

### PLANNING DEPARTMENT

1:30 P.M. MARCH 6, 2017

### AGENDA RIVERSIDE COUNTY PLANNING DEPARTMENT DIRECTOR'S HEARING

COUNTY ADMINISTRATIVE CENTER

1st Floor, Conference Room 2A

4080 Lemon Street, Riverside, CA 92501

**NOTE:** Please be aware that the indicated staff recommendation shown below for each item may differ from that presented to the Planning Director during the public hearing.

If you wish to speak, please complete a "SPEAKER IDENTIFICATION FORM" and give it to the Planning Director. The purpose of the public hearing is to allow interested parties to express their concerns. Please do not repeat information already given. If you have no additional information, but wish to be on record, simply give your name and address and state that you agree with the previous speaker(s).

In compliance with the Americans with Disabilities Act, if you require reasonable accommodations, please contact Elizabeth Sarabia, TLMA Commission Secretary, at (951) 955-7436 or e-mail at <a href="mailto:esarabia@rivco.org">esarabia@rivco.org</a>. Requests should be made 72 hours in advance or as soon as possible prior to the scheduled meeting. Alternative formats are available upon request.

1.0 CONSENT CALENDAR:

NONE

- 2.0 <u>PUBLIC HEARINGS: CONTINUED ITEMS: **1:30 p.m.** or as soon as possible thereafter.</u>
  - 2.1 **PLOT PLAN NO. 26076** Exempt from California Environmental Quality Act (CEQA) Applicant: SBA Steel, LLC, c/o Diane Borchardt Engineer/Representative: W-T Communication Design Group, c/o Andrea Urbas First Supervisorial District Lakeland Village Zoning District Elsinore Area Plan: Community Development Commercial Retail (CD:CR) (0.20-0.35 FAR) Location: Southerly of Grand Ave., easterly of Maiden Ln., and westerly of Blackwell Blvd. 1.15 Acres Zoning: General Commercial (C-1/C-P) **REQUEST:** Plot Plan No. 26076 proposes to utilize and re-permit an existing abandoned unmanned wireless communication facility that is proposed to consist of the existing 62 foot high tower disguised as a pine tree with 12 antennas, 12 Remote Radio Units, one (1) parabolic antenna, two (2) RAYCAP boxes, two (2) Global Position System antennas attached to an existing equipment room, and replace two (2) existing A/C units with two (2) new A/C units within the existing abandoned 480 sq. ft. lease area. Continued from February 27, 2017. Project Planner: Tim Wheeler at 951-955-6060 or email at twheeler@rctlma.org.
- 3.0 PUBLIC HEARINGS: NEW ITEMS: **1:30 p.m.** or as soon as possible thereafter.

NONE

4.0 PUBLIC COMMENTS:

Riverside Office · 4080 Lemon Street, 12th Floor P.O. Box 1409, Riverside, California 92502-1409 (951) 955-3200 · Fax (951) 955-3157 Desert Office · 77588 El Duna Court, Suite H Palm Desert, California 92211 (760) 863-8277 · Fax (760) 863-7040

Final: 03/02/17

Agenda Item No.:

Area Pian: Elsinore

Zoning District: Lakeland Village Supervisorial District: First

Project Planner: Tim Wheeler

Director's Hearing: February 27, 2017

Continued From: February 6, 2017 and

February 27, 2017

Juan C, Perez TLMA Director PLOT PLAN NO. 26076

**CEQA Exempt** 

Applicant: SBA Steel LLC

Engineer/Representative: W-T Communication

Design Group c/o Andrea Urbas

### COUNTY OF RIVERSIDE PLANNING DEPARTMENT STAFF REPORT

### **PROJECT DESCRIPTION AND LOCATION:**

Plot Plan No. 26076 proposes to utilize and re-permit an existing abandoned unmanned wireless communication facility that is proposed to consist of the existing 62-foot-high tower disguised as a pine tree with twelve (12) antennas, twelve (12) Remote Radio Units, one (1) parabolic antenna, two (2) RAYCAP boxes, two (2) Global Position System antennas attached to an existing equipment room, and replace two (2) existing A/C unit with two (2) new A/C units within the existing abandoned 480 sq. ft. lease area.

The subject property is currently used as the Riverside County Lakeland Village Fire Station located at 17521 Grand Avenue Lake Elsinore, CA.

### **BACKGROUND:**

This site was previously approved for a disguised wireless facility (monopine) under approved Plot Plan No. 20281 dated October 17, 2005. Permits were issued and final for the construction of the disguised wireless facility by permit numbers BNR050234, BXX062320, and BEL051384. As the wireless facility never had a co-location permit filed or an extension of time applied for prior to the 10 year expiration date, it has expired.

This project was heard at the Director's Hearing dated February 6, 2017. The Indemnification Agreement was not completed by that date and was continued to February 27, 2017 to allow the applicant to complete the Indemnification Agreement. On February 27, 2017, the Indemnification Agreement still wasn't completed and the project was continued to March 6, 2017. As of the time this report, the applicant is getting the required notarized signatures on the agreement to have it completed by the time of the hearing.

### **SUMMARY OF FINDINGS:**

1. Existing General Plan Land Use:

Community Development: Commercial Retail (CD: CR)

2. Surrounding General Plan Land Use:

Community Development: Commercial Retail (CD: CR) to the west and south; Community Development: Medium Density Residential (CD: MDR) to the past and parts

MDR) to the east and north

3. Existing Zoning:

General Commercial (C-1/C-P)

4. Surrounding Zoning:

General Commercial (C-1/C-P) to the north, south

east, and west

5. Existing Land Use:

County of Riverside Fire Station (Lakeland Village)

6. Surrounding Land Use:

Single Family Residences to the north and south;

Vacant Land to the east and west

7. Project Data:

Total Acreage: 1.15 acres Lease area: 480 sq. ft.

8. Environmental Concerns:

Exempt from CEQA per Categorical Exemptions California Code of Regulations, title 14 ("State CEQA Guidelines"), Sections 15301 (Existing Facilities) and 15302 (Replacement or

Reconstruction)

### **RECOMMENDATIONS:**

FIND PLOT PLAN NO. 26076 EXEMPT from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301 (Existing Facilities) and Section 15302 (Replacement or Reconstruction) based on the findings and conclusions provided in this staff report; and,

<u>APPROVE PLOT PLAN NO. 26076</u>, subject to the attached conditions of approval, and based upon the findings and conclusions incorporated in the staff report.

<u>FINDINGS</u>: The following findings are in addition to those incorporated in the summary of findings and in the attached environmental assessment, which is incorporated herein by reference.

- 1. The project site has the General Plan Land Use Designation of Community Development: Commercial Retail (CD: CR) (0.20 0.35 FAR) in the Elsinore Area Plan.
- 2. The proposed use, a disguised wireless communication facility, is consistent with Community Development: Commercial Retail (CD: CR) designation which allows for development of single family detached residences, agriculture uses, and small scale commercial uses, such as wireless communication facilities.
- 3. The project site is surrounded by properties with General Plan Land Use Designations of Community Development: Commercial Retail (CD: CR) (0.20 0.35 FAR) to the west and south, Community Development: Medium Density Residential (CD: MDR) (2 5 da/ac) to the east and north.
- 4. The zoning classification for the subject site is General Commercial (C-1/C-P). The proposed use, a disguised wireless communication facility, is a permitted use, subject to approval of a plot plan, in that zone.
- 5. The project site is surrounded by properties which have zoning classification of General Commercial (C-1/C-P) to the north, south, east and west.

- 6. The subject property consists of a County of Riverside Fire Station (Lakeland Village). No other uses occur on the project site.
- 7. This disguised wireless communication facility project has met the requirements for approval per Section 19.404C; has met the processing requirements per Section 19.409; and is consistent with the development standards set forth in Section 19.410 for Ordinance No. 348, Article XIXg (Wireless Communication Facilities) based on the following:
  - a. The existing disguised wireless communication facility was designed and is still designed to be minimally visually intrusive per the following: It is disguised as a pine tree, allowing it to blend in with the surrounding area; the supporting equipment and enclosure is architecturally compatible with the surrounding area; the existing use is located within a County of Riverside Fire Station property and screened from view. This application has met the application requirements, processing requirements, and requirements for approval, location, and development standards set forth in Article 19g and Section 18.30 of Ordinance No. 348.
  - b. All required documentation for processing pursuant to Ordinance No. 348 Section 19.409 have been submitted, including a fully executed lease agreement, which was received and processed with the County of Riverside's Economic Development Agency, Real Estate Division, to re-establish the use of a disguised wireless communication facility.
  - c. The disguised wireless communication facility proposed is to re-establish a previously entitled wireless facility. Landscaping, parking, viewshed and treatment of the site is the same as it was originally approved under expired Plot Plan No. 20281. Since this entitlement was not extended by the previous tenant, this proposed plot plan was needed to re-establish the use.
  - d. The disguised wireless communication facility is located on a parcel zoned C-1/C-P. The project's zone classification is classified as non-residential. A disguised wireless communication facility in a non-residential zone classification must not exceed 70 feet in height. The proposed disguised monopine is 62 feet in height, not exceeding the maximum height for a non-residential zone classification.
  - e. Because the project is re-permitting an existing, developed site, there will be no disturbance to the natural landscape, and therefore disturbance to the natural landscape is not only minimized, but fully avoided.
  - f. The disguised wireless communication facility has existing walls from the fire station or previous wireless facility entitlement. No new walls or fencing is proposed for the re-permitting of the wireless facility.
  - g. The re-permitting of this disguised wireless communication facility will not impact the surrounding community or disturb any biological resources than what was previously permitted by Plot Plan No. 20281. Nothing currently has changed or will change at the site location.
  - h. The disguised wireless communication facility is setback approximately 95 feet from any habitable dwelling. The disguised wireless communication facility needs to be setback a distance equal to 125% of the height of the facility. With the height of the facility being 62 feet; the distance would need to be equal to 77.5 feet from a habitable dwelling. The nearest habitable dwelling is 95 feet away, and therefore the monopine exceeds the required setback distance.

- i. The project site has two (2) existing light posts for the Fire Station. No additional outside lighting is proposed for this project.
- j. The disguised wireless communication facility will use the existing paved access of the Fire Station and parking lot for the minimal use of maintenance of the facility as needed.
- k. The disguised wireless communication facility will use the previously approved areas for power and communication lines that was approved under Plot Plan No. 20281. Only changes will be for the updated equipment at those locations per approved Plot Plan No. 26076.
- I. The disguised wireless communication facility is not roof mounted. All facilities and equipment will be installed in the same area and location as under the previous entitlement. This site is not a roof mounted facility project.
- m. There is an existing equipment room that was previously used for the previous entitled wireless facility. Said equipment room again is being used for this re-establishment of a wireless facility. Total lease area including the monopine is 480 sq. ft.
- n. The disguised wireless communication facility will be supported by two (2) new A/C units and equipment cabinets inside the existing equipment room on site. The equipment room is painted to match the existing storage building and consistent with the Fire Station itself and the surroundings of the area.
- o. A standard condition of approval has been added to ensure that all noise produced by the disguised wireless communication facility will not exceed 60 decibels at the property line or 45 decibels inside the nearest dwelling, which is approximately 95 feet away.
- 8. This project is located within Lake Elsinore's Sphere of Influence. The City of Lake Elsinore was previously noticed under the original entitlement (per Plot Plan No. 20281) and no comments were received by the City at that time. Under Ordinance No. 348 Section 19.409.D, when a proposed wireless communication facility would be located within the sphere of influence of any city within the County and/or within one mile of city limits, Planning staff must transmit the application to the affected city for review and comment if a public hearing is required by Ordinance No. 348 Article 19g. For residential zoning classifications, no public hearing is required unless a property owner requests a public hearing. Because this project is in a residential zoning classification and no property owner has requested a hearing, there was no requirement to transmit this application to the City of Lake Elsinore, and, consistent with these provisions and given that this is the re-establishment of a prior use with no physical changes except the replacement of equipment in an area that is screened from view, no application was transmitted.
- 9. The proposed disguised wireless communication facility is within a Flood Plain. However, no additional construction to the proposed site, other than new antennas, replacement of A/C units, and equipment added or replaced in the existing enclosed equipment room, no further review was determined by Flood or Planning for this project.
- 10. The proposed disguised wireless facility is located within a Very High Fire Area. Most of the surrounding area and parcel(s) are developed with residences; and the project site is currently used as Lakeland Village Fire Station. The facility is at the rear of the fire station property.

- 11. The proposed project has been determined to be categorically exempt from CEQA, as set forth per Section 15301 (Existing Facilities) of the CEQA Guidelines. Section 15301 exempts the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing structures, facilities, mechanical equipment, or topographical features involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination. Examples of this exemption include but are not limited to (a) interior or exterior alterations involving such things as electrical conveyances, (b) existing facilities of both investor or publicly owned utilities used to provide electrical power, natural gas, sewerage, or other public utility services and (d) restoration or rehabilitation of deteriorated or damaged structures, facilities, or mechanical equipment to meet current standards of public health and safety. The proposed project is exempt under Section 15301 because it is restoring the previous use of a disguised wireless facility as a monopine, without increasing the previous lease area and with no expansion of use beyond that existing previously. This will re-establish wireless communication utility services for the residents in the surrounding neighborhood(s).
- 12. The proposed project has also been determined to be categorically exempt from CEQA, as set forth per Section 15302 (Replacement or Reconstruction) of the CEQA Guidelines. Section 15302 exempts the replacement or reconstruction of existing structures and facilities and will have the substantially the same purpose and capacity as the structures replaced. Examples of this exemption include but are not limited to (c) replacement or reconstruction of existing utility systems or facilities involving negligible or no expansion of capacity. The proposed project is exempt under Section 15302 because it is replacing the previous utility system or facility with minor amounts of replaced equipment and is a new utility or facility of the same use by a new provider and without expansion of the capacity. This will re-establish utility services for the residents in the surrounding neighborhood(s).
- 13. Because all aspects of the project are exempt under Sections 15301 and 15302, the project is exempt from CEQA and no further environmental review is required. In addition, there are no successive projects of the same type in the same place expected over time, there are no unusual circumstances such as scenic resources, historic buildings, trees, or rock outcroppings that will be affected by the project, and it is not on a hazardous waste site. Accordingly, no exception to the Section 15301 or 15302 exemptions applies.

### **CONCLUSIONS:**

- 1. The proposed project is in conformance with the Community Development: Commercial Retail (CD: CR) Land Use Designation, and with all other elements of the Riverside County General Plan.
- 2. The proposed project is consistent with the General Commercial (C-1/C-P) zoning classification of Ordinance No. 348, and with all other applicable provisions of Ordinance No. 348.
- 3. The public's health, safety, and general welfare are protected through project design.
- 4. The proposed project is compatible with the present and future logical development of the area.
- 5. The proposed project is exempt from CEQA and will not have a significant effect on the environment.

