

# APPEAL OF A DEVELOPMENT PLAN AND DESIGN REVIEW County File #CDDP24-03060

**COUNTY PLANNING COMMISSION** 

August 27, 2025

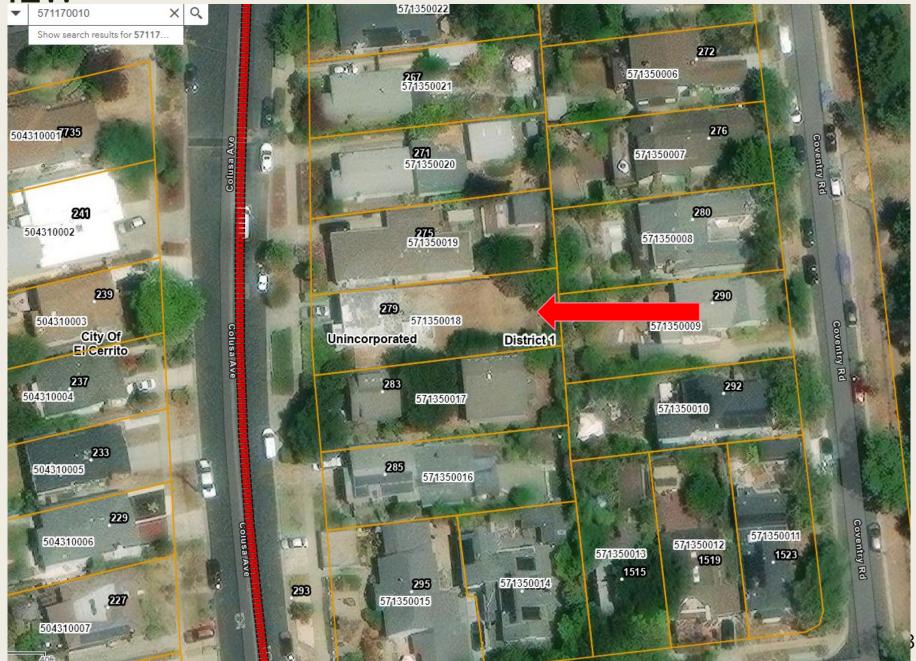
EVERETT LOUIE, PROJECT PLANNER



#### Background

- December 12, 2024 #CDDP24-03060 was submitted to DCD
- May 19, 2025 Zoning Administrator continued the project as a closed public hearing.
- June 2, 2025 Zoning Administrator approved the project.
- June 6, 2025 Appeal letter was filed

#### **AERIAL VIEW**



#### General Plan: Residential Medium Density RM)



#### Zoning:

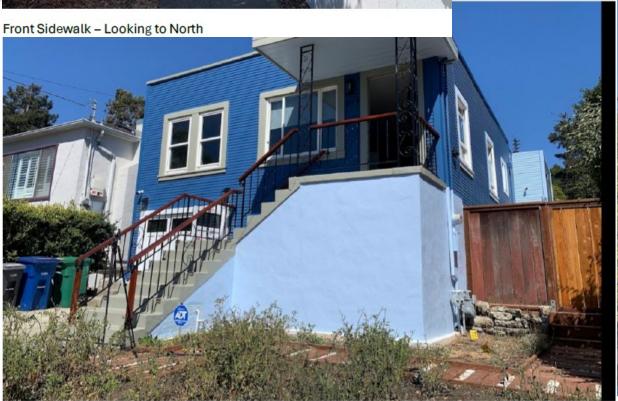


# R-6 SINGLE-FAMILY RESIDENTIAL DISTRICT

TOV TREE OBSTRUCTION OF VIEWS COMBINING DISTRICT

K KENSINGTON COMBINING DISTRICT

# SITE PHOTOS - FRONT





Front of Existing Structure at Front of Property

Front of Existing Building at Front Left Corner





View from Rear Property Line

## SITE PHOTO-REAR

#### General Plan/Zoning Analysis

GP: Residential Medium Density (RM) – Primary uses are detached single-family units

Zoning: R-6 – Single-Family dwelling is a permitted use.

