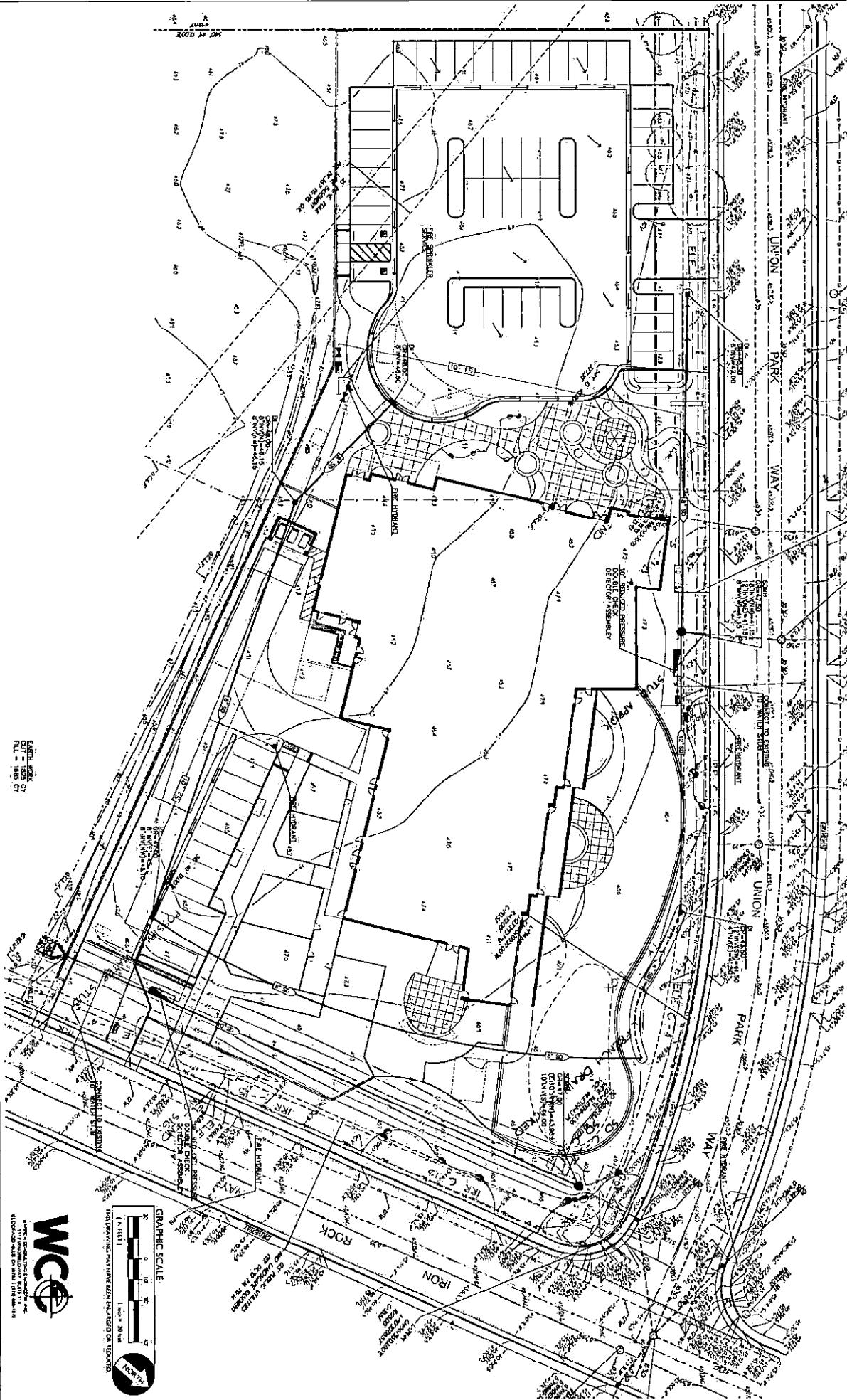
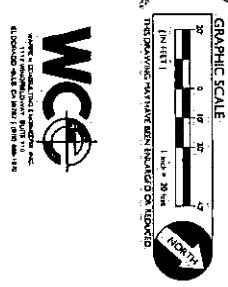
Elk Grove Animal Shelter