### PLOT PLAN NO. 26076

Director's Hearing Staff Report: February 27, 2017

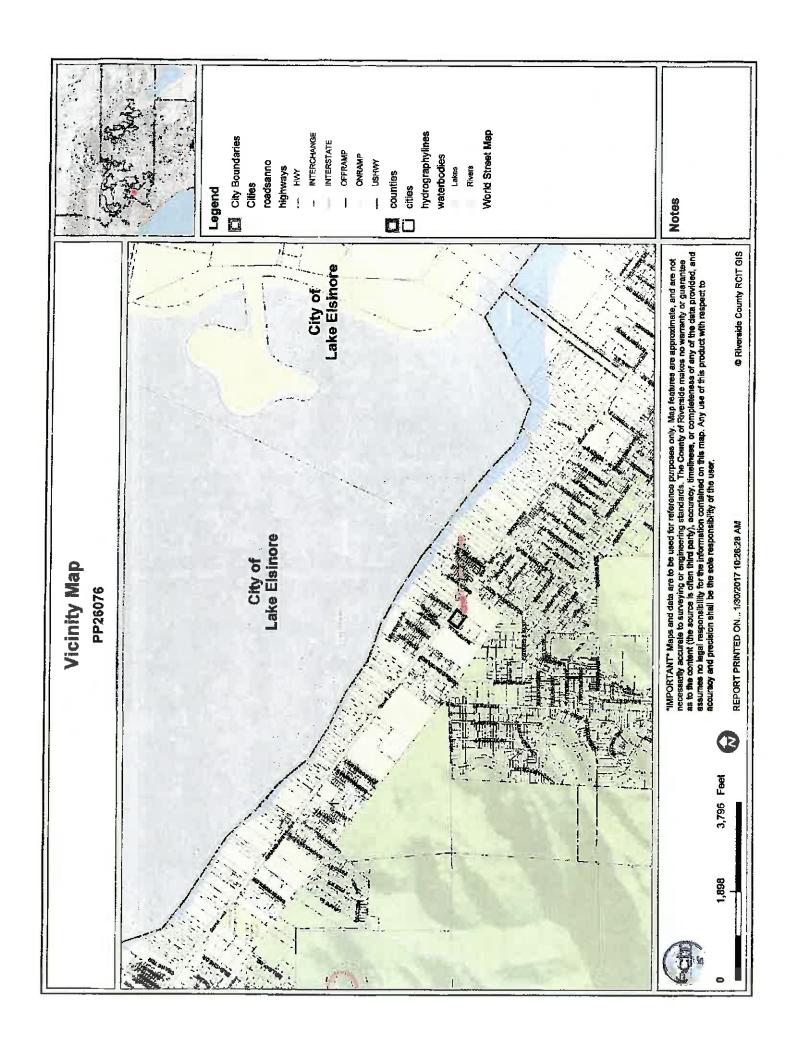
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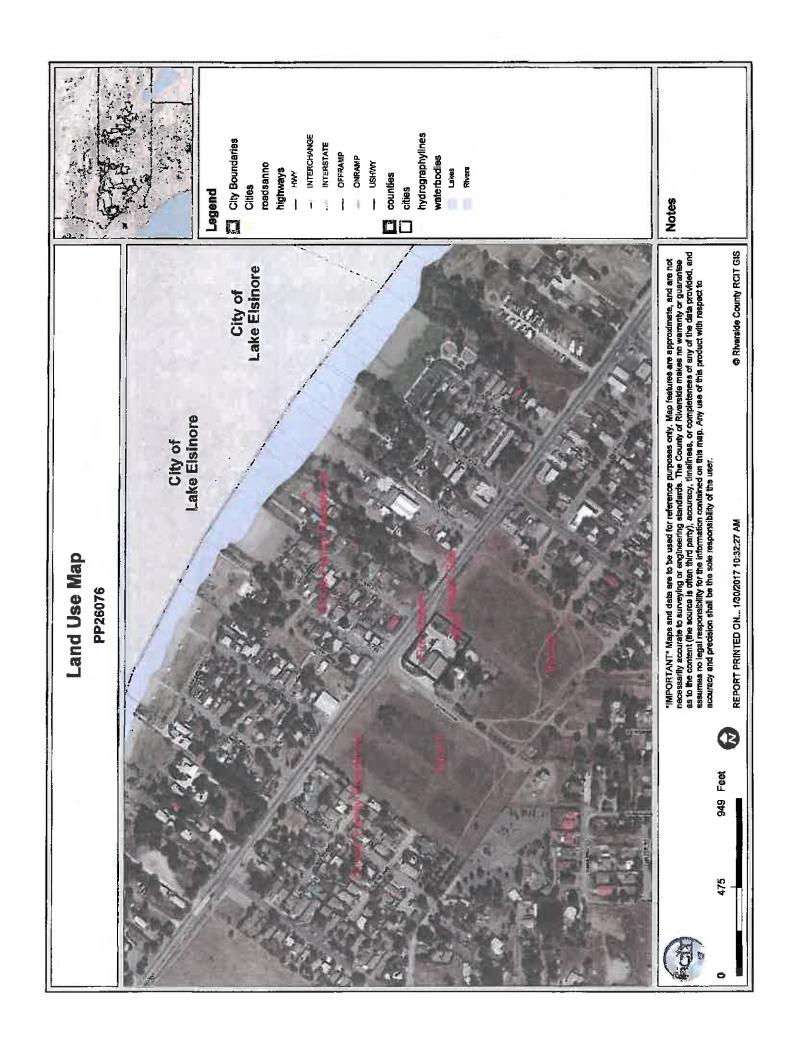
6. The proposed project will not preclude reserve design for the Western Riverside County Multiple Species Habitat Conservation Plan (WRCMSHCP).

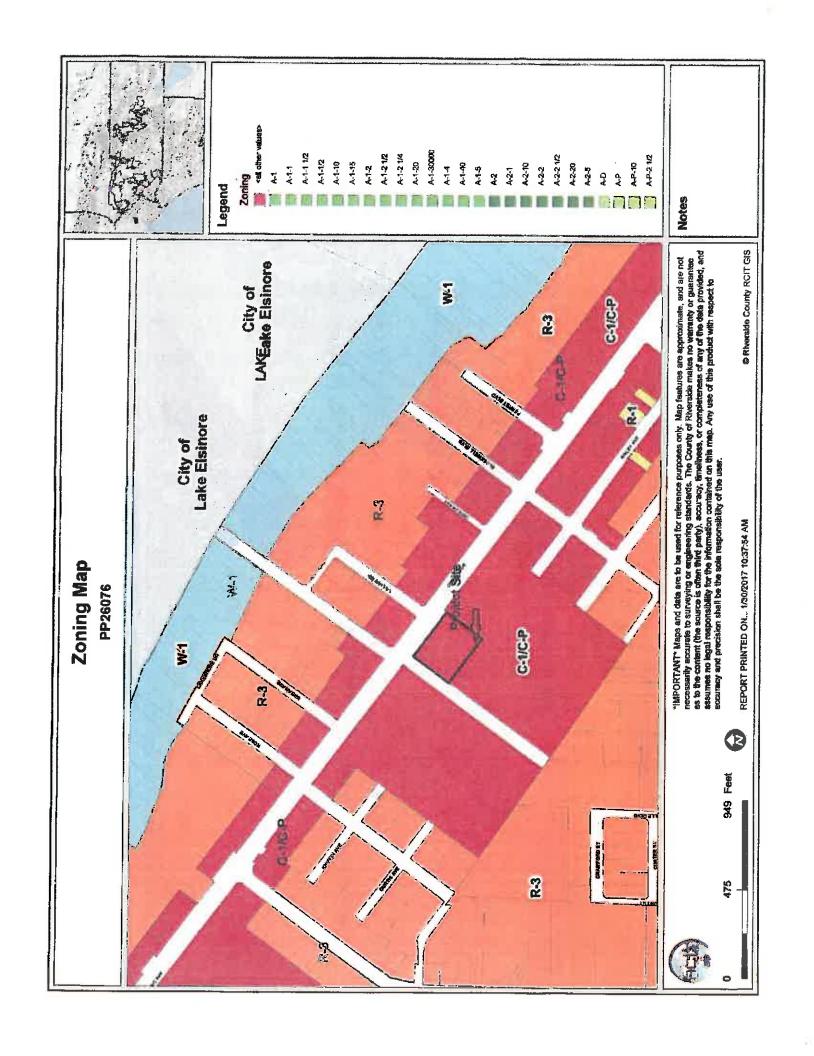
### **INFORMATIONAL ITEMS:**

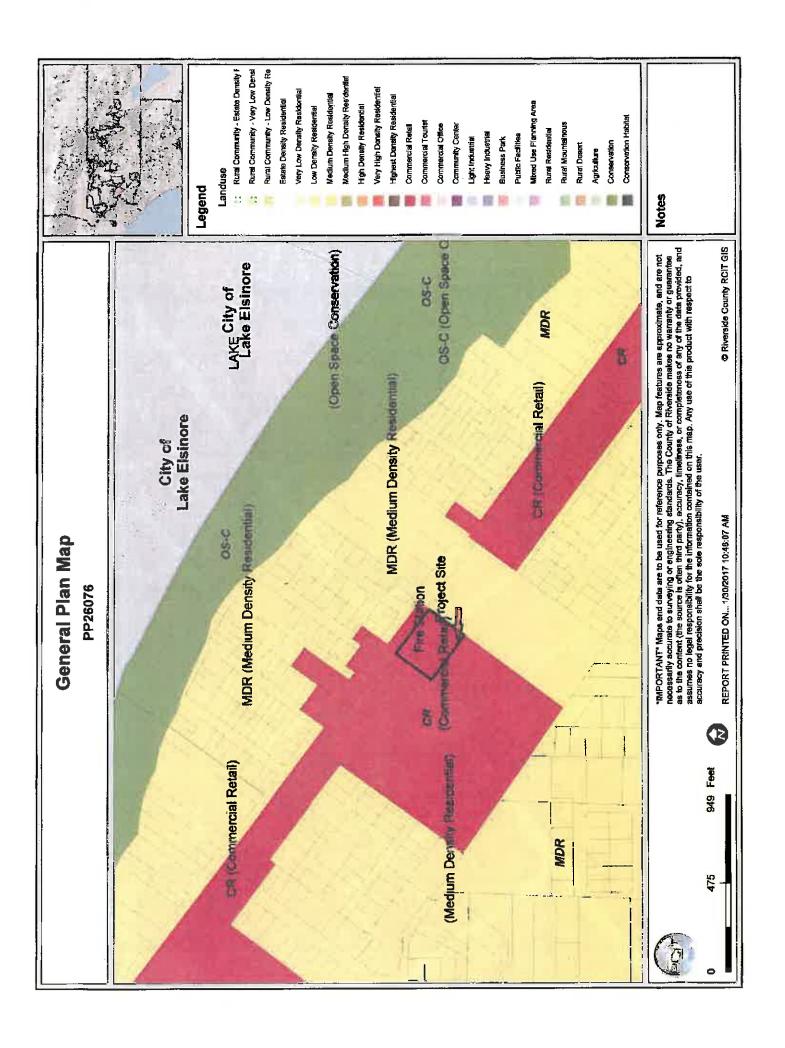
- 1. As of this writing, no letters, in support or opposition have been received.
- 2. The project site is <u>not</u> located within:
  - a. An area drainage plan, or dam inundation area; or
  - b. The WRCMSHCP; or
  - c. The Stephens Kangaroo Rat Fee Area or Core Reserve Area; or,
  - d. A County Service Area (CSA); or
  - e. Not within an airport influence area or airport compatibility zone; or
- 3. The project site is located within:
  - a. The City of Lake Elsinore sphere of influence; and;
  - b. A 100-year flood plain; and
  - c. A Very High Fire Area, and
  - d. Zone B, 34.09 miles from Mt. Palomar Observatory (Ord. 655); and
  - e. An area with moderate potential for liquefaction; and
- 4. The subject site is currently designated as Assessor's Parcel Number 381-252-009.

