

**NOTICE OF APPROVAL** 

The Department of Community Planning & Building of the City of Carmel-by-the-Sea has approved a Project pursuant to the City's Municipal Code. Persons interested in the project may review additional materials available at the Department of Community Planning & Building located at City Hall on Monte Verde Street between Ocean and 7<sup>th</sup> Avenues, phone number 831-620-2010.

The decision to approve this project may be appealed within 10 days from the date of this by filing a written appeal with the Department of Community Planning & Building.

Planning Case #: Design Study 23363

Owner Name: MICEK JOHN JOSEPH IV & NOELLE MARIE TRS

Case Planner: Marnie R. Waffle, AICP, Principal Planner

Date Posted:

**Date Approved:** 06/18/2024

Project Location: Camino Real 9 NE of 4th Avenue

**APN #:** 010232017000 **BLOCK/LOT:** LL/ALL LOT 20

Applicant: IDG, Inc. Attn: Amy Denney, Project Manager

**Project Description:** This approval of Design Study application DS 23-363 (Micek) authorizes a 28square-foot expansion of the existing front deck and realignment of the front walkway for an existing single-family residence located at Camino Real 9 northeast of 4th Avenue in the Single-Family Residential (R-1) District as depicted in the plans prepared by IDG, Inc. stamped approved and on file in the Community Planning & Building Department unless modified by the conditions of approval.

Can this project be appealed to the Coastal Commission? Yes □ No ☑

Upon completion of the 10 calendar-day appeal period, please return this form, along with the Affidavit of Posting, to the case planner noted above.

	CONDITIONS OF APPROVAL
No.	Standard Conditions
1.	Authorization. This approval of Design Study application DS 23-363 (Micek) authorizes a 28-square-foot expansion of the existing front deck and realignment of the front walkway for an existing single-family residence located at Camino Real 9 northeast of 4 <sup>th</sup> Avenue in the Single-Family Residential (R-1) District as depicted in the plans prepared by IDG, Inc. stamped approved and on file in the Community Planning & Building Department unless modified by the conditions of approval contained herein.
2.	<b>Codes and Ordinances.</b> The project shall be constructed in conformance with all requirements of the R-1 zoning district. All adopted building and fire codes shall be adhered to when preparing the working drawings. If any codes or ordinances require design elements to be changed, or if any other changes are requested when such plans are submitted, such changes may require additional review and subsequent approval by the Director.
3.	<b>Permit Validity.</b> In accordance with CMC Section 17.52.170 (Time Limits on Approvals and Denials), a residential design study approval remains valid for a period of 12 months from the date of action. During this time, the project must be implemented, or the approval becomes void. Implementation is effected by erecting, installing, or beginning the installation of the improvement authorized by the permit, as determined by the Director. Extensions to this approval may be granted consistent with CMC 17.52.170.C.
4.	Water Use. Approval of this application does not permit an increase in water use on the project site without adequate supply. Should the Monterey Peninsula Water Management District determine that adequate water is unavailable for this site, this permit will be scheduled for reconsideration, and appropriate findings will be prepared for review and adoption by the Planning Commission.
5.	<ul> <li>Setback and Height Certifications. A State licensed surveyor shall survey and certify the following in writing:</li> <li>The footing locations are in conformance with the approved plans prior to footing/foundation inspection;</li> <li>The roof heights and plate heights of each building are in conformance with the approved plans prior to the roof sheathing inspection. Roofs and plates shall not exceed the elevation points as identified in the approved project plans, and the roofs include an appropriate allowance for roofing material thickness.</li> <li>Written certifications prepared, sealed, and signed by the surveyor shall be provided prior to footing/foundation inspection and roof sheathing inspection. In the event that multiple footing/foundation pours are required, a survey letter shall be submitted for each separate section.</li> </ul>
6.	Modifications. The Applicant shall submit in writing, with revised plans, to the Community Planning and Building staff any proposed changes to the approved project plans prior to incorporating those changes. If the Applicant changes the project without first obtaining City approval, the Applicant will be required to submit the change in

	writing, with revised plans, within two weeks of the City being notified. A cease work order may be issued at any time at the discretion of the Director of Community Planning and Building until a) either the Planning Commission or Staff has approved the change, or b) the property owner has eliminated the change and submitted the proposed change in writing, with revised plans, for review. The project will be reviewed for its compliance with the approved plans prior to the final inspection.
7.	<b>Exterior Revisions to Planning Approval Form.</b> All proposed modifications that affect the exterior appearance of the building or site elements shall be submitted on the "Revisions to Planning Approval" form on file in the Community Planning and Building Department. Any modification incorporated into the construction drawings not listed on this form shall not be deemed approved upon issuance of a building permit.
8.	<b>Conflicts Between Planning Approvals and Construction Plans.</b> It shall be the responsibility of the Owner, Applicant, and Contractor(s) to ensure consistency between the project plans approved by the Planning Staff, the Planning Commission, or the City Council on appeal and the construction plans submitted to the Building Division as part of the Building Permit review. Where inconsistencies between the Planning approval and the construction plans exist, the Planning approval shall govern unless otherwise approved in writing by the Community Planning & Building Director or their designee.
	When changes or modifications to the project are proposed, the Applicant shall clearly list and highlight each proposed change and bring each change to the City's attention. Changes to the project incorporated into the construction drawings that were not clearly listed or identified as a proposed change shall not be considered an approved change. Should conflicts exist between the originally approved project plans and the issued construction drawings that were not explicitly identified as a proposed change, the plans approved as part of the Planning Department Review, including any Conditions of Approval, shall prevail.
9.	Indemnification. The Applicant agrees, at his or her sole expense, to defend, indemnify, and hold harmless the City, its public officials, officers, employees, and assigns from any liability; and shall reimburse the City for any expense incurred, resulting from, or in connection with any project approvals. This includes any appeal, claim, suit, or other legal proceedings to attack, set aside, void, or annul any project approval. The City shall promptly notify the Applicant of any legal proceeding and cooperate fully in the defense. The City may, at its sole discretion, participate in any such legal action, but participation shall not relieve the Applicant of any obligation under this condition. Should any party bring any legal action in connection with this project, the Superior Court of the County of Monterey, California, shall be the situs and have jurisdiction for resolving all such actions by the parties hereto.
10.	<b>Cultural Resources.</b> Throughout construction, all activities involving excavation shall immediately cease if cultural resources are discovered on the site, and the Applicant shall notify the Community Planning & Building Department within 24 hours. Work shall not be permitted to recommence until such resources are properly evaluated for