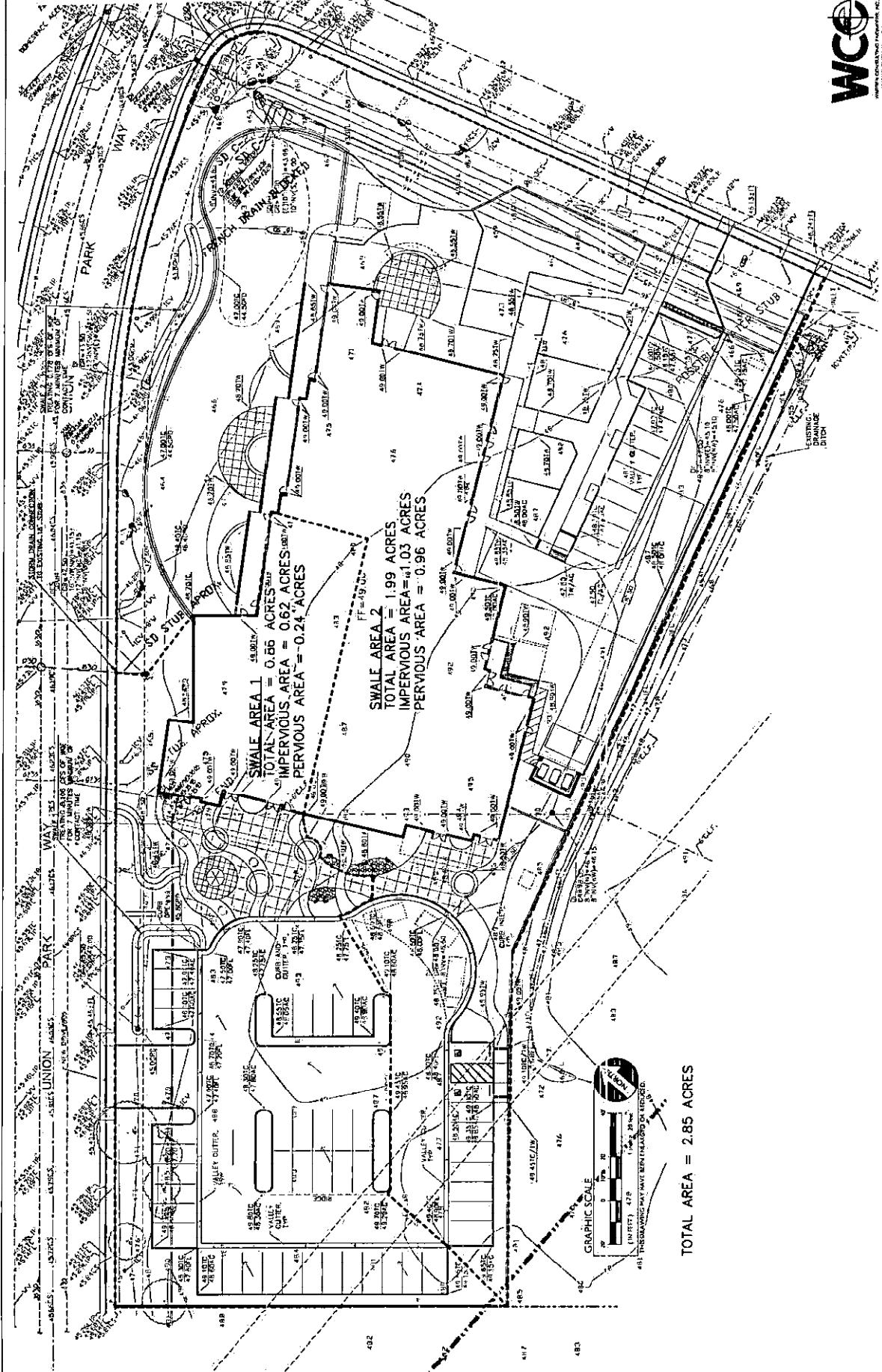
PLANNING SUBMITTAL

32.