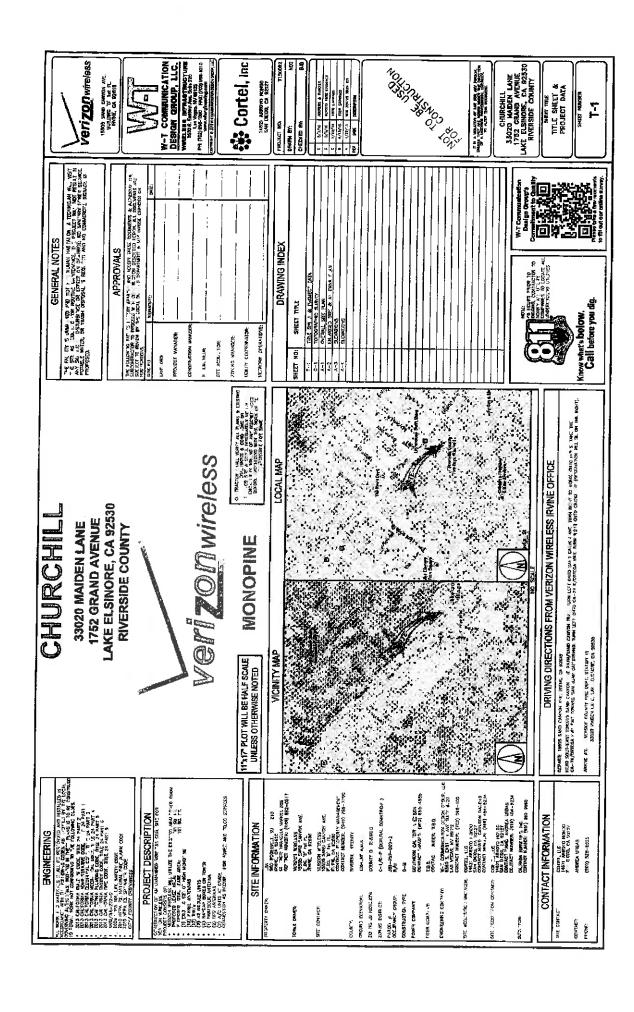
Date Revised: 03/03/17

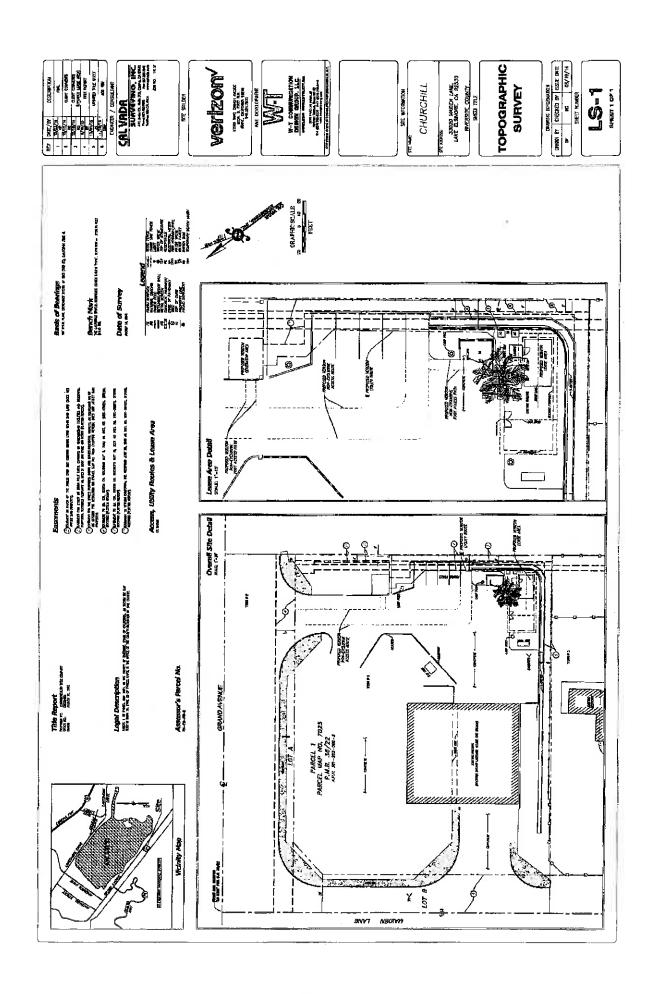


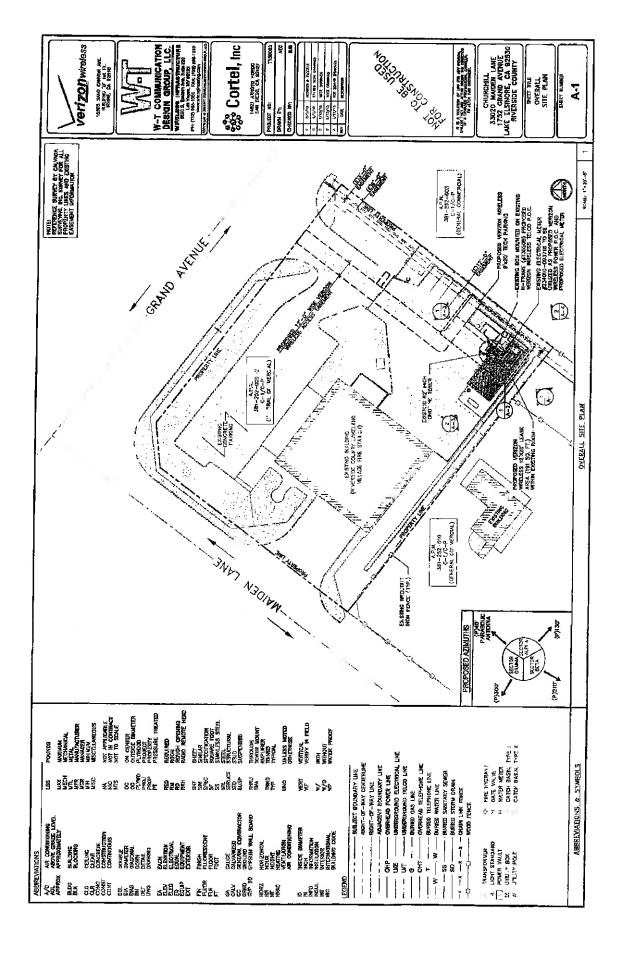


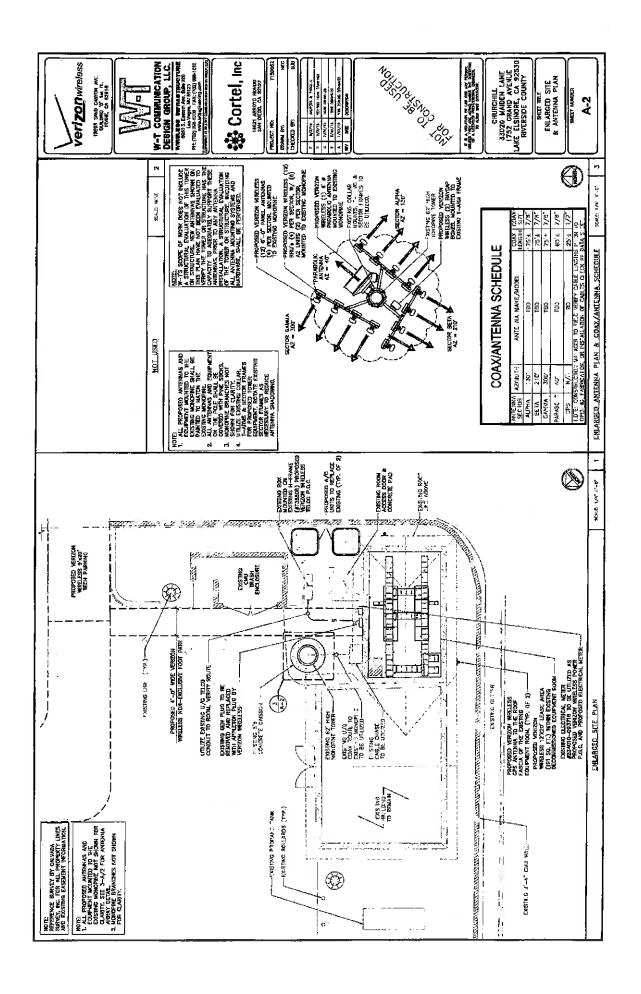


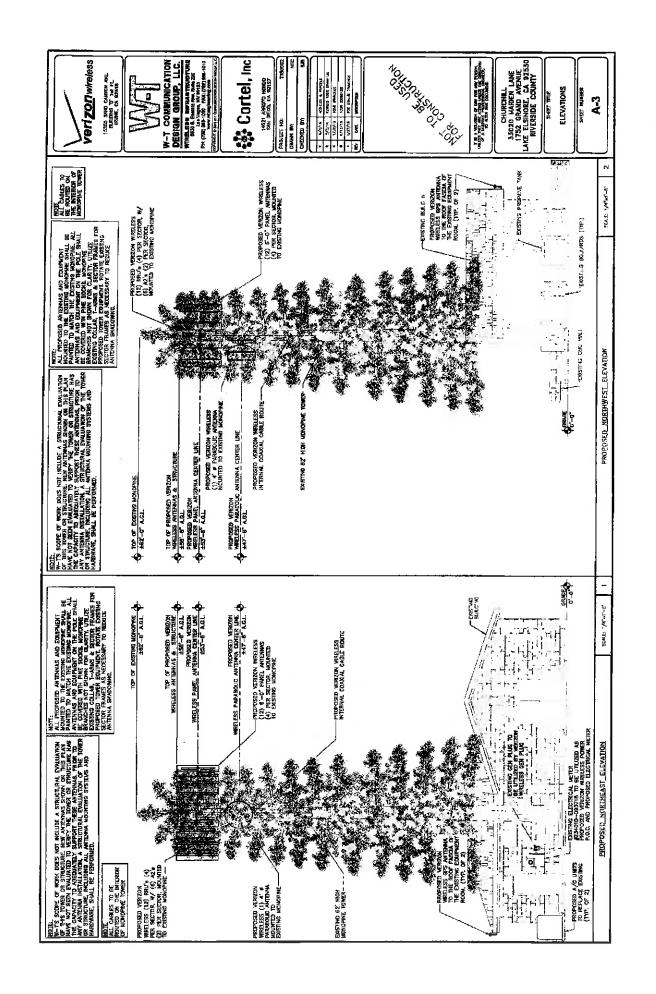


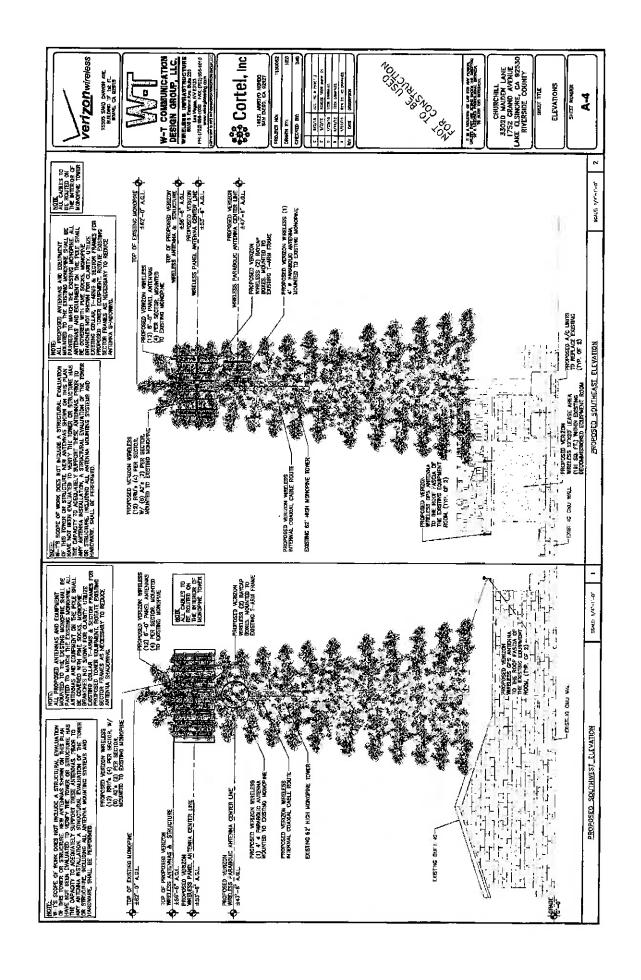














Address: 33020 Maiden Lane, Lake Elsinore, CA APN: 381-252-009-2 Site ID: CA45808-A





Address: 33020 Maiden Lane, Lake Elsinore, CA APN: 381-252-009-2 Site ID: CA45808-A





1. Standing on the eastern corner of the property, facing south-west toward the fire station and the monopine wireless tower.





2. Standing north-east of the wireless tower, outside the fire truck garage, facing south-east toward the monopine wireless tower.





3. Standing north-east of the monopine wireless tower, facing south-west toward the tower.



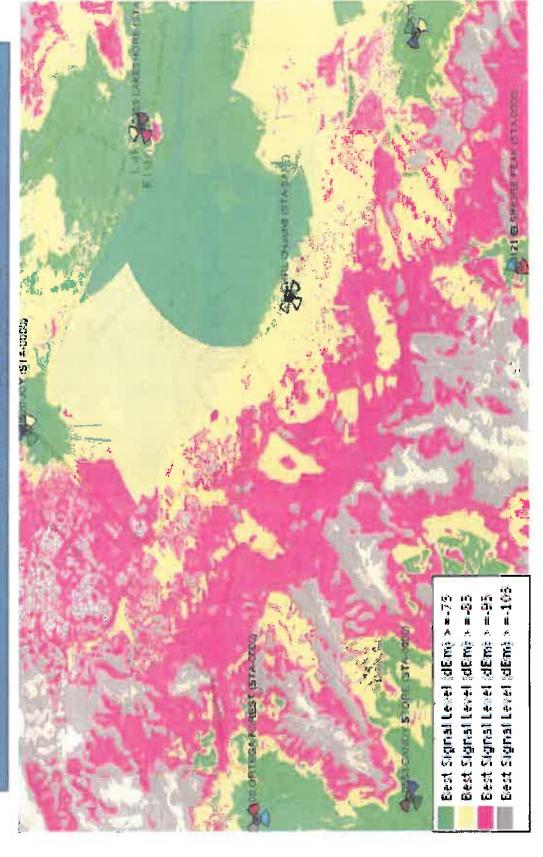


4. Standing on the south-east side of the monopine wireless tower and associated equipment shelter, facing north-west toward the tower and shelter.

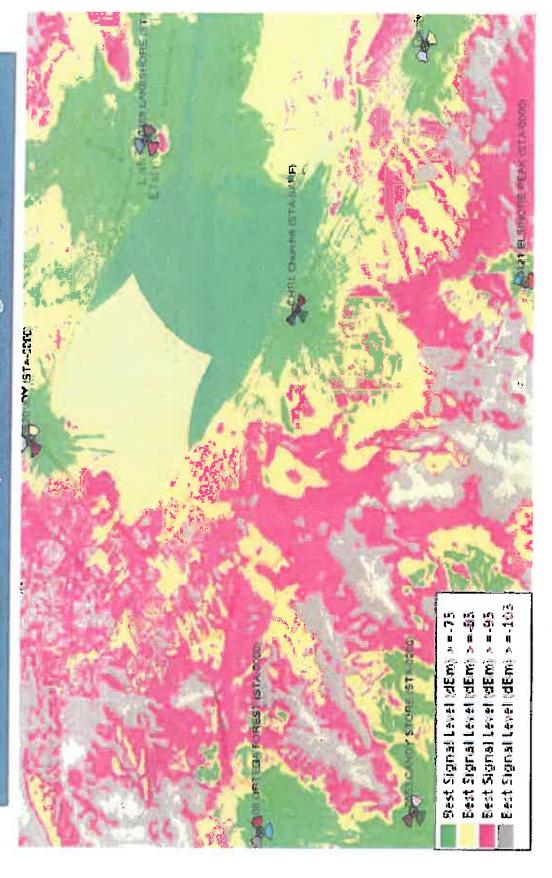


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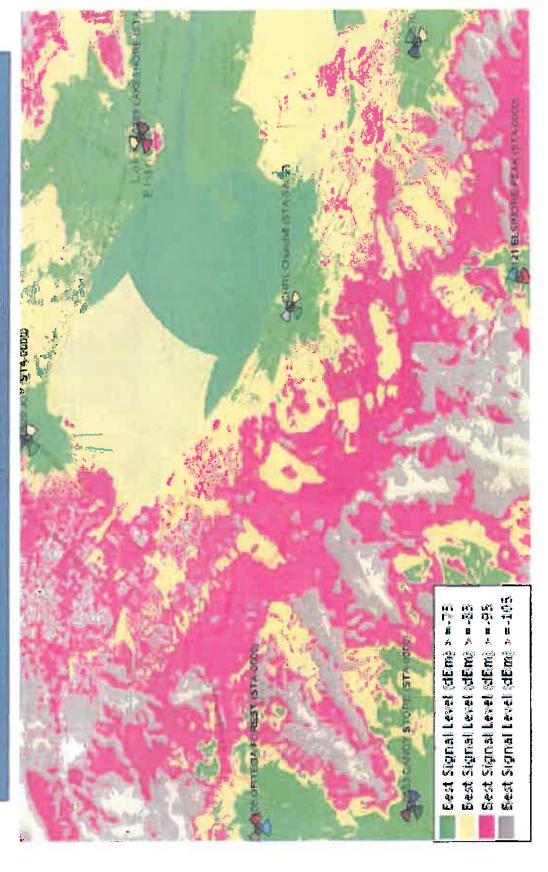
## Churchill Existing Coverage



# Churchill Proposed Coverage eT=0



# Churchill Proposed Coverage eT=6



## Churchill Cell Coverage eT=0



## Churchill Cell Coverage eT=6



### Riverside County LMS CONDITIONS OF APPROVAL

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PLOT PLAN: TRANSMITTED Case #: PP26076

Parcel: 381-252-009

### 10 GENERAL CONDITIONS

EVERY DEPARTMENT

10. EVERY. 1 USE - PROJECT DESCRIPTION

RECOMMND

Plot Plan No. 26076 proposes to utilize an existing abandoned wireless facility that will consist of an existing 62 foot high antenna tower disguised as a pine tree with twelve (12) antennas, twelve (12) Remote Radio Units, one (1) parabolic antenna, two (2) RAYCAP boxes, two (2) Global Position System antennas attached to an existing equipment room, and replace two (2) existing A/C unit with two (2) new A/C units within the existing abandoned 480 sq. ft. lease area.

The subject property is currently used as the Riverside County Lakeland Village Fire Station

### 10 EVERY. 2 USE - HOLD HARMLESS

RECOMMND

The applicant/permittee or any successor-in-interest shall defend, indemnify, and hold harmless the County of Riverside or its agents, officers, and employees (COUNTY) from the following:

- (a) any claim, action, or proceeding against the COUNTY to attack, set aside, void, or annul an approval of the COUNTY, its advisory agencies, appeal boards, or legislative body concerning the [PLOT PLAN] [CONDITIONAL USE PERMIT] [PUBLIC USE PERMIT]; and,
- (b) any claim, action or proceeding against the COUNTY to attack, set aside, void or annul any other decision made by the COUNTY concerning the [PLOT PLAN] [CONDITIONAL USE PERMIT] [PUBLIC USE PERMIT], including, but not limited to, decisions made in response to California Public Records Act requests.

The COUNTY shall promptly notify the applicant/permittee of any such claim, action, or proceeding and shall cooperate fully in the defense. If the COUNTY fails to promptly notify the applicant/permittee of any such claim, action, or proceeding or fails to cooperate fully in the defense, the applicant/permittee shall not, thereafter, be responsible to defend, indemnify or hold harmless the COUNTY.

The obligations imposed by this condition include, but are not limited to, the following: the applicant/permittee

### Riverside County LMS CONDITIONS OF APPROVAL

Parcel: 381-252-009

PLOT PLAN:TRANSMITTED Case #: PP26076

### 10. GENERAL CONDITIONS

10. EVERY. 2 USE - HOLD HARMLESS (cont.)

RECOMMND

Page: 2

shall pay all legal services expenses the COUNTY incurs in connection with any such claim, action or proceeding, whether it incurs such expenses directly, whether it is ordered by a court to pay such expenses, or whether it incurs such expenses by providing legal services through its Office of County Counsel.

10 EVERY. 3 USE - DEFINITIONS

RECOMMND

The words identified in the following list that appear in all capitals in the attached conditions of Plot Plan No. 26076 shall be henceforth defined as follows:

APPROVED EXHIBIT A = Plot Plan No. 26076, Exhibit A, dated February 6, 2017.

### PLANNING DEPARTMENT

10.PLANNING. 1 USE - COMPLY WITH ORD./CODES

RECOMMND

The development of these premises shall comply with the standards of Ordinance No. 348 and all other applicable Riverside County ordinances and State and Federal codes.

The development of the premises shall conform substantially with that as shown on APPROVED EXHIBIT A, unless otherwise amended by these conditions of approval.