11.	significance by a qualified archaeologist. If the resources are determined to be significant, prior to the resumption of work, a mitigation and monitoring plan shall be prepared by a qualified archaeologist and reviewed and approved by the Community Planning and Building Director. In addition, if human remains are unearthed during the excavation, no further disturbance shall occur until the County Coroner has made the necessary findings regarding origin and distribution pursuant to California Public Resources Code (PRC) Section 5097.98. USA North 811. Prior to any excavation or digging, the Applicant shall contact the appropriate regional notification center (USA North 811) at least two working days, but
	not more than 14 calendar days, prior to commencing that excavation or digging. No digging or excavation is authorized to occur on-site until the Applicant has obtained a Ticket Number and all utility members have positively responded to the dig request. (Visit USANorth811.org for more information)
12.	<b>Conditions of Approval.</b> Prior to the issuance of a building permit, the Applicant shall print a copy of the Resolution adopted by the Planning Commission and signed by the property owner(s) on a full-size sheet within the construction plan set submitted to the Building Safety Division.
	Landscape Conditions
13.	<b>Tree Removal Prohibited.</b> Throughout construction, the Applicant shall protect all trees identified for preservation by methods approved by the City Forester. Trees on or adjacent to the site shall only be removed upon the approval of the City Forester or Forest and Beach Commission.
14.	Tree Protection Measures. Requirements for tree preservation shall adhere to the
	following tree protection measures on the construction site.
	• Prior to grading, excavation, or construction, the developer shall clearly tag or mark all trees to be preserved.
	• Excavation within 6 feet of a tree trunk is not permitted.
	• No attachments or wires of any kind, other than those of a protective nature, shall be attached to any tree.
	<ul> <li>Per Municipal Code Chapter 17.48.110, no material may be stored within the dripline of a protected tree, including the drip lines of trees on neighboring parcels.</li> <li>Tree Protection Zone. The Tree Protection Zone shall be equal to dripline or 18 inches radially from the tree for every one inch of trunk diameter at 4.5 feet above</li> </ul>
	<ul> <li>the soil line, whichever is greater. A minimum of 4-foot-high transparent fencing is required unless otherwise approved by the City Forester. Tree protection shall not be resized, modified, removed, or altered in any manner without written approval. The fencing must be maintained upright and taught for the duration of the project. No more than 4 inches of wood mulch shall be installed within the Tree Protection Zone. When the Tree Protection Zone is at or within the drip line, no less than 6 inches of wood mulch shall be installed 18 inches radially from the tree for every one inch of trunk diameter at 4.5 feet above the soil line outside of the fencing.</li> <li>Structural Root Zone. The Structural Root Zone shall be 6 feet from the trunk or 6</li> </ul>

	inches radially from the tree for every one inch of trunk diameter at 4.5' above the soil line, whichever is greater. Any excavation or changes to the grade shall be approved by the City Forester prior to work. Excavation within the Structural Root Zone shall be performed with a pneumatic excavator, hydro-vac at low pressure, or
	another method that does not sever roots.
	• If roots greater than 2 inches in diameter or larger are encountered within the approved Structural Root Zone, the City Forester shall be contacted for approval to make any root cuts or alterations to structures to prevent roots from being damaged.
	• If roots larger than 2 inches in diameter are cut without prior City Forester approval
	or any significant tree is endangered as a result of construction activity, the building
	permit will be suspended, and all work stopped until an investigation by the City
	Forester has been completed, and mitigation measures have been put in place.
	Special Conditions
15.	Conditions of Approval Acknowledgement. Prior to the issuance of a building permit
	revision, a completed Conditions of Approval Acknowledgment form shall be included in
	the construction drawings. The form shall be signed by the Property Owner, Applicant,
	and Contractor prior to the issuance of a building permit.
16.	<b>Building Permit Required.</b> Prior to commencing work on-site, the applicant shall apply for and obtain a building permit from the Community Planning & Building Department.

Acknowledgment and acceptance of conditions of approval:

