



## **CITY OF SALINAS COUNCIL STAFF REPORT**

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**DATE:** AUGUST 12, 2025

**DEPARTMENT:** COMMUNITY DEVELOPMENT

**FROM:** LISA BRINTON, DIRECTOR

**THROUGH:** COURTNEY GROSSMAN, PLANING MANAGER

**BY:** THOMAS WILES, SENIOR PLANNER

**TITLE:** TIME EXTENSION 2025-003 (TE 2025-003); REQUEST FOR A ONE (1) YEAR TIME EXTENSION TO TENTATIVE MAP 2019-002 TO SUBDIVIDE A 7.74-ACRE LOT INTO 37 LOTS AT 11 HILL CIRCLE IN THE RESIDENTIAL - LOW DENSITY - AIRPORT OVERLAY - FLOOD OVERLAY (R-L-5.5 - AR - F) ZONING DISTRICT

### **RECOMMENDED MOTION:**

A motion to approve a Resolution finding the project (TE 2025-003) consistent with the Mitigated Negative Declaration approved by the City Council on April 13, 2021, affirming the findings, and approving a third one (1) year Time Extension of Tentative Map 2019-002.

### **EXECUTIVE SUMMARY:**

John Filighera & Associates, Inc., Applicant, on behalf of U4RIC Investments, LLC, Property Owner, is requesting a one (1) year Time Extension to Tentative Map 2019-002 to extend the expiration date from April 13, 2025, to April 13, 2026. The Tentative Map was approved by the City Council on April 13, 2021, which includes the subdivision of a 7.74-acre lot into 37 lots with alternative street sections and street frontage design for interior roadways. As part of the project, the City Council considered and adopted a Mitigated Negative Declaration along with a Mitigation Monitoring Program. Pursuant to Municipal Code Section 31-401.11, extensions to approved Tentative Maps require a recommendation from the Planning Commission and final determination by the City Council.

### **BACKGROUND:**

Tentative Map (2019-002) and related Planned Unit Development Permit 2019-001 authorized development of 37 detached single-family dwelling units with alternative development standards. The project includes a 4.95-acre common lot, 18,500 square-feet of usable open space, 38 off-street parking spaces including two (2) accessible spaces, and three (3) affordable units for families earning less than the median income for Monterey County. As part of the project, the City Council

considered and adopted a Mitigated Negative Declaration along with a Mitigation Monitoring Program (Environmental Review 2020-005). Both Tentative Map 2019-002 and Planned Unit Development Permit 2019-002 were recorded with the County Recorder's Office on January 7, 2022.

During the processing of the third one (1) year time extension request, staff clarified that extensions to approved Tentative Maps require compliance with the Subdivision Regulations contained in Municipal Code Section 31-401.11. This specific Municipal Code Section refers to Sections 31-312, 31-313, and 31-314. Per Municipal Code Section 31-313.2, extensions of Tentative Maps require a recommendation by the Planning Commission and final determination by the City Council. Per Municipal Code Section 31-313.2, the City Planner shall submit the application for the extension, together with a staff report, and recommendation of approval or denial. Pursuant to Zoning Code 37-60.1050(a)(3), the City Planner has the authority to extend the related Planned Unit Development Permit 2019-001 administratively without a public hearing. However, both Tentative Map 2019-002 and related Planned Unit Development 2019-001 need to be effective to implement the project.

Per Municipal Code Section 31-402, a Final Map shall be filed prior to expiration of the Tentative Map. The Final Map shall show the locations of streets and property lines bounding the property and shall substantially conform with the approved Tentative Map and the requirements of the Zoning Code in effect at the time the application was determined or deemed to be complete. Per the Subdivision Ordinance (Chapter 31 of the Municipal Code), the Final Map shall be submitted to the City Engineer for processing. Per Municipal Code Sections 31-402.7 and 31-402.8, after the City Engineer finds that the Final Map conforms to the approved Tentative Map, all required certificates and statements have been signed, and where necessary, acknowledged, the City Engineer shall file the Final Map with the City Clerk for City Council approval and recordation. Per City records, the Final Map application (FM 2022-001) is pending per comments dated August 18, 2022. The City of Salinas Public Works Department awaits receipt of a subdivision improvement agreement and payment of bonds.