10.PLANNING. 2 USE - FEES FOR REVIEW

RECOMMND

Any subsequent submittals required by these conditions of approval, including but not limited to grading plan, building plan or mitigation monitoring review, shall be reviewed on an hourly basis (research fee), or other such review fee as may be in effect at the time of submittal, as required by Ordinance No. 671. Each submittal shall be accompanied with a letter clearly indicating which condition or conditions the submittal is intended to comply with.

10, PLANNING. 3 USE - LIGHTING HOODED/DIRECTED

RECOMMND

Any outside lighting shall be hooded and directed so as not to shine directly upon adjoining property or public rights-of-way.

### Riverside County LMS CONDITIONS OF APPROVAL

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PLOT PLAN: TRANSMITTED Case #: PP26076

Parcel: 381-252-009

### 10. GENERAL CONDITIONS

10.PLANNING. 4 USE - CEASED OPERATIONS

RECOMMND

In the event the use hereby permitted ceases operation for a period of one (1) year or more, this approval shall become null and void.

10.PLANNING. 5

USE - MAX HEIGHT

RECOMMND

The monopine/antenna array located within the property shall not exceed a height of 62 feet.

10.PLANNING. 6 USE - CO-LOCATION

RECOMMND

The applicant/operator of the facility shall agree to allow the co-location of equipment of other wireless telecommuncations providers at this site when applications are received by the County and it is considered feasible, subject to an agreement between the applicant/operator, the other proposed wireless telecommunications provider, and the property owner.

10.PLANNING. 7 USE - FUTURE INTERFERENCE

RECOMMND

If the operation of the facilities authorized by this approved unmanned wireless telecommunication facility generates electronic interference with or otherwise impairs the operation of Riverside County communication facilities, the applicant shall consult with Riverside County Information Technology staff and implement mitigation measures acceptable to the Riverside County Department of Information Technology.

10.PLANNING. 10 USE - NO USE PROPOSED LIMIT CT

RECOMMND

The balance of the subject property, APN 381-252-009 (excluding the lease area and access easement), shall hereby be designated as "NO USE PROPOSED", and shall require approval of an appropriate land use application prior to utilization of any additional land uses subject to the requirements of County Ordinance No. 348.

10.PLANNING. 11 USE - EQUIPMENT/BLDG COLOR CT

RECOMMND

The equipment cabinet color shall be grey or in earthtones, which will blend with the surrounding setting.

For monopines, the color of the monopole (trunk) shall be light to dark brown, and the color of the antenna array

### Riverside County LMS CONDITIONS OF APPROVAL

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PLOT PLAN: TRANSMITTED Case #: PP26076

Parcel: 381-252-009

### 10 GENERAL CONDITIONS

10.PLANNING. 11 USE - EQUIPMENT/BLDG COLOR CT (cont.)

RECOMMND

shall be dark green or matching the branches in order to minimize visual impacts.

Changes in the above listed colors shall be reviewed and approved by the Planning Department prior to installation of the structures, or prior to repainting of the structures.

10, PLANNING. 12 USE - SITE MAINTENANCE CT

RECOMMND

The project site shall be kept in good repair. Graffiti shall be removed from any structures within one week of observation and/or notification. The project site and a minimum area of 10 feet around the project site shall be kept free of weeds and other obtrusive vegetation for fire prevention purposes.

10.PLANNING, 13 USE - BUSINESS LICENSING

RECOMMND

Every person conducting a business within the unincorporated area of Riverside County, as defined in Riverside County Ordinance No. 857, shall obtain a business license. For more information regarding business registration, contact the Business Registration and License Program Office of the Building and Safety Department at www.rctlma.org.buslic.

### 10\_PLANNING. 14 USE - CAUSES FOR REVOCATION

RECOMMND

- In the event the use hereby permitted under this permit, a) is found to be in violation of the terms and conditions of this permit,
- b) is found to have been obtained by fraud or perjured testimony, or
- c) is found to be detrimental to the public health, safety or general welfare, or is a public nuisance, this permit shall be subject to the revocation procedures.

### 10 PLANNING. 15 USE - BRNCH HGT CNT ANT SOCK

RECOMMND

The branches for the monopine shall be spaced at three (3) branches per foot and all antennas shall have "socks" and the parabolic antenna be painted.

### Riverside County LMS CONDITIONS OF APPROVAL

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PLOT PLAN:TRANSMITTED Case #: PP26076

Parcel: 381-252-009

### 10. GENERAL CONDITIONS

10.PLANNING. 16 USE - MAINTAIN SOCKS/BRANCHES

RECOMMND

The proposed monopine shall be kept in good repair. The branches as well as the antenna "socks" shall remain in good condition. If at any time the "socks" are missing or detereriorated (as determined by the Planning Department), they shall be replaced within 30 days.

10.PLANNING, 17 USE - NOISE REDUCTION

RECOMMND

In accordance with Section 19.410.g. of Ordinance No. 348, and for the life of the project, all noise produced by the wireless communication facility shall in no case produce noise which exceeds 45 dB inside the nearest dwelling and 60 dB at the project site's property line.

### TRANS DEPARTMENT

10.TRANS. 1 USE - FLOOD HAZARD REPORT

RECOMMND

Plot Plan 26076 is a proposal utilize an existing abandoned wireless facility (tower and equipment shelter that was formerly Plot Plan 20281) in the Lake Elsinore area, within the existing fire station on the southeast corner of Grand Avenue and Maiden Lane.

This site receives sheet type runoff from the hills to the south. Improvements constructed with the firehouse shelter the proposed structure and monopole. The project is considered free from ordinary storm flood hazard. However, a storm of unusual magnitude could cause some damage. New construction should comply with all applicable ordinances.

### 20. PRIOR TO A CERTAIN DATE

### PLANNING DEPARTMENT

20.PLANNING. 2 USE - LIFE OF PERMIT

RECOMMND

A wireless communication facility shall have an initial approval period (life) of ten (10) years that may be extended if a revised permit application is made and approved by the Planning Director or the Planning Commission, whichever was the original approving officer or body. Such extensions, if approved, shall be in increments of ten (10) years. The determination as to the appropriateness of such extensions shall be made, in part, on adherence to the original conditions of approval and

### Riverside County LMS CONDITIONS OF APPROVAL

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PLOT PLAN: TRANSMITTED Case #: PP26076

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### 20. PRIOR TO A CERTAIN DATE

20.PLANNING. 2 USE - LIFE OF PERMIT (cont.)

RECOMMND

the number of complaints, if any, received by the County. In the case of co-located facilities, the permits of all co-locaters shall automatically be extended until the last co-locater's permit expires.

### 80 PRIOR TO BLDG PRMT ISSUANCE

### PLANNING DEPARTMENT

80, PLANNING. 1 USE - ELEVATIONS & MATERIALS

RECOMMND

Building and structure elevations shall be in substantial conformance with that shown on the APPROVED EXHIBIT A.

80. PLANNING. 2 USE - LIGHTING PLANS CT

RECOMMND

Any proposed outdoor lighting must be shown on electrical plans submitted to the Department of Building and Safety for plan check approval and shall comply with the requirements of Riverside County Ordinance No. 655 and the Riverside County General Plan.

80. PLANNING. 3 USE - RVW BLDNG PLNS/SOCKS/BRN

RECOMMND

Prior to building permit issuance, the Planning Department shall review the plan check approved building plans to insure that he branches for proposed monopine are spaced at three (3) branches per foot, all antennas have "socks", and the parabolic antenna painted to match the branches of the monopine in accordance with the APPROVED EXHIBIT A, dated February 6, 2017.

### 90. PRIOR TO BLDG FINAL INSPECTION

### PLANNING DEPARTMENT

90.PLANNING. 1 USE - UTILITIES UNDERGROUND

RECOMMND

All utilities, except electrical lines rated 33 kV or greater, shall be installed underground. If the permittee provides to the Department of Building and Safety and the Planning Department a definitive statement from the utility provider refusing to allow underground installation of the utilities they provide, this condition shall be null and void with respect to that utility.

### Riverside County LMS CONDITIONS OF APPROVAL

Page: 7

PLOT PLAN: TRANSMITTED Case #: PP26076

Parcel: 381-252-009

### 90. PRIOR TO BLDG FINAL INSPECTION

90.PLANNING. 2 USE - WALL & FENCE LOCATIONS

RECOMMND

Wall and/or fence locations shall be in conformance with APPROVED EXHIBIT A.

90.PLANNING. 6 USE - SIGNAGE REQUIREMENT

RECOMMND

Prior to final inspection of any building permit, the permit holder, developer or successor-in-interest shall install a sign no smaller than 12 inches by 12 inches upon an exterior wall or fence that surrounds the lease area that provides the following contact information:

- Address of wireless communications facility and any internal site identification number or code;
- Name(s) of company who operates the wireless communications facility:
- Full company address, including mailing address and division name that will address problems;
- Telephone number of wireless communications facility company.

If a co-located facility (addition antennas and/or equipment shelters or cabinets) are added to an existing facility, an additional sign, including the above described information, shall be installed on said shelter or cabinet stating the name of the company who operates the primary wireless communications facility and the name of the company that operates the co-located facility.

### 90.PLANNING. 7 USE - SITE INSPECTION

RECOMMND

Prior to final inspection, the Planning Department shall inspect and determine that the conditions of PP26076 have been met; specifically that the branches for proposed monopine are spaced at three (3) branches per foot, all antennas have "socks", and that the parabolic antenna is painted to match the branches of the monopine in accordance with the APPROVED EXHIBIT A, dated February 6, 2017.



# RIVERSIDE COUNTY PLANNING DEPARTMENT

Steve Weiss, AICP Planning Director

# **APPLICATION FOR LAND USE AND DEVELOPMENT**

CHECK ONE AS APPROPRIATE:						
☐ PUBLIC USE PERMIT ☐ VARIANCE ☐ CONDITIONAL USE PERMIT ☐ TEMPORARY USE PERMIT						
☐ REVISED PERMIT Original Case I	No					
INCOMPLETE APPLICATIONS WILL NOT BE ACCEP	PTED.					
APPLICATION INFORMATION						
Applicant Name: SBA Steel LLC						
Contact Person: Diane Borchardt	E-Mail: dborchardt@sbasite.com					
Mailing Address: SBA Steel LLC,	8051 Congress Ave.					
Boca Raton	Street 33487-1309					
City	State ZIP					
Daytime Phone No: ( <u>561</u> ) <u>226</u>	-9486 Fax No: ( <u>561</u> ) <u>989-9208</u>					
Engineer/Representative Name: W-T C	Communication Design Group					
Contact Person:	E-Mail: info@wtengineering.com					
Mailing Address: 8560 S. Eastern						
Las Vegas	Street					
City	State ZIP					
Daytime Phone No: (702) 993	-1000 Fax No: ()					
Property Owner Name: County of Rive	rside					
Contact Person:	E-Mail:					
Mailing Address: 3403 10th Street	et, Suite 400					
Riverside	CA 92501  State ZIP					
City	State ZIP					
Daytime Phone No: (951) 955						
Riverside Office • 4080 Lemon Street, 12 P.O. Box 1409, Riverside, California 925	02-1409 Palm Desert, California 92211					

"Planning Our Future... Preserving Our Past"

# APPLICATION FOR LAND USE AND DEVELOPMENT Check this box if additional persons or entities have an ownership interest in the subject property(ies) in addition to that indicated above; and attach a separate sheel that references the use permit type and number and list those names, malling addresses, phone and fax numbers, and email addresses; and provide signatures of those persons or entities fraving an interest in the real property(ies) involved in this application. AUTHORITY FOR THIS APPLICATION IS HEREBY GIVEN; I certify that I entitive are the record owner(s) or authorized agent, and that the information filled is true and correct to the best of my knowledge, and in accordance with Grox. Code Section 85105, acknowledge that in the performance of their functions, planning agency personnel may enter upon any land and make examinations and surveys, provided that the entities, examinations, and surveys do not interfere with the use of the land by those persons is will by entitled to the possession thereof. (if an authorized agent signs, the agent must submit a taker signed by the owner(s) inclosing authority to sign on the owner(s) hadroof, and if this application is submitted electronically, the "well-signed" eignatures supst be submitted to the Planning Department effor authorities to the claim to supply the planning the supply of the planning the planning that the planning the planning that the planning the planning that the plann Otens Bornerdt (SBA Steel LLC) CENTED BAME OF PROPERTY COMMENS The Planning Department will primerily direct communications recording this application to the person identified above as the Applicant. The Applicant may be the properly owner, representative, or other assigned egent. AUTHORIZATION FOR CONCURRENT FEE TRANSFER The applicant authorizes the Planning Department and TLMA to expedite the refund and billing process by transferring monies among concurrent applications to cover processing costs as necessary. Fees collected in excess of the actual cost of providing specific services will be brited, and processing of the application, the applicant will be brited, and processing of the application will cease until the cutstanding betance is paid and sufficient funds are available to continue the processing of the application. The applicant understands the deposit fee process as described above, and that there will be NO refund of fees which have been expended as part of the application review or other related scivities or services, even if the application is withdrawn or the application is ultimately denied. PROPERTY INFORMATION: Assessor's Parcel Number(s): 381-252-009-2 Approximate Gross Acresge: 1.15 General location (nearby or cross streets): North of Blackwell Blvd. South of Bonnie Way East of Deeble Enrance St. , West of Gibson Blvd. Form 295-1010 (08/06/16) Page 2 of 6

PRO	JECT PRO	POSAL:					
Describe the proposed project.  Application for renewal of a plot plan for Site CA45808-A, which was approved in 2005. The site contains							
an ui	manned ce	ell site. m	ade up of a	a 62 foot monopine cell tower, and a 230 sq. ft. eq	uipment	shelter.	
No c	hanges to t	he currer	it site are ri	equested at this time			
	_			•			
				o. 348 Section and Subsection reference(s) descr on 19.404, "Disguised Wireless Communication F			
Numl	per of existi	ng lots: _	1				
		·	EXIST	NG Buildings/Structures: Yes 🖊 No 🗌			
No.*	Square Feet	Height	Stories	Use/Function To be R	emoved	Bldg. Permit No.	
1	230 sq. ft.	621	N/A	Monopine Wireless Communication Facility		PP20281	
2			·				
3			-				
5							
6		_					
7					ᆂ		
8							
9							
10		-					
Place	check in th	e applica	ble row, if	building or structure is proposed to be removed.			
		<del></del>	PROPO	SED Buildings/Structures: Yes 🔲 No 📝			
No.*	Square Feet	Height	Stories	Use/Function			
1							
2							
3			-				
5							
6							
7				The state of the s			
8							
9			ļ.,			<del></del>	
10			<u> </u>				
			PROPO	SED Outdoor Uses/Areas: Yes 🔲 No 🗸			
No.*	Square Feet			Use/Function			
1							
3							
4							

APPLICATION FOR LAND USE AND DEVELOPMENT					
6 7					
8					
9 10					
* Match to Buildings/Structures/Outdoor Uses/Areas identified on Exhibit "A".					
Check this box if additional buildings/structures exist or are proposed, and attach additional page(s) to identify them.)					
Related cases filed in conjunction with this application:					
N/A					
Are there previous development applications filed on the subject property: Yes 🗾 No 📋					
If yes, provide Application No(s). PP20281  (e.g. Tentative Parcel Map, Zone Change, etc.)					
Initial Study (EA) No. (if known) EIR No. (if applicable):					
Have any special studies or reports, such as a traffic study, biological report, archaeological report, geological or geotechnical reports, been prepared for the subject property? Yes \( \subseteq \) No \( \subseteq \)					
If yes, indicate the type of report(s) and provide a signed copy(ies): N/A					
Is the project located within 1,000 feet of a military installation, beneath a low-level flight path or within special use airspace as defined in Section 21098 of the Public Resources Code, and within an urbanized area as defined by Government Code Section 65944? Yes No					
Is this an application for a development permit? Yes No					
If the project located within either the Santa Ana River/San Jacinto Valley watershed, the Santa Margarita River watershed, or the Whitewater River watershed, check the appropriate checkbox below.					
If not known, please refer to <u>Riverside County's Map My County website</u> to determine if the property is located within any of these watersheds (search for the subject property's Assessor's Parcel Number, then select the "Geographic" Map Layer – then select the "Watershed" sub-layer)					
If any of the checkboxes are checked, click on the adjacent hyperlink to open the applicable Checklist Form. Complete the form and attach a copy as part of this application submittal package.					
Santa Ana River/San Jacinto Valley					
Santa Margarita River					
Whitewater River					
Form 295-1010 (06/06/16)					

If the applicable Checklist has concluded that the application requires a preliminary project-specific Water Quality Management Plan (WQMP), such a plan shall be prepared and included with the submittal of this application.