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WQP

PLANNING SUBMITTAL

Elk Grove Animal Shelter
Shed Map and Water Quality Plan
3-21-2017

Shed Map and Water Quality Plan

Elk Grove Animal Shelter

5/21/2017

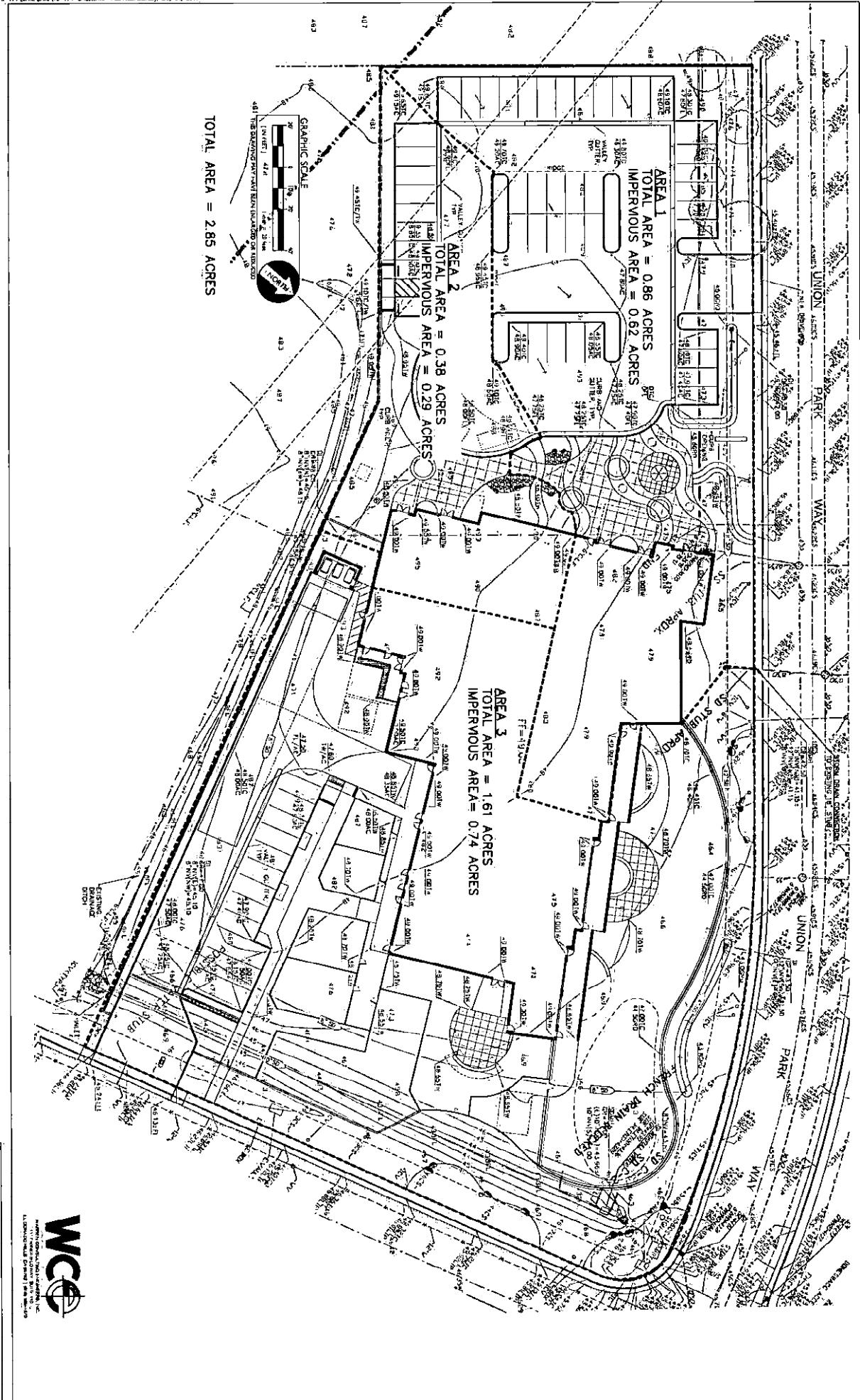
SHED MAP AND WATER QUALITY

PLANNING SUBMITTAL

SHED



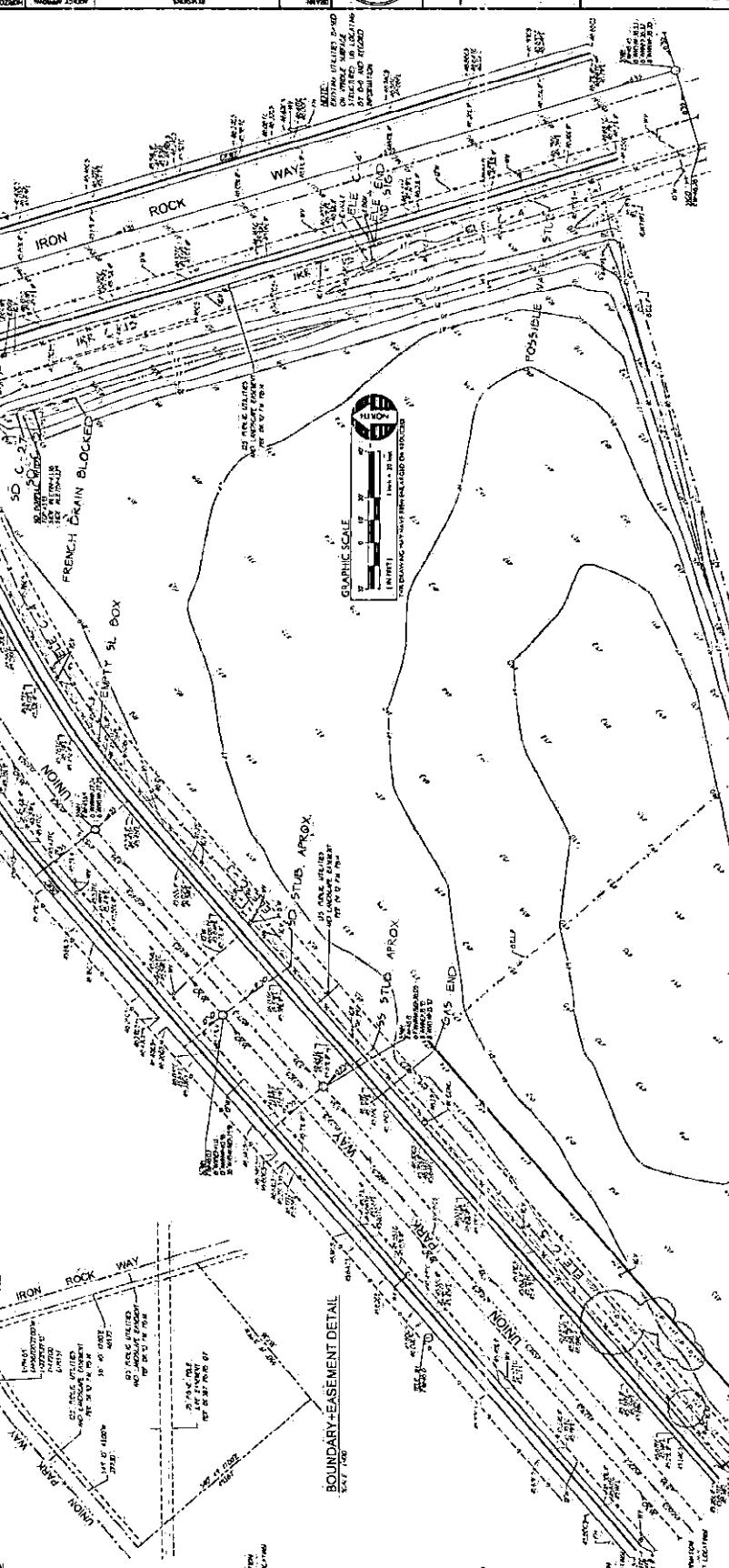
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ABBREVIATIONS

