# CREEKWOOD

# SB 330 PRELIMINARY APPLICATION 59 UNIT CONDOMINIUM PROJECT **VESTING TENTATIVE PARCEL MAP**

270 & 280 CASA GRANDE ROAD APN 017-040-051 & 016 PETALUMA, CALIFORNIA

# **VICINITY MAP**

# **CONSULTANTS**

**PROJECT DATA** 

270 & 280 CASA GRANDE ROAD

MEDIUM DENSITY RESIDENTIAL (MDR)

MEDIUM DENSITY RESIDENTIAL (MDR)

APN 017-040-051 & 016

5.198 ACRES (226,415 S.F.)

(8.1 TO 18.0 UNITS/ACRE)

(8.1 TO 18.0 UNITS/ACRE)

5.198 ACRES (226,415 S.F.)

4.561 ACRES (198,661 S.F.)\*

4.072 ACRES (177,356 S.F.)\*\*

59 CONDOMINIUM UNITS

14.49 UNITS/ACRE

\* EXCLUDES DESIGNATED REMAINDER (NOT A PART OF PROJECT)

RESIDENTIAL 4 (R4)

RESIDENTIAL 4 (R4)

60% MAXUMUM

PROPERTY DATA:

SITE GROSS AREA:

**EXISTING ZONING:** 

PROJECT ZONING:

PROJECT LAND USE:

PROJECT UNITS (TOTAL)

TOTAL SITE GROSS AREA:

PROJECT NET AREA:

PROJECT DENSITY:

PROJECT SITE GROSS AREA:

PROJECT COVERAGE (TOTAL): 32.61%

\*\*EXCLUDES PUBLIC VEHICULAR ACCESS

COVERAGE:

**EXISTING LAND USE:** 

PROJECT ZONING AND LAND USE:

**ZONING AND LAND USE:** 

SITE ADDRESS:

STEVEN J. LAFRANCHI & ASSOCIATES, INC. CIVIL ENGINEER STEVEN LAFRANCHI 140 SECOND STREET, SUITE 312 LAND SURVEYOR PETALUMA, CALIFORNIA 94952 LANDSCAPE

707.762.3122 VOICE ARCHITECT 707.762.3239 FAX steve@sjla.com andrea@sjla.com

ARCHITECT **ECN ARCHITECTURE** EDWARD C. NOVAK 153 GILLETE PLACE

LIVERMORE, CALIFORNIA 94550 714.323.8396 VOICE ed@ecnarchitecture.com

GEOTECHNICAL 600 MARTIN AVENUE, SUITE 210 ENGINEER ROHNERT PARK, CALIFORNIA 94928 707.584.4804 VOICE

pat@pjcgeotech.com

BIOLOGIST CULTURAL RESOURCES MONTROSE ENVIRONMENTAL GROUP 1801 7TH STREET, SUITE 100 ENVIRONMENTAL ASSESSMENT SACRAMENTO, CALIFORNIA 95811 WETLANDS DELINEATION 916.447.3479 VOICE jescholl@montrose-env.com

**HYDROLOGIST** WEST CONSULTANTS, INC. 11440 W. BERNARDO CT., SUITE 360 SAN DIEGO, CALIFORNIA 92127

858.487.9378 VOICE dsmith@westconsultants.com URBAN FORESTRY ASSOCIATES, INC.

8 WILLOW STREET SAN RAFAEL, CALIFORNIA 94901

ARBORIST

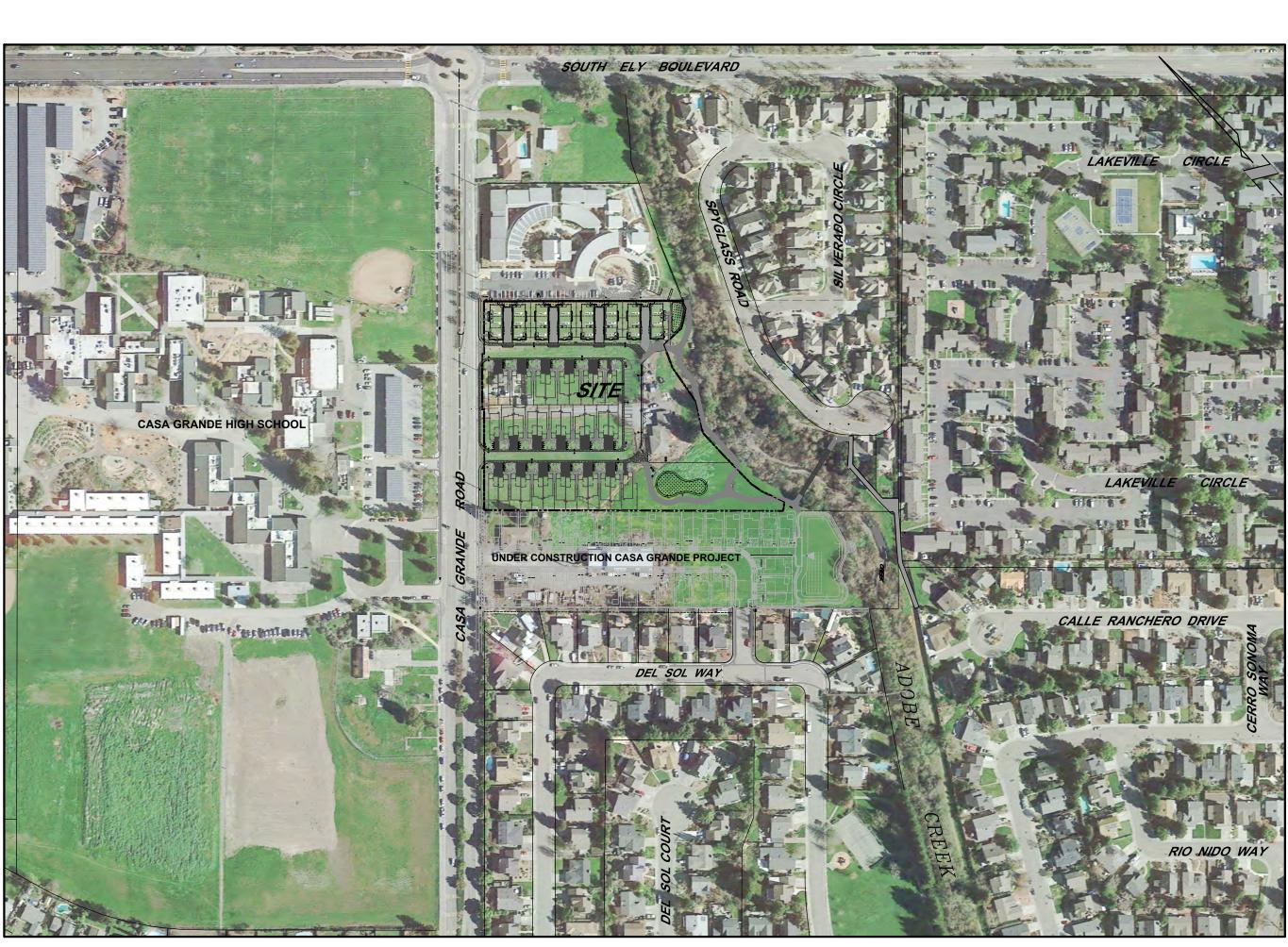
415.4544212 VOICE zac@urbanforestryassociates.com

490 MENDOCINO AVENUE, SUITE 201 SANTA ROSA, CALIFORNIA 95401

707.542.9500 VOICE dwhitlock@w-trans.com

fsvinth@illingworthrodkin.com

AIR QUALITY ILLINGWORTH & RODKIN, INC. 429 EAST COTATI AVE COTATI, CA 94931 707.794.0400 VOICE



SITE DIAGRAM SCALE: 1"=200'

**OWNERS** 

MALNATI & PEDRANI TRUST RON MALNATI 270 CASA GRANDE ROAD PETALUMA, CALIFORNIA 94954 707-328-8559 VOICE rlvka@yahoo.com

ALLENA TRUST IN CARE OF RAY ALLENA 280 CASA GRANDE ROAD PETALUMA, CALIFORNIA 94954 707-695-9690 VOICE giantsfan0004@yahoo.com

**APPLICANT** 

FALCON POINT ASSOCIATES, LLC c/o DRG BUILDERS 3496 BUSKIRK AVENUE #104 PLEASANT HILL, CALIFORNIA 94523 925-939-3473 VOICE doyle@drgbuilders.com

UTILITES

FIRE PROTECTION CITY OF PETALUMA SANITARY SEWER CITY OF PETALUMA STORM DRAIN CITY OF PETALUMA

# SHEET INDEX

C-1 COVER SHEET

C-2 CONTEXT PLAN

EXISTING CONDITIONS EXHIBIT

DEMOLITION AND PRESERVATION PLAN

DENSITY LAND USE PLAN

SITE COVERAGE EXHIBIT

VESTING TENTATIVE PARCEL MAP CONDOMINIUM SITE DEVELOPMENT PLAN

CIRCULATION PLAN

PRELIMINARY SITE DEVELOPMENT PLAN

PRELIMINARY GRADING AND DRAINAGE PLAN

C-13 BRIDGE CROSSING GRADING STUDY C-14 PRELIMINARY UTILITY PLAN

C-15 POST CONSTRUCTION STORM WATER CONTROL & TREATMENT PLAN

C-16 MAINTENANCE EXHIBIT

C-17 FIRE LADDER TRUCK ACCESS EXHIBIT



PHOTO DATE: 2021 SOURCE: GOOGLE EARTH



DESIGN: SJL,CRK,AJC

DRAWN: CRK CHECK: SJL

REVISIONS BY





RESIDENTIAL 2 RESIDENTIAL 4 OPEN SPACE PARK

## LAND USE CLASSIFICATIONS

LOW DENSITY RESIDENTIAL MEDIUM DENSITY RESIDENTIAL HIGH DENSITY RESIDENTIAL **EDUCATION** OPEN SPACE LAND USE DESIGNATION

ZONING DISTRICT LAND USE CLASSIFICATION

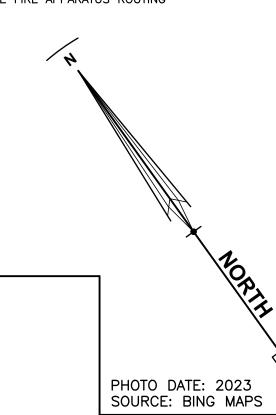
# SITE BOUNDARY

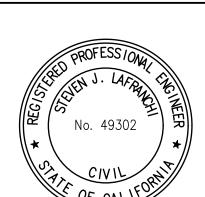
# NOTES

- ZONING INFORMATION SHOWN HEREON IS PER THE CITY OF PETALUMA: 2008 ZONING MAP, LAST REVISED APRIL 27, 2017
- LAND USE DESIGNATIONS SHOWN HEREON ARE PER THE CITY OF PETALUMA LAND USE MAP FOR THE PETALUMA GENERAL PLAN 2025.
- BOUNDARY LINES ARE APPROXIMATE AND ARE SHOWN FOR REFERENCE ONLY.