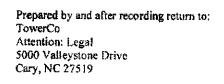
HAZARDOUS WASTE AND SUBSTANCES STATEMENT							
The development project and any alternatives proposed in this application are contained on the lists compiled pursuant to <u>Section 65962.5</u> of the Government Code. Accordingly, the project applicant is required to submit a signed statement that contains the following information:							
Name of Applicant: SBA Steel LLC; Diane Borchardt							
Address: 8051 Congress Ave. Boca Raton, FL 33487							
Phone number: 561-226-9486							
Address of site (street name and number if available, and ZIP Code): 33020 Maiden Lane, 92530							
Local Agency: County of Riverside							
Assessor's Book Page, and Parcel Number: 381-252-009-1							
Specify any list pursuant to Section 65962.5 of the Government Code: N/A							
Regulatory Identification number:							
Date of list: N/A							
Applicant: SBA Steel, LLC Date 7/5/2016							
HAZARDOUS MATERIALS DISCLOSURE STATEMENT  Government Code Section 65850.2 requires the owner or authorized agent for any development project to disclose whether:							
1. Compliance will be needed with the applicable requirements of Section 25505 and Article 2 (commencing with Section 25531) of Chapter 6.95 of Division 20 of the Health and Safety Code or the requirements for a permit for construction or modification from the air pollution control district or air quality management district exercising jurisdiction in the area governed by the County. Yes \(\Boxed{\text{No}}\) No \(\overline{\text{V}}\)							
2. The proposed project will have more than a threshold quantity of a regulated substance in a process or will contain a source or modified source of hazardous air emissions. Yes No 🗸							
(we) certify that my (our) answers are true and correct.							
Owner/Authorized Agent (1) Date 7/5/2016							
Owner/Authorized Agent (2) Date							

This completed application form, together with all of the listed requirements provided on the Land Use and Development Application Filing Instructions Handout, are required in order to file an application with the County of Riverside Planning Department.

Y:\Current Planning\LMS Replacement\Condensed P.D. Application Forms\295-1010 Land Use and Development Condensed Application.docx
Created: 04/29/2015 Revised: 06/06/2016

Checklist for Identifying Projects Requiring a Project-Specific Water Quality Management Plan (WQMP)  within the Santa Ana River Region							
Project File No.							
Project Name:	West Lake 2						
Project Location:	33020 Maiden Ln, Lake Elsinore, CA 92530						
Project Description:	Existing Wireless Telecom. Facility - Monopine Tower & S	helt	er				
Proposed Project Consists of, or	rincludes:	YES	NO				
Significant Redevelopment: The addition Does not include routine maintenance acti	or replacement of 5,000 square feet or more of impervious surface on an already developed site, vities that are conducted to maintain original line and grade, hydraulic capacity, original purpose of relopment activity required to protect public health and safety.		Z				
Residential development that create 10,0	00 square feet or more of impervious surface (collectively over the entire project site), including a Final Map (i.e. detached single family home subdivisions, multi-family attached subdivisions,		<b>Z</b>				
New Industrial and commercial developme	of where the land area1 represented by the proposed map or permit is 10,000 square feet or more.		Z				
Mixed use developments that create 10,00	O square feet or more of impervious surface (collectively over the entire project site).		7				
	ial Classification (SIC) codes <sup>2</sup> 5013, 5014, 5541, 7532, 7533, 7534, 7536, 7537, 7538, 7539).		Z				
	nd area of development is 5,000 square feet or more.						
	uare feet or more which are located on areas with known erosive soil conditions or where natural		Z				
Developments of 2,500 square feet of impervious surface or more adjacent to (within 200 feet) or discharging directly into ESA's. "Directly" means situated within 200 feet of the ESA; "discharging directly" means outflow from a drainage conveyance system that is composed entirely of flows from the subject development or redevelopment site, and not commingled with flows from adjacent lands.							
Parking lots of 5,000 square feet or more storage of motor vehicles.	exposed to stormwater, where "parking lot" is defined as a land area or facility for the temporary		Z				
Retail Gasoline Outlets that are either 5,000 square feet or more of impervious surface with a projected average daily traffic of 100 or more vehicles per day.							
Public Projects, other than Transportation Projects, that are implemented by a permittee and similar in nature to the priority projects described							
above and meets the thresholds described herein.							
Other Development Projects whose site conditions or activity pose the potential for significant adverse impacts to water quality.							
Land area is based on acreage disturbed							
2Descriptions of SIC codes can be found at http://www.osha.gov/pls/imis/sicsearch.html.  DETERMINATION: Circle appropriate determination.							
If <u>any question answered</u> "YES" Project requires a project-specific WQMP.							
f <u>all</u> questions answered "NO" Project requires incorporation of Site Design and source control BMPs imposed through Conditions of Approval or permit conditions.							

DOC # 2011-0242592 05/02/2011 11:09A Fee:NC Page 1 of 5 Recorded in Official Records County of Riverside Larry W. Mard Assessor. County Clerk & Recorder



COPY LONG RFD DΑ MISC SIZE PAGE R U S EXAM MCH POORINCOR SMF į. A L 465 426 UNI CTY

Parcel No: 381-252-009

STATE OF CALIFORNIA

COUNTY OF RIVERSIDE

MEMORANDUM OF AGREEMENT

Document Date: MAY

Grantor/Lessor:

COUNTY OF RIVERSIDE, a political subdivision

Address:

c/o Economic Development Agency, Real Estate - Facilities

3403 10th Street, Suite 500, Riverside, CA 92501

Grantee/Lessee:

TOWERCO ASSETS LLC, a Delaware limited liability company

Address:

5000 Valleystone Drive, Cary, NC 27519

Legal Description of the Land is attached as Attachment A on Page 5

(Reco

THE UNDERSIGNED GRANTOR DECLARES DOCUMENTARY TRANSFER TAX IS TERM OF LEASE, INCL. OPTIONS UNDER 35 YEARS

COMPUTED ON FULL VALUE OF PROPERTY

COMPUTED ON FULL VALUE LESS VALUE OF LIENS OR ENCUMBRANCES REMAINING AT THE TIME OF SALE

UNINCORPORATED AREA CITY OF

#### MEMORANDUM OF AGREEMENT

This Memorandum of Agreement ("Memorandum") is entered into on this the day of the control of th

- Landlord and Nextel of California, Inc., a Delaware corporation d/b/a Nextel Communications ("Sprint/Nextel") entered into that certain unrecorded Communications Site Lease Agreement (Ground) dated July 31, 2006, as amended, if applicable (as amended, the "Agreement") for certain real property and easements described in ATTACHMENT B attached hereto (collectively, the "Premises"), which are a portion of that certain parcel of real property owned by Landlord located in the County of Riverside, State of California described in ATTACHMENT A attached hereto (the "Land").
- Sprint/Nextel assigned all its right, title and interest in, to and under the Agreement to Tower Entity 7 LLC, a Delaware limited liability company ("Tower Entity"), by that certain Assignment and Assumption of Ground Lease dated September 23, 2008 and recorded as Doc# 2009-0083821 among the official records of the County of Riverside, State of California.
- 3. Thereafter, Tower Entity was acquired by and merged into Tenant.
- 4. The term of the Agreement is for five (5) years commencing on November 1, 2006.
- The Agreement may be extended for one (1) successive five (5) year term.
- 6. The purpose of the Memorandum is to give record notice of the Agreement and of the rights created thereby, all of which are hereby confirmed. The terms of the Agreement are incorporated herein by reference.
- 7. This Memorandum may be executed in two or more counterparts, all of which shall be considered the same agreement and shall become effective when one or more counterparts have been signed by each of the parties. This Memorandum is not and will not be binding on either party until and unless it is fully executed by both parties.

[SIGNATURES BEGIN ON NEXT PAGE]

Memorandum of Agreement TowerCo ID: CA2817 Cascade ID: CA8859 Page 2 of 6

IN WITNESS WHEREOF, the parties have executed this Memorandum as of the day and year first above written.

LANDLORD:

COUNTY OF RIVERSIDE, a political

subdivision

Name: Robert Field

Title: Assistant County Executive Officer/EDA

Date: 5-11-11

LANDLORD ACKNOWLEDGMENT

State of California

County of RIVErside

before me.

personally appeared Kobert Tield who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) (s) are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(e) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

NESS my hand and official seal

(Notary Seal)

Commission # 1919000 Notary Public - Calliernia Riverside County

Memorandum of Agreement TowerCo ID: CA2817 Cascade ID: CA8859

Page 3 of 6

TENANT: TOWERCO ASSETS LLC, a Delaware limited liability company

By Daniel Hunt
Name: Daniel Hunt
Title: Vice President and CFO
Date: \_\_\_\_\_\_5 [6]

### TENANT ACKNOWLEDGMENT

State of North Carolina

County of Wake	$\cap$	$\cap$	
on May 16, 2011	before me, WYM	and W Moore	.N otásw Public
personally appeared <u>Daniel I</u> who proved to me on the bas	is of satisfactory evid	lence to be the person	(c) whose name(s) island
subscribed to the within instruc	nent and acknowledge	ed to me that he/she/th	lev executed the come in
his/her/their authorized capacity	y(ies), and that by	his/her/their signature(s	) on the instrument the

I certify under PENALTY OF PERJURY under the laws of the State of North Carolina that the foregoing paragraph is true and correct.

person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature of Notary Public

(Notary Scal)

RAYMOND W. MOORE Notery Public, North Cerolina Wake County My Commission Expires October 87, 2014

Memorandum of Agreement TowerCo ID: CA2817 Cascade ID: CA8859

Page 4 of 6

### ATTACHMENT A LAND

Parcel 1 and Lettered Lot B of Parcel Map 7025, as shown by Map on File in Book 36, Page 22, of Parcel Maps, records of Riverside County, California.

Memorandum of Agreement TowerCo ID: CA2817 Cascade ID: CA8859

10

Page 5 of 6

# ATTACHMENT B PREMISES

#### Lease Area:

All that portion of Parcel 1 and Lettered Lot B of Parcel Map 7025, as shown by map on file in Book 36, Page 22 of Parcel Maps, Records of Riverside County California, being more particularly described as follows:

Commencing at a found 1.5 inch iron pipe at the intersection of Grand Avenue and Lilian Street as shown hereon;

Thence South 38° 47° 24" West, a distance of 55.02 feet;

Thence South 37° 04' 39" West, a distance of 121.29 feet;

Thence South 15° 35' 51" West, a distance of 56.63 feet to the Point of Beginning:

Thence South 52° 24' 31" East, a distance of 17.38 feet;

Thence South 37° 35' 29" West, a distance of 27.00 feet;

Thence North 52° 24° 31" West, a distance of 23.00 feet to the outside face of wall of an existing building;

Thence North 37° 35' 29" East, along side outside face of wall a distance of 27.00 feet;

Thence South 52° 24' 31" East, a distance of 5.62 feet to the Point of Beginning.

#### Access Easement:

All that portion of Parcel 1 and Lettered Lot B of Parcel Map 7025, as shown by Map on file in Book 36, Page 22 of Parcel Maps, Records of Riverside County California, being a 12.00 foot wide strip of land, lying 6.00 feet on each side of the following described centerline:

Commencing at a found 1.5 inch iron pipe at the intersection of Grand Avenue and Lilian Street as shown hereon;

Thence South 38° 47' 24" West, a distance of 55.02 feet to the Point of Beginning;

Thence South 37° 04' 39" West, a distance of 121.29 feet;

Thence South 15° 35' 51" West, a distance of 56.63 feet to the Point of Terminus.

Memorandum of Agreement TowerCo 1D: CA2817 Cascade ID: CA8859

FREE RECORDING This intropered in for the benefit of the County of Riverside, and is delicited in his mounted without fee. (Newl. Code B(128)

A. Green

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**!** ±

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459778

RECEIVED FOR RECORD AY 8:00Asi

OCT 26 1998

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Space above this line reserved for Recorder's use 065053

Project APN:

Lakeland Villago Fire Station 381-252-005

# **GRANT DEED**

FOR A WALUABLE CONSIDERATION, receipt of which is hereby equinomicsigned,

DESERT RECOVERY, LLC, a California Limited Liability Company

GRANT(S) to the COUNTY OF RIVERSIDE, a political subdivision, the real property in the County of Riverside, State of California, described pa:

PARCEL 1 AND LETTERED LOT B OF PARCEL MAP 7025, AS SHOWN BY MAP ON FILE IN BOOK 36, PAGE 22, OF PARCEL MAPS, RECORDS OF RIVERBIDE COUNTY, CALIFORNIA

OCT 2 0 1990 3.14

Order: Non-Order Search Doc: RV:1998 00459778

Page 1 of 2

RIVERSIDE

Created By: salvadorflores Printed: 9/16/2008 1:26:29 PM PST

* '		
	<u></u>	<b>4</b> 5
	Project: Lakeland Village Fire Station APN: 381-252-005	
	Detect: 8 11 98 DESERT RECOVERY, LLC.  a California Limited Liability Company	
1	By: Sold J. Veit Maniging Perther	8
	STATE OF CALIFORNIA	
	COUNTY OF RIVERSIDE )	0
	On 8/19/98 before ma.	8
ř	a Notary Public in and for said County and State, personally appeared Ploy 1. Val.  paraconally known to me (or proved to me on the basis of satisfactory enticence) to be the person(s) whose mane(s) infers subscribed to the within instrument and activorsladed to the first hatterities executed the same in historities authorized expectifices, and that by historities algorization) on the instrument the person(s).	98
1	or the entity upon behalf of which the person(s) acted, executed the instrument.	
9	Signature Acon Clark Witness and official seed	
	CERTIFICATE OF ACCEPTANCE	
	While is to confly that the interest in real property conveyed by the within deed to the COURTY OF RIVERSIDE, a political corporation and/or governmental agency, is hereby accepted by order of the Social of Supervisors on the data below and the grantee consents to the recognision thereof by its daily authorized officer.	
•	Detect: OCT 1 0 1990  GERALD A MALCHEY  DUSK of the DAMA OF SEPENIOUS	RIV
MDC is 6/13/65 5.676	CHARRAM SOARD OF SUPERVISORS  BY  Desuity  Desuity	ERSI
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	1451/18 3.14	



# SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE, STATE OF CALIFORNIA





FROM: Economic Development Agency

SUBMITTAL DATE: September 13, 2016

SUBJECT: First Amendment to Communications Site Lease Agreement with SBA Steel at Lake Elsinore Fire Station #11, Ten Year Lease, District 1, CEQA Exempt [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

- 1. Find the Lease Agreement to be exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301, Class 1, Existing Facilities Exemption; and Section 15061(b)(3), General Rule or "Common Sense" Exemption;
- 2. Approve the attached First Amendment to Communications Site Lease Agreement and authorize the Chairman of the Board to execute the same on behalf of the County;
- Authorize the Assistant County Executive Officer of the Economic Development Agency, or his designee, to execute any other documents and administer all actions necessary to complete or memorialize this transaction; and

(Cor	stinu	red)
------	-------	------

Kopen Field			
<b>Assistant County</b>	<b>Executive</b>	Officer/ED	ŕ

FINANCIAL DATA	Current Flecal Year:	Next Flecal Year:		Total Cost:		D	ngoing Cost:		POLICY/CONSENT (per Exec. Office)
COST	\$ 0	\$	0	\$	0	\$		0	- un - W
NET COUNTY COST	\$ 0	\$	0	\$	0	5		0	Consent   Policy
SOURCE OF FUN	DS: N/A, Rever	iue Lease		<u> </u>			Budget Adju	s <b>tr</b> i	nent: No
					-		For Fiscal Ye	ar	2021-2031
C.E.O. RECOMME	NDATION:			APPR	) of L	44.	Down		d
County Executive	Office Signatu	re			Rohin	C	)asika		

#### MINUTES OF THE BOARD OF SUPERVISORS

Positions Added	Change Order	On recommend	motion of Supervisor Tavaglione, seconded by Superviso unanimous vote, iT WAS ORDERED that the above matted ded.	r Washington and duly er is approved as
A-30	4/5 Vote	Ayes: Nays: Absent: Date: xc:	Jeffries, Tavaglione, Washington, Benoit and Ashley None None September 13, 2016 EDA, Recorder	Kecia Harper-Ihem Clerk of the Board By: Deputy
		Prev. Agn. Ref.:	N/A District: 1 Agenda Number:	

3-20

SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

Economic Development Agency

FORM 11: First Amendment to Communications Site Lease Agreement with SBA Steel at Lake Elsinore Fire

Station #11, Ten Year Lease, District 1, CEQA Exempt [\$0]

DATE: September 13, 2016

PAGE: 2 of 3

**RECOMMENDED MOTION: (Continued)** 

4. Direct the Clerk of the Board to file the Notice of Exemption with the County Clerk upon approval of the project.

# BACKGROUND: Summary

In 2006 the County of Riverside (County) entered into a ground lease with Nextel of California, Inc., (Sprint/Nextel) for the purpose of building, operating, and maintaining a communication facility on County owned property located at 33020 Maiden Lane, in the unincorporated area of Lakeland Village and identified as Assessor's Parcel Number: 381-252-005 (Premises), commonly known to the County as Fire Station #11 (Prior Lease). The Prior Lease was for initial term of five years, with one option to extend the term by five further years. In 2009, TowerCo Acquisitions LLC (TowerCo) became the successor in interest to Sprint/Nextel through an Assignment and Assumption of Ground. Sprint/Nextel retained space at the facility, as the primary sublessee.