Property Owner Signature

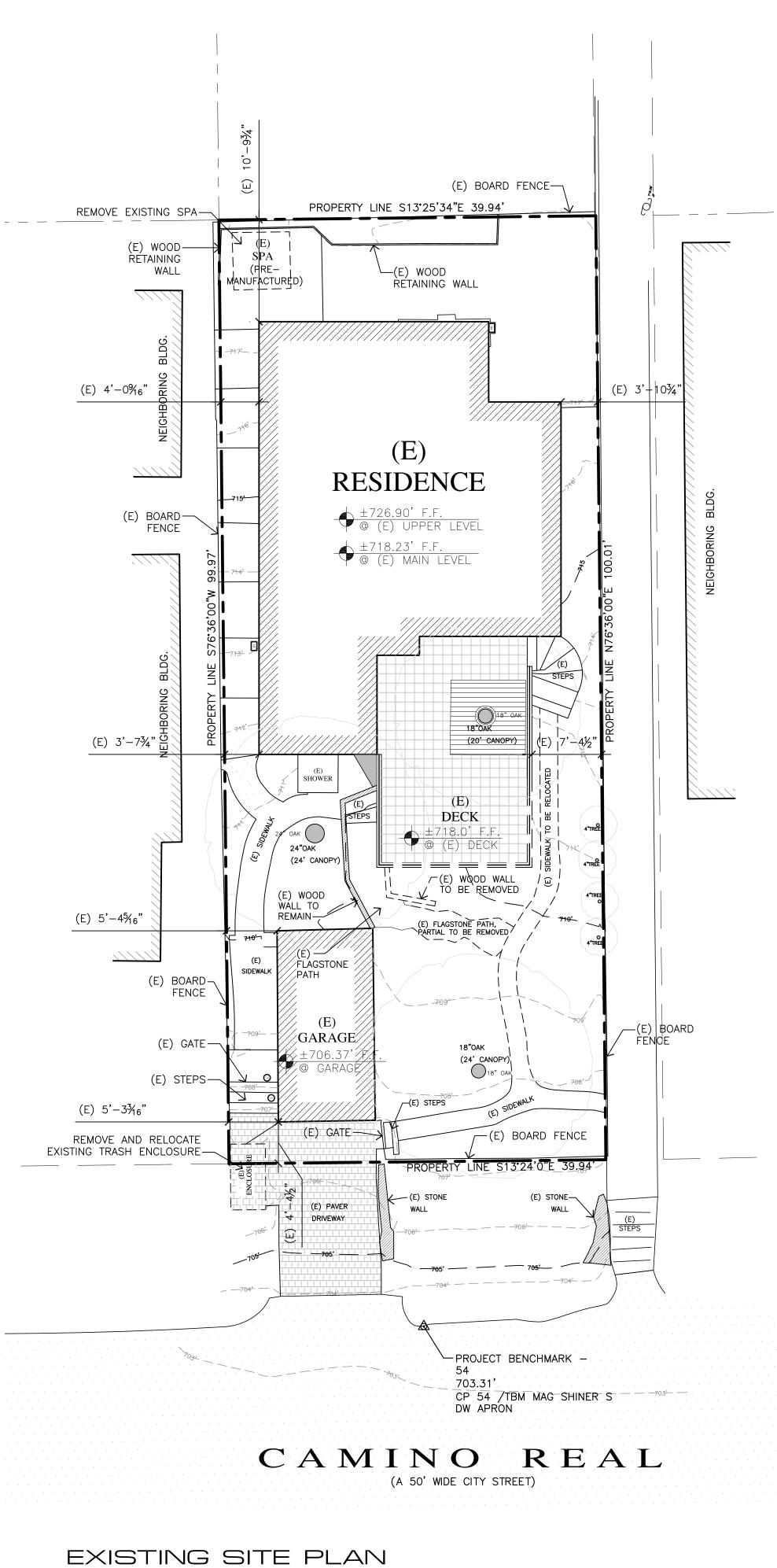
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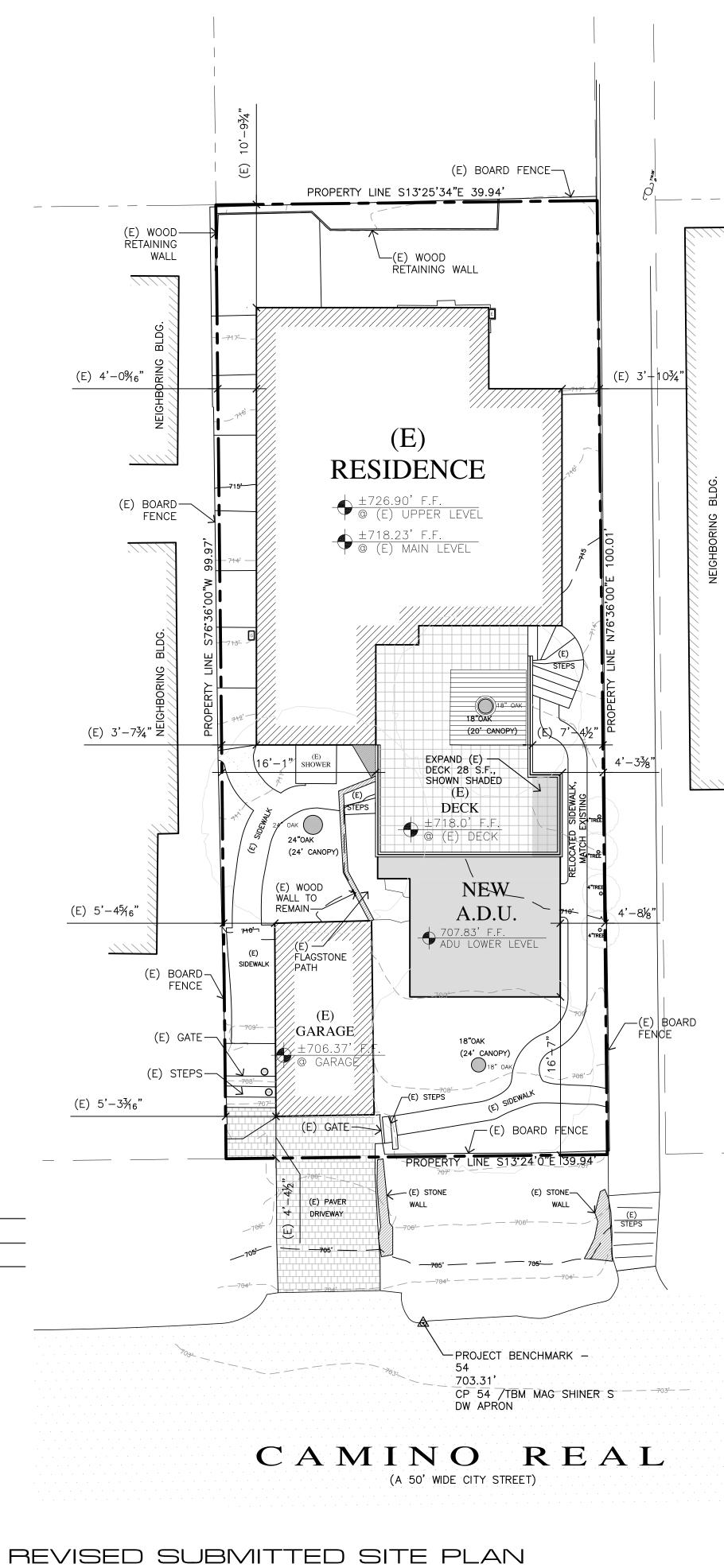
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Property Owner Signature

