

Referral Early Consultation

Date: January 4, 2021

To:Distribution List (See Attachment A)From:Kristen Anaya, Assistant Planner
Planning and Community DevelopmentSubject:HISTORICAL SITE PERMIT APPLICATION NO. PLN2020-0070 – RIVERS
EDGE RESTAURANTRespond By:January 19, 2021

****PLEASE REVIEW REFERRAL PROCESS POLICY****

The Stanislaus County Department of Planning and Community Development is soliciting comments from responsible agencies under the Early Consultation process to determine: a) whether or not the project is subject to CEQA and b) if specific conditions should be placed upon project approval.

Therefore, please contact this office by the response date if you have any comments pertaining to the proposal. Comments made identifying potential impacts should be as specific as possible and should be based on supporting data (e.g., traffic counts, expected pollutant levels, etc.). Your comments should emphasize potential impacts in areas which your agency has expertise and/or jurisdictional responsibilities.

These comments will assist our Department in preparing a staff report to present to the Planning Commission. Those reports will contain our recommendations for approval or denial. They will also contain recommended conditions to be required should the project be approved. Therefore, please list any conditions that you wish to have included for presentation to the Commission as well as any other comments you may have. Please return all comments and/or conditions as soon as possible or no later than the response date referenced above.

Thank you for your cooperation. Please call (209) 525-6330 if you have any questions.

| Applicant: | Jie Connie Mei, Property Owner |
|-----------------------------|--|
| Project Location: | 17525 Sonora Road, south of Cemetery Road, north of the Stanislaus River, in the Historic Community of Knights Ferry. |
| APN: | 002-038-018 |
| Williamson Act Contract: | Not Applicable |
| General Plan: | Historical |
| Current Zoning: | Historical (HS) |

Project Description: Request to permit the expansion of an existing legal non-conforming (LNC) restaurant operating on a 0.59± acre parcel in the Historical (HS) zoning district. The historical restaurant has been in operation prior to the current HS zoning designation adoption in 1972, and in the past operated as the "Rivers Edge Resort" in conjunction with the campground that abuts the project site to the west. The restaurant currently runs independently of the campground and is required to obtain a Historical Site Permit to legalize previous expansions and modifications of the LNC use.

The site is improved with a 3,700± square-foot restaurant with a 2,322 square foot attached covered patio, and gazebo. The County recognizes the LNC use as permitting the interior of the structure to be used as a dining space; however, several expansions of the patio for outdoor dining activities

have been made without permits over the course of several decades. This request for a Historical Site Permit is to permit the extension of the covered patio as well as to permit outdoor dining. If approved, the restaurant will have 80 seats both indoor and outdoor, for 160 total. The hours of operation are currently Wednesday through Saturday 11:00 a.m. to 9:30 p.m., Sunday 11:00 p.m. to 5:00 p.m. At peak daily operation, the restaurant has 25 employees and serves up to 120 customers. Approximately 2-3 truck deliveries occur per week.

In the past, events such as weddings, music festivals, and corporate events had been held here without land use entitlements; however, no events, live entertainment, or amplified music beyond ambient music and TV are proposed to occur on-site in the future. As stipulated by Chapter 6.40 in the Stanislaus County Code, up to six outdoor events are permitted per year by the Stanislaus County Sheriff's Office without land use entitlements. If in the future, the owner or restaurant operator wishes to exceed six events, then another Historical Site Permit will be required.

The site takes access off County-maintained Sonora Road. Limited parking is available on-site and off-site throughout parts of the Knights Ferry community. A total of seven on-site parking spaces are available within the front yard setback area, three spaces are available along the frontage of the adjacent property directly east of the restaurant and under the same ownership, and 25-30 spaces available in a vacant area within the public right-of-way directly across the Main Street, which has been historically used for parking by community members and visitors. According to the applicant, approximately 12 more on-street parking spaces are traditionally used by the community for public parking in front of public/commercial buildings within 400 feet walking distance of the restaurant.

The site is served by the Knights Ferry Community Service District (CSD) for water and utilizes an on-site septic system for wastewater.