On January 24, 2012, the County entered into a new communication site Lease (Existing Lease) with TowerCo Assets LLC who subsequently sold their interest, to SBA STEEL LLC, doing business as SBA Wireless (SBA). The Lease Agreement gave SBA the authorization to operate, and maintain an existing communication facility on the Premises. Since entering into the Existing Lease Sprint/Nextel has vacated the facility, leaving SBA without a tenant.

In a recent inquiry, SBA requested to extend the term of the existing Lease Agreement from the conclusion of the current expiration date of December 31, 2021, in order to accommodate Verizon, the newly proposed primary sublessee. The amended term shall commence on January 1, 2022 and expire on December 31, 2032. Additionally, SBA will be awarded three consecutive five year terms. Under the current contract SBA shares 40% of their non-primary sublease revenue with the County. The Economic Development Agency, Real Estate Division sees a potential for colocation at this facility, and the term extension on the lease makes the site more attractive to other carriers. As outlined above, the potential for colocation at the facility can transpire into a higher revenue share for the County.

The First Amendment to the Lease Agreement has been reviewed and determined to be categorically exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15061(b) (3) and Section 15301 Class 1, Existing Facility, as it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. The County's approval of the activity does not create any reasonably foreseeable physical change to the environment for this transaction.

(Continued)

SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

**Economic Development Agency** 

FORM 11: First Amendment to Communications Site Lease Agreement with SBA Steel at Lake Elsinore Fire

Station #11, Ten Year Lease, District 1, CEQA Exempt [\$0]

DATE: September 13, 2016

PAGE: 3 of 3

**BACKGROUND:** (Continued)

Summary

Tenant: SBA STEEL LLC, a Florida limited liability company

Premises Location: 33020 Maiden Lane, Lake Elsinore, California 92530

<u>Current</u> <u>New</u>

Term: January 24, 2012 - December 31, 2021 January 1, 2022 - December 31, 2032

Option to Extend: None Three consecutive five year terms

Monthly Rent: \$2,953.77 Monthly rent to increase by 3% annually

Utilities: Provided by SBA

The rent derived from this lease minus an Administrative charge to EDA (currently 4.92%) will be directed to a dedicated public safety communications account and used to fund operation of the County's public safety communications system.

#### **Impact on Citizens and Businesses**

The revenue from this Lease Agreement is used to support Public Safety Enterprise Communications (PSEC) operations throughout the County. Citizens and Businesses benefit from the enhanced public safety benefits borne from this improved communication system.

#### SUPPLEMENTAL:

#### Additional Fiscal Information

No net County costs will be incurred and no budget adjustment is necessary.

Attachments:
First Amendment to Lease Agreement
CEQA Notice of Exemption
Aerial Image

Recorded at request of and return to: Economic Development Agency Real Estate Division 3403 Tenth Street, Suite 400 Riverside, CA, 92501

FREE RECORDING
This instrument is for the benefit of the County
of Riverside, and is entitled to be
recorded without fee.
(Govt. Code 6103)

(Space above this line reserved for Recorder's use)

APN: 381-252-009

## MEMORANDUM AND FIRST AMENDMENT OF LEASE

THIS MEMORANDUM AND FIRST AMENDMENT TO COMMUNICATION SITE LEASE AGREEMENT ("First Amendment"), dated as of Section 12, 2016, is entered into by and between the COUNTY OF RIVERSIDE, a political subdivision of the State of California, ("County"), and SBA STEEL LLC, a Florida limited liability company, herein called ("Lessee"), (collectively, the "Parties"), to use the property described below upon the following terms and conditions:

#### **RECITALS**

A. WHEREAS, County and TowerCo Assets LLC, a Delaware limited liability company entered into that certain unrecorded Communications Site Lease Agreement effective as of January 24, 2012 for a ten year term, and ultimately assigned the New Lease Agreement to Lessee pursuant to that certain unrecorded Master Assignment and Assumption Agreement dated October 15, 2014 (collectively, "Lease"), for Lessee's use of a portion of the real property for the purpose of maintaining and operating facilities for electronic communication equipment on County owned property ("Premises") located at 33020 Maiden Lane, Lake Elsinore, CA (Assessor's Parcel Number: 381-252-009) ("Property"), being more particularly described in the attached Exhibit "A"; and

B. WHEREAS, County and Lessee propose to amend and restate the Term of the Lease as set forth below; and

SEP 1 3 2016 3-20

NOW, THEREFORE, by mutual agreement of the Parties and in consideration of the mutual promises, rights and obligations hereinafter set forth, the Lease is hereby amended as follows:

- 1. <u>Defined Terms</u>. Any capitalized terms used in this First Amendment that are not defined herein shall have the meanings given those terms in the Lease.
- 2. Term. Section 3 is hereby amended.

In addition to the Term referenced in the Lease, the Lease is hereby amended to include one (1) additional successive term of ten years and three (3) additional successive terms of five (5) years (each an "Additional Renewal Term") beginning on January 1, 2022. Subject to the termination rights in Section 9 of the Lease, each Additional Renewal Term shall be deemed automatically extended, unless Lessee notifies County of its Intention not to renew the Lease prior to the commencement of the succeeding Additional Renewal Term. The first Additional Renewal Term shall commence on January 1, 2022 ("Additional Renewal Term Commencement Date"), upon the expiration of the Term expiring on December 31, 2021.

3. Use. Section 2 Paragraph 2 is hereby amended.

County consents to the occupancy of the Premises by Lessee's proposed sub-tenant, Los Angeles SMSA Limited Partnership, a California limited partnership, d/b/a Verizon Wireless and its affiliates, successors or assigns ("Verizon"). The sublease to any further subtenant shall be in accordance with Article 4(C) and 13 of the Lease.

- 4. Rent. Section 4(c) is hereby modified.
- (c) Upon written consent to sublease or license in accordance with Article 13 of the Lease, Lessee agrees to pay the County forty percent (40%) of the rental, license or similar payments actually received by Lessee (excluding ant reimbursement of taxes, construction costs, installation costs, revenue share reimbursement or other expenses incurred by Lessee) within thirty (30) days after receipt of said payment by Lessee ("Additional Rent"). The obligation to pay Additional Rent will not apply to the Verizon sublease.
- 5. <u>Assignment and Subleasing.</u> The first three (3) sentences of Section 13(a) of the Lease are hereby deleted in their entirety and replaced as follows:

Lessee may not assign, or otherwise transfer all or any part of its interest in this Lease or in the Premises without the prior written consent of County; provided, however, that Lessee may assign its interest to its parent company, any subsidiary or affiliate, or to any successor-in-interest or entity acquiring fifty-one percent (51%) or more of its stock or assets, subject to any financing entity's interest, if any. Notwithstanding the foregoing, Lessee may sublet all or a portion of the Premises to one or more entities for communications uses only.

6. Miscellaneous. Section 19 is hereby amended as follows:

<u>Lessee:</u> County:

SBA Steel LLC County of Riverside

Attn: Site Administration Attn: Economic Development Agency

8051 Congress Avenue 3403 10<sup>th</sup> Street, Suite 400 Boca Raton, FL 33487-1307 Riverside, CA 92501

RE: CA45808-A/West Lake 2. CA

- 7. <u>Further Cooperation</u>. The Parties agree to execute such other instruments, agreements and amendments to documents as may be necessary or appropriate to effectuate the Lease as amended by this First Amendment.
- 8. <u>Interpretation.</u> This First Amendment, when combined with the Lease, sets forth and contains the entire understanding and agreement of the Parties hereto and correctly sets forth the rights, duties and obligations of each to the other as of this date.
- 9. <u>Waivers; Amendments</u>. All waivers of the provisions of this First Amendment and all amendments hereto must be in writing and signed by the appropriate authorities of County and Lessee.
- 10. <u>Effectiveness of Lease Agreement; First Amendment to Prevail</u>. Except as modified and amended by this First Amendment all other terms and conditions of the Lease remain unmodified and in full force and effect. The provisions of this First Amendment shall prevail over any inconsistency or conflicting provisions of the Lease.
- 11. <u>Severability</u>. If any term or provision of this First Amendment shall be held by a court of competent jurisdiction to be invalid or unenforceable, the remainder of this First Amendment shall not be affected thereby and each other term and provision of this First Amendment shall be valid and enforceable to the fullest extent permitted by law.

- 12. The effective date of this First Amendment is the date the Parties execute this First Amendment. If the Parties execute this First Amendment on more than one date, then the last date this First Amendment is executed by a party shall be the Effective Date.
- 13. This Memorandum and Amendment will be governed by and construed and enforced in accordance with the laws of the state in which the Property is located without regard to principles of conflicts of law.
- 14. County represents and warrants to Lessee that the County is the sole owner in fee simple title to the Premises and easements and the County's interest under the Lease and that consent or approval of no other person is necessary for the County to enter into this Memorandum and Amendment.
- 15. This Memorandum and Amendment may be executed in one or more counterparts, and by the different parties hereto in separate counterparts, each of which when executed shall be deemed to be an original but all of which taken together shall constitute one and the same Memorandum and Amendment.
- 16. Lessee shall have the right to record this Memorandum and Amendment.

Dated: SEP 1 3 2016	
County:	Lessee:
COUNTY OF RIVERSIDE, political subdivision of the State of California  By:  John J. Benoit/Chairman  Board of Supervisors	SBA Steel, a Florida Limited liability company  By:  Alyssa Heulitan  Vice President, Site Leasing
ATTEST: KECIA HARPER-IHEM, Clerk of the Board  By: Deputy	
APPROVED AS TO FORM: Gregory P. Priamos, County Counsel	

Todd Frahm Deputy County Counsel A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA

§

**COUNTY OF RIVERSIDE** 

On September 13, 2016, before me, Karen Barton, Board Assistant, personally appeared John J. Benoit, Chairman of the Board of Supervisors, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument; and that a copy of this paper, document or instrument has been delivered to the chairperson.

I certify under the penalty of perjury under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

Kecia Harper-Ihem Clerk of the Board of Supervisors

(SEAL)

## EXHIBIT 'A'

Parcel 1 and Lettered Lot 8 of Parcel Map 7025, as shown by Map on File in Book 36, Page 22, of Parcel Maps, Records of Riverside County, California.

Print Name: Enica Lagrini	By: Alyssa Plouitian Vice President, Site Leasing
STATE OF FLORIDA COUNTY OF PALM BEACH	
The foregoing instrument was acknown 2016, by Alyssa Heulihan, Vice President, Silability company on behalf of the company	owledged before me on the day of August Site Leasing of SBA Steel LLC, a Florida limited and who is personally known to me.
CHERRYL L. CLICOLOT MY COMMISSION # FF 840344 EXPIRES: December 18, 2019 Sended Trus Natary Public Linderselliers	Notary Public
(NOTARY SEAL)	Print Name:
	My Commission Expires:



Original Negative Declaration/Notice of Determination was routed to County Clerks for posting on

NOTICE OF EXEMPTION

1411*Q* Date

Initial

June 27, 2016

Project Name: County of Riverside, Economic Development Agency (EDA) First Amendment to Communication Site

Lease, SBA-Fire Station #11, Lake Elsinore

Project Number: FM0473431002200

Project Location: 33020 Maiden Lane, Lake Elsinore, California 92530; Assessor's Parcel Number (APN) 381-252-005

(See Attached Exhibit)

Description of Project: The County of Riverside (County) has an existing ground lease with SBA STEEL LLC, doing business as SBA Wireless (SBA) as the successor in interest to Sprint. The Lease Agreement entitles SBA to operate, and maintain an existing communication facility on that certain real property located at 33020 Maiden Lane, Lake Elsinore, California and identified as Assessor's Parcel Number: 381-252-005, commonly known to the County as Fire Station #11. SBA has requested to modify the existing Lease Agreement, for the purpose of extending the term from the conclusion of the current expiration date of December 31, 2021. The amended term shall commence on January 1, 2022 and expire on December 31, 2032. Additionally SBA will be awarded three consecutive five year terms. The term extension on the lease is anticipated to make the site more attractive to other carriers, resulting in a colocation of the facility and increased revenue. The First Amendment to the Lease is identified as the Project under the California Environmental Quality Act (CEQA). The use of the site under the First Amendment to the Lease would occur in the same manner as with the existing use. The operation of the facility will continue to provide communications services and will not result in a change or an expansion of existing use. No additional direct or indirect physical environmental impacts are anticipated.

Name of Public Agency Approving Project: County of Riverside, Economic Development Agency

Name of Person or Agency Carrying Out Project: County of Riverside, Economic Development Agency, and SBA STEEL LLC, a Florida limited liability company, doing business as SBA Wireless

Exempt Status: State CEQA Guidelines, Section 15301, Class 1, Existing Facilities Exemption; Section 15061(b) (3), General Rule or "Common Sense" Exemption, Codified under Title 14, Articles 5 and 19, Sections 15061 and 15300 to 15301.

Reasons Why Project is Exempt: The proposed Project is categorically exempt from the provisions of CEQA specifically by the State CEQA Guidelines as identified below. The Project will not result in any specific or general exceptions to the use of the categorical exemption as detailed under State CEQA Guidelines Section 15300.2. The Project will not cause an impact to an environmental resource of hazardous or critical concern nor would the Project include a reasonable possibility of having a significant effect on the environment due to unusual circumstances. The Project would not result in impacts to scenic highways, hazardous waste sites, historic resources, or other sensitive natural environments, or have a cumulative effect to the environment. No significant environmental impacts are anticipated to occur with the Lease which includes the operation of communication services.