GRAPHIC SCALE

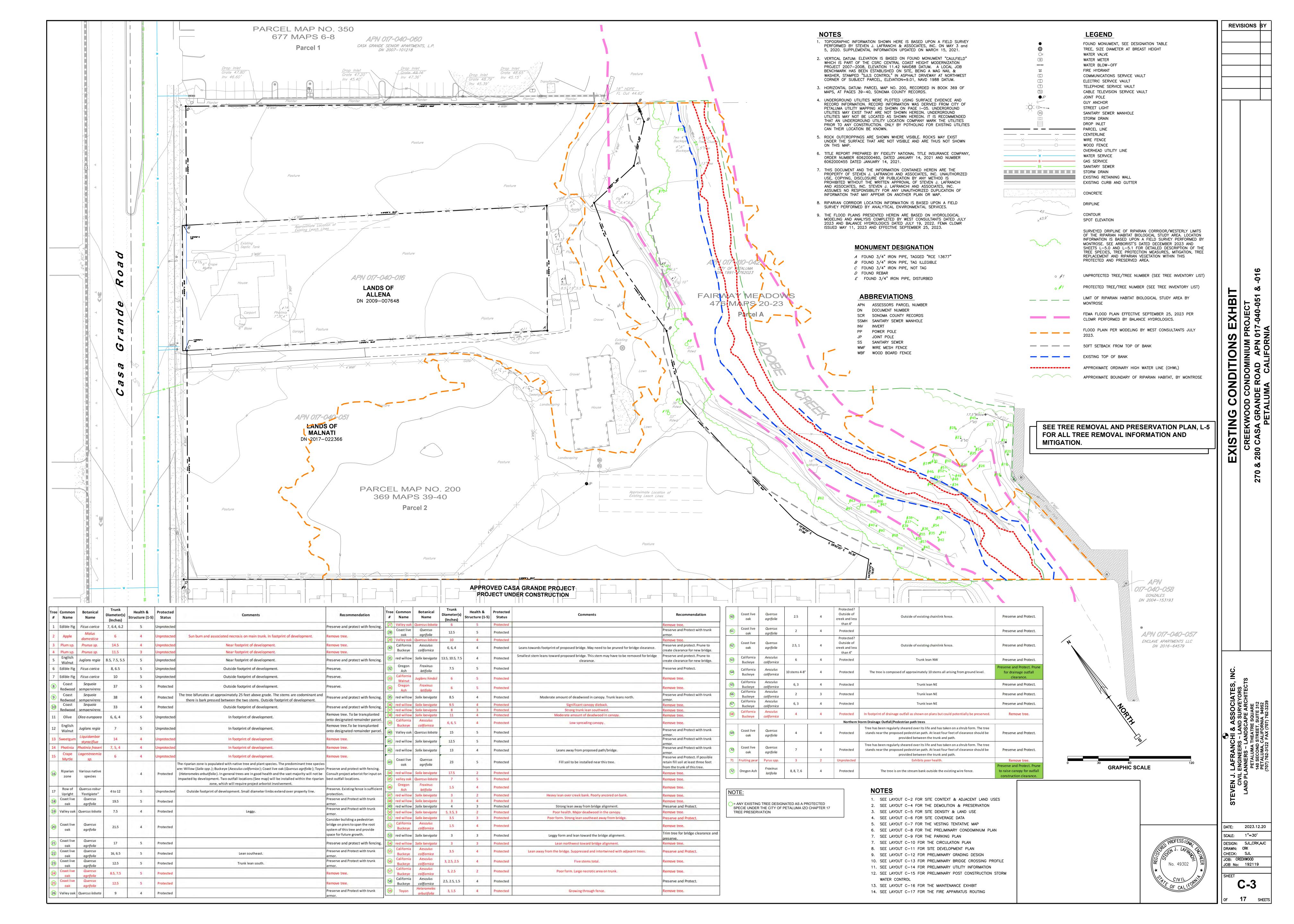
- 1. SEE LAYOUT C-3 FOR THE EXISTING CONDITIONS
- 2. SEE LAYOUT C-4 FOR THE DEMOLITION & PRESERVATION 3. SEE LAYOUT C-5 FOR SITE DENSITY & LAND USE
- 4. SEE LAYOUT C-6 FOR SITE COVERAGE DATA 5. SEE LAYOUT C-7 FOR THE VESTING TENTATIVE MAP
- 6. SEE LAYOUT C-8 FOR THE PRELIMINARY CONDOMINIUM PLAN 7. SEE LAYOUT C-9 FOR THE PARKING PLAN
- 7. SEE LAYOUT C-10 FOR THE CIRCULATION PLAN 8. SEE LAYOUT C-11 FOR SITE DEVELOPMENT PLAN
- 9. SEE LAYOUT C-12 FOR PRELIMINARY GRADING DESIGN 10. SEE LAYOUT C-13 FOR PRELIMINARY BRIDGE CROSSING PROFILE
- 11. SEE LAYOUT C-14 FOR PRELIMINARY UTILITY INFORMATION 12. SEE LAYOUT C-15 FOR PRELIMINARY POST CONSTRUCTION STORM WATER
- 13. SEE LAYOUT C-16 FOR THE MAINTENANCE EXHIBIT 14. SEE LAYOUT C-17 FOR THE FIRE APPARATUS ROUTING