Attachments:

A - Application

Full document with attachments available for viewing at: http://www.stancounty.com/planning/pl/act-projects.shtm



HISTORICAL SITE PERMIT APPLICATION NO. PLN2020-0070 – RIVERS EDGE RESTAURANT Attachment A

Distribution List CA DEPT OF CONSERVATION STAN CO ALUC Land Resources / Mine Reclamation CA DEPT OF FISH & WILDLIFE STAN CO ANIMAL SERVICES Х CA DEPT OF FORESTRY (CAL FIRE) STAN CO BUILDING PERMITS DIVISION Х CA DEPT OF TRANSPORTATION DIST 10 STAN CO CEO Х CA OPR STATE CLEARINGHOUSE STAN CO CSA Х CA RWQCB CENTRAL VALLEY REGION STAN CO DER Х Х Х CA STATE LANDS COMMISSION Х STAN CO ERC Х CEMETERY DISTRICT: KNIGHTS FERRY STAN CO FARM BUREAU Х CENTRAL VALLEY FLOOD PROTECTION Х STAN CO HAZARDOUS MATERIALS CITY OF: Х **STAN CO PARKS & RECREATION** COMMUNITY SERVICES DIST: KNIGHTS Х Х STAN CO PUBLIC WORKS FERRY Х COOPERATIVE EXTENSION STAN CO RISK MANAGEMENT COUNTY OF: Х STAN CO SHERIFF DER GROUNDWATER RESOURCES Х STAN CO SUPERVISOR DIST 1: OLSEN DIVISION FIRE PROTECTION DIST: OAKDALE Х Х STAN COUNTY COUNSEL RURAL **GSA: STANISLAUS & TUOLUMNE RIVERS** Х StanCOG GBA Х HOSPITAL DIST: OAK VALLEY Х STANISLAUS FIRE PREVENTION BUREAU Х Х **IRRIGATION DIST: OAKDALE** STANISLAUS LAFCO STATE OF CA SWRCB DIVISION OF Х MOSQUITO DIST: EASTSIDE **DRINKING WATER DIST. 10** MOUNTAIN VALLEY EMERGENCY Х SURROUNDING LAND OWNERS MEDICAL SERVICES MUNICIPAL ADVISORY COUNCIL: Х Х **TELEPHONE COMPANY: AT&T** KNIGHTS FERRY TRIBAL CONTACTS Х **PACIFIC GAS & ELECTRIC** (CA Government Code §65352.3) POSTMASTER: Х US ARMY CORPS OF ENGINEERS RAILROAD: Х **US FISH & WILDLIFE** Х SAN JOAQUIN VALLEY APCD US MILITARY (SB 1462) (7 agencies) Х SCHOOL DIST 1: KNIGHTS FERRY UNION USDA NRCS CA OFFICE OF HISTORIC SCHOOL DIST 2: OAKDALE JOINT Х Х UNIFIED PRESERVATION CA DEPT OF HOUSING & COMMUNITY WORKFORCE DEVELOPMENT DEV

STAN CO AG COMMISSIONER



STANISLAUS COUNTY CEQA REFERRAL RESPONSE FORM

TO:Stanislaus County Planning & Community Development101010th Street, Suite 3400Modesto, CA95354

FROM:

SUBJECT: HISTORICAL SITE PERMIT APPLICATION NO. PLN2020-0070 - RIVERS EDGE RESTAURANT

Based on this agency's particular field(s) of expertise, it is our position the above described project:

_____ Will not have a significant effect on the environment.

May have a significant effect on the environment.

No Comments.

Listed below are specific impacts which support our determination (e.g., traffic general, carrying capacity, soil types, air quality, etc.) – (attach additional sheet if necessary)

- 1.
- 2.
- 3. 4.

Listed below are possible mitigation measures for the above-listed impacts: *PLEASE BE SURE TO INCLUDE WHEN THE MITIGATION OR CONDITION NEEDS TO BE IMPLEMENTED* (*PRIOR TO RECORDING A MAP, PRIOR TO ISSUANCE OF A BUILDING PERMIT, ETC.*):

- 1. 2.
- 3.
- 4.

In addition, our agency has the following comments (attach additional sheets if necessary).

Response prepared by:

Name

Title

Date









RIVERS EDGE RESTAURANT HSP PLN2020-0070

2017 AERIAL AREA MAP

—— Road

Canal





RIVERS EDGE RESTAURANT

HSP PLN2020-0070

2017 AERIAL SITE MAP

<u>LEGEND</u>









.