SEP 1 8 2016 3-20

www.rivcoeda.org

Administration Aviation Business Intelligence Cultural Services Community Services Custodial

Housing Housing Authority Information Technology Maintenance Marketing Economic Development Edward-Dean Museum Environmental Planning Fair & National Date Festival Foreign Trade Graffiti Abatement Parking
Project Management
Purchasing Group
Real Property
Redevelopment Agency
Workforce Development

- Section 15301 Class 1 Existing Facilities Exemption: This categorical exemption includes the operation, repair, maintenance, leasing, or minor alteration of existing public or private structures or facilities, provided the exemption only involves negligible or no expansion of the previous site's use. The Project, as proposed, is limited to the Lease that includes operation of communication services. The use of the site would continue in the same manner as under the current lease and would not require any expansion of service or facilities; therefore, the Project is exempt as the Project meets the scope and intent of the Class 1 Exemption identified in Section 15301, Article 19, Categorical Exemptions of the CEQA Guidelines.
- Exemption is based on the "general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment." State CEQA Guidelines, Section 15061(b) (3). The use of this exemption is appropriate if "it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment." Ibid. This determination is an issue of fact and if sufficient evidence exists in the record that the activity cannot have a significant effect on the environment, then the exemption applies and no further evaluation under CEQA is required. See No Oil, Inc. v. City of Los Angeles (1974) 13 Cal. 3d 68. The ruling in this case stated that if a project falls within a category exempt by administrative regulation or "it can be seen with certainty that the activity in question will not have a significant effect on the environment," no further agency evaluation is required. With certainty, there is no possibility that the Project may have a significant effect on the environment. The proposed amendment to the Lease Agreement is limited to a time extension and will not result in any direct or indirect physical environmental impacts. The use and operation of the facility will be substantially similar to the existing use and will not create any new environmental impacts to the surrounding area. No alterations and no impacts beyond the ongoing, existing use of the site would occur. Therefore, in no way, would the Project as proposed have the potential to cause a significant environmental impact and the Project is exempt from further CEQA analysis.

Based upon the identified exemptions above, the County of Riverside, Economic Development Agency hereby concludes that no physical environmental impacts are anticipated to occur and the Project as proposed is exempt under CEQA. No further environmental analysis is warranted.

Date: 6/27/16

Signed:

Mike Sullivan, Senior Environmental Planner

County of Riverside, Economic Development Agency

## RIVERSIDE COUNTY CLERK & RECORDER

## AUTHORIZATION TO BILL BY JOURNAL VOUCHER

Project Name:	First Amendment to Communication Site Lease SBA-Fire Station #11 Lake Elsinore				
Accounting String:	524830-47220-7200400000- FM0473431002200				
DATE:	June 27, 2016				
AGENCY:	Riverside County Economic Development Agency				
THIS AUTHORIZES THE COUNTY CLERK & RECORDER TO BILL FOR FILING AND HANDLING FEES FOR THE ACCOMPANYING DOCUMENT(S).					
NUMBER OF DOCUMENTS INCLUDED: One (1)					
AUTHORIZED BY:	Mike Sullivan, Senior Environmental Planner, Economic Developmental Agency				
Signature:					
PRESENTED BY:	Jose Ruiz, Real Property Agent I, Economic Development Agency				
	-TO BE FILLED IN BY COUNTY CLERK-				
ACCEPTED BY:	<del>-</del>				
DATE:					
RECEIPT # (S)	•				



Date:

June 27, 2016

To:

Mary Ann Meyer, Office of the County Clerk

From:

Mike Sullivan, Senior Environmental Planner, Project Management Office

Subject:

County of Riverside Economic Development Agency Project # FM0473431002200

First Amendment to Communication Site Lease SBA Fire Station #11, Lake Elsinore

The Riverside County's Economic Development Agency's Project Management Office is requesting that you post the attached Notice of Exemption. Attached you will find an authorization to bill by journal voucher for your posting fee.

# After posting, please return the document to:

Mail Stop #1330

Attention: Mike Sullivan, Senior Environmental Planner,

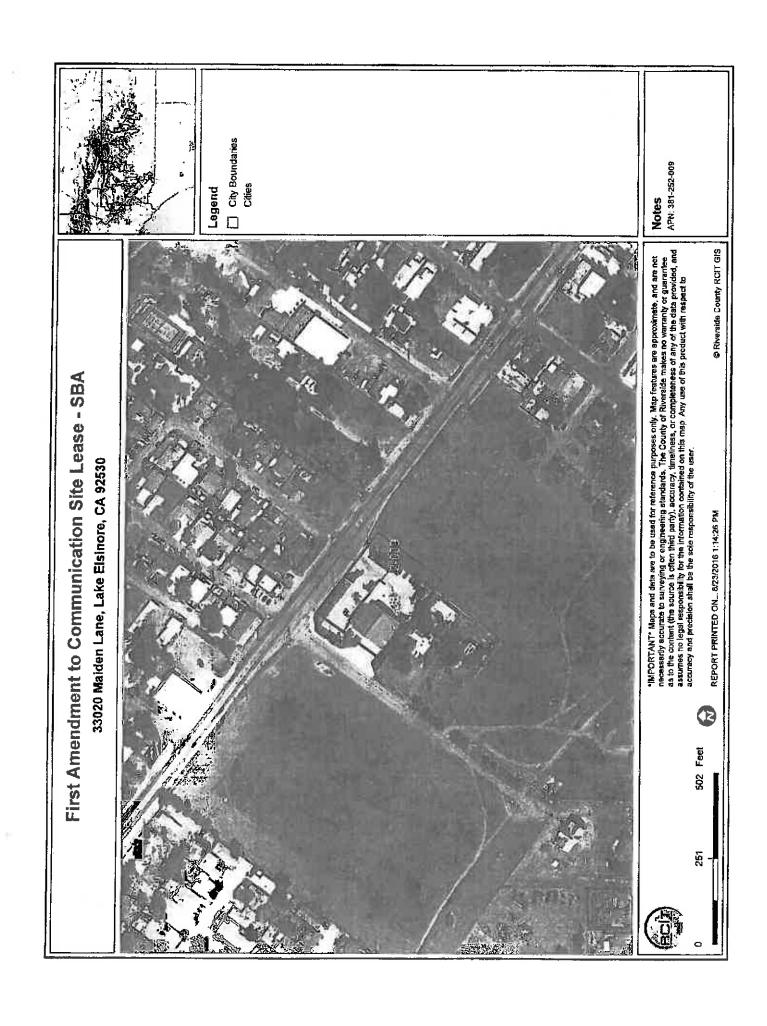
Economic Development Agency,

3403 10<sup>th</sup> Street, Suite 400, Riverside, CA 92501

If you have any questions, please contact Mike Sullivan at 955-8009.

Attachment

cc: file



## NOTICE OF PUBLIC HEARING

A PUBLIC HEARING has been scheduled, pursuant to Riverside County Land Use Ordinance No. 348, before the RIVERSIDE COUNTY DIRECTOR'S HEARING to consider the project shown below:

PLOT PLAN NO. 26076 – Exempt From California Environmental Quality Act– Applicant: SBA Steel LLC, c/o Diane Borchardt – Engineer/Representative: W-T Communication Design Group c/o Andrea Urbas – First Supervisorial District – Lakeland Village Zoning District – Elsinore Area Plan: Community Development – Commercial Retail (CD:CR) (0.20-0.35 FAR) – Location: Southerly of Grand Avenue, easterly of Maiden Lane, and westerly of Blackwell Boulevard – 1.15 Acres – Zoning: General Commercial (C-1/C-P) – REQUEST: The proposal is to utilize an existing abandoned wireless facility that will consist of an existing 62 foot high antenna tower disguised as a pine tree with twelve (12) antennas, twelve (12) RRUs, one (1) parabolic antenna, two (2) RAYCAP boxes, two (2) GPS antennas attached to an existing equipment room, and replace two (2) existing A/C unit with two (2) new A/C units within the existing abandoned 480 sq. ft. lease area.

TIME OF HEARING:

1:30 pm or as soon as possible thereafter

DATE OF HEARING:

**FEBRUARY 6, 2017** 

PLACE OF HEARING:

RIVERSIDE COUNTY ADMINISTRATIVE CENTER

1ST FLOOR, CONFERENCE ROOM 2A

4080 LEMON STREET, RIVERSIDE, CA 92501

For further information regarding this project, please contact Tim Wheeler, Project Planner at 951-955-6060 or e-mail twheerl@rctlma.org go to the County Planning Department's Director's Hearing agenda web page at <a href="http://planning.rctlma.org/PublicHearings.aspx">http://planning.rctlma.org/PublicHearings.aspx</a>.

The Riverside County Planning Department has determined that the above-described application is exempt from the provisions of the California Environmental Quality Act (CEQA). The Planning Director will consider the proposed application at the public hearing.

The case file for the proposed project may be viewed Monday through Friday, from 8:00 A.M. to 5:00 P.M. at the Planning Department office, located at 4080 Lemon St. 12th Floor, Riverside, CA 92501.

Any person wishing to comment on the proposed project may do so in writing between the date of this notice and the public hearing; or, may appear and be heard at the time and place noted above. All comments received prior to the public hearing will be submitted to the Planning Director, and the Planning Director will consider such comments, in addition to any oral testimony, before making a decision on the proposed project.

If this project is challenged in court, the issues may be limited to those raised at the public hearing, described in this notice, or in written correspondence delivered to the Planning Director at, or prior to, the public hearing. Be advised that as a result of public hearings and comment, the Planning Director may amend, in whole or in part, the proposed project. Accordingly, the designations, development standards, design or improvements, or any properties or lands within the boundaries of the proposed project, may be changed in a way other than specifically proposed.

Please send all written correspondence to: RIVERSIDE COUNTY PLANNING DEPARTMENT

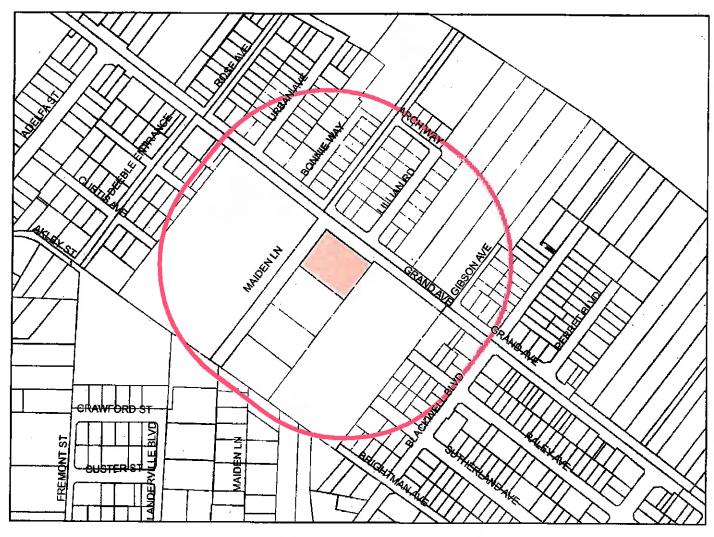
Attn: Tim Wheeler

P.O. Box 1409, Riverside, CA 92502-1409

# PROPERTY OWNERS CERTIFICATION FORM

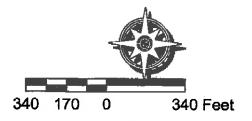
I, VINNIE NGUYEN , certify that on 1/9 2617
The attached property owners list was prepared by Riverside County GIS,
APN (s) or case numbers PP 26076 For
Company or Individual's Name Planning Department
Distance buffered
Pursuant to application requirements furnished by the Riverside County Planning Department,
Said list is a complete and true compilation of the owners of the subject property and all other
property owners within 600 feet of the property involved, or if that area yields less than 25
different owners, all property owners within a notification area expanded to yield a minimum of
25 different owners, to a maximum notification area of 2,400 feet from the project boundaries,
based upon the latest equalized assessment rolls. If the project is a subdivision with identified
off-site access/improvements, said list includes a complete and true compilation of the names and
mailing addresses of the owners of all property that is adjacent to the proposed off-site
improvement/alignment.
I further certify that the information filed is true and correct to the best of my knowledge. I
understand that incorrect or incomplete information may be grounds for rejection or denial of the
application.
NAME: Vinnie Nguyen
TITLE GIS Analyst
ADDRESS: 4080 Lemon Street 2 <sup>nd</sup> Floor
Riverside, Ca. 92502
TELEPHONE NUMBER (8 a.m. – 5 p.m.): (951) 955-8158

# PP26076 (600 feet buffer)



#### **Selected Parcels**

381-152-017 381-252-011 381-246-010 381-162-001 383-210-019	381-247-003 381-152-018 381-252-012 381-246-011 381-162-002 383-210-017	381-246-001 383-210-045 381-161-008 381-161-002 381-247-011 381-162-013 381-152-026	381-152-027 381-152-008 383-210-032 381-151-003 381-247-004 381-162-014 381-174-073	381-246-003 381-152-012 381-152-024 381-152-032 381-161-005 381-151-002 381-174-076	381-152-021 381-251-015 381-151-026 381-251-013 381-151-025 381-161-010	381-241-005 381-152-039 381-152-025 381-152-006 381-246-008 381-162-010 381-246-009	381-241-006 381-161-006 381-251-007 381-174-003 381-241-003 381-241-011 381-162-005	381-241-007 381-241-008 381-174-008 381-152-009 381-241-004 381-151-027 383-210-047	381-252-010 381-152-016 381-174-009 381-161-001 381-251-008 381-174-011 383-210-048
381-161-007 381-152-035 381-161-013	381-161-011 381-174-010 381-162-015	381-152-026 381-152-022 381-152-013 381-174-004 381-162-009	381-152-019 381-174-012 381-174-005	381-246-004 383-210-016 381-174-006	381-246-005 381-151-001 381-246-002	381-246-006 381-161-017 381-247-010	381-247-009 381-162-004 381-151-024	381-162-017 381-251-024 381-162-011	381-152-020 381-161-016 381-162-007





ASMT: 381151001, APN: 381151001

PRISCILA ZUNIGA 32991 URBAN AVE

LAKE ELSINORE, CA. 92530

ASMT: 381151027, APN: 381151027 SONS PROP MANAGEMENT, ETAL 21806 PAINT BRUSH LN

DIAMOND BAR CA 91765

ASMT: 381151002, APN: 381151002

JOHN CHAN

2536 GREENWICH DR **FULLERTON CA 92833**  ASMT: 381152006, APN: 381152006

HANS KUHN

32940 URBAN AVE

LAKE ELSINORE, CA. 92530

ASMT: 381151003, APN: 381151003

SONIA LOPEZ, ETAL

33045 VICTORIA BROOKE LN LAKE ELSINORE CA 92530

ASMT: 381152007, APN: 381152007

**ALEX DEL HOYO** 

**32948 URBAN AVE** 

LAKE ELSINORE, CA. 92530

ASMT: 381151023, APN: 381151023

CATHERINE BOULA

212 S KRAEMER BLV NO 305

PLACENTIA CA 92870

ASMT: 381152008, APN: 381152008

DEBRA SPRADLIN

32952 URBAN AVE LAKE ELSINORE, CA. 92530

ASMT: 381151024, APN: 381151024

SHIRLEY GORDON 32961 URBAN AVE

LAKE ELSINORE, CA. 92530

ASMT: 381152012, APN: 381152012

**DIANA POWELL** 

1 SEPULVEDA

RCH SANTA MARGARITA CA 92688

ASMT: 381151025, APN: 381151025

JOHN NEET

26845 JEFFERSON AVE STE A

MURRIETA CA 92562

ASMT: 381152013, APN: 381152013

JANET SMEJKAL, ETAL

P O BOX 485

FREMONT CA 94537

ASMT: 381151026, APN: 381151026

VIRGINIA SAENZ, ETAL

97 WELCOME LN

SEAL BEACH CA 90740

ASMT: 381152018, APN: 381152018

SUSAN FUESS, ETAL

15006 SUTTON ST

SHERMAN OAKS CA 91403.