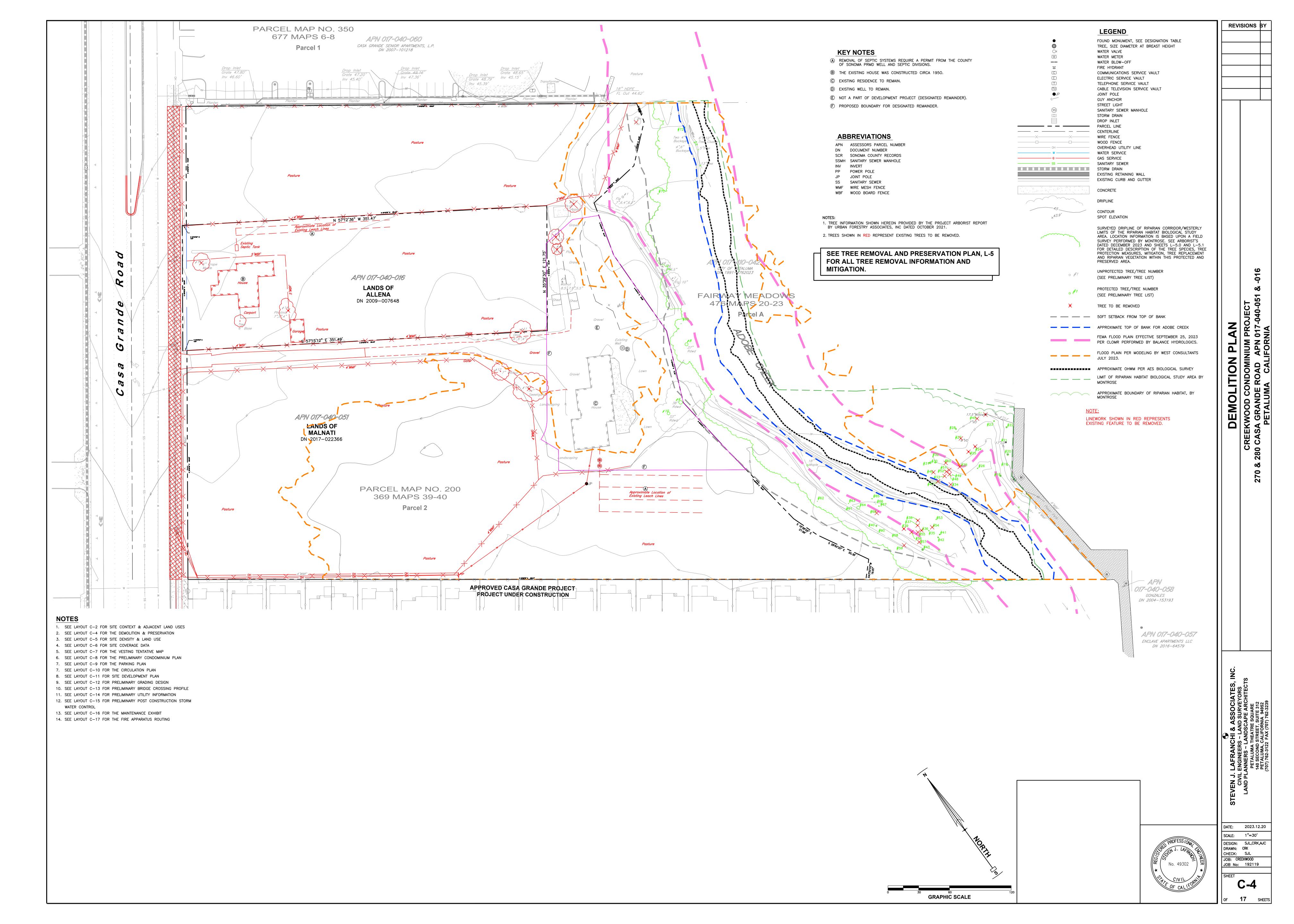


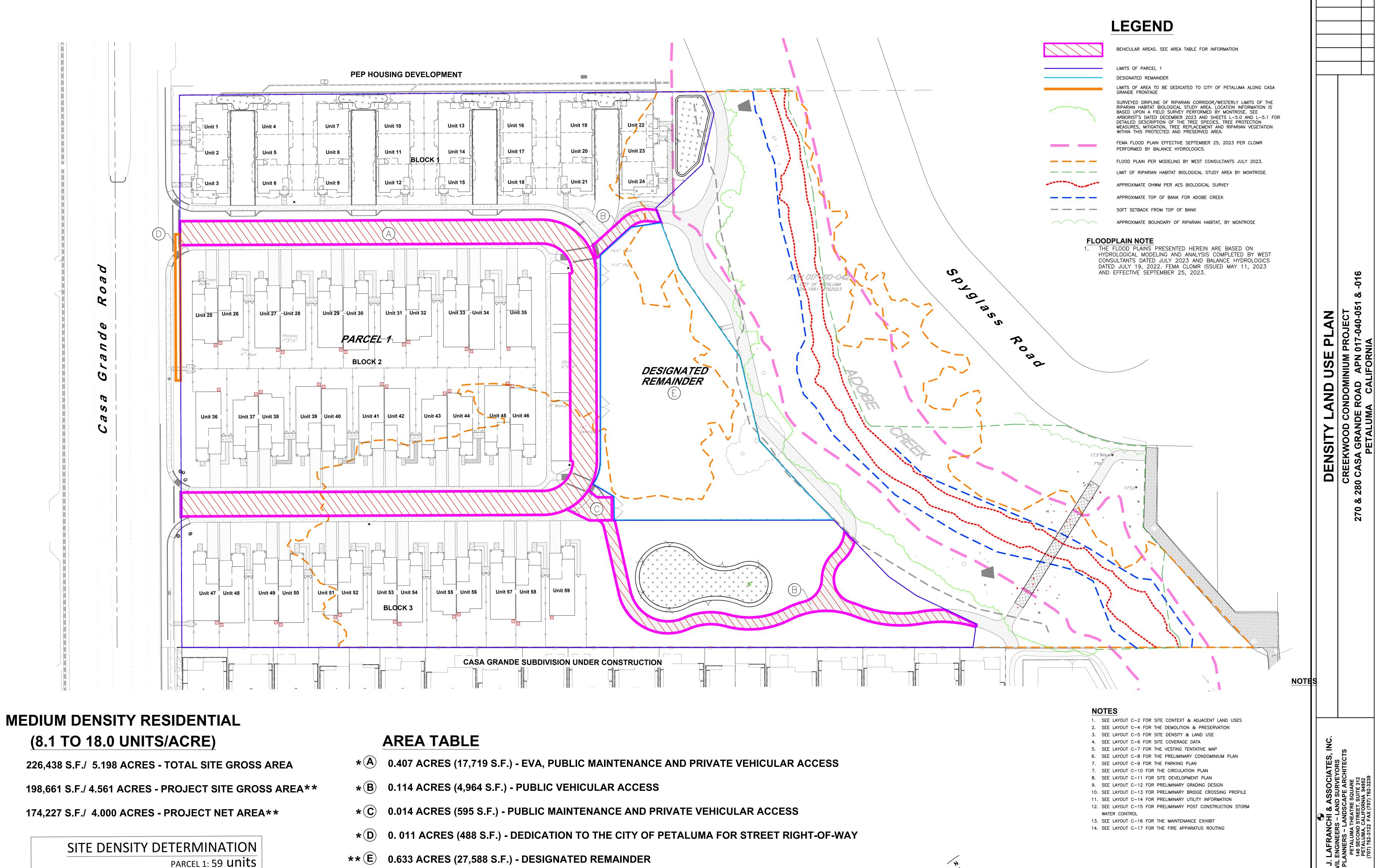


DATE: 2023.12.20 SCALE: 1"=100' DESIGN: SJL,CRK,AJC
DRAWN: CRK
CHECK: SJL
JOB: CREEKWOOD
JOB No: 192119

REVISIONS BY

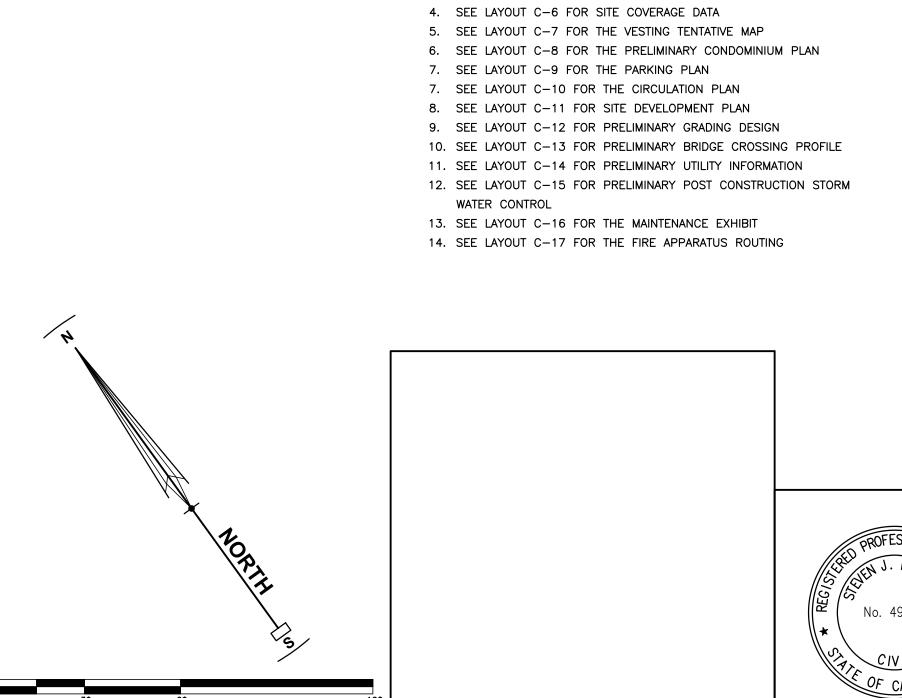




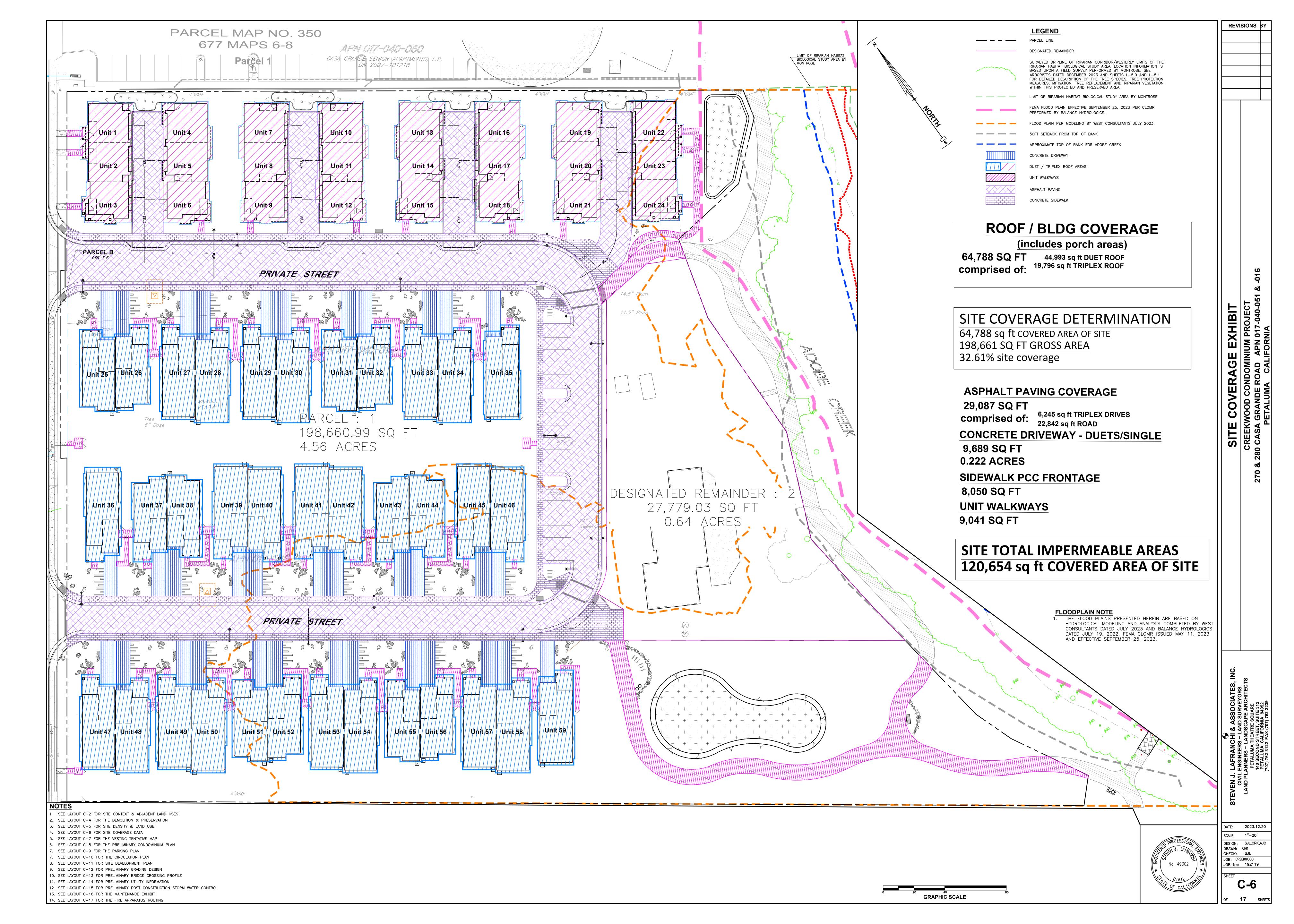


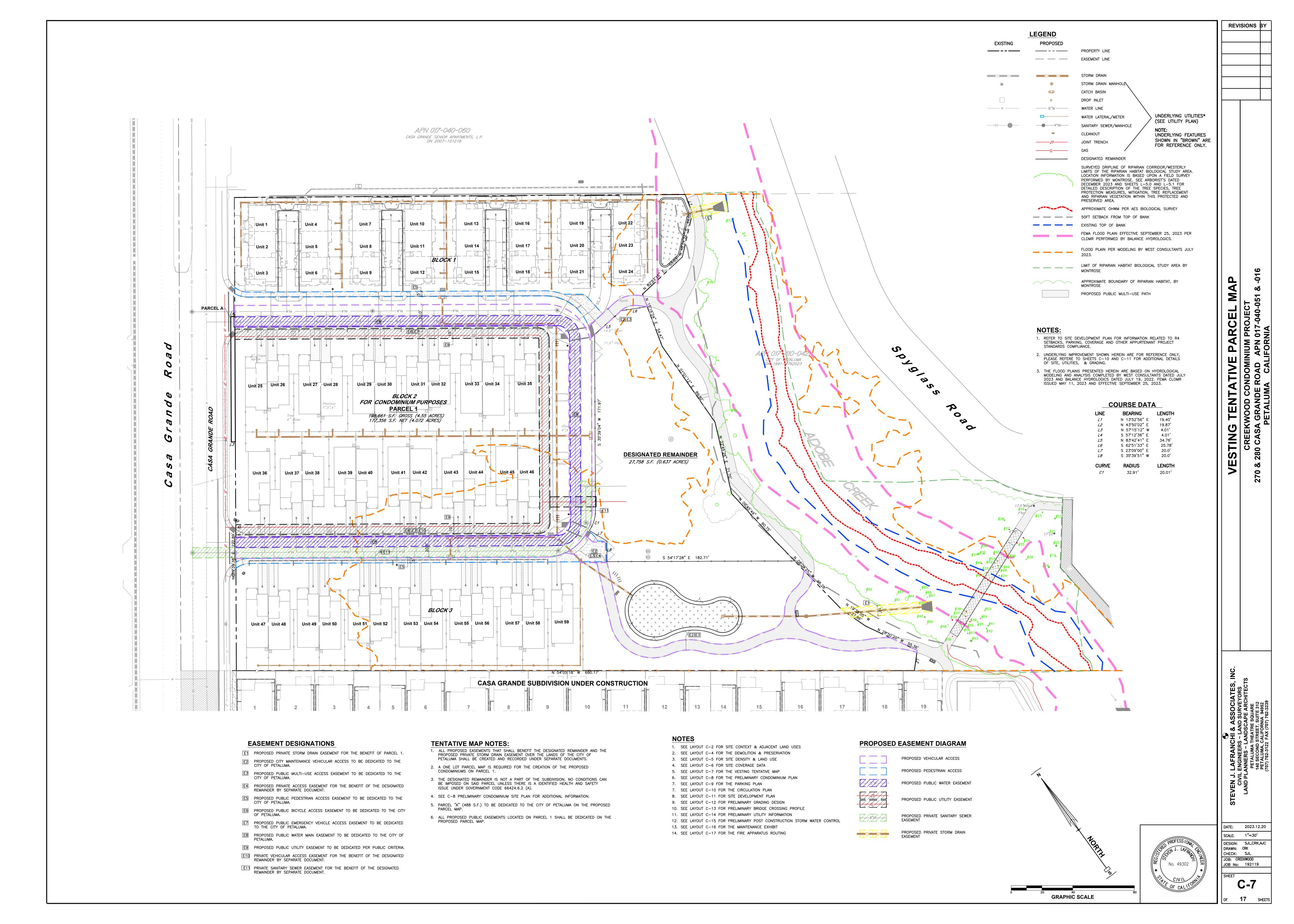
PARCEL 1: 59 units 174,227 SQ FT NET AREA 14.75 units/acre

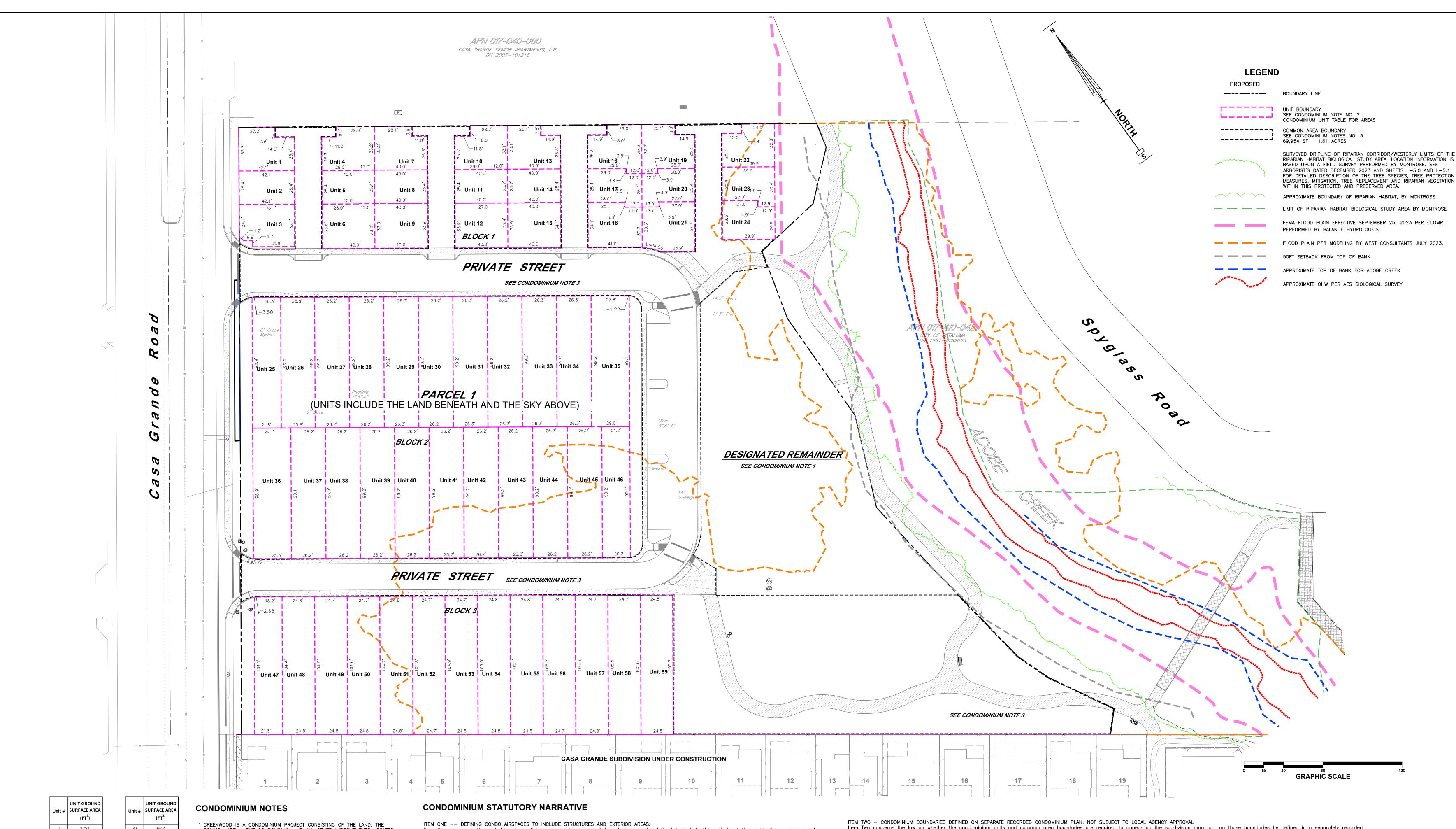
- \* AREAS ARE DEDUCTED FROM GROSS AREA TO OBTAIN NET AREA.
- \*\* EXCLUDES DESIGNATED REMAINDER (NOT A PART OF PROJECT)



**C-5** 







Unit#	UNIT GROUND SURFACE AREA (FT²)		Unit#	UNIT GROUND SURFACE AREA (FT <sup>2</sup> )
1	1281		32	2604
2	1069		33	2604
3	1297		34	2604
4	1243		35	2877
5	1016		36	2864
6	1347		37	2602
7	1235		38	2602
8	1017		39	2602
9	1355		40	2603
10	1236		41	2603
11	1020		42	2602
12	1354		43	2604
13	1210		44	2603
14	1021		45	2603
15	1363		46	2108
16	1294		47	2203
17	1046		48	2585
18	1350		<b>4</b> 9	2586
19	1261		50	2590
20	1021		51	2598
21	1428		52	2591
22	1195		53	2597
23	1079		54	2601
