



# County of Fresno

DEPARTMENT OF PUBLIC WORKS AND PLANNING  
STEVEN E. WHITE, DIRECTOR

DATE: April 17, 2024

To: Department of Public Works and Planning, Attn: Steven E. White, Director  
Department of Public Works and Planning, Attn: Bernard Jimenez,  
Planning and Resource Management Officer  
Development Services and Capital Projects, Attn: William M. Kettler,  
Deputy Director  
Development Services and Capital Projects, Attn: Chris Motta, Division Manager  
Development Services and Capital Projects, Attn: Tawanda Mtunga,  
Principal Planner  
Development Services and Capital Projects, Attn: Attn: James Anders,  
Principal Planner  
Development Services and Capital Projects, Current/Environmental  
Planning, Attn: David Randall, Senior Planner  
Development Services and Capital Projects, Policy Planning, Attn:  
Mohammad Khorsand, Senior Planner  
Development Services and Capital Projects, Zoning & Permit Review,  
Attn: Daniel Gutierrez, Senior Planner  
Development Services and Capital Projects, Development Engineering,  
Attn: Laurie Kennedy, Office Assistant III  
Water and Natural Resources Division, Attn: Augustine Ramirez, Division  
Manager  
Water and Natural Resources Division, Attn: Roy Jimenez, Senior Planner  
Water and Natural Resources Division, Transportation Planning, Attn:  
Hector Luna, Senior Planner/Darren Findley, Senior Engineering  
Technician/Brody Hines, Planner  
Water and Natural Resources Division, Community Development, Attn:  
Yvette Quiroga, Principal Planner  
Design Division, Attn: Mohammad Alimi, Division Manager;  
Erin Haagenson, Principal Staff Analyst  
Resources Division, Attn: Daniel Amann, Interim Division Manger  
Resources Division, Special Districts, Attn: Christopher Bump, Principal  
Staff Analyst,  
Road Maintenance and Operations Division, Attn: Wendy Nakagawa,  
Supervising Engineer  
Department of Public Health, Environmental Health Division, Attn: Deep  
Sidhu, Supervising Environmental Health Specialist; Kevin Tsuda,  
Environmental Health Specialist;  
Agricultural Commissioner, Attn: Melissa Cregan  
Sheriff's Office, Attn: Captain Ryan Hushaw, Lt. Brandon Pursell, Lt. Kathy Curtice  
U.S. Fish and Wildlife Service, San Joaquin Valley Division, Attn Matthew Nelson  
CA Department of Fish and Wildlife, Attn: R4CEQA@wildlife.ca.gov  
CA Regional Water Quality Control Board, Attn:  
centralvalleyfresno@waterboards.ca.gov  
State Water Resources Control Board, Division of Drinking Water, Attn: Cinthia Reyes

Sierra Resource Conservation District, Attn: Kelly Kucharski  
Fresno County Fire Protection District, Attn: FKU.Prevention-Planning@fire.ca.gov  
San Joaquin Valley Unified Air Pollution Control District (PIC-CEQA Division)  
Attn: Michael Corder, Senior Air Quality Specialist, Patia Siong, Air Quality Specialist

FROM: Alyce Alvarez, Planner  
Development Services and Capital Projects Division

SUBJECT: Tentative Tract Map No. 5393 – Fourth One-Year Time Extension

APPLICANT: Jeffrey T. Roberts

DUE DATE: May 2, 2024

The Department of Public Works and Planning, Development Services Division is reviewing the subject application proposing to allow a fourth one-year discretionary time extension to exercise Tentative Tract Map No. 5393 which authorizes a planned unit development consisting of 275 single-family residential lots, two commercial lots, two lots for future use, and other out lots on approximately 224-acres in the R-1-B(c) (Single-Family Residential, 12,500 square-foot minimum parcel size, Conditional), R-1(c) (Single-Family Residential, 6,000 square-foot minimum parcel size, Conditional), R-2(c) (Low Density Multiple Family Residential, 6,600 square-foot minimum parcel size), C-M(c) (Commercial and Light Manufacturing), C-1(c) (Neighborhood Shopping Center), R-E(c) (Recreational District, 2-acre minimum parcel size) Districts.

The project site is located within the Millerton New Town Specific Plan area, south of Millerton Road between the Brighton Crest Subdivision and the Friant-Kern Canal, approximately 2.5 miles east of the unincorporated community of Friant. (Sup. Dis. 5) (APNs: 300-542-35,26, 23).

Approval of a time extension request is appropriate if circumstances pertaining to the mandatory findings have not changed since the date of the original approval. **It is important, therefore, that you limit your review to identifying any circumstances or factors that may have changed since the original approval.** We cannot request new conditions of approval unless there are significant changes to the project's circumstances that would affect public Health and or safety and warrant amending the conditions of approval.

