* STAFF REPORT AMENDED 4/14/83

CITY PLANNING COMMISSION

915 "I" STREET - SACRAMENTO, CALIFORNIA 95814

APPLICANT	Shell Oil Co P.O. Box 13678, Sacramento, CA 95	853
OWNER	Sexton's Cleaners, Inc 5800 Broadway, Sacrament	
PLANS BY Shell Oil Co P.O. Box 13678, Sacramento, CA 95853		
	2-11-83 50 DAY CPC ACTION DATE	
NEGATIVE DEC. Ex. 15103c EIR ASSESSOR'S PCL. NO. 117-012-17		

APPLICATION: Variance to reduce the established 50' setback on Mack Road.

LOCATION: Southwest corner of Mack Road and Valley Hi Drive

PROPOSAL: The applicant is requesting the necessary entitlements to establish a self-service gas station and encroach in the 50' building setback established on Mack Road.

PROJECT INFORMATION:

1974 General Plan Designation: Commercial and Offices

1968 Valley Hi Community Plan

Designation: Shopping Commercial

Existing Zoning of Site: C-2
Existing Land Use of Site: Vacant

Surrounding Land Use and Zoning: North: Commercial; C-2

South: Commercial; C-2
East: Commercial; C-2
West: Commercial; C-2

Parking Required: 0 spaces Parking Provided: 0 spaces

Parking Ratio: 1:500 sq. ft. gross floor area

Property Dimensions: 150' x 150' Property Area: 22,500 sq. ft. Square Footage of Building: 96 sq. ft. kiosk

Significant Features of Site: 50' setback along Mack Road

Topography: Flat
Street Improvements: Provided
Utilities: Provided
Exterior Building Colors: Brown

✓ Exterior Building Materials: Painted metal, rock veneer

<u>Background Information</u>: The applicant proposes to construct a self-service gas station on the subject site. Weather protective canopies will be oriented toward Mack Road and extend into the 50 foot setback which was established prior to annexation from the County in 1960. The reduced setback would be approximately 10 feet as measured to the edge of the canopy. It is, therefore, necessary to request a variance to encroach into this established setback. In addition, the applicant has indicated that the purpose of reducing the setback is for future development of a car wash facility on the south portion of the property.

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CPC ITEM NO. 8

Staff Evaluation: Staff has the following comments with regard to this proposal:

- 1. The shopping center and the MacDonald's restaurant in the shopping center adjacent to the subject site maintain the 50 foot structural setback. In addition, a 25 foot landscaped setback has been established along Mack Road and Valley Hi Drive. Staff believes it is important to maintain continuity of appearance with the 25 foot landscaped setback. Staff supports the requested variance to reduce the established 50 foot setback. Staff, however, recommends this request be approved per Exhibit B which indicates a 25 foot landscaped area, a 10 foot aisle, and a canopy support. The edge of the canopy will project approximately 25 feet into the setback (reduced setback would be approximately 25 feet). Landscaping along the street frontage should be compatible with that of the adjacent shopping center.
- 2. Plans for the project were routed to the City Traffic Engineer. That department supports staff's Exhibit B.
- Field inspection of the subject site revealed off-site subdivision signs for which no special permit was issued. These signs must be removed prior to issuance of building permits.
- 4. Staff believes there are grounds to support a variance in that the 50 foot setback renders approximately one-third of the site unbuildable. However, staff believes it is important to maintain the landscaped area as established along both street frontages for continuity in the appearance of the overall shopping area.

Staff Recommendation: Staff recommends the following:

Approval of the variance subject to conditions and based on findings of fact to follow:

Conditions

- 1. The illegal signs on the subject site shall be removed prior to issuance of building permits.
- * 2. The/applicant shall relocate the proposed kipsk and/canopies/and/proxide/a 23 foot/landstaped blanter as/shown/on Exhibit B. See page 3 for revised condition.
 - 3. Detailed landscape and irrigation plans shall be submitted to staff for review and approval prior to issuance of building permits.

Findings of Fact

- Granting the variance does not constitute a special privilege extended an individual property owner in that the site is small and approximately onethird of the entire site would be unbuildable if the 50 foot setback were required.
- 2. The variance does not constitute a use variance in that service stations are allowed in the C-2 zone.