24	1115		55	2608
25	2158		56	2601
26	2559		57	2609
27	2602		58	2611
28	2604		59	2649
29	2604			
30	2604			
		1		

1. CREEKWOOD IS A CONDOMINIUM PROJECT CONSISTING OF THE LAND, THE COMMON AREA, THE CONDOMINIUM AND ALL OTHER IMPROVEMENTS LOCATED THEREON EXCEPT AS IDENTILIED AS "PUBLIC". THERE ARE 59 RESIDENTIAL UNITS BEING PROPOSED TO BE CONSTRCUTED WITHIN THE BOUNDARY OF PROPOSED PARCEL 1. THE DESIGNATED REMAINDER IS NOT A PART OF THE PROJECT

2.EACH OF THE UNITS AS SEPARATLY SHOWN, NUMBERED AND DESIGNATED IN THE CONDOMINIUM PLAN, CONSISTS OF THE SPACE BOUNDED BY AND CONTAINED WITHIN THE BOUNDARIES OF EACH UNIT, EACH SUCH SPACES BEING DEFINED AND REFERRED TO HEREIN AS A "UNIT." EACH UNIT INCLUDES: (1) A BUILDING OR BUILDINGS TOGETHER WITH THE LAND BENEATH AND THE SKY ABOVE THE BUILDING OR BUILDINGS, AND (2) THE LAND SURROUNDING THE BUILDING OR BUILDINGS (INCLUDING THE LAND BENEATH AND THE SKY ABOVE) AND WITHIN THE BOUNDARIES OF THE "UNIT" AS SHOWN ON THE CONDOMINIUM PLAN. SEE THE LEGEND AND CONDOMINIUM TABLE THIS LAYOUT.