Development Standards	Proposed Project
Height – two and one-half stores or 35'	Two stories and 25.1'
Side Setback – sliding scale 8' agg and 3' min	15'-9" agg and 5' 5/8" min
Front Setback – 20'	Greater than 60'
Rear Setback – 15′	15'- 4 <sup>13/16"</sup>
Parking – 1 covered space	1 covered space

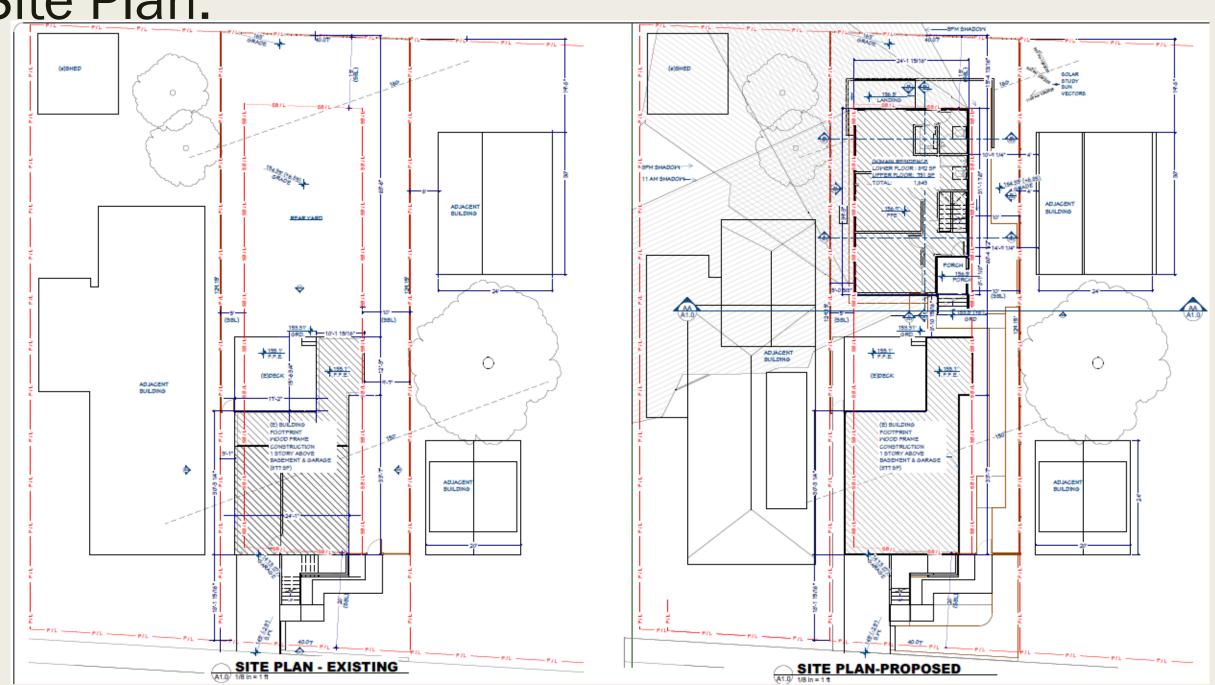
#### **Project Description**

Development Plan and Design Review (Kensington)

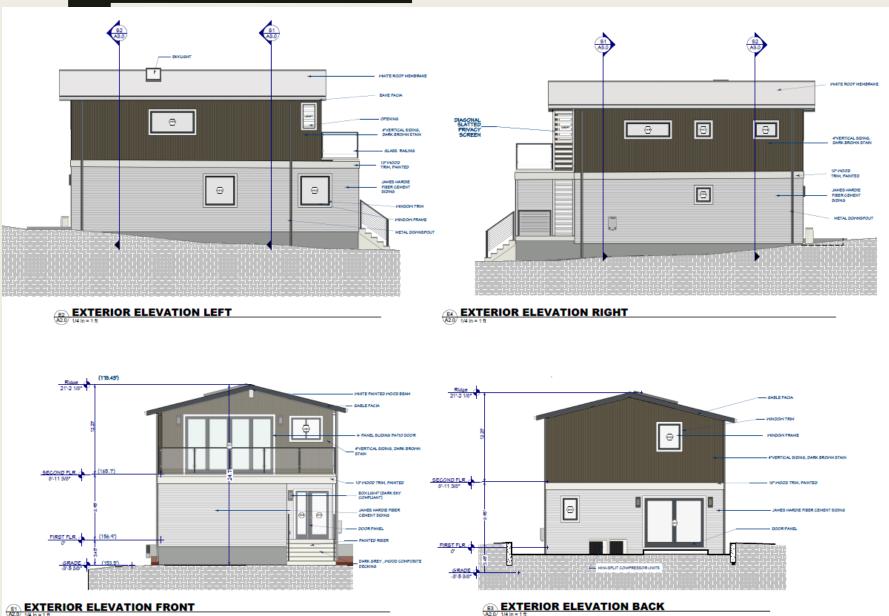
- New 1643-square-foot, two-story single-family residence
  - 54-square-foot covered porch
  - 183-square-foot covered second story balcony facing frontage
  - The threshold for public hearing is 2,600 gross floor area. The parcel will have 3,235 total gross floor area.