REVIEWS OF PHYSICS

- EXISTING ELEVATOR
- NEW SERVICE ELEVATOR



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LEGAL DESCRIPTION: THE SUBJECT PROPERTY IS LOCATED IN SECTION 2 - AREA DETERMINED TO BE OUTSIDE OF OUR ANALYSIS.
CHARACTER: FLAT, OPEN, PEX PLUMBING, INSULATION, PLATE UP, DOOR/CLOSET
PINT RECENTLY PAINTED.

Surface structures or locations may not be so definitive as the locations of individual wells. In such cases lateral movement is often indicated by the presence of new wells that are not located directly above the original well. A change in the location of a well is often an indication of active faulting. When not accompanied by significant vertical depth reduction, such shifts may indicate lateral movement.

BOUNDARY+EASEMENT DETAIL

Matchline-THIS SHEET

Matchline-NEXT SHEET

Topo Sheet

Slope

Aspect

Elevation

Aspect

Matchline-THIS SHEET

Matchline-NEXT SHEET

Exhibit C
Elk Grove Animal Shelter (EG-17-014)
Conditions of Approval

Conditions of Approval		Timing / Implementation	Enforcement / Monitoring	Verification (date and signature)
On-Going				
1.	<p>The Elk Grove Animal Shelter (Project) located at the Assessor Parcel Number (APN) 134-0330-013 approved by this action is for Capital Improvement Program Major Design Review and a Conditional Use Permit for a new 21,850 square foot City animal shelter and a deviation to reduce the required front setback for a portion of the building, as described in the Planning Commission staff report with Exhibits and Attachment and illustrated in the Project plans below.</p> <ul style="list-style-type: none"> • Site Plan • Floor Plan • Elevations • Landscape Plan • Color and Materials Board • Photometric Plan <p>Any deviations from the approved plans shall be reviewed by the City for substantial compliance and may require amendment by the appropriate hearing body.</p>	On-Going	Planning	
2.	This action does not relieve the Applicant of the obligation to comply with all Elk Grove Municipal Code provisions, statutes, regulations, and procedures.	On-Going	Planning	

Exhibit C
Elk Grove Animal Shelter (EG-17-014)
Conditions of Approval

Conditions of Approval		Timing / Implementation	Enforcement / Monitoring	Verification (date and signature)
3.	<p>Except as otherwise specified or provided in these conditions, the Project shall conform to the development standards and design requirements adopted by the City, specifically including but not limited to the following:</p> <ul style="list-style-type: none"> • The Elk Grove Zoning Code (Title 23 of the EGMC) • EGMC Chapter 19.12 (Tree Preservation and Protection) • Citywide Design Guideline • EGMC Chapter 14.10 (Water Efficient Landscape Requirements) or the State Model Water Efficient Landscape Ordinance, whichever is more restrictive 	On-Going	Planning Engineering	
4.	<p>The Applicant shall design and construct all improvements in accordance with the City of Elk Grove Improvement Standards, as further conditioned herein, and to the satisfaction of Public Works. All street improvements shall include vertical curb and gutter. Specific locations on median(s) that require emergency vehicle access will be evaluated during review and acceptance of the Improvement Plans.</p> <p>Public sewer, water, and other utility infrastructure shall be designed and constructed in accordance with the standards of the appropriate utility.</p>	On-Going	Engineering Public Works SCWA SASD SMUD PG&E	

