

Applicant's Contact Information:

COMMUNITY DEVELOPMENT DEPARTMENT

CITY HALL 10300 TORRE AVENUE • CUPERTINO, CA 95014-3255 TELEPHONE: (408) 777-3308 • FAX: (408) 777-3333 CUPERTINO.ORG

Property Owner's Contact Information:

DRAFT SENATE BILL 35 APPLICATION FORM

SUBMITTAL REQUIREMENTS. The following information and materials listed on the attached SB 35 Application Checklist are required for a complete application in order to determine if a project qualifies under Senate Bill 35. Please review this checklist with City's Planning Division staff to confirm specific requirements and to determine if other applications are required.

Project Information to be filled in by Applicant and/or Property Owner:

Name:	Name:			
Address:	Address:			
City, State: ZIP:	City, State: ZIP:			
Email:	Email:			
Phone:	Phone:			
Project Site / Address(es):				
Assessor's Parcel Number(s):				
General Plan and Zoning Designations:				
Proposed Unit Count:	Proposed Non-Residential			
•	Square Footage:			
Proposed Residential Square Footage	Proposed Residential Square			
without Density Bonus:	Footage with Density Bonus (if applicable):			

			YES	NO	N/A
1.	Ty	pe of Multifamily Housing Development Proposed:			
	a.	Multifamily rental; residential only with no proposed			
		subdivision.			
	b.	Multifamily residential with proposed subdivision			
		(must qualify for exception to subdivision exclusion)			
	c.	Mixed-use: at least 2/3 of gross square footage			
		(excluding <u>additional density</u> , floor area, or <u>units</u>			
		granted pursuant to Density Bonus Lawresidential			
		square footage devoted to density bonus units) must be			
		designated for residential use. If a subdivision is			
		included, the development must qualify for exception to			
		subdivision exclusion.)			
2.	Nu	mber of Parking Spaces Proposed: -			
		In the cite within one half mile of multiple transit?			
		Is the site within one-half mile of public transit?			
	b.	Is the site within an architecturally and historically			
		significant historicdistrict?			
	c.	Are on-street parking permits required but not offered			
		to the occupants of the project?			
		Is the site within one block of a car share vehicle station?			
3.		es the project propose 2 or more residential units?			
	a.	Has the applicant certified compliance with			
		affordability requirements?			
4.	Do	es the project include more than 10 units?			
5.	Is t	he project a public work?			
	a.	Has the development proponent certified to the City			
		that the entirety of the development is a public work?			
	b.	Has the applicant certified compliance with prevailing			
		wage requirements?			
6.	Do	es the project propose 75 units or more?			
	a.	Has the applicant certified compliance with skilled and			
		trained workforce requirements?			
7.	Do	es the project involve a subdivision of land?			
	a.	Is the development consistent with all objective			
		standards in the subdivision ordinance?			
	b.	Is the project financed with low-income housing tax		-	
		credits?			
	c.	Has the applicant certified compliance with prevailing		-	
		wage requirements?			

	YES	NO	N/A
d. Has the applicant certified compliance with skilled and			
trained workforce requirements?			
8. Would the development require demolition of any of the			
following types of housing?			
a. Housing subject to a recorded covenant, ordinance or			
law that restricts rents to levels affordable to persons			
and families of moderate, low, or very low income.			
b. Housing that is subject to any form or rent or price			
control.			
c. Housing that has been occupied by tenants within the			
past 10 years.			
9. Was the site previously used for housing that was			
occupied by tenants that was demolished within 10 years			
before the application was submitted?			
10. Does the property contain housing units that are occupied			
by tenants, and units at the property are, or were,			
subsequently offered for sale to the general public by the			
subdivider or subsequent owner of the property?			
11. Would the development require demolition of a historic			
structure that was placed on a national, state, or local			
historic register?			
12. Is the project site within a very high fire hazard severity			
zone?			
a. Are there adopted fire hazard mitigation measures			
applicable to the development?			
13. Is the project site a hazardous waste site that is listed			
pursuant to Government Code section 65962.5 or a			
hazardous waste site designated by the Department of			
Toxic Substances Control pursuant to Health and Safety			
Code section 25356 of the Health and Safety Code?			
a. If the site has been so listed, has the applicant provided			
evidence that the site has received the required clearance			
for development as a residential use or residential mixed-			
use?			
14. Is the project site within a delineated earthquake fault			
zone?			
a. Does the development comply with applicable seismic			
protection building code standards?			
15. Is the project site habitat for protected species, identified			
in an adopted natural community conservation plan, or			
under a conservation easement?			