The property is located in the R-L-5.5-AR-F (Residential – Low Density – Airport Overlay – Flood Overlay) Zoning District and is currently vacant. The following provides an overview of the land uses and zoning districts adjacent to the project site:

North:	Residential/Residential – Low Density – Airport Overlay – Flood Overlay (R-L-5.5 AR-F)
South:	Residential/ Residential – Low Density – Airport Overlay (R-L-5.5-AR) and Residential – High Density – Airport Overlay (R-H-2.1-AR)
East:	East Laurel Drive and Residential/Residential – Medium Density – Airport Overlay – Flood Overlay (R-M-2.9–AR-F)
West:	Residential and Open Space/Open Space – Airport Overlay – Flood Overlay (OS–AR-F) and Residential – Low Density – Airport Overlay (R-L-5.5-AR)

#### Analysis:

Below is a timeline for the processing of Tentative Map 2019-002 and related Planned Unit

Development Permit 2019-002:

March 21, 2021	The Planning Commission recommended that the City Council adopt a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program and approve Tentative Map 2019-002 and Planned Unit Development Permit 2019-001.
April 13, 2021	The City Council adopted a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program and approved Tentative Map 2019-002 and Planned Unit Development Permit 2019-001. Per the attached approval document and Municipal Code Section 31-312(a), the expiration date of Tentative Map 2019-002 was set 24-months from the date of approval (April 13, 2023). In order to be consistent with Tentative Map 2019-002, related Planned Unit Development Permit 2019-001 included the same expiration date, see Resolution 22075 provided as an attachment to this report.
April 6, 2023	Applicant requested the first one (1) year Time Extension to both Tentative Map 2019-002 and Planned Unit Development Permit 2019-001 to allow additional time to work with the California Department of Fish and Wildlife (formerly Department of Fish and Game) to clarify the requirements for a Streambed Alteration Agreement for the project.
April 10, 2023	The City Planner approved a first one (1) year Time Extension to both Tentative Map 2019-002 and Planned Unit Development Permit 2019-001, which extended the expiration date from April 13, 2023 to April 13, 2024 (see attached Time Extension 2023-003).
April 12, 2024	Applicant requested a second one (1) year Time Extension to both Tentative Map 2019-002 and Planned Unit Development Permit 2019-001. The second Time Extension was requested to clarify the requirements of the Streambed Alteration Agreement for the project with the California Department of Fish and Wildlife, finalize the sewer upgrade agreement, redesign the retaining wall package and engineering design, obtain a grading and stockpile permit, and obtain additional financing.
April 19, 2024	The City Planner approved a second one (1) year Time Extension to both Tentative Map 2019-002 and Planned Unit Development Permit 2019-001, which extended the expiration date from April 13, 2024 to April 13, 2025 (see attached Time Extension 2024-003).
March 27, 2025	Applicant requested a third one (1) year Time Extension to both Tentative Map 2019-002 and Planned Unit Development Permit 2019-001. The third Time Extension is requested to allow additional time to process the project because of a severe injury that occurred to the Applicant on February 8, 2025.

Pursuant to Municipal Code Section 31-313, the City may only approve an extension of up to 36-months from the original 24-month approval date of a Tentative Map. Because Tentative Map 2019-002 was approved on April 13, 2021, with a 24-month expiration date and two previous one-year Time Extensions approved on April 10, 2023, and April 12, 2024, only one remaining Time Extension to April 13, 2026, may be approved by the City. If the terms and conditions of Tentative Map 2019-002 and Planned Unit Development Permit 2019-001 are not complied with by April 13, 2026, then both the Tentative Map and the Planned Unit Development Permit will expire and the Applicant, or successor-in-interest, will need to apply for a new Tentative Map and Planned Unit Development Permit to continue with the project.