Printed Name

Date





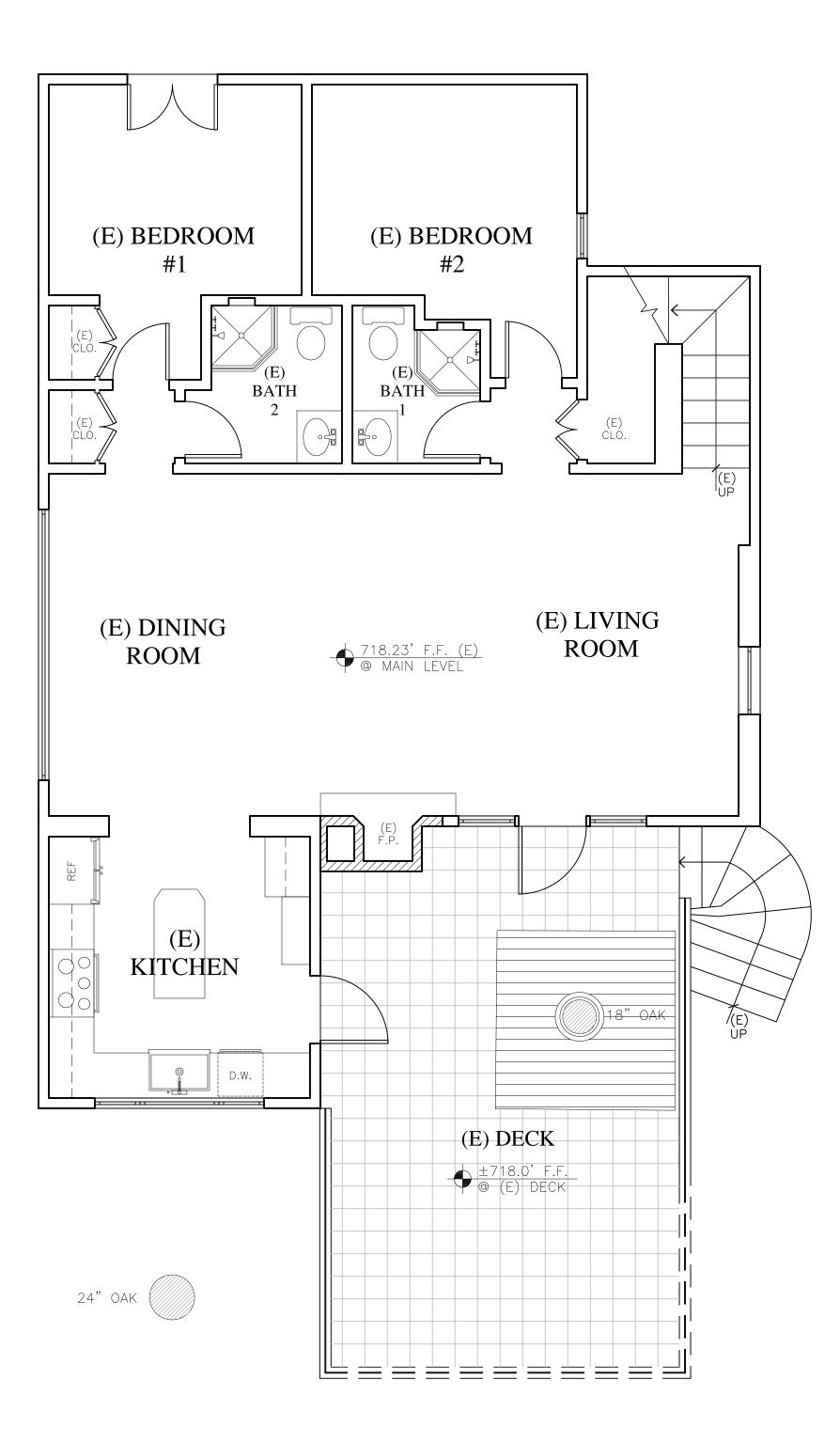
## CARMEL-BY-THE-SEA PLANNING DIVISION APPROVED

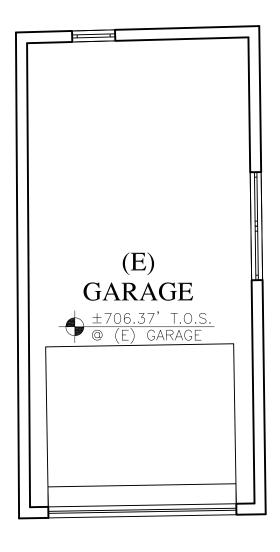
Permit #: DS 23-363 (Micek)
Date Approved: 6/19/2024
Planner: M. Waffle

0'2'4' 8'

-0"