	YES	NO	N/A
16. Does the project site contain wetlands?			
17. Is the project site within a special flood hazard area?			
a. Has the site been subject to a Letter of Map Revision or			
does the site meet Federal Emergency Management			
Agency requirements necessary to meet minimum flood			
plain management criteria?			
18. Is the project site within a regulatory floodway?			
a. Has the project received a no-rise certification?			
19. Is the project site located on lands under a conservation easement?			
20. Is the project seeking a density bonus and/or any			
incentive, concession, waiver, or reduction of parking			
standards under state Density Bonus Law?			
21. Does the project proponent demonstrate how the			
requested concession, waiver or reduction of standards is			
the least amount necessary to develop the proposed			
affordable housing?			
X			
Property Owner Signature(s) Print Property Owner's Name			Date
FOR STAFF USE ONLY:			
Application accepted on by			
Application Type:			



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Certificate for Compliance with Eligibility Requirements

I,		, do hereby certify and declare as follows:
(a)	The subject property is located a	at:
Addi	ress(es)	Assessor's Parcel Number(s)
(b)	I am a duly authorized officer o	or owner of the subject property.
(c)	The property owner agrees to	comply with the applicable affordable housing tablished under Government Code section
(d)		o comply with the applicable prevailing wage r Government Code section 65913.4(a)(8)(A).
(e)		comply with the applicable skilled and trained tablished under Government Code section
(f)	The property owner certifies th	nat the project site has not contained any housing years prior to the date written above.
	clare under penalty of perjury un going and all submitted material	der the laws of the State of California that the is true and correct.
Exec	cuted on this day in:	
Location		Date
 Signa	ature	Name (Print), Title



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SENATE BILL 35 APPLICATION CHECKLIST

SUBMITTAL REQUIREMENTS. The following materials are required for a complete application in order for the City to determine eligibility for streamlining under SB 35. Please review this checklist with City of Cupertino Planning and Public Works Divisions.

APPLICATION FORM. Include signature and contact information for the legal property owner, applicant or authorized agent and contact information for the Civil Engineer, Architect, Landscape Architect, and all other consultants involved with the application on another sheet if necessary.
FILING FEE. (See the City's Fee Schedule for current year. Note: Depending on the project, it could be subject to the City's hourly staff rate and the cost of contracts plus any administrative charges).
CERTIFICATE FOR COMPLIANCE WITH ELIGIBILITY REQUIREMENTS. The property owner or the owner's authorized agent must certify under penalty of perjury that certain threshold eligibility criteria are satisfied.
POWER OF ATTORNEY. Provide evidence of power of attorney, if the application is being by a person other than the property owner.
TITLE REPORT. Prepared within the past three months (three copies). The title report must include a legal description of the property and a listing of all easements, rights-of-way, and owners shall be supplied.
ARBORIST REPORT. Prepared within the last year by an ISA Certified Arborist for the removal or disturbance of any Protected Tree on the site or on an adjacent property which could be impacted by the proposed development. Describe the condition of all Protected trees to be removed/disturbed and provide a statement of specific reasons for the proposed removal. Provide three copies.