# PROJECT DRAWINGS

Site Plan:



#### **ELEVATIONS:**







FRONT LEFT



Renderings

FRONT RIGHT



13

\_\_\_\_\_2'N GOLUBA

**VIEW FROM REAR** 



TEW FROM REAR

### Renderings





14

## California Environmental Quality Act (CEQA)

CEQA Guidelines Section 15303(a) – One Single-Family Residence in a residential zone.

 Project is exempt because it proposes a single-family residence in a R-6 (Residential Zone)

# Appeal Points (summary)

As the basis for their appeal, the appealants mentioned various concerns such as:

- Disregard of the Contra Costa County ADU Ordinance
- Disregard of Kensington Ordinance
- Bad Precedent For The Neighborhood, No Similar Development or FAR

#### **Appeal Points**

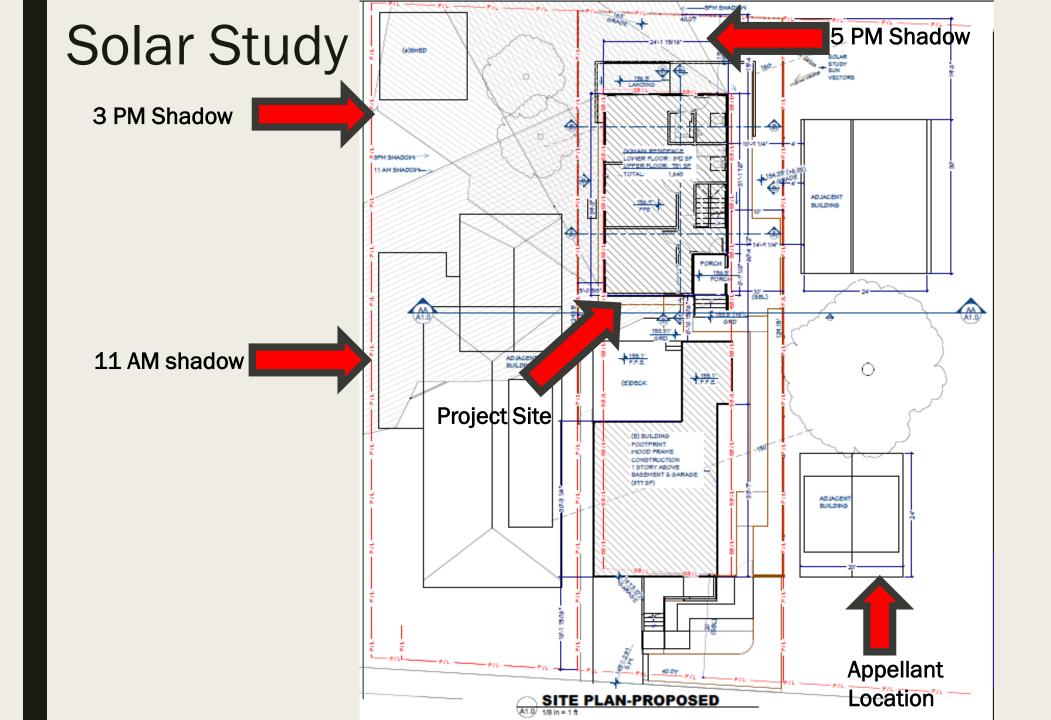
<u>Disregard of the Contra</u> <u>Costa County ADU</u> <u>Ordinance</u> The ADU is not subject to review under this Development Plan and Design Review. The ADU complies with the County ADU Ordinance