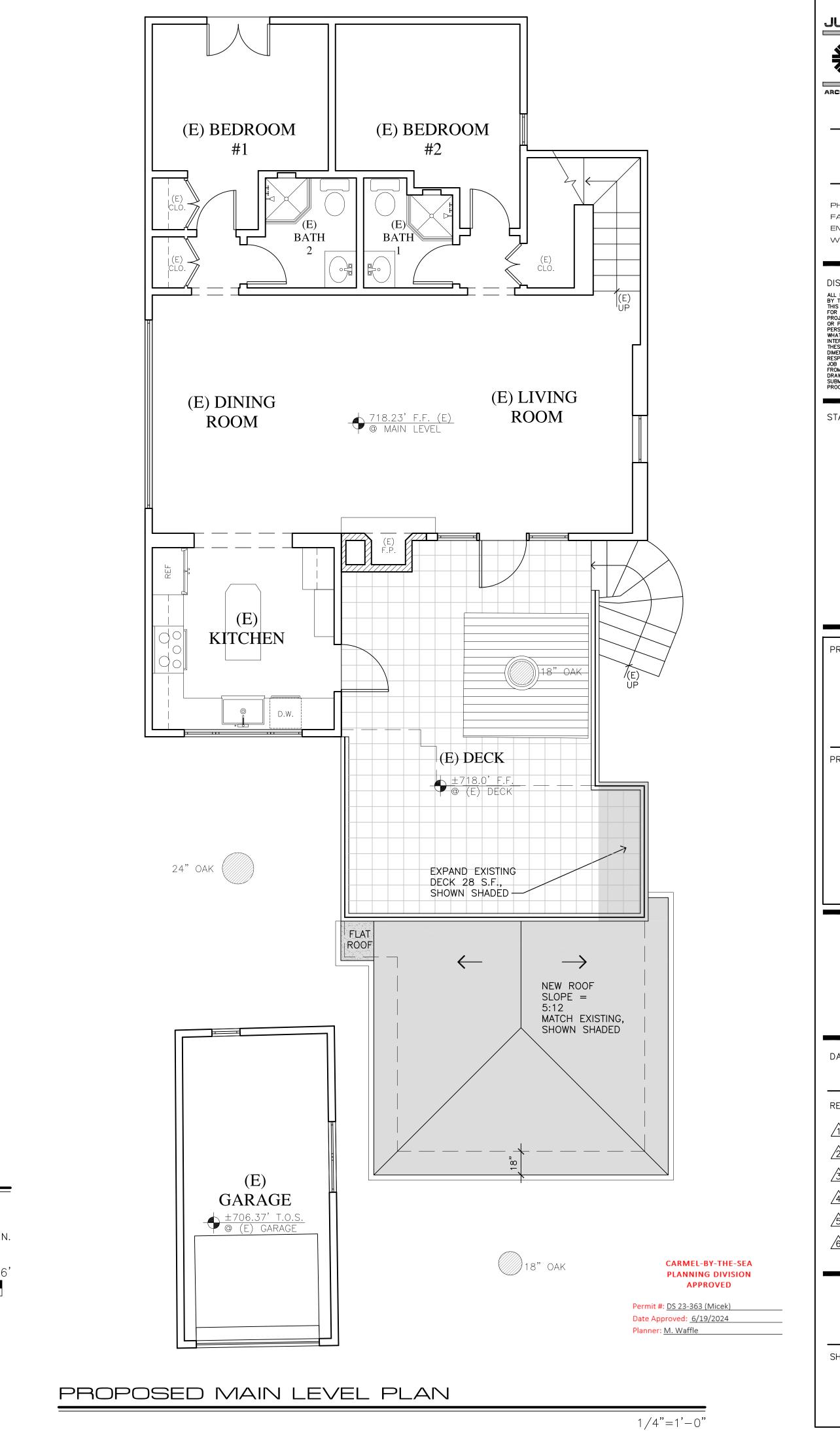
	PLANNING INFO.	
	■ PROPERTY OWNER:	
	JOHN AND NOELLE MICEK PO BOX 5726	JUN A. SILLANO, AIA
	CARMEL, CA 93921 PH. (415) 606—1651	
	PROJECT ADDRESS: CAMINO REAL, 9NE OF 4TH AVE. CARMEL BY THE SEA, CA 93921	
	<ul> <li>PROJECT SCOPE:</li> <li>EXPAND EXISTING DECK 28 S.F.</li> <li>NEW 424 S.F. ACCESSORY DWELLING UNIT BELOW EXISTING/EXPANDED DECK</li> <li>REMOVED EXISTING 37 SF SPA</li> </ul>	721 LIGHTHOUSE AVE PACIFIC GROVE CA. 93950
	REMOVE AND RELOCATE 8 SF TRASH ENCLOSURE	
	■ OCCUPANCY: R-3, U	PH
	■ CONST. TYPE: V-B	EMAIL I idg@idg-inc.net WEB I idg-inc.net
	■ APN: 010-232-017	
	■ LEGAL DESC.: LOT: 20 BLOCK: LL	DISCLAIMER:
	■ ZONE: R-1	ALL IDEAS, DESIGNS, ARRANGEMENTS AND PLANS INDICATED BY THIS DRAWING ARE OWNED BY, AND THE PROPERTY OF
	■ STORIES: TWO ■ MAX BLDG. HT: 24 FT	THIS OFFICE AND WERE CREATED, EVOLVED AND DEVELOPED FOR USE ON, AND IN CONNECTION WITH, THE SPECIFIED PROJECT. NONE OF SUCH IDEAS, DESIGNS, ARRANGEMENTS OR PLANS SHALL BE USED BY OR DISCLOSED TO ANY
	■ GRADING: X CY	PERSON, FIRM OR CORPORATION FOR ANY PURPOSE WHATSOEVER WITHOUT THE WRITTEN PERMISSION OF INTERNATIONAL DESIGN GROUP. WRITTEN DIMENSIONS ON THESE DRAWINGS SHALL HAVE PRECEDENCE OVER SCALE
	■ TREE REMOVAL: NONE	DIMENSIONS: CONTRACTORS SHALL VERIFY AND BE RESPONSIBLE FOR, ALL DIMENSIONS AND CONDITIONS ON THE JOB AND THIS OFFICE MUST BE NOTIFIED OF ANY VARIATION FROM THE DIMENSIONS AND CONDITIONS SHOWN BY THESE
	■ TOPOGRAPHY: SLOPING	DRAWINGS. SHOP DETAILS OF ADEQUATE SCALE MUST BE SUBMITTED TO THIS OFFICE FOR APPROVAL BEFORE PROCEEDING WITH FABRICATION ON ITEMS SO NOTED.
"	■ PROJECT CODE COMPLIANCE:	
	2022 CBC, CMC, CPC, CEC, CALIFORNIA RESIDENTIAL CODE, CALIFORNIA GREEN BUILDING CODE & 2022 CALIFORNIA ENERGY CODE	STAMPS:
	■ LOT AREA: 4,000 S.F. (0.09 Ac.)	
DG.	■ SITE COVERAGE CALCULATIONS:	
3 BLDG	EXISTING PROPOSED PROPOSED PROPOSED	
VEIGHBORING	DRIVEWAY (PAVER) 76 0 0 76 S-P	
CIGHB	STONE STAIRS 49 -1 0 48 IMP.	
NE	PAVER WALKWAY         222         -67         78         233         S-P           FLAGSTONE PATH         86         -21         0         65         IMP.	
	SPA 37 -37 0 0 IMP.	
	TRASH ENCLOSURE         8         -8         0         0         IMP.           TOTAL         478         -134         78         422	
	NOTE: IMPERVIOUS = IMP. PERMEABLE = PER.	PROJECT/CLIENT:
	SEMI-PERMEABLE = $S-P$	
	<ul> <li>SITE COVERAGE ALLOWED: 396 SF (22% OF BASE FLOOR ARE</li> <li>SITE COVERAGE EXISTING: 433 SF</li> <li>SITE COVERAGE PROPOSED: 422 SF</li> </ul>	JOHN & NOELLE       MICEK
	■ F.A.R. CALCULATIONS	
	MAIN BUILDING EXISTING PROPOSED PROPOSED	PROJECT ADDRESS:
	MAIN FLOOR1,08101,081UPPER FLOOR4890489	CAMINO REAL,
	GARAGE 200 0 200	9 NE OF 4TH
	STORAGE 20 0 20	CARMEL BY THE
	*A.D.U.         0         *424         *424           TOTAL         1,790         *424         1,790	SEA, CA 93921
	NOTE: 1. * NOT INCLUDED IN TOTAL FAR CALCULATION. 2. EXISTING AND PROPOSED DECK NOT	APN: 010-232-017
ARD	INCLUDED IN FAR	
	<ul> <li>■ F.A.R. ALLOWED: 1,800 SF (45%)</li> <li>■ F.A.R. EXISTING: 1,790 SF (44.75%)</li> <li>■ F.A.R. PROPOSED: 1,790 SF (44.75%)</li> </ul>	
		DATE: NOVEMBER 20, 2023 TRACK-ONE DESIGN STUDY
		REVISIONS:
	VICINITY MAP	1 APRIL 12, 2024
		PLANNING RESUBMITTAL
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	Palou Av NCa	
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	Casano	PLAN
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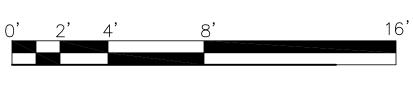