PHASE I REPORT. A Phase 1 report shall be provided with the application. If the Phase 1 report indicates that a Phase 2 report is recommended, a Phase 2 report must accompany the application. **PROJECT DESCRIPTION.** A narrative project description that summarizes the proposed project and its purpose must be provided. Please include a discussion of the project site context, including what existing uses, if any, adjoin the project site and whether the location is eligible for Streamlined Housing Development processing. AFFORDABLE HOUSING PLAN. Provide an Affordable Housing Plan describing how a development project will comply with the City's Below Market Rate (BMR) Program requirements set forth in the BMR Housing Mitigation Program Procedural Manual. STATEMENT OF CONSISTENCY WITH OBJECTIVE STANDARDS. Explain how the proposed project is consistent with all objective zoning, subdivision (if applicable), and design review standards applicable to the project site, including those standards included in the General Plan, Cupertino Municipal Code, Heart of the City Specific Plan, Monta Vista Design Guidelines, North De Anza Boulevard Conceptual Plan, South De Anza Conceptual Plan, Saratoga-Sunnyvale Conceptual Zoning Plan, South Vallco Connectivity Plan and other applicable City documents. Particular details shall be provided to define how the project complies with use requirements, floor area standards, density, setbacks, height standards, lot coverage ratios, landscaping standards, creek setbacks, tree preservation and protection standards, water efficient landscaping requirements, stormwater requirements, and common open space, private useable open space, and public open space requirements. STATEMENT OF DESIGN INTENT. Describe the design program, the designer's approach, and how the architectural, landscape and other elements have been integrated in compliance with the City's objective standards. The relationship of the project to adjacent properties and to the adjacent streets should be expressed in design terms. Define the site, building design, and landscape concepts in terms of site design goals and objectives, pedestrian

areas, visual

conservation of natural resources, mitigation of negative site characteristics, and