#### Findings:

The City Council may approve a the third one (1) year Time Extension from April 13, 2025, to April 13, 2026, for Tentative Map 2019-002 if all of the findings set forth in the proposed City Council Resolution are established.

#### June 18, 2025, Planning Commission Meeting

On June 18, 2025, the Planning Commission considered a one (1) year Time Extension to Tentative Map 2019-002. Commissioners requested information as to why the Time Extension was required, construction timelines, and process requirements. Per the attached Planning Commission Resolution 2025-06, the Commission voted 7-0 to recommend that the City Council approve a one (1) year Time Extension from April 13, 2025, to April 13, 2026, for Tentative Map 2019-002 (see draft June 18, 2025, Planning Commission minutes).

#### Time Consideration:

The project was deemed complete by the City Planner on May 20, 2025. Per Municipal Code Section 31-313.2(a), within 30-days of determining that the request for a Tentative Map Time Extension is complete, the City Planner shall submit the application for the extension together with a report to the Planning Commission at a public hearing with a recommendation for approval or denial. Pursuant to the same Municipal Code Section, the City Council shall consider the application within 45 days of the Planning Commission recommendation. On June 4, 2025, staff received a one (1) time 90-day Time Extension pursuant to the Permit Streamlining Act (Government Code Section 65957) from the Applicant. The final deadline for processing of this Time Extension to Tentative Map 2019-002 is November 1, 2025.

#### Alternatives Available to the Council:

The City Council has the following alternatives:

1. Affirm the findings set forth in the attached Resolution, and approve Time Extension 2025-003 with modifications; or
2. Find that the request for Time Extension is not appropriate and establish findings at the

public hearing stating the reasons for not approving Time Extension 2025-003.

CEQA CONSIDERATION:

On April 13, 2021, the City Council considered and adopted a Mitigated Negative Declaration (MND) along with a Mitigation Monitoring and Reporting Program for Tentative Map 2019-002 and related Planned Unit Development Permit 2019-001 (Environmental Review 2020-005). The extension of time does not change the scope of the project from its initial approval. Therefore, the Time Extension request does not require further environmental analysis under CEQA.

CALIFORNIA GOVERNMENT CODE §84308 APPLIES:

Yes.

STRATEGIC PLAN INITIATIVE:

The project advances the Economic Development and Housing goals of the City Council by advancing the production of housing including three units of affordable housing.

DEPARTMENTAL COORDINATION:

The Community Development Department previously worked closely with the Housing Division, and the Legal and Public Works Departments to evaluate the previously approved Tentative Map 2019-002 and Planned Unit Development Permit 2019-001, and both were presented to the Traffic and Transportation Commission and Housing and Land Use Committee for recommendation prior to City Council consideration in 2021.

FISCAL AND SUSTAINABILITY IMPACT:

There is no direct fiscal impact to the General Fund associated with this Tentative Map time extension as staff time for processing is already included in the FY 24-25 and FY 25-26 Operational Budget and offset by the application fee of \$169.31.

ATTACHMENTS:

1. Proposed City Council Resolution with the following exhibits:
  - Exhibit 1: Resolution No. 22075
  - Exhibit 2: Recorded Planned Unit Development Permit 2019-001 and Tentative Map 2019-002
2. Planning Commission Resolution No. 2025-06 including the following exhibits:
  - Exhibit 1: Resolution No. 22075
  - Exhibit 2: Recorded Planned Unit Development Permit 2019-001 and Tentative Map 2019-002
3. Planning Commission Staff Report dated June 18, 2025, without exhibits
4. Draft June 18, 2025, Planning Commission minutes
5. Request from the Applicant for a Time Extension to 11 Hill Circle received on March 27,

2025

6. Draft time extension approval for PUD 2019-001 without attachments
7. Time Extension 2023-003 (TE 2023-003) dated April 10, 2023
8. Time Extension 2024-003 (TE 2024-003) dated April 19, 2024