APPLICATION QUESTIONNAIRE

| Please Check all applicable boxes | | | | PLANNING STAFF USE ONLY: |
|-----------------------------------|--|--|-----------------------------|---|
| | APPLICATION FOR: | | | Application No(s): <u>PLN</u> <u>2020-0070</u> |
| Staff i | Staff is available to assist you with determining which applications are necessary | | | Date: <u>7/30/2020</u> |
| | General Plan Amendment | | Subdivision Map | STTR12 GP Designation: <u></u> |
| | Rezone | | Parcel Map | zoning: <u>HS(Histonical Site)</u> |
| \boxtimes | Use Permit | | Exception | Fee: <u>\$4704</u> Receipt No. <u>556259</u> |
| | Variance | | Williamson Act Cancellation | Received By: <u>KA</u> |
| X | Historic Site Permit | | Other | Notes: |

In order for your application to be considered COMPLETE, please answer all applicable questions on the following pages, and provide all applicable information listed on the checklist on pages i - v. Under State law, upon receipt of this application, staff has 30 days to determine if the application is complete. We typically do not take the full 30 days. It may be necessary for you to provide additional information and/or meet with staff to discuss the application. Pre-application meetings are not required, but are highly recommended. An incomplete application will be placed on hold until all the necessary information is provided to the satisfaction of the requesting agency. An application will not be accepted without all the information identified on the checklist.

Please contact staff at (209) 525-6330 to discuss any questions you may have. Staff will attempt to help you in any way we can.

PROJECT INFORMATION

PROJECT DESCRIPTION: (Describe the project in detail, including physical features of the site, proposed improvements, proposed uses or business, operating hours, number of employees, anticipated customers, etc. – Attach additional sheets as necessary)

*Please note: A detailed project description is essential to the reviewing process of this request. In order to approve a project, the Planning Commission or the Board of Supervisors must decide whether there is enough information available to be able to make very specific statements about the project. These statements are called "Findings". It is your responsibility as an applicant to provide enough information about the proposed project, so that staff can recommend that the Commission or the Board make the required Findings. Specific project Findings are shown on pages 17 – 19 and can be used as a guide for preparing your project description. (If you are applying for a Variance or Exception, please contact staff to discuss special requirements).

Build a deck covering over the existing patio area to provide shade and protection from the elements.

PROJECT SITE INFORMATION

| Complete and accurate infe each section entirely. If a question has been careful 1010 10 th Street – 3 rd Floo recommended. | question is not applical ly considered. Contact | ble to your p the Planning | roject, plea & Commu | se indicate nity Develo | d this to sho pment Depai | w that each rtment Staff, |
|---|--|-------------------------------|-------------------------|----------------------------|------------------------------|---------------------------|
| ASSESSOR'S PARCEL | NUMBER(S): Book_ | 002 | Page | 038 | Parcel | 018 |
| Additional parcel numbers: Project Site Address or Physical Location: | 17525 Sonora Rd. Kr | nights Ferry (| CA 95361 | | | |
| Property Area: | Acres: | _ or Squa | re feet: | | | |
| Current and Previous Land U | se: (Explain existing and p | revious land u | se(s) of site | for the last to | en years) | |
| Restaurant | | | | | | |
| Existing General Plan & Zon Proposed General Plan & Z (if applicable) ADJACENT LAND USE | oning: | | | uwa | | |
| direction of the project site) | | | | | | |
| East: Public Parking Lot | | | | | | |
| West: <u>Campground</u> | | | | | | |
| North: Residences | | | | | | |
| South: River frontage, ope | n space, crops | | | 1 01111 | | |
| WILLIAMSON ACT COI | NTRACT: | | | | | |
| Yes 🔲 No 🖾 | Is the property currently Contract Number: | under a Willia | | ontract? | | |
| | If yes, has a Notice of N | lon-Renewal b | een filed? | | | |
| | Date Filed [.] | | | | | |