3.THE COMMON AREA CONSTITUTES ALL OF PROPOSED PARCEL 1 NOT WITHIN A UNIT BOUNDARY. THE COMMON AREA INCLUDES, LAND (EXCEPT THE LAND BENEATH AND THE SKY ABOVE THE UNITS, WHICH LAND IS INCLUDED WITHIN THE UNITS); SANITARY SEWER, DRAINAGE, ELECTRIC, GAS, TELEVISION, TELEPHONE AND RELATED LINES, AND OTHER UTILITY INSTALLATION, EXCEPT SUCH UTILITY INSTALLATIONS LOCATED ENTIRELY WITHIN A UNIT, REQUIRED TO PROVIDE POWER, LIGHT, TELEPHONE, GAS, WATER, SEWAGE, AND DRAINAGE TO THE UNITS. WATER DISTRIBUTION MAINS & LATERALS FOR THE SITE ARE PUBLIC.

# **NOTES**

1. SEE LAYOUT C-2 FOR SITE CONTEXT & ADJACENT LAND USES

SEE LAYOUT C-4 FOR THE DEMOLITION & PRESERVATION
 SEE LAYOUT C-5 FOR SITE DENSITY & LAND USE

SEE THE LEGEND THIS LAYOUT FOR ADDITIONAL CONTEXT.

- 4. SEE LAYOUT C-6 FOR SITE COVERAGE DATA5. SEE LAYOUT C-7 FOR THE VESTING TENTATIVE MAP
- 6. SEE LAYOUT C-8 FOR THE PRELIMINARY CONDOMINIUM PLAN
- 7. SEE LAYOUT C-9 FOR THE PARKING PLAN7. SEE LAYOUT C-10 FOR THE CIRCULATION PLAN
- 8. SEE LAYOUT C-11 FOR SITE DEVELOPMENT PLAN9. SEE LAYOUT C-12 FOR PRELIMINARY GRADING DESIGN
- 9. SEE LAYOUT C-12 FOR PRELIMINARY GRADING DESIGN

  10. SEE LAYOUT C-13 FOR PRELIMINARY BRIDGE CROSSING PROFILE
- 11. SEE LAYOUT C-14 FOR PRELIMINARY UTILITY INFORMATION

  12. SEE LAYOUT C-15 FOR PRELIMINARY POST CONSTRUCTION STORM WATER CONTROL
- 13. SEE LAYOUT C-16 FOR THE MAINTENANCE EXHIBIT14. SEE LAYOUT C-17 FOR THE FIRE APPARATUS ROUTING

Item One concerns the underlying law defining how condominium unit boundaries may be defined to include the entirety of the residential structures and exterior areas included within that condominium airspace. The relevant Civil Code sections (relevant portions highlighted). Civil Code section 4125 states that the boundaries of a condominium unit described in a condominium plan "may be filled with air, earth, water, or fixtures, or any combination thereof . . . ." Civil Code section 4125 states that a condominium plan must contain a three—dimensional description of a condominium project (including condominium units and common areas) and that "one or more dimensions of which may extend for an indefinite distance upwards or downwards." These two sections together mean that the boundaries of a condominium unit may be defined by lateral boundaries with indefinite upper and lower limits, and that the airspace defined by such boundaries may include the land, air and all improvements within the boundaries — i.e., the entirety of the land, residential structures and the exterior areas may all be included within the boundaries of the condominium unit. It is common for condominium units to be defined in this manner for this type of development where each residential structure has its own footprint and yard areas, and there is no need to create airspaces within a building. It is also common for the residential units to share a common wall, in which case the condominium boundaries typically run down the center of the shared wall. Note

also that because a condominium unit may include the exterior yard areas, the condominium unit boundaries here may be expanded so no exclusive use areas

are required.

Cal. Civil Code § 4125. "Condominium project" defined

- (a) A "condominium project" means a real property development consisting of condominiums.
  (b) A condominium consists of an undivided interest in common in a portion of real property coupled with a separate interest in space called a unit, the boundaries of which are described on a recorded final map, parcel map, or condominium plan in sufficient detail to locate all boundaries thereof. The area within these boundaries may be filled with air, earth, water, or fixtures, or any combination thereof, and need not be physically attached to land except by easements for access and, if necessary, support. The description of the unit may refer to (1) boundaries described in the recorded final map, parcel map, or condominium plan, (2) physical boundaries, either in existence, or to be constructed, such as walls, floors, and ceilings of a structure or
- any portion thereof, (3) an entire structure containing one or more units, or (4) any combination thereof.

  (c) The portion or portions of the real property held in undivided interest may be all of the real property, except for the separate interests, or may include a particular three—dimensional portion thereof, the boundaries of which are described on a recorded final map, parcel map, or condominium plan. The
- area within these boundaries may be filled with air, earth, water, or fixtures, or any combination thereof, and need not be physically attached to land except by easements for access and, if necessary, support.

  (d) An individual condominium within a condominium project may include, in addition, a separate interest in other portions of the real property.

# Cal. Civil Code § 4285. Contents of condominium plan

A condominium plan shall contain all of the following:

(a) A description or survey map of a condominium project, which shall refer to or show monumentation on the ground.

(b) A three—dimensional description of a condominium project, one or more dimensions of which may extend for an indefinite distance upwards or downwards, in sufficient detail to identify the common area and each separate interest.

(c) A certificate consenting to the recordation of the condominium plan pursuant to this act that is signed and acknowledged as provided in Section 4290.

Item Two — CONDOMINIUM BOUNDARIES DEFINED ON SEPARATE RECORDED CONDOMINIUM PLAN; NOT SUBJECT TO LOCAL AGENCY APPROVAL

Item Two concerns the law on whether the condominium units and common area boundaries are required to appear on the subdivision map, or can those boundaries be defined in a separately recorded condominium plan, and whether the local agency has authority to dictate how condominium boundaries are defined?

Cal. Government Code § 66427 (reprinted below) specifically addresses these issues.

On the first part, the local agency may not require that the condominium boundaries appear on a subdivision map. Section 66427(b) specifically states that a subdivision map need not include (be combined with) a condominium plan, and that the local agency may not require that the three—dimensional airspace boundaries of a condominium appear on a subdivision map.

On the second part, the local agency may not refuse approval of a map based on how the condominium boundaries are defined on a condominium plan, provided that the project does not otherwise violate any local ordinance provisions. Section 66427(a) specifically states that the local agency may not refuse approval of the subdivision map based on the manner in which the condominium unit airspaces are to be defined. Section 66427(e) also makes clear that where a subdivision map is approved, the division of condominium units on the property does not constitute a further subdivision as long as the number of condominiums is not increased beyond the number approved by the local agency, that there is a commonly owned undivided interest, and that the condominium units are described on a recorded condominium map. Cal. Civil Code §§ 4295 & 4290 (reprinted below) are also clear that following subdivision map approval, any subsequent amendment of a condominium plan only requires the signatures of the property owners and any beneficiaries/lenders, and does not require any local agency review or approval. Under the foregoing provisions, property owners are free to define condominium unit and common area boundaries without local agency involvement or approval, both at the time of the initial subdivision approval and at any time thereafter.

Cal. Gov. Code § 66427. Map of condominium, community apartment project, stock cooperative project; three—dimensional portions

(a) A map of a condominium project, a community apartment project, or of the conversion of five or more existing dwelling units to a stock cooperative project need not show the buildings or the manner in which the buildings or the airspace above the property shown on the map are to be divided, nor shall the governing body have the right to refuse approval of a parcel, tentative, or final map of the project on account of the design or the location of buildings on the property shown on the map that are not violative of local ordinances or on account of the manner in which airspace is to be divided in conveying the condominium.

(b) A map need not include a condominium plan or plans, as defined in Section 4120 or 6540 of the Civil Code, and the governing body may not refuse approval of a parcel, tentative, or final map of the project on account of the absence of a condominium plan.(c) Fees and lot design requirements shall be computed and imposed with respect to those maps on the basis of parcels or lots of the surface of the land shown thereon as included in the project.

(d) Nothing herein shall be deemed to limit the power of the legislative body to regulate the design or location of buildings in a project by or pursuant to local ordinances.(e) If the governing body has approved a parcel map or final map for the establishment of condominiums on property pursuant to the requirements of this division, the separation of a three—dimensional portion or portions of the property from the remainder of the property or the division of that three—dimensional portion or portions into condominiums shall not constitute a

further subdivision as defined in Section 66424, provided each of the following conditions has been satisfied:

(1) The total number of condominiums established is not increased above the number authorized by the local agency in approving the parcel map or final map.

(2) A perpetual estate or an estate for years in the remainder of the property is held by the condominium owners in undivided interests in common, or by an association as defined in Section 4100 or 6528 of the Civil Code, and the duration of the estate in the remainder of the property is the same as the duration of the estate in the condominiums.