screening

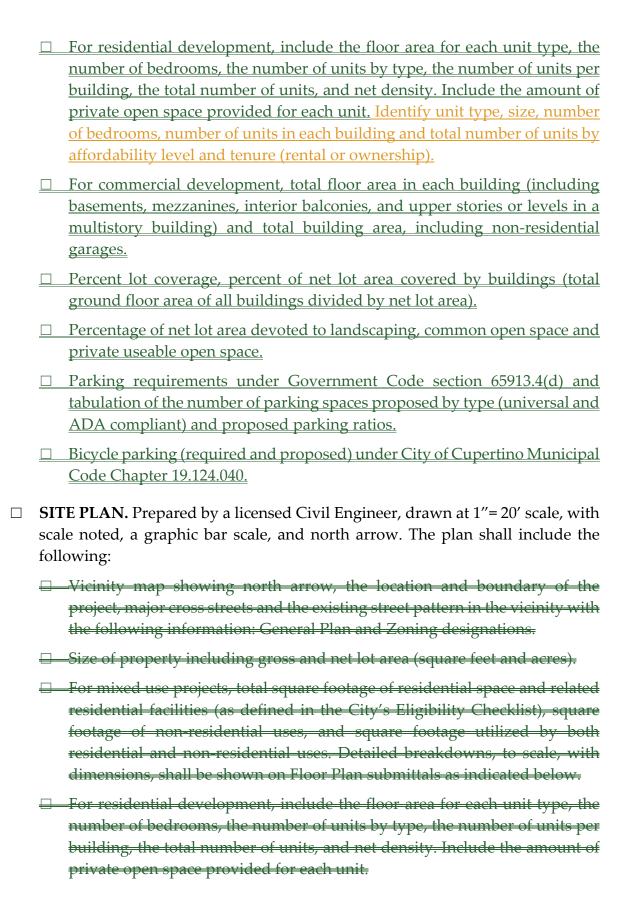
and enhancements,

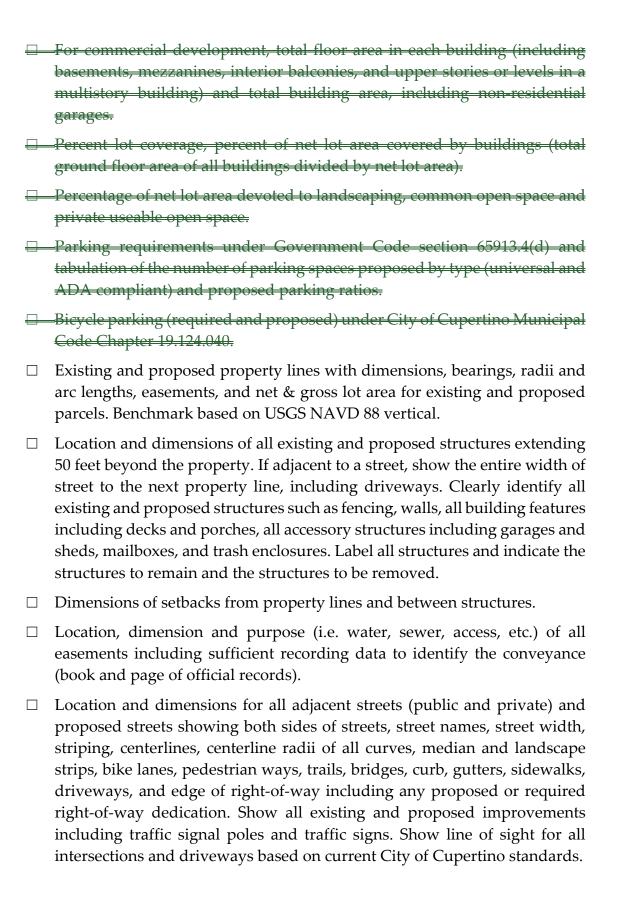
outdoor-use

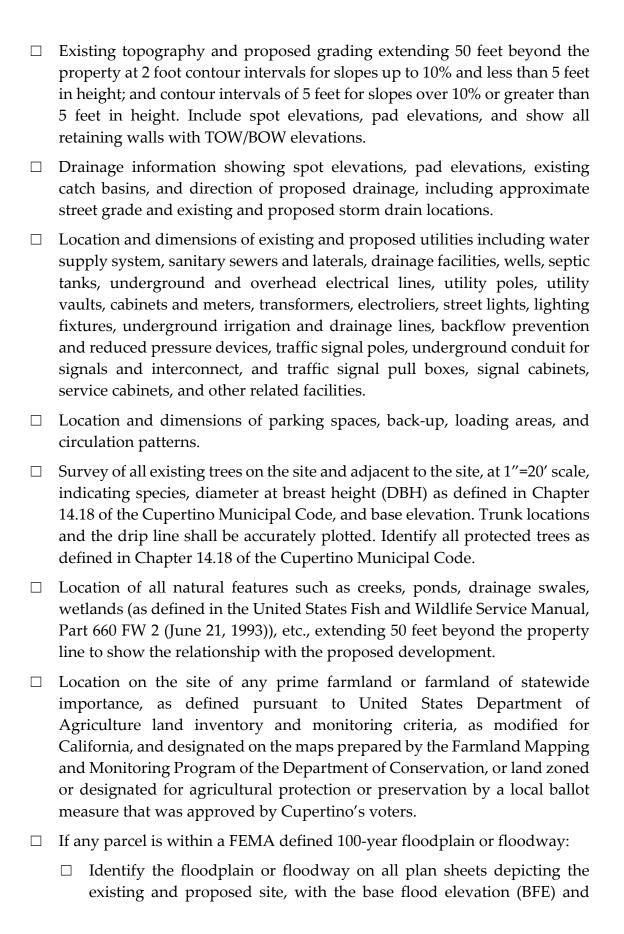
off-site influences.

[Continued on next page.]

		VELOPMENT PLAN SETS. The following plans shall comprise elopment plan set:	the
	filed	JIREMENTS FOR ALL DEVELOPMENT PLANS. If the application in conjunction with other applications, submittal requirements from cable checklists shall be incorporated into one set of plans. All plans shall be incorporated into one set of plans.	all
		Be prepared, signed and stamped by licensed professionals. Include the date of preparation and dates of each revision. Be fully dimensioned and drawn to scale on the same size sheets, with a consistent scale (as noted) throughout all plan sheets. Be submitted in collated sets and folded to 8-1/2" x 11". Be numbered in proper sequence.	
- 1		of plans shall be submitted on a CD or USB flash drive in pdf format a llowing numbers of plan sets are required:	and
		s sets full size 24" x 36" 5 sets reduced to 11" x 17" cional plan sets may be requested if necessary.	
	pri wit <u>sho</u> <u>stre</u>	LE SHEET Including project name, location, assessor's parcel number development approvals, and table of contents listing all the plan shan content, page numbers, and date prepared. Include a <u>Vicinity</u> wing north arrow, the location and boundary of the project, major cets and the existing street pattern in the vicinity with the followermation: General Plan and Zoning designations.	map cross
		VELOPMENT PROGRAM. The development plans shall clearly include bwing in a tabular format:	e the
		Size of property including gross and net lot area (square feet and acres)	<u>).</u>
		For mixed use projects, total square footage of residential space and rel residential facilities (as defined in the City's Eligibility Checklist), square footage of non-residential uses, and square footage utilized by residential and non-residential uses. A calculation of how the project mathematical to qualify for streamlined and ministerial respursuant to SB 35. Detailed breakdowns, to scale, with dimensions, sha shown on Floor Plan submittals as indicated below.	uare both neets view