| Yes 🛛 No 🖾 | Do you propose to cancel any | portion of the Cor | ntract? |
|----------------|---|-----------------------|--|
| Yes 🛛 No 🖾 | | | space or similar easements affecting the include Williamson Act Contracts) |
| | If yes, please list and provide a | a recorded copy: | |
| | | | |
| SITE CHARACTER | RISTICS: (Check one or more) | Flat 🗖 | Rolling 🛛 Steep 🗖 |
| VEGETATION: Wh | at kind of plants are growing on your pr | operty? (Check o | ne or more) |
| Field crops | Orchard D Pasture/Grass | sland 🗖 | Scattered trees |
| Shrubs | Woodland D River/Ripariar | | Other |
| Explain Other: | | | |
| Yes 🛛 No 🗖 | Do you plan to remove any trees? (I plan and provide information regarding tran | | location of trees planned for removal on plot ing.) |
| GRADING: | | | |
| Yes 🗖 No 🖾 | Do you plan to do any grading? (If disturbed. Please show areas to be grade | | ate how many cubic yards and acres to be |
| | | | |
| STREAMS, LAKES | S, & PONDS: | | |
| Yes 🖾 No 🗖 | Are there any streams, lakes, ponds on plot plan) | or other watercour | rses on the property? (If yes, please show |
| Yes 🛛 No 🕅 | Will the project change any drainage needed) | • • • • | , please explain – provide additional sheet if |
| Yes 🛛 No 🖾 | Are there any gullies or areas of soil e | rosion? (If yes, plea | ase show on plot plan) |
| Yes 🛛 No 🖾 | low lying areas, seeps, springs, stream | ns, creeks, river ba | wales, drainages, ditches, gullies, ponds, anks, or other area on the site that carries (If yes, please show areas to be graded on |
| | | | e required to obtain authorization from or California Department of Fish and |

STRUCTURES:

| Yes 🛛 | No | \boxtimes | Are there structures on the site? (If yes, please show on plot plan. Show a relationship to property lines and other features of the site. |
|-------|----|-------------|--|
| Yes 🛛 | No | \boxtimes | Will structures be moved or demolished? (If yes, indicate on plot plan.) |
| Yes 🛛 | No | \boxtimes | Do you plan to build new structures? (If yes, show location and size on plot plan.) |
| Yes 🛛 | No | \boxtimes | Are there buildings of possible Historical significance? (If yes, please explain and show location and size on plot plan.) The Rivers Edge Restaurant has been here for many decades |

PROJECT SITE COVERAGE:

| Existing Building Coverage: | Sq. Ft. | Landscaped Area: | Sq. Ft. |
|-----------------------------|---------|---------------------|---------|
| Proposed Building Coverage: | Sq. Ft. | Paved Surface Area: | Sq. Ft. |

BUILDING CHARACTERISTICS:

Size of new structure(s) or building addition(s) in gross sq. ft.: (Provide additional sheets if necessary)_____

Number of floors for each building: na

Building height in feet (measured from ground to highest point): (Provide additional sheets if necessary)_____

Height of other appurtenances, excluding buildings, measured from ground to highest point (i.e., antennas, mechanical equipment, light poles, etc.): (Provide additional sheets if necessary)

Proposed surface material for parking area: (Provide information addressing dust control measures if non-asphalt/concrete material to be used)

UTILITIES AND IRRIGATION FACILITIES:

Yes 🛛 No 🗖

Are there existing public or private utilities on the site? Includes telephone, power, water, etc. (If yes, show location and size on plot plan)

Who provides, or will provide the following services to the property?

| Electrical: | Pacific Gas & Electric | Sewer*: | Septic | |
|-------------|------------------------------|--------------|--------------|--|
| Telephone: | AT&T | Gas/Propane: | American Gas | |
| Water**: | Knights Ferry Water District | Irrigation: | na | |

*Please Note: A "will serve" letter is required if the sewer service will be provided by City, Sanitary District, Community Services District, etc.

**Please Note: A "will serve" letter is required if the water source is a City, Irrigation District, Water District, etc., and the water purveyor may be required to provide verification through an Urban Water Management Plan that an adequate water supply exists to service your proposed development.