(3) The three—dimensional portion or portions of property are described on a condominium plan or plans, as defined in Section 4120 or 6540 of the Civil Code.

Cal. Civil Code § 4295. Amendment or revocation of condominium plan

A condominium plan may be amended or revoked by a recorded instrument that is acknowledged and signed by all the persons who, at the time of amendment or revocation, are persons whose signatures are required under Section 4290.

Cal. Civil Code § 4290. Certificate consenting to recordation of condominium plan; signatures and acknowledgements

(a) The certificate consenting to the recordation of a condominium plan that is required by subdivision (c) of Section 4285 shall be signed and acknowledged by all of the following persons:

(1) The record owner of fee title to that property included in the condominium project.

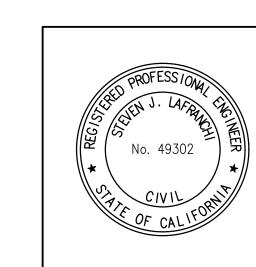
(2) In the case of a condominium project that will terminate upon the termination of an estate for years, by all lessors and lessees of the estate for years.

(3) In the case of a condominium project subject to a life estate, by all life tenants and remainder interests.

(4) The trustee or the beneficiary of each recorded deed of trust, and the mortgagee of each recorded mortgage encumbering the property.

(b) Owners of mineral rights, easements, rights—of—way, and other nonpossessory interests do not need to sign the certificate.

(c) In the event a conversion to condominiums of a community apartment project or stock cooperative has been approved by the required number of owners, trustees, beneficiaries, and mortgagees pursuant to Section 66452.10 of the Government Code, the certificate need only be signed by those owners, trustees, beneficiaries, and mortgagees approving the conversion.



STEVEN J. LAFRAN

STEVEN J. LAFRAN

CHOIL ENGINEER

CHOIL ENGINEER

CHECK: SJL'CLK'

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CHEC

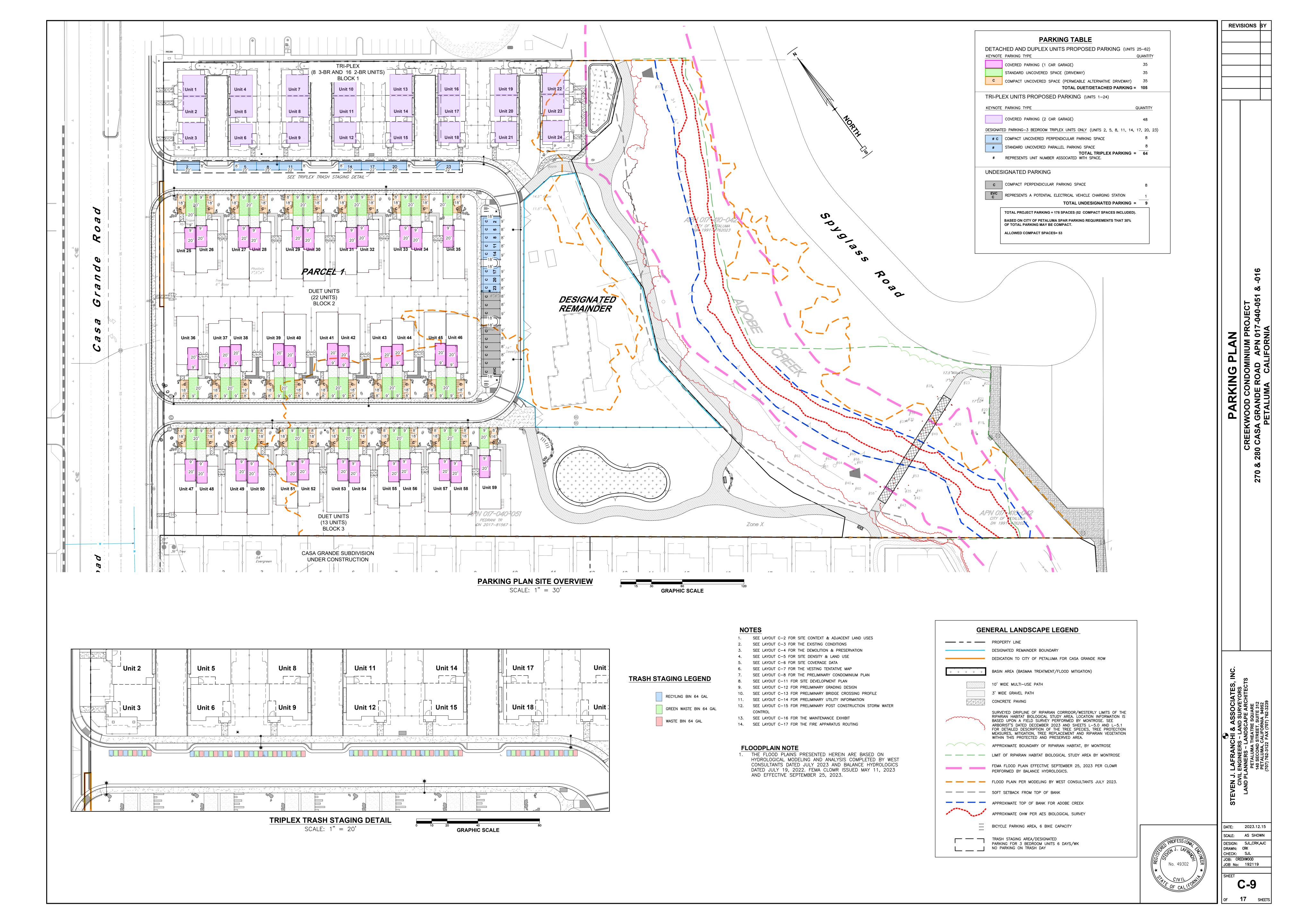
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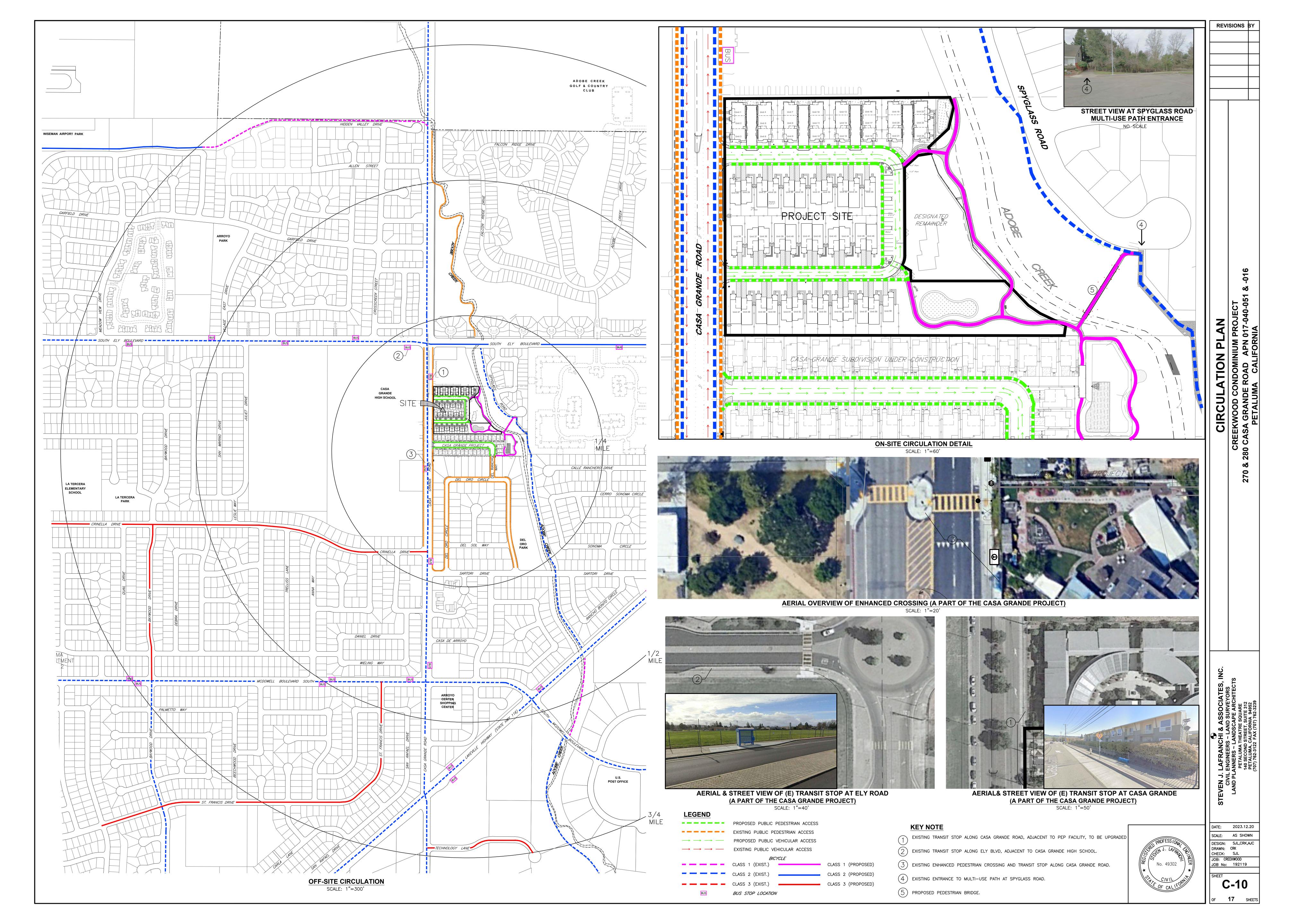
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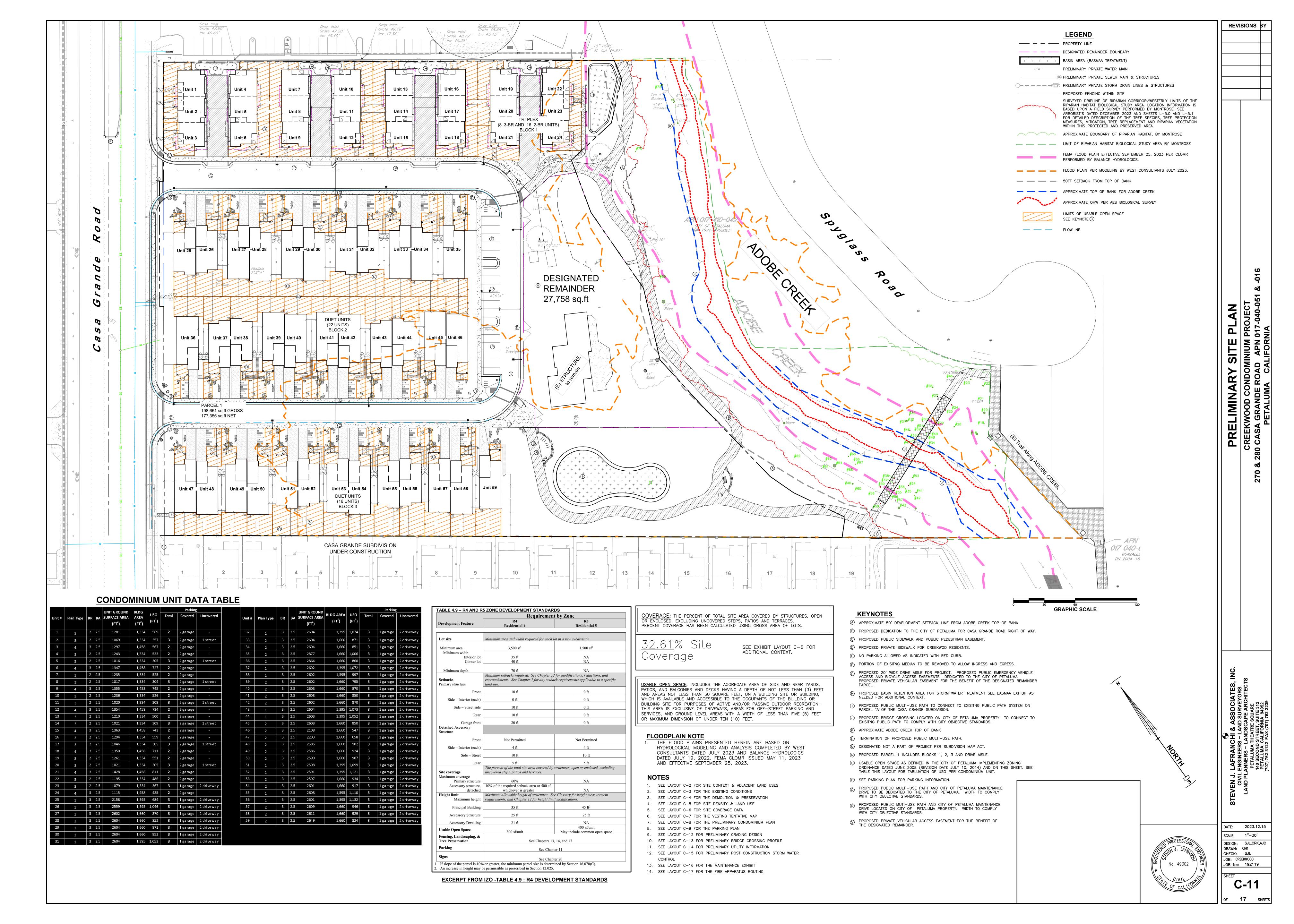
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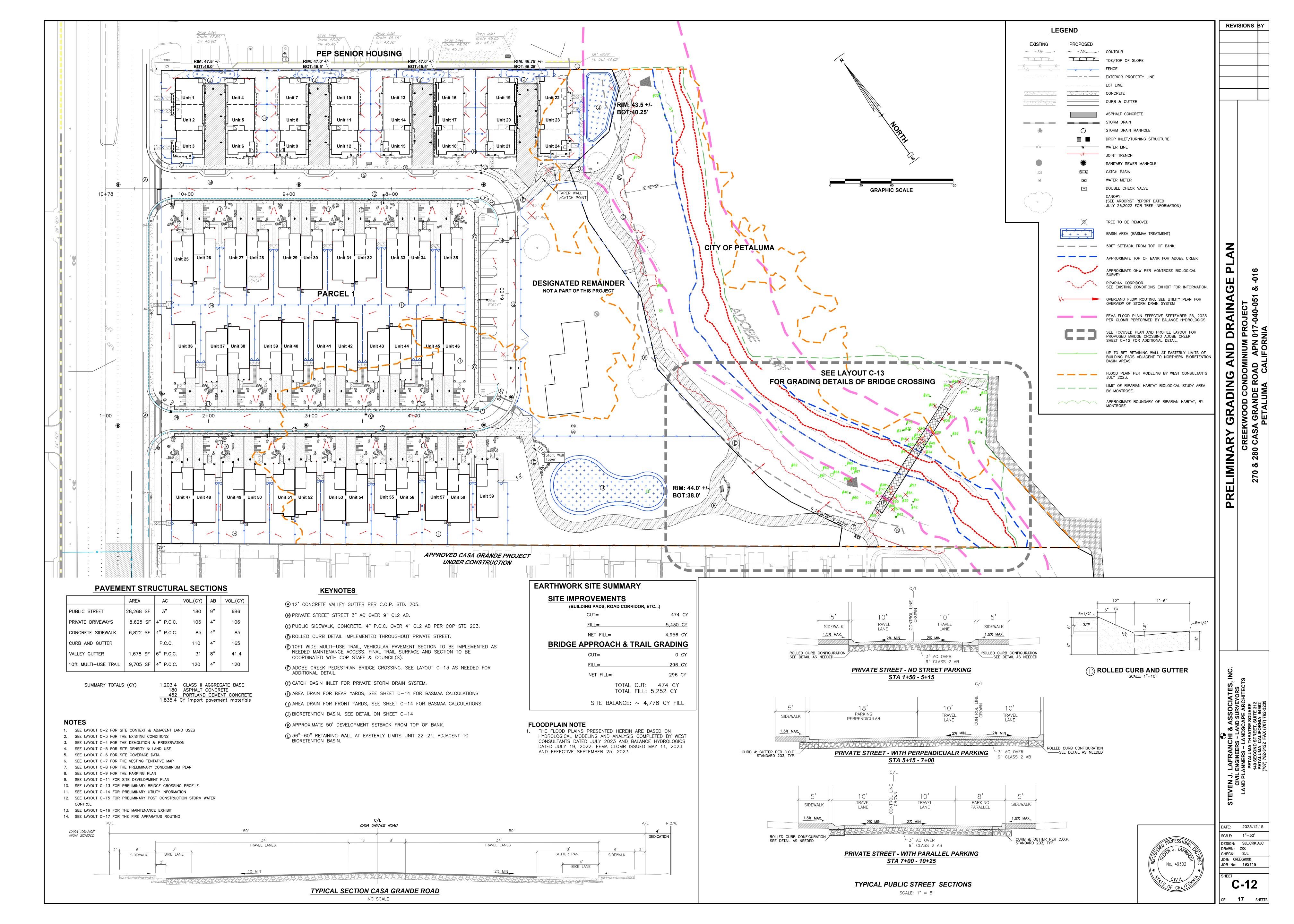
DESIGN: SJL,CRK,AJC
DRAWN: CRK
CHECK: SJL
JOB: CREEKWOOD
JOB No: 192119