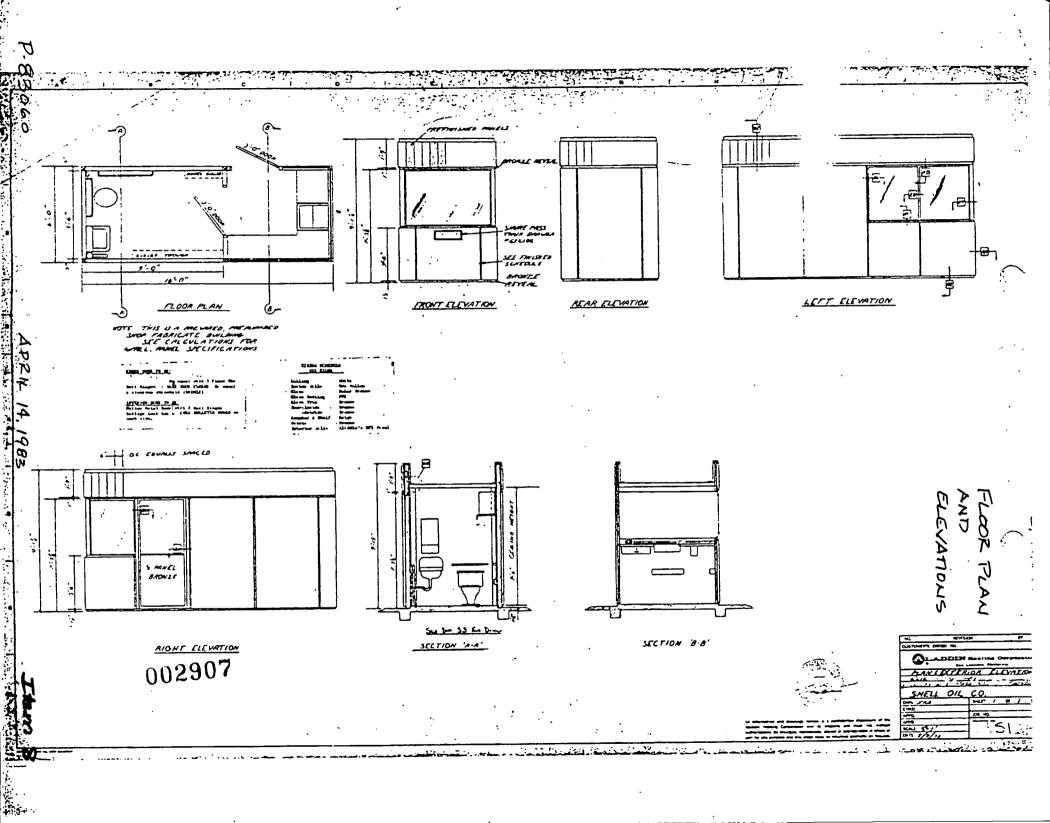
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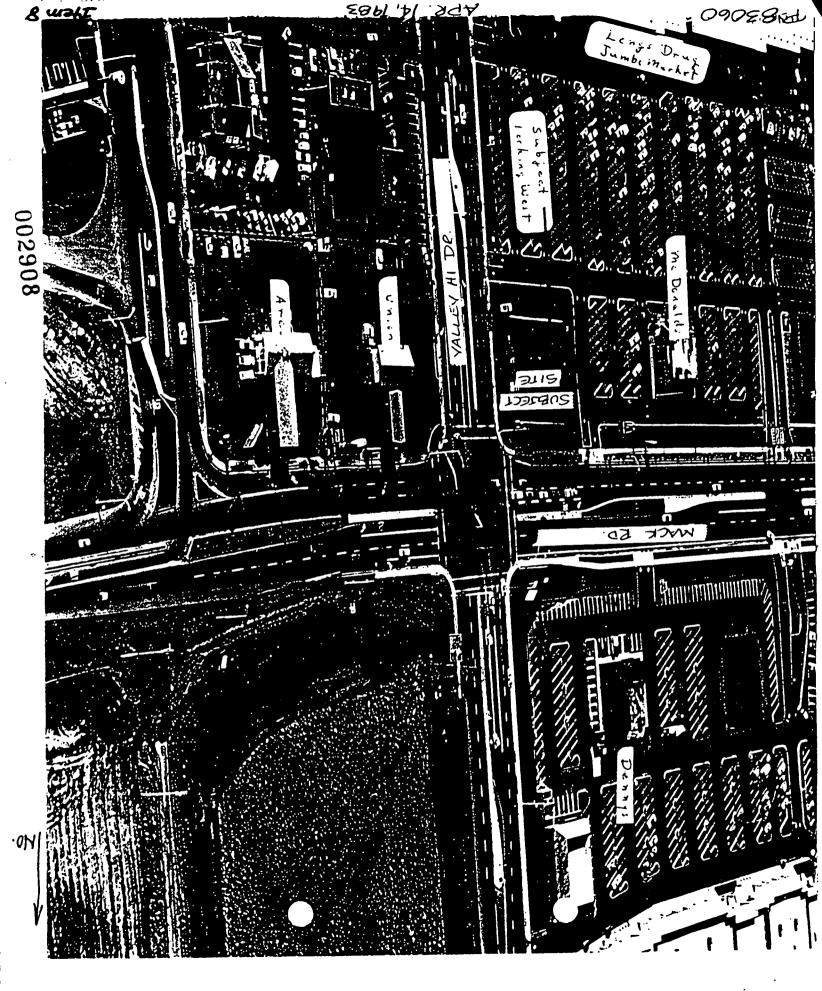
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- 3. Granting the variance does not constitute a disservice to the surrounding property in that the 25 foot landscaped setback will lend continuity and improve the streetscape along the shopping center.
- 4. The project is in harmony with the 1974 General Plan and the 1968 Valley Hi Community Plan which designate the site for commercial uses.
- * Revised condition #2 4/14/83:
- 2. Applicant shall provide additional landscaping along the southerly and westerly property line as indicated on "Exhibit D". In addition, a minimum of 25 feet of landscaping shall be provided at the corner of Mack Road and Valley Hi Drive.

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