Will any special or unique sewage wastes be generated by this development other than that normally associated with resident or employee restrooms? Industrial, chemical, manufacturing, animal wastes? (Please describe:)

Please Note: Should any waste be generated by the proposed project other than that normally associated with a single family residence, it is likely that Waste Discharge Requirements will be required by the Regional Water Quality Control Board. Detailed descriptions of quantities, quality, treatment, and disposal may be required.

| Yes 🛛 | No | | Are there existing irrigation, telephone, or power company easements on the property? (If yes, show location and size on plot plan.) |
|-------|----|-------------|--|
| Yes 🛛 | No | | Do the existing utilities, including irrigation facilities, need to be moved? (If yes, show location and size on plot plan.) |
| Yes 🛛 | No | \boxtimes | Does the project require extension of utilities? (If yes, show location and size on plot plan.) |

AFFORDABLE HOUSING/SENIOR:

Yes **No Will the project include affordable or senior housing provisions?** (If yes, please explain)

RESIDENTIAL PROJECTS: (Please complete if applicable – Attach additional sheets if necessary)

| Total No. Lots: | Total Dwelling U | Jnits: | Total Acreage | e: |
|--------------------------|------------------|----------------------|----------------------------|---|
| Net Density per Acre: | 14111-1411-141-1 | Gross Den | Gross Density per Acre: | |
| (complete if applicable) | Single Family | Two Family Duplex | Multi-Family Apartments | Multi-Family Condominium/ Townhouse |
| Number of Units: | | | | |
| Acreage: | | | | |

COMMERCIAL, INDUSTRIAL, MANUFACTURING, RETAIL, USE PERMIT, OR OTHER

PROJECTS: (Please complete if applicable – Attach additional sheets if necessary)

Square footage of each existing or proposed building(s):

Type of use(s): Dining, Dancing, Restrooms, special events (weddings, anniversary and birthday parties,

social and corporate events)

| Days and hours of operation: CoVid Wednesday | y - Saturday : 11:30am - 8pm, Sunday 11am - 5pm |
|--|--|
| PreCoVid Monday 11:30am - 9pm/Tuesday C | losed/Wednesday - Thursday 11:30am - 9:30/Friday 11:30am - M |
| Seasonal operation (i.e., packing shed, huller, etc. |) months and hours of operation: <u>na</u> |
| Occupancy/capacity of building: | |
| Number of employees: (Maximum Shift): | (Minimum Shift): |
| Estimated number of daily customers/visitors on si | te at peak time: |
| Other occupants: | |
| Estimated number of truck deliveries/loadings per | day: |
| Estimated hours of truck deliveries/loadings per da | ay: |
| Estimated percentage of traffic to be generated by | trucks: |
| Estimated number of railroad deliveries/loadings pe | er day: |
| Square footage of: | |
| Office area: | Warehouse area: |
| Sales area: | Storage area: |
| Loading area: | Manufacturing area: |
| Other: (explain type of area) | |
| Yes D No D Will the proposed use invo | olve toxic or hazardous materials or waste? (Please explain) |
| | |
| | |
| ROAD AND ACCESS INFORMATION: | |
| What County road(s) will provide the project's mair | access? (Please show all existing and proposed driveways on the plot plan) |
| | |

| Yes 🛛 | No | \boxtimes | Are there private or public road or access easements on the property now? (If yes, show location and size on plot plan) |
|-------|----|-------------|---|
| Yes 🛛 | No | | Do you require a private road or easement to access the property? (If yes, show location and size on plot plan) |
| Yes 🛛 | No | \boxtimes | Do you require security gates and fencing on the access? (If yes, show location and size on plot plan) |

Please Note: Parcels that do not front on a County-maintained road or require special access may require approval of an Exception to the Subdivision Ordinance. Please contact staff to determine if an exception is needed and to discuss the necessary Findings.

STORM DRAINAGE:

| How will your project handle storm water runoff? (Check one) \square Drainage Basin | Direct Discharge | Overland | | | | |
|--|------------------|----------|--|--|--|--|
| Other: (please explain) none | | Anna | | | | |
| If direct discharge is proposed, what specific waterway are you proposing to discharge to? | | | | | | |

Please Note: If direct discharge is proposed, you will be required to obtain a NPDES permit from the Regional Water Quality Control Board, and must provide evidence that you have contacted them regarding this proposal with your application.

EROSION CONTROL:

If you plan on grading any portion of the site, please provide a description of erosion control measures you propose to implement.

Please note: You may be required to obtain an NPDES Storm Water Permit from the Regional Water Quality Control Board and prepare a Storm Water Pollution Prevention Plan.

ADDITIONAL INFORMATION:

Please use this space to provide any other information you feel is appropriate for the County to consider during review of your application. (Attach extra sheets if necessary)

The Rivers Edge Restaurant deck has been there for to 1990. The owner twice previous to me was kind enough

to write a letter about the time period she owned and operated the restaurant, as well as

photos of the time period.