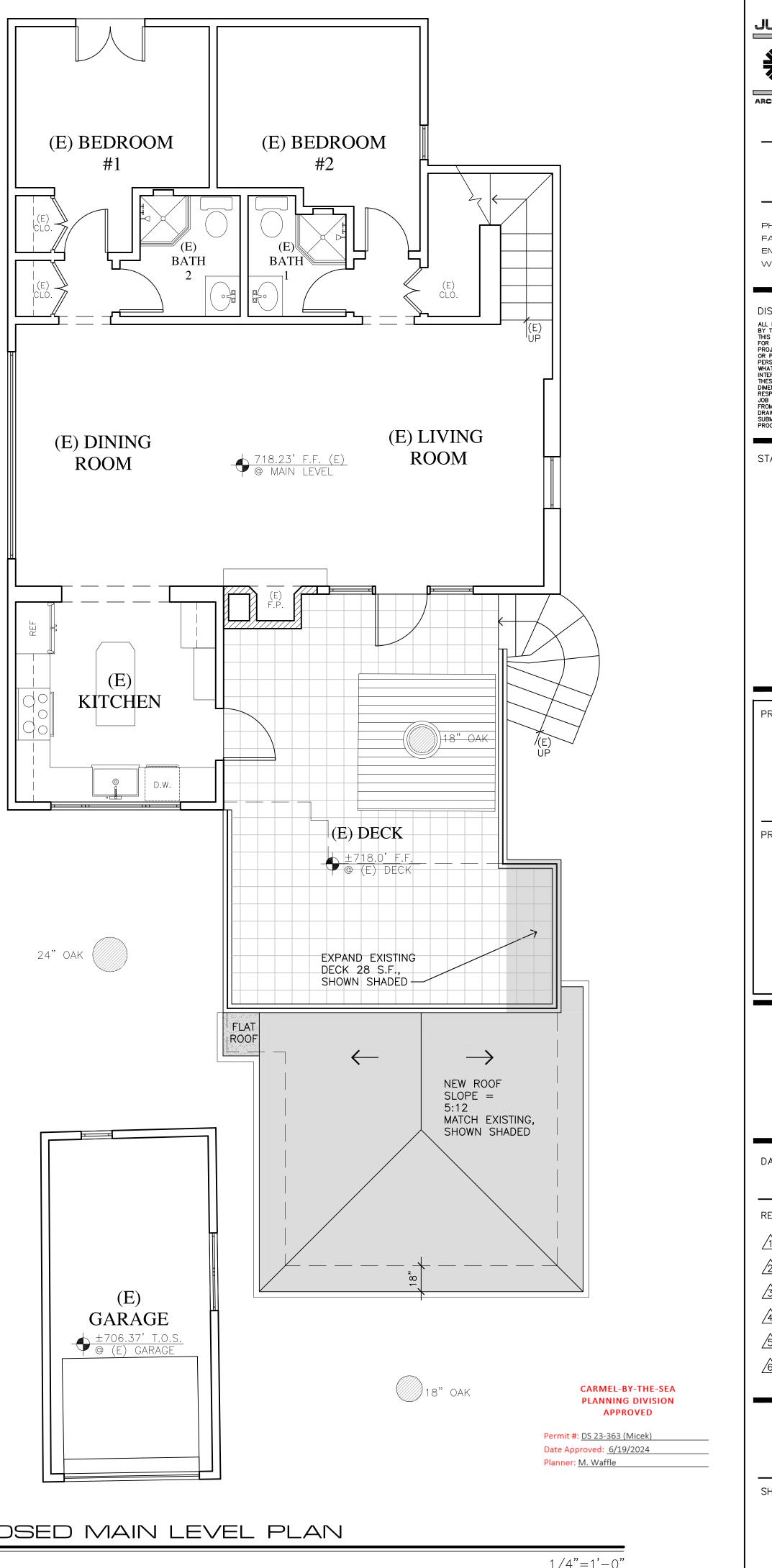
18" OAK

EXISTING/DEMOLITION MAIN LEVEL PLAN





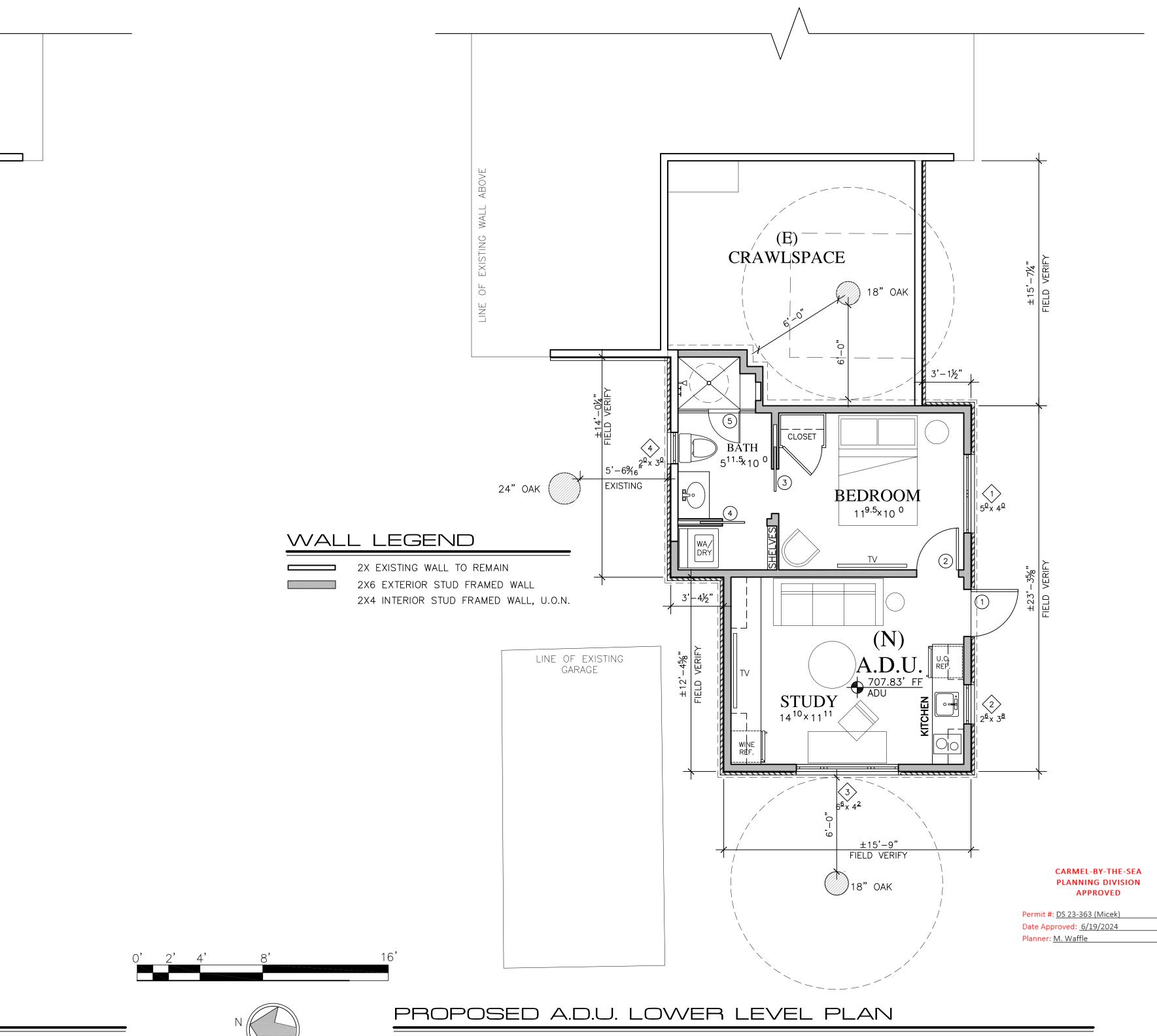




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				No.	Width	Height
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				3	2'-8" 2'-8"	6'-8" 6'-8"
				5	2'-0"	6'-8"
				Window	Window	w Size (
				No.	Width	Height
				<b>A.D.U.</b>	MAIN LE PR 2'-6"	EVEL 4'-0"
				2 3	2'-6" 6'-6"	3'-8" 4'-2"
				4	2'-0"	3'-0"
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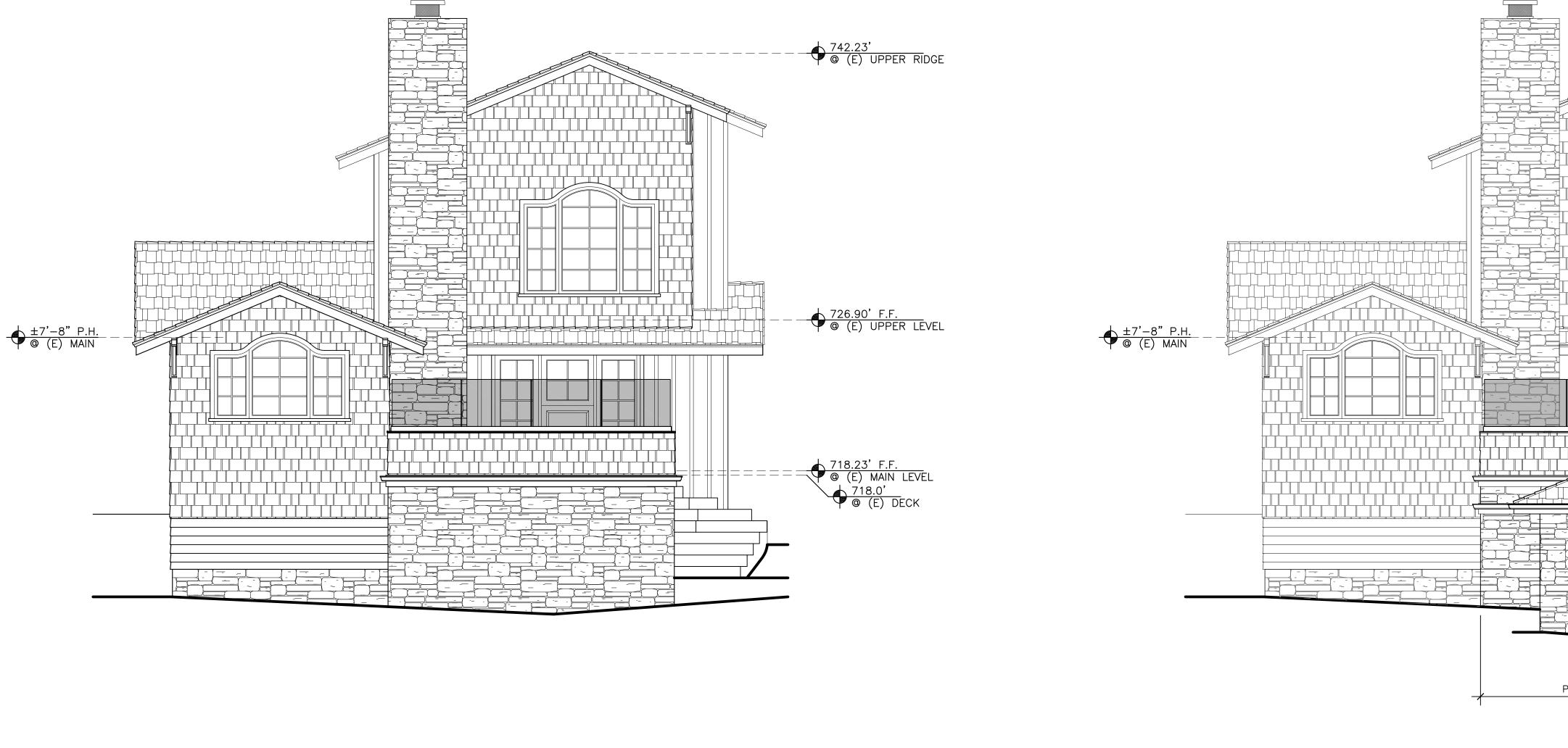
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nt	Thick	Style	Material	Core	Туре	Tempered	Exterior	Interior	Action	Remarks
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3"	1-3/4"		WOOD	SOLID				PAINTED	SWING	BEDROOM
3"	1-3/4"		WOOD	SOLID				PAINTED	POCKET	BATHROOM
3"	1-3/4"		WOOD	SOLID				PAINTED	POCKET	LAUNDRY CLOSET
3"	1/2"		GLASS	SOLID	SGLPANE	YES			SWING	SHOWER DOOR
(Fi	nished)			VIN		Glass		)ULE Finish		
nt	Head Height	Style	e	Туре	Material	Туре	Tempered	Exterior	Interior	Remarks
)"	6'-8"		- C/	ASEMENT	WOOD	DBLPAN	NE YES	METAL-CLAD	PAINTED	FRENCH CASEMENT
3"	6'-8"		- C/	ASEMENT	WOOD	DBLPAN	IE NO	METAL-CLAD	PAINTED	
2"	6'-10"		-		WOOD	DBLPAN	IE NO	METAL-CLAD	PAINTED	CASEMENT/FIXED/CASEMENT
)"	6'-8"		- C/	ASEMENT	WOOD	DBLPAN	IE NO	METAL-CLAD	PAINTED	





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1/4"=1'-0"



## EXISTING WEST ELEVATION

1/4"=1'-0"

PROPOSED WEST ELEVATION