ep sues

ASMT: 381152019, APN: 381152019 MARY WIKHOLM 2132 1/2 GRIFFITH PARK BLV LOS ANGELES CA 90039

ASMT: 381152020, APN: 381152020 NORMAN FLOYD

LAKE ELSINORE, CA. 92530

32941 MAIDEN LN

ASMT: 381152022, APN: 381152022 MIRIAM FIGUEROA, ETAL C/O MIRIAM FIGUEROA 821 OAK AVE DUARTE CA 91010

ASMT: 381152024, APN: 381152024 JASWINDER SANDHU, ETAL 32951 MAIDEN LN LAKE ELSINORE, CA. 92530

ASMT: 381152025, APN: 381152025 ESV HOLDINGS INC 32959 MAIDEN LN LAKE ELSINORE, CA. 92530

ASMT: 381152026, APN: 381152026 RITA BLEVINS, ETAL 32965 MAIDEN LN LAKE ELSINORE, CA. 92530

ASMT: 381152027, APN: 381152027 CALBAR HOLDINGS 21 CAMALI CT NEWPORT BEACH CA 92663 ASMT: 381152029, APN: 381152029 SON PROP MGMT, ETAL 2830 EAGLECREST PL DIAMOND BAR CA 91765

ASMT: 381152030, APN: 381152030 CATHLEEN LAUNCHBAUGH, ETAL P O BOX 393 CAYUCOS CA 93430

ASMT: 381152032, APN: 381152032 GRAND AVE CIVIC ASSN C/O SUSAN SANDOVAL P O BOX 270 LAKE ELSINORE CA 92531

ASMT: 381152034, APN: 381152034 BERTRAND COTTLE 19001 SMILEY DR ORANGE CA 92869

ASMT: 381152035, APN: 381152035 OLD BEN ONE INC C/O CHARLES FIELDS 33238 ADELFA ST LAKELAND VILLAGE CA 92530

ASMT: 381161001, APN: 381161001 HT PROP 19227 SAMUEL DR LAKE ELSINORE CA 92530

ASMT: 381161002, APN: 381161002 HENRIETTA CARMONA, ETAL 124 CALLE DIAZ ANAHEIM CA 92807







ASMT: 381161005, APN: 381161005 JUANA LONDONO, ETAL 32975 LILLIAN RD LAKE ELSINORE, CA. 92530

ASMT: 381161006, APN: 381161006 CHRISTINA SHUSTER, ETAL 32955 LILLIAN RD LAKE ELSINORE, CA. 92530

ASMT: 381161007, APN: 381161007 MAGDALINE HARRIS 32945 LILLIAN AVE LAKE ELSINORE CA 92530

ASMT: 381161008, APN: 381161008 MAUREEN JOHNSON, ETAL 32935 LILLIAN AVE LAKE ELSINORE CA 92530

ASMT: 381161009, APN: 381161009 SUSAN LOVE 32925 LILLIAN RD LAKE ELSINORE, CA. 92530

ASMT: 381161010, APN: 381161010 JOSE GONZALEZ, ETAL 32915 LILLIAN RD LAKE ELSINORE, CA. 92530

ASMT: 381161012, APN: 381161012 ANDREA THIEL, ETAL 2593 INDEPENDENCE WAY CORONA CA 92882 ASMT: 381161013, APN: 381161013 SALVADOR ARREDONDO 32900 MAIDEN LN LAKE ELSINORE, CA. 92530

ASMT: 381161014, APN: 381161014 MARIE LAMBERT, ETAL 32930 MAIDEN LN LAKE ELSINORE, CA. 92530

ASMT: 381161015, APN: 381161015 KATHLEEN TEMPLE, ETAL 32950 MAIDEN LN LAKE ELSINORE, CA. 92530

ASMT: 381161016, APN: 381161016 THERESA LABROUSSE, ETAL 78 6701 ALII DR KAILUA KONA HI 96740

ASMT: 381161017, APN: 381161017 ROBERT DONAVAN 32985 LILLIAN RD LAKE ELSINORE, CA. 92530

ASMT: 381162003, APN: 381162003 WELDON PAGE 2301 E SANTA FE APT 5 FULLERTON CA 92831

ASMT: 381162004, APN: 381162004 ROBERTO MERCADO 32960 LILLIAN RD LAKE ELSINORE, CA. 92530





ASMT: 381162005, APN: 381162005 LILLIAN ROAD TRUST NO G202 16331 LAKESHORE DR LAKE ELSINORE CA 92530

ASMT: 381162006, APN: 381162006 TARRIE ORRIS, ETAL 32936 LILLIAN RD

LAKE ELSINORE, CA. 92530

ASMT: 381162007, APN: 381162007 JULIUS SZEMENYEI, ETAL 32641 ALTA PINE LANE SAN JUAN CAPISTRANO CA 92675

ASMT: 381162008, APN: 381162008 TERRY SHOOK 32918 LILLIAN RD LAKE ELSINORE, CA. 92530

ASMT: 381162009, APN: 381162009 TERRY SHOOK 32910 LILLIAN RD LAKE ELSINORE, CA. 92530

ASMT: 381162010, APN: 381162010 DARLENE OUTHUIJSE, ETAL 9140 ROSE ST BELLFOWER CA 90706

ASMT: 381162011, APN: 381162011 SKIE DOBRINSKI 5700 MARCONI AVE NO 214 CARMICHAEL CA .95608 ASMT: 381162013, APN: 381162013 KENNETH HOWARD, ETAL 17540 GRAND AVE LAKE ELSINORE, CA. 92530

ASMT: 381162016, APN: 381162016 VINCENT WANG 18003 ESPITO ST ROWLAND HEIGHTS CA 91748

ASMT: 381162017, APN: 381162017 LAUREL BUCHANAN, ETAL 32940 MAIDEN LN LAKE ELSINORE, CA. 92530

ASMT: 381174003, APN: 381174003 SOCORRO DELATORRE, ETAL P O BOX 727 WILDOMAR CA 92595

ASMT: 381174006, APN: 381174006 ANITA HADLEY, ETAL 31902 AVENIDA EVITA SAN JUAN CAPO CA 92675

ASMT: 381174008, APN: 381174008 FANG HSU 8311 HONEY HILL RD LAUREL MD 20723

ASMT: 381174010, APN: 381174010 ELIZABETH AMBRIZ, ETAL 175 S RIÒ VISTA NO 98 ANAHEIM CA 92806



ASMT: 381174011, APN: 381174011

JOSHUA LEONE 32953 BLACKWELL LAKE ELSINORE CA 92530 ASMT: 381246001, APN: 381246001

**BLUE SHADOWS PROP** C/O CHAD BAKER P O BOX 5000 PMB 403

RANCHO SANTA FE CA 92067

ASMT: 381174012, APN: 381174012

ELVIRA ESCAMILLA, ETAL 32963 BLACKWELL BLV LAKE ELSINORE, CA. 92530 ASMT: 381246002, APN: 381246002

VIKEN KECKECHIAN, ETAL

27202 GALVEZ LN

MISSION VIEJO CA 92691

ASMT: 381174019, APN: 381174019

JOYCE CHEN, ETAL 4115 LIVE OAK LN YORBA LINDA CA 92886 ASMT: 381246003, APN: 381246003

CARL CHOL

10618 WINCHECK RD SAN DIEGO CA 92131

ASMT: 381174076, APN: 381174076

LAMSON PROP

C/O BLUESTAR PROPERTIES 12176 INDUSTRIAL BLV NO 1 VICTORVILLE CA 92395

ASMT: 381246006, APN: 381246006

MIGUEL LOPEZ

15073 KNOLLWOOD ST LAKE ELSINORE CA 92530

ASMT: 381241007, APN: 381241007

CHE HOANG

25125 VIA LAS LOMAS MURRIETA CA 92562 ASMT: 381246007, APN: 381246007

ANGELA SUBER, ETAL

14790 TOFT DR

LAKE ELSINORE CA 92530'

ASMT: 381241008, APN: 381241008

SEKAB SAMAD, ETAL 17586 RALEY AVE

LAKE ELSINORE, CA. 92530

ASMT: 381246008, APN: 381246008

RANDI SAVAGE, ETAL 33245 MORRELL DR

LAKE ELSINORE CA 92530

ASMT: 381241011, APN: 381241011

ALEJANDRA MUNOZ, ETAL 29662 COOL MEADOW DR MENIFEE CA 92584

ASMT: 381246009, APN: 381246009

LESLIE MICHAEL S TRUST C/O MICHAEL LESLE

21048 LAGUNA RD WILDOMAR CA 92595





ASMT: 381247003, APN: 381247003 CONNIE KLINE, ETAL 144 SANDY BLV CENTRALIA WA 98531

ASMT: 381247004, APN: 381247004 CARMEN BREESE, ETAL 11685 GLADSTONE CIR FOUNTAIN VALLEY CA 92708

ASMT: 381247009, APN: 381247009 NANCY BRAVO, ETAL 1812 PESCADORES AVE SAN PEDRO CA 90732

ASMT: 381247011, APN: 381247011 HT PROP C/O SCOTT HADLEY 31902 AVD EVITA SAN JUAN CAPO CA 92675

ASMT: 381251006, APN: 381251006 BAHAR ALAVI 17 CATANIA MISSION VIEJO CA 92692

ASMT: 381251007, APN: 381251007 EVANGELIO RAMIREZ GONZALEZ 17410 KNIFFIN AVE LAKE ELSINORE, CA. 92530

ASMT: 381251008, APN: 381251008 LILIANA ARCINIEGA, ETAL 17400 KNIFFIN AVE LAKE ELSINORE, CA. 92530 ASMT: 381251013, APN: 381251013 JAMES AGUIRRE 17401 KNIFFIN AVE LAKE ELSINORE, CA. 92530

ASMT: 381251014, APN: 381251014 ALICIA MARTINEZ, ETAL 17409 KNIFFIN AVE LAKE ELSINORE, CA. 92530

ASMT: 381251015, APN: 381251015 ERIN BACARELLA 17420 CURTIS AVE LAKE ELSINORE, CA. 92530

ASMT: 381251024, APN: 381251024 R ROY, ETAL 2545 OCOTILLO AVE SANTA MARIA CA 93455

ASMT: 381252003, APN: 381252003 DENNIS SPAHR, ETAL 6130 GRENADA AVE CYPRESS CA 90630

ASMT: 381252009, APN: 381252009 COUNTY OF RIVERSIDE C/O REAL ESTATE DIVISION P O BOX 1180 RIVERSIDE CA 92502

ASMT: 381252010, APN: 381252010 JACKIE CORRIGAN, ETAL C/O JACKIE S CORRIGAN 33040 MAIDEN LN LAKE ELSINORE, CA. 92530



ASMT: 381252012, APN: 381252012 TERESA ZAMBRANA, ETAL 39551 CALLE DE COMPANERO MURRIETA CA 92562

ASMT: 383210016, APN: 383210016 PEMBROKE MAMIE ESTATE OF C/O JULIA M PAYNE 2808 BROAD ST NEWPORT BEACH CA 92663

ASMT: 383210017, APN: 383210017 KATRINA 24571 JEREMIAH DR DANA POINT CA 92629

ASMT: 383210019, APN: 383210019 JULIE HASKINS 17565 BRIGHTMAN AVE LAKE ELSINORE, CA. 92530

ASMT: 383210032, APN: 383210032 ANNIE ALMOYAN, ETAL 33150 MAIDEN LN LAKE ELSINORE, CA. 92530

ASMT: 383210045, APN: 383210045 RENEE BROWN, ETAL 17574 COTTRELL ST LAKE ELSINORE, CA. 92530

ASMT: 383210048, APN: 383210048 MADELENE LESLE 32976 SERENA WAY LAKE ELSINORE CA 92530



SBA Steel LLC Attn: Diane Borchardt 8051 Congress Ave. Boca Raton, CA 33487

W-T Communication Attn: Andrea Urbas 1554 Barton Rd. #355 Redlands, CA 92373

County of Riverside C/O Real Estate Division P O Box 1180 Riverside, CA 92502



# PLANNING DEPARTMENT

Steve Weiss
Planning Director

## **NOTICE OF EXEMPTION**

FROM: Riverside County Planning Department P.O. Box 3044 Sacramento, CA 95812-3044 County of Riverside County Clerk  PROM: Riverside County Planning Department 4080 Lemon Street, 12th Floor P. O. Box 1409 Palm Desert, CA 92201 Riverside, CA 92502-1409							
Project Title/Case No.: Verizon Wireless (Churchill) / PP26076							
Project Location: In the unincorporated area of Riverside County, more specifically located 17521 Grand Ave. Lake Elsinore, CA							
Project Description: Plot Plan No. 26076 proposes to utilize and re-permit an existing abandoned unmanned wireless communication facility that is proposed to							
onsist of the existing 62-foot-high tower disquised as a pine tree with twelve (12) antennas, twelve (12) Remote Radio Units, one (1) parabolic antenna, two (2) RAYCAP							
oxes, two (2) Global Position System antennas attached to an existing equipment room, and replace two (2) existing A/C unit with two (2) new A/C units within the existing							
bandoned 480 sq. ft. lease area.							
lame of Public Agency Approving Project: Riverside County Planning Department							
Project Applicant & Address: SBA Steel LLC, 8051 Congress Ave Boca Raton, CA 33487							
Categorical Exemption (15301-Existing Facilities & 15302     Declared Emergency (Sec. 21080(b)(4); 15269(a))   Emergency Project (Sec. 21080(b)(4); 15269 (b)(c))   Statutory Exemption ()     Other: catchall							
Reasons why project is exempt: The proposed project has been determined to be categorically assempt from CCOA, as set forth per Section 15001 (Entains Facilities) of the CEOA Quidadence. Section 15001 exempts the operation, repair, maintenance, permitting, leaving, lowering, or minor after either of ministrators in public the time of the lead agreecy a determination. Exemptes of this exemption include but are not limited to (a) inferior or advanced intended to provide electron involving such things as a electrical conveyances. (b) easiling facilities or permitting the provide electron involving such things as a electrical conveyances, (b) easiling facilities or provide electron involving such provides and only involved and of provides and of the design provides and of provides and of the design provides and of provides and of the provides and of the design provides and of provides and of the design provides and of the provides and of the provides and of the design provides and of the provides and of the provides and of the design provides and of the provides and of the design provides and of the provi							
im Wheeler 951-955-6060							
County Contact Person Phone Number							
County Contest Person Project Planner Project Planner February 6, 2017							
Phone Number  Project Planner February 6, 2017  Signature Title Date							
County Contest Person Project Planner Project Planner February 6, 2017							
Phone Number  Project Planner February 6, 2017  Signature Title Date							
Phone Number  Project Planner February 6, 2017  Signature Title Date  Pate Received for Filing and Posting at OPR:							
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Phone Number  Project Planner February 6, 2017  Signature Title Date  Pate Received for Filing and Posting at OPR:							
Phone Number  Phone Number  Project Planner  Signature  Signature  Title  Pate Received for Filing and Posting at OPR:  evised: 01/30/2017: Y:\Pianning Master Forms\Templates\CEQA Forms\NOE Form.docx  Rease charge deposit fee case#: ZEA  ZCFG No. 06324 - County Clerk Posting Fee							
Phone Number  Phone Number  Project Planner  Signature  Signature  Title  Pate Received for Filing and Posting at OPR:  evised: 01/30/2017: Y:\Pianning Master Forms\Templates\CEQA Forms\NOE Form.docx  Rease charge deposit fee case#: ZEA  ZCFG No. 06324 - County Clerk Posting Fee							
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\*Case No: CFG06324

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Proposal: PP26076 - EA EXEMPT

Appl Type: CFG3 CALIF FISH & GAME: DOC FEE

Applied: 09/15/2016

Location:

Project size: F/A: Min lot size: F/A:

Lots/units:

Assessor Parcel No: 381252009

Section: Twnshp/Range:

Supervisor District:

Census Tract: Team:

Zoning: Zoning Area/Dist: Developer Agreement:

Open Space & Cons Elem:

Community Plan: Category/Designation:

> Concurrent Cases: Related Cases:

APPLICANT COUNTY OF RIVERSIDE 09/15/2016

3133 MISSION INN AVE

RIVERSIDE CA

92507

OWNER COUNTY OF RIVERSIDE 09/15/2016

3133 MISSION INN AVE

RIVERSIDE CA

92507

Also is Applicant