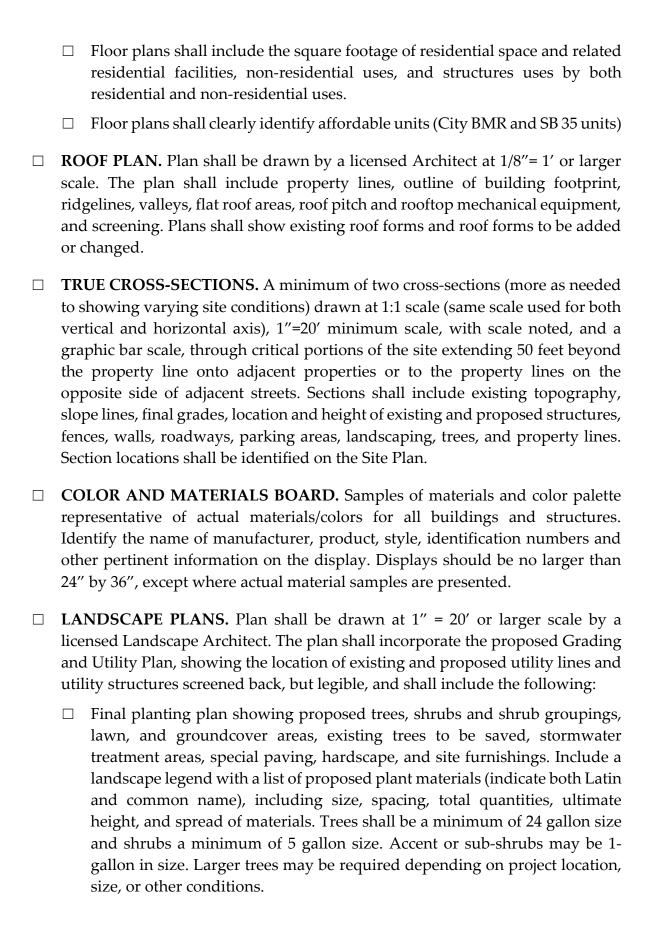






flood zone type clearly labeled. In addition, show the existing site topography and finish floor elevations for all existing and proposed structures. If FEMA has not defined a BFE, a site specific hydraulic analysis will be required to determine the BFE prior to deeming the application complete (CMC Sec. 34-32.b2). ☐ Flood zone boundaries and floodwater surface elevation. If the property proposed to be developed is within or adjacent to the 100 year flood zone (Zone A or AE) or the National Flood Insurance Program, Flood Insurance Rate Map, the extent of Zone A or AE shall be clearly drawn on the tentative map and the 100 year flood water surface elevation shall be shown. The map shall show the approximate location of the Floodway Boundary as shown on the latest edition of the "Flood Boundary and Floodway Map" published by the Federal Emergency Management Agency. □ CONTEXTUAL PLAN. Use topographic or aerial map as base. Show the relationship of the project to the building and site features within 50 feet of the property line. The plan shall include: Building footprints, pad elevations and building height. Land use and zoning designation on all lots. Property lines and dimensions of the subject site and adjacent properties showing all easements. Location of streets, medians, curb cuts, sidewalks, driveways, and parking areas. Location of all creeks, waterways and trees. Vicinity map indicating site in relation to major streets. **DENSITY BONUS.** In addition to the other submittal requirements, projects requesting a density bonus or concessions are required to submit plans for the project that clearly indicate the location and square footage of: ☐ Affordable units that qualify the project for a density bonus, ☐ Additional density, floor area, or units granted pursuant to Density Bonus law, ☐ The related facilities or proportion of related facilities that serve the Density Bonus law additions. — which units are the density bonus units.