<u>Disregard of Kensington</u> <u>Ordinance</u>

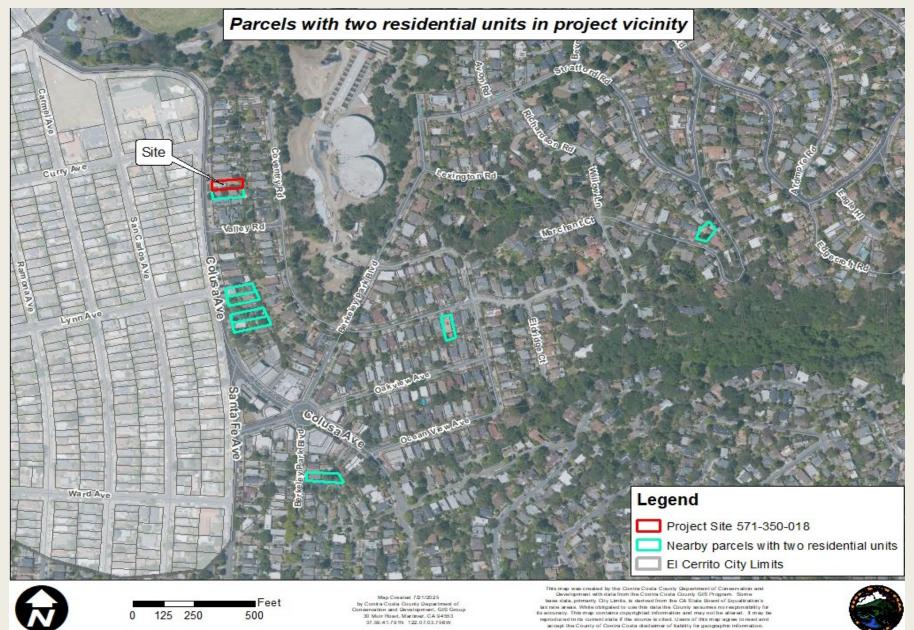
 Kensington Combining District Findings are supported.

Bad Precedent For The Neighborhood

■ The surrounding neighborhood consists of similar two-unit developments. Project who exceeds GFA must comply with standards listed in 84-74.1206(b) which is supported in Kensington Findings.



#### Map of Parcels With Two Residential Units



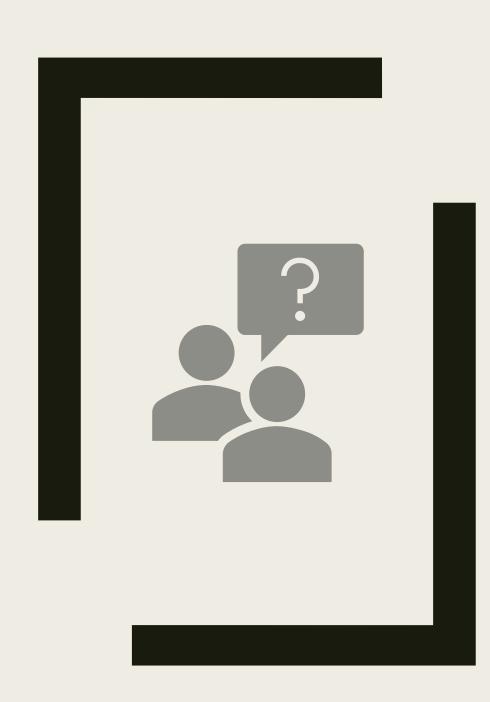
#### Staff Conclusion

- The project is consistent with the applicable policies/standards of:
  - County General Plan
  - Zoning Consistency
  - Kensington Combining District
  - Appropriateness of the neighborhood
- The project applicant redesigned the project to address neighborhood concerns.

#### Staff Recommendation

Staff recommends that the County Planning Commission:

- DENY the appeal by David and Sandra Gerstel
- APPROVE the project based on the findings and conditions of approval



# QUESTIONS?