Exhibit C
Elk Grove Animal Shelter (EG-17-014)
Conditions of Approval

Condition of Approval	Timing / Implementation	Enforcement / Monitoring	Verification (date and signature)
5. The Applicant shall pay all applicable plan check fees, impact fees, or other costs as required by the City, the Cosumnes Community Services District (CCSD), Sacramento Area Sewer District (SASD), Sacramento County Water Agency (SCWA), or other agencies or services providers as established by law.	On-Going	Planning Engineering Building CCSD SCWA SASD	
6. Approval of this Project does not relieve the Applicant from the applicable requirements of subsequent permits and approvals, including but not limited to the following as may be applicable:	On-Going	Planning Engineering Public Works Building CCSD SCWA SASD	
<ul style="list-style-type: none"> • Grading Permit and Improvement Plan • Building Permit and Certificate of Occupancy • Section 404, 401, 1602, or other State or Federal environmental permit • Requirements of the Sacramento Metropolitan Air Quality Management District • Fire Permit 			
7. The CIP Major Design Review and Conditional Use Permit will only become valid once the revisions to Title 23 Code Amendments for Animal Shelters becomes effective, which is 30 days after the second reading of the ordinance.	On-Going	Planning	
8. The proposed Project shall comply with Chapter 23.56 Lighting of the City of Elk Grove Zoning Code. The submitted photometric plan is not approved for a deviation from the City standards.	On-Going	Planning	

Exhibit C
Elk Grove Animal Shelter (EG-17-014)
Conditions of Approval

Condition of Approval	Timing / Implementation	Enforcement / Monitoring	Verification (date and signature)
9. The mitigation measures adopted as part of the Corporation Yard Facilities Master Plan Update are hereby incorporated herein by reference. The Applicant shall implement and comply with all such applicable mitigation measures	On-Going	Planning	
Prior To or In Conjunction With Improvement and/or Grading Plan Submittal or Approval			
10. The Applicant shall comply with, record, and pay the initial deposit for the Mitigation Monitoring and Reporting Program (MMRP) associated with the Project. Until the MMRP has been recorded and the estimated MMRP deposit of \$5,000 has been paid, no grading, building, sewer connection, water connection, or occupancy permit from the City or County will be approved.	Improvement Plans or Grading Permit(s), whichever occurs first	Planning	
11. The Planning Division shall be notified immediately if any prehistoric, archaeological, or paleontologic artifact is uncovered during construction. All construction must stop and an archaeologist that meets the Secretary of the Interior's Professional Qualifications Standards in prehistoric or historical archaeology shall be retained to evaluate the finds and recommend appropriate action. A note stating the above shall be placed on the Improvement Plans.	Improvement Plans	Planning	

Exhibit C
Elk Grove Animal Shelter (EG-17-014)
Conditions of Approval

Conditions of Approval	Timing / Implementation	Enforcement / Monitoring	Verification (date and signature)
12. All construction must stop if any human remains are uncovered, and the County Coroner must be notified according to Section 7050.5 of California's Health and Safety Code. If the remains are determined to be Native American, the procedures outlined in CEQA Section 15064.5 (d) and (e) shall be followed.	Improvement Plans A note stating the above shall be placed on the Improvement Plans	Planning	
13. Connection to the SASD sewer system shall be required to the satisfaction of SASD. In order to obtain sewer service for this Project, construction of onsite and offsite sewer infrastructure will be required. SASD Design Standards apply to any on-site and off-site sewer construction.	Improvement Plans	SASD	
14. Each parcel with a sewage source shall have a separate connection to the SASD public sewer system. If there is more than one building in any single parcel and the parcel is not proposed for split, then each building on that parcel shall have a separate connection to a private on-site sewer line or SASD public sewer line.	Improvement Plans	SASD	