1/8' rep sup me	ILDING ELEVATIONS. Plans shall be drawn by a licensed Architect at "= 1' minimum scale; dimensioned vertically and horizontally with sample resentations at \(^{1}/_{1}"=1'\) scale for detail areas. Elevations should not include perimposed landscaping and trees that hide the buildings. Height is assured from natural grade established at subdivision. The plans shall lude:
	Fully dimensioned elevations for buildings identifying materials, details and features include visible plumbing, electrical meters and method of concealment.
	All four sides of all buildings.
	Vertical dimensions from all points above natural, existing and finished grade on all elevations.
	Topography with natural, existing, and proposed grades accurately represented to show building height to show the relationship of the building to the site and adjacent properties.
	Location, height and design of rooftop mechanical equipment and proposed screening. Provide a section detail showing height of equipment in relation to the height of the proposed screen structure.
	Elevations and dimensions for existing structures to remain. Location and type of building mounted exterior lighting.
	Detailed building sections showing depth of reveals, projections, recesses, etc.
	Details of vents, gutters, downspouts, scuppers, external air conditioning equipment, etc.
	Details including materials and dimensions of door and window treatments, railings, stairways, handicap ramps, trim, fascia, soffits, columns, fences, and other elements which affect the building. Provide wall sections at $\frac{1}{2}$ "=1' scale to clarify detailing as appropriate.
FL(OOR PLANS. Plan shall be drawn by a licensed Architect at 1/8"=1' or larger le.
	Floor area diagrams must be provided with dimensions and tabulations of each area of each floor.
	Floor plans shall clearly indicate areas attributed to residential, non-residential, and shared use and should show garages, parking areas, and amenity spaces.



	or larger) on-site and on abutting property that could be affected by the project. Identify which trees will remain and trees to be removed. Any tree proposed as mitigation for the removal of a protected tree shall be identified as a replacement tree.
	Show accurate representation of plant materials within three years.
	Identify the location and screening of all above ground utilities and bioswales or other stormwater treatment areas with 1:10 scale cross sections showing the planting within the bio-swales and screening of the utilities.
	Provide enlarged details (minimum of 1:10 scale) for focal points and accent areas.
	Location and details and/or manufacturers catalogue cuts of walls, fences, paving, decorative planters, trellises, arbors, and other related site improvements.
	Landscape plans with more than two sheets shall show the plant legend with symbols for each species on every sheet.
	Statement indicating that a fully automatic irrigation system will be provided.
	Color and materials submittal for all special paving, hardscape treatment, walls, landscape lighting, and site furnishings.
	The Landscape plan shall be coordinated and consistent with the Stormwater Plan.
	Note signed and dated by project Landscape Architect that plans are in compliance with all City standards.
	Provide information on landscaping used as screening for utility equipment.
TR	EE SURVEY. Prepared by an ISA Certified Arborist, drawn at 1"=20' scale,
sho and (DE if it in (owing accurate trunk location and drip line for all existing trees on the site adjacent to the site. For each tree, specify the species, diameter breast height BH) as defined in Chapter 14.18.020, and base elevation and clearly indicate is to be preserved or to be removed. Identify all Protected Trees as defined Chapter 14.18.020. Identify existing trees or plant materials on abutting perties that could influence site design or be impacted by the project.

	NCE PLAN. Drawn at 1"=20' scale showing the location, height and type of fences and walls.	
bui	GHTING PLAN. Location and type of exterior lighting, both fixed to the lding and freestanding, any and all lights for circulation, security, dscaping, building accent or other purpose.	
Pho	OTOMETRIC PLAN. Indicate compliance with no lighting glare. otometric plan must indicate that lighting levels do not spill into adjacent perties.	
wit	OTO-SIMULATIONS . Digital photo-simulations of the site with and hout the project, taken from various points off-site with the best visibility of project. Include a key map showing the location where each photo was en.	
GRADING PLAN. Use the grading plans approved with any past subdivision to indicate the natural grade and how the proposed project meets height requirements based on this. If a subdivision is proposed, please indicate the new proposed natural grade. The natural grade should not be modified to a great extent unless necessary to meet engineering standards and specifications. Show the relationship of the project to the building and site features within 50 feet. The plan shall include:		
	Proposed building footprints, pad elevations and building height	
	Existing and proposed contours which can be easily differentiated (2ft intervals if slope is 10% or less, 5 ft intervals for slopes greater than 10%)	
	Spot elevations of survey points	
	Source and date of the contour and spot elevation information	
	Limits of cut and fill	
	Grading Quantities (Cut and Fill Cubic Yards)	
	Cross-sections of the areas of greatest cut and greatest fill to scale	
	Topography and elevation of adjoining parcels (for a minimum of 50')	
	Slope ratio	
	Show all existing and proposed retaining walls with TOW/BOW elevations	