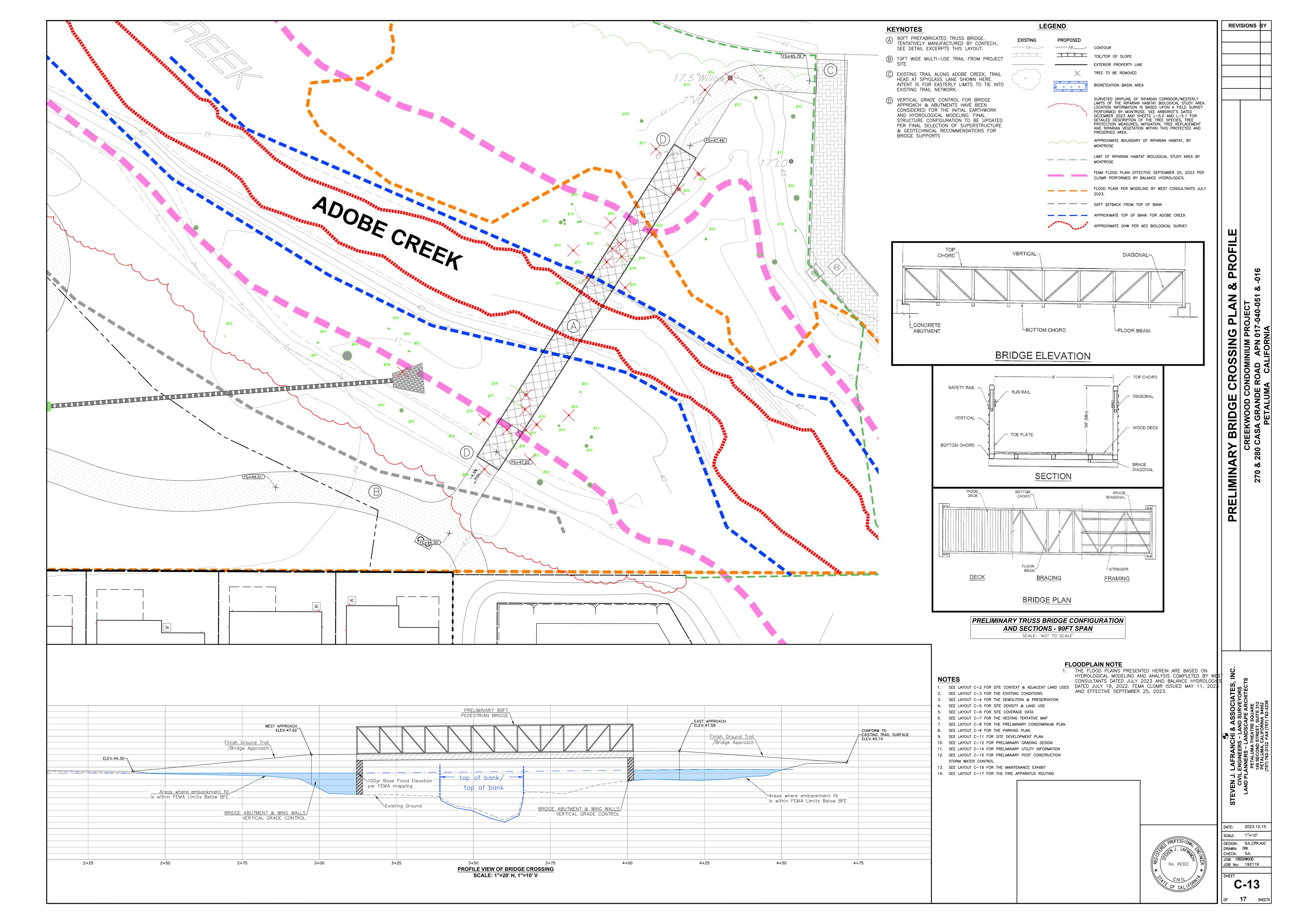
C-8

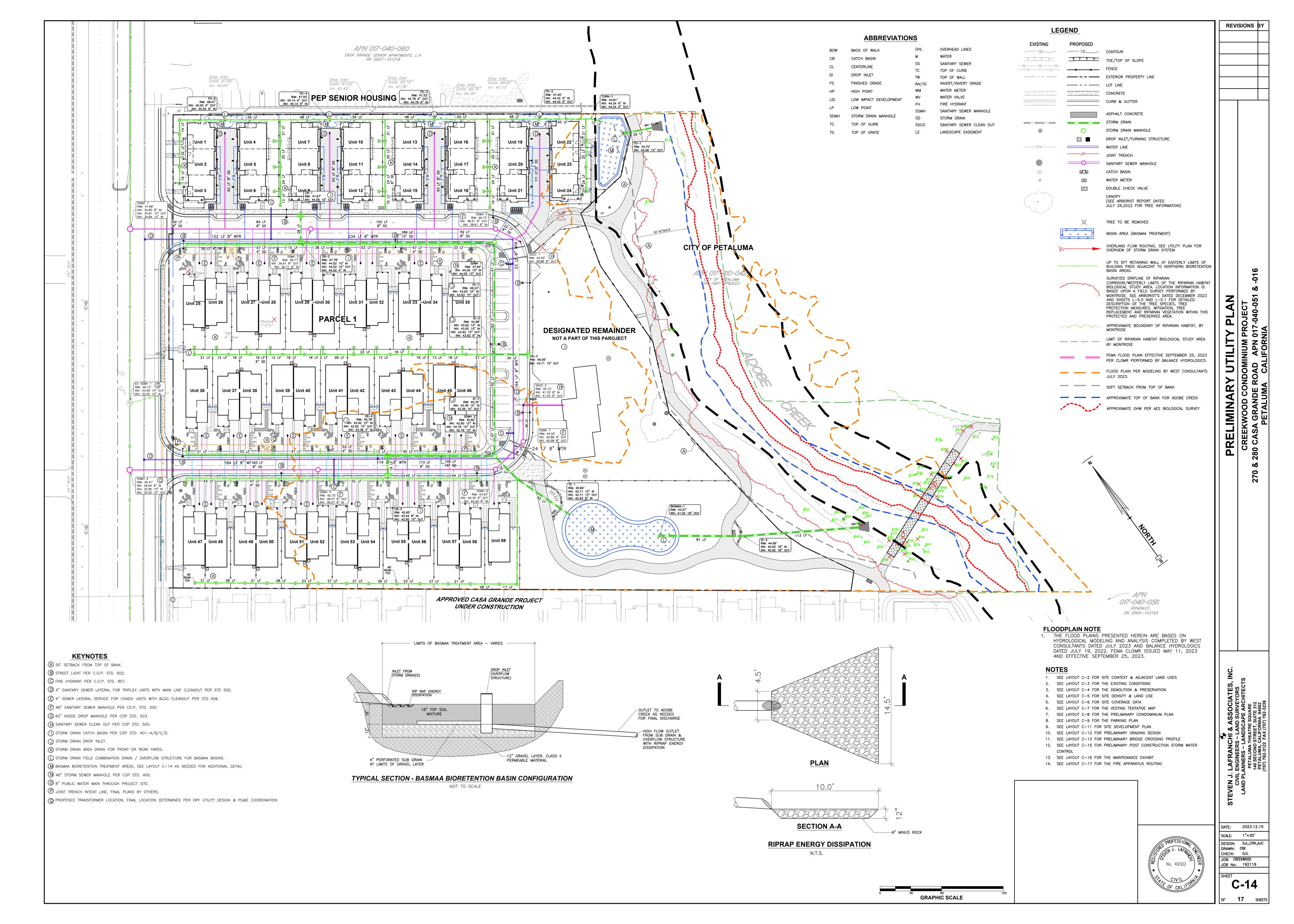


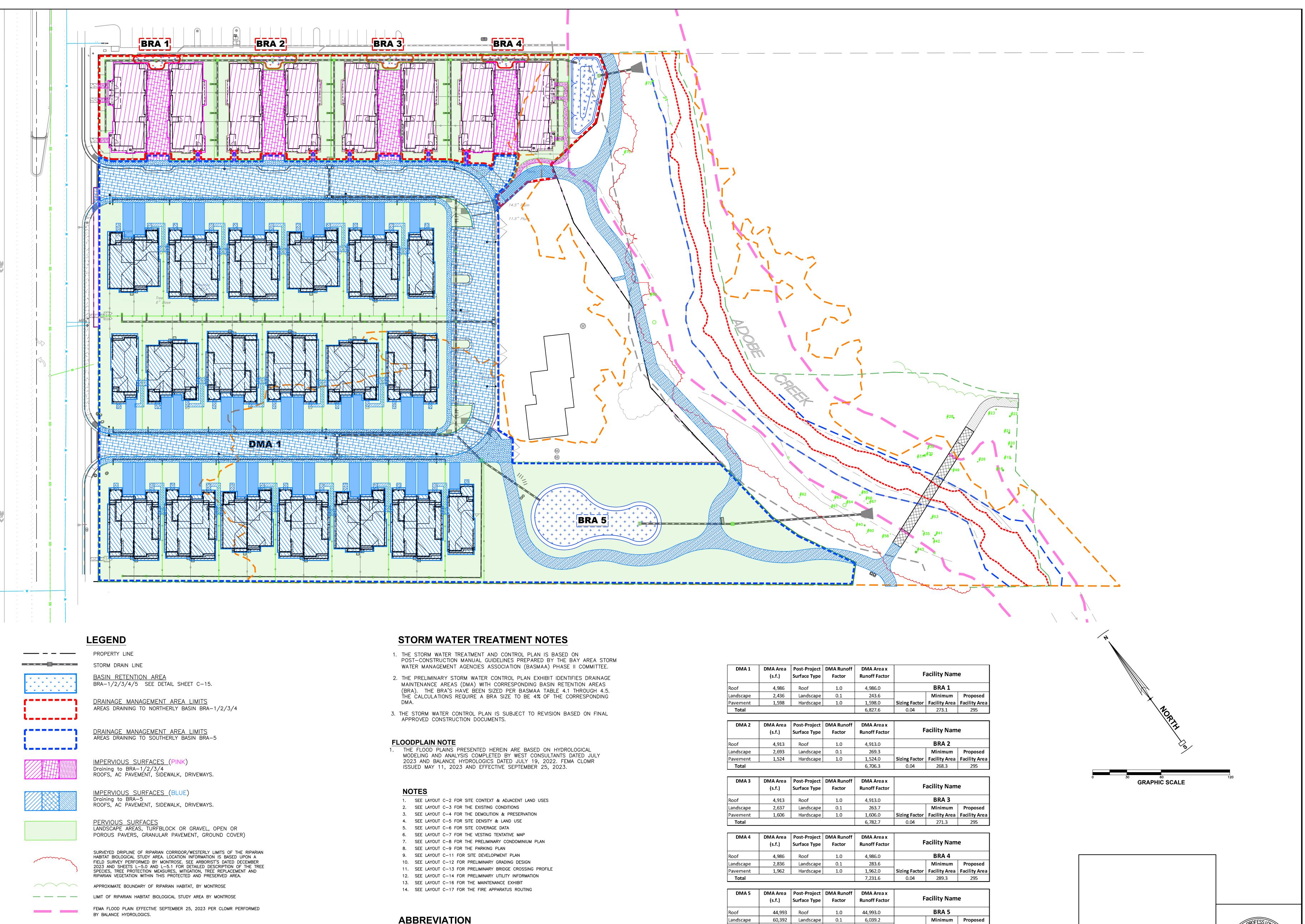












47,864 Hardscape 1.0

Pavement

Total

BRA BASIN RETENTION AREA OR FACILITY

DMA DRAINAGE MANAGEMENT AREA

47,864.0

98,896.2

Sizing Factor | Facility Area | Facility Area

0.04 3955.8 4350

APPROXIMATE TOP OF BANK FOR ADOBE CREEK

APPROXIMATE OHW PER AES BIOLOGICAL SURVEY

— — 50FT SETBACK FROM TOP OF BANK

DATE: 2023.12.15 SCALE: 1"=30' DESIGN: SJL,CRK,AJC DRAWN: CRK CHECK: SJL JOB: CREEKWOOD JOB No: 192119

17 SHEETS