Exhibit C
Elk Grove Animal Shelter (EG-17-014)
Conditions of Approval

Conditions of Approval	Timing / Implementation	Enforcement / Monitoring	Verification (date and signature)
15. Developing this property will require payment of sewer impact fees to both SASD and Regional San, in accordance with each District's Ordinances. The Applicant should contact Permit Services Unit at (916) 876-6100 for sewer impact fee information.	Improvement Plans	SASD	
16. All water lines shall be located within a public right-of-way or within easements dedicated to SCWA. Easements shall be reviewed and approved by Sacramento County Water Agency prior to Improvement Plan approval.	Improvement Plans	SCWA	
17. The Applicant shall prepare and submit a drainage study to the satisfaction of the City and in accordance with City of Elk Grove Storm Drainage Master Plan, Improvement Standards, General Plan, and any other applicable drainage master plans or studies.	Improvement Plans or Grading Permit(s)	Engineering Public Works Whichever Occurs First	
18. The Applicant shall prepare and submit a Post-Construction Stormwater Quality Control Plan in accordance with the City of Elk Grove Improvement Standards and most recent version of the <i>Stormwater Quality Design Manual</i> for the Sacramento Region. The Applicant shall also submit a separate maintenance plan describing proper maintenance practices for the specific treatment controls to be constructed.	Improvement Plans or Grading Permit(s)	Engineering Public Works Whichever Occurs First	
19. Structural setbacks of less than 14 feet may create clearance issues. The Applicant shall meet with all utilities to ensure adequate setbacks are maintained.	Improvement Plans	SMUD	

Exhibit C
Elk Grove Animal Shelter (EG-17-014)
Conditions of Approval

Conditions of Approval	Timing / Implementation	Enforcement / Monitoring	Verification (date and signature)
20. If the Project requires the relocation or removal of existing SMUD facilities on or adjacent to the property, the Applicant shall coordinate with SMUD and will be responsible for the cost of relocation or removal.	Improvement Plans	SMUD	
21. All exterior portions of the building shall be within 150' of a fire access lane.	Improvement Plans	CCSD Fire	
22. Turns in fire lanes shall have a minimum inside turning radius of 25' and a minimum outside turning radius of 50'.	Improvement Plans	CCSD Fire	
23. Buildings exceeding 10,000 square feet shall be provided with minimum 10" underground pipe having two points of connection to the SCWA water main.	Improvement Plans	CCSD Fire	
24. A chemical inventory shall be provided to the CCSD that includes the quantity and California Building Code (CBC) Table 307.1 material classification. Quantities exceeding CBC exempt amounts shall be protected accordingly or the appropriate occupancy classification assigned.	Improvement Plans	CCSD Fire	
25. Gates installed across fire access lanes require a separate submittal and permit.	Improvement Plans	CCSD Fire	
26. Fire hydrant spacing shall not exceed 300'	Improvement Plans	CCSD Fire	

Exhibit C
Elk Grove Animal Shelter (EG-17-014)
Conditions of Approval

Conditions of Approval	PRIOR TO OR IN CONJUNCTION WITH BUILDING PERMIT SUBMITTAL OR ISSUANCE	Timing / Implementation	Enforcement / Monitoring	Verification (date and signature)
27.	<p>The Applicant shall reconstruct any damaged curb, gutter, sidewalk and/or pavement caused by construction-related activities associated with the Project. If pavement replacement is necessary, as determined by the City, the Applicant may be required to grind, overlay, and/or slurry seal the damage portion(s) in accordance with the City Improvement Standards and to the satisfaction of Engineering. The Applicant shall schedule an inspection with the City to document the pre-construction condition of existing surface infrastructure adjacent to and near the Project.</p>	Building Permit	Engineering	
28.	<p>The Applicant shall reconstruct any existing ADA compliance improvements adjacent to the Project to meet current standards.</p>	Building Permit	Engineering	
29.	<p>The Applicant shall provide bicycle parking facilities consistent with the requirements of Section 23.58.100 of the Elk Grove Zoning Code.</p>	Building Permit	Planning	
30.	<p>Prior to the issuance of building permits require water intensive commercial and industrial building permit applicants to conduct a water use efficiency review and submit the findings in required environmental documentation for the project.</p>	Building Permit	SCWA	

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2017-139

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

*I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify
that the foregoing resolution was duly introduced, approved, and adopted by the
City Council of the City of Elk Grove at a regular meeting of said Council held on
June 14, 2017 by the following vote:*

AYES: COUNCILMEMBERS: Ly, Detrick, Hume, Nguyen, Suen

NOES: COUNCILMEMBERS: None

ABSTAIN: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None



**Jason Lindgren, City Clerk
City of Elk Grove, California**