con	BDIVISION PLAN. Provide a subdivision plan, if applicable. Please indicate appliance with the objective zoning and subdivision development standards. It is plan shall comply with the City's subdivision ordinance and shall include:
	Existing Assessor's Parcel Numbers
	A title which shall contain the subdivision number, name and type of subdivision.
	Name and address of legal owner, subdivider and person preparing the map (include professional license number)
	Date, north arrow, scale and contour interval
	Land Use (existing and proposed)
	Vicinity Map showing roads, adjoining subdivisions, Cities, creeks, railroads, and other data sufficient to locate the proposed subdivision and show its relation to the community.
	Existing Trees, type, diameter at breast height (DBH) and indicate drip line/canopy. Any trees proposed to be removed shall be clearly indicated.
	Existing structures, approximate location and outline identified by type. Buildings to be removed shall be clearly indicated.
	Lot area with density per gross acre for each parcel (net square footage)
	Existing and proposed lot line dimensions (bearings and distances)
	Exhibits indicating compliance with objective zoning standards (e.g. minimum lot sizes, lot widths etc.)
	Areas subject to inundation or storm water overflow. Width and direction of flow for each water course should be shown with approximate location.
	Existing easements with widths, locations, type and sufficient recording data to identify the conveyance (book and page of official records).
	Proposed infrastructure including utilities and surface/street improvements (both private and public). Show location and size of utilities. Show proposed slopes and elevations of utilities and surface hardscape improvements.
	Accompanying data and reports to be supplied with Subdivision Plan:
	☐ Geologic and Geotechnical Report – A preliminary geotechnical report is required by Section 16.12 of the Cupertino Municipal Code and shall verify if there is a presence of critically expansive soils or other soil problems, which, if not corrected, would lead to structural defects or

differential settlement of infrastructure, and shall provide recommendations for necessary corrective action. The report shall show all geological hazard zones identified in the General Plan and which are known or portrayed in other geological studies for the area. It shall also include descriptions and physical characteristics on all geological formations, anomalies, and earthquake characteristics. Mitigation measures shall be identified for any geological hazard or concern.

- UTILITY PLAN. Prepared by a licensed Civil Engineer and drawn at 1"= 20' scale, with scale noted, showing the location and dimensions of existing and proposed utilities including water supply system, sanitary sewers and laterals, drainage facilities/storm drainage system, wells, septic tanks, underground and overhead electrical lines, utility poles, utility vaults, cabinets and meters, transformers, underground irrigation and drainage lines, backflow prevention and reduced pressure devices, electroliers, lighting fixtures, street lights, traffic signal poles, traffic signal pull boxes, signal cabinets. Provide details on screening utility equipment. Indicate compliance with Chapter 14.24.
- □ STORMWATER CONTROL PLAN. See Stormwater Control Plan Application Checklist. All Stormwater Plans shall be coordinated and consistent with all Site, Grading, Utility, and Landscape Plans. If the project creates or replaces more than 10,000 sq. ft. of impervious area, a Stormwater Control Plan is required, and shall meet the standards and regulations established for the Municipal Regional Stormwater NPDES Permit. Provide the following information to determine if the project meets this threshold:

 \Box Site size in sq. ft.

- □ Existing impervious surface area (all land covered by buildings, sheds, patios, parking lots, streets, paved walkways, driveways, etc.) in sq. ft.
- ☐ Impervious surface area created, added or replaced in sq. ft. Total impervious surface area in sq. ft.
- □ Percent increase/replacement of impervious surface area (new impervious surface area in sq. ft./existing impervious surface area in sq. ft. multiplied by 100).
- □ Estimated area in sq. ft. of land disturbance during construction (including clearing, grading or excavating.

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