We must have your comments by **May 2, 2024.**

**If you do not have comments, please provide a “NO COMMENT” response to our office by the above deadline (e-mail is also acceptable; see email address below).**

Please address any correspondence or questions to Alyce Alvarez, Planner, Current Planning Unit, Development Services and Capital Projects Division, Fresno County Department of Public Works and Planning, 2220 Tulare Street, Sixth Floor, Fresno, CA 93721, or contact me at (559) 600-9669, or email [alvalvarez@fresnocountyca.gov](mailto:alvalvarez@fresnocountyca.gov).

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*Activity Code (Internal Review): 2362*



Fresno County Department of Public Works and Planning

Date Received: [ ] (Application No.)

MAILING ADDRESS: Department of Public Works and Planning Development Services Division 2220 Tulare St., 6th Floor Fresno, Ca. 93721

LOCATION: Southwest corner of Tulare & "M" Streets, Suite A Street Level Fresno Phone: (559) 600-4497 Toll Free: 1-800-742-1011 Ext. 0-4497

APPLICATION FOR:

- Pre-Application (Type)
Amendment Application
Amendment to Text
Conditional Use Permit
Variance (Class )/Minor Variance
Site Plan Review/Occupancy Permit
No Shoot/Dog Leash Law Boundary
General Plan Amendment/Specific Plan/SP Amendment
Time Extension for Tentative Tract No. 5393
Director Review and Approval
for 2nd Residence
Determination of Merger
Agreements
ALCC/RLCC
Other

DESCRIPTION OF PROPOSED USE OR REQUEST:

[Empty box for description of proposed use or request]

CEQA DOCUMENTATION: Initial Study PER N/A

PLEASE USE FILL-IN FORM OR PRINT IN BLACK INK. Answer all questions completely. Attach required site plans, forms, statements, and deeds as specified on the Pre-Application Review. Attach Copy of Deed, including Legal Description.

LOCATION OF PROPERTY: side of between and Street address:

APN: Parcel size: Section(s)-Twp/Rg: S - T S/R E

ADDITIONAL APN(s):

I, (signature), declare that I am the owner, or authorized representative of the owner, of the above described property and that the application and attached documents are in all respects true and correct to the best of my knowledge. The foregoing declaration is made under penalty of perjury.

Asseini Group, Inc / 104 Investments, LLC
Owner (Print or Type) Address City Zip Phone

Jeffrey T. Roberts
Applicant (Print or Type) Address City Zip Phone

Jeffrey T. Roberts, 5260 N. Palm #421, Fresno, Ca. 93704
Representative (Print or Type) Address City Zip Phone

CONTACT EMAIL: jroberts@assemigroup.com (559) 440-8308/28-0688

OFFICE USE ONLY (PRINT FORM ON GREEN PAPER)

Application Type / No.: Fee: \$
Application Type / No.: Fee: \$
Application Type / No.: Fee: \$
Application Type / No.: Fee: \$
PER/Initial Study No.: Fee: \$
Ag Department Review: Fee: \$
Health Department Review: Fee: \$
Received By: Invoice No.: TOTAL: \$

UTILITIES AVAILABLE:

WATER: Yes [ ] / No [ ]
Agency:
SEWER: Yes [ ] / No [ ]
Agency:

STAFF DETERMINATION: This permit is sought under Ordinance Section:

Sect-Twp/Rg: - T S/R E

Related Application(s):

APN # - -

Zone District:

APN # - -

Parcel Size:

APN # - -

APN # - -

## Jeff Roberts

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**Subject:** Tentative Tract No. 5393 ( Time Extension Request )

Request for Time Extension:

The owners of the property known at Tentative Tract No. 5393 request an extension of time. The main factor causing the request is the condition of the housing market in Fresno County. The high interest rates affect the future home buyers ability to qualify for home mortgages and this has affected the entire County and State of California.



Jeffrey T. Roberts | Entitlement Director

**T:** [\(559\) 440-8308](tel:(559)440-8308) | **M:** [\(559\)288-0688](tel:(559)288-0688) | **F:** [\(559\) 436-1659](tel:(559)436-1659) | **X:** 308

**E:** [jroberts@assemigroup.com](mailto:jroberts@assemigroup.com)

**W:** [www.assemigroup.com](http://www.assemigroup.com)

5260 N. Palm Ave., Ste. 421, Fresno, CA 93704



# County of Fresno

DEPARTMENT OF PUBLIC WORKS AND PLANNING  
STEVEN E. WHITE, DIRECTOR

April 17, 2023

Jeffrey T. Roberts  
1396 W. Herndon #110  
Fresno CA 93711

Dear Applicant:

Subject: Resolution No. 12984 – Vesting Tentative Tract Map No. 5393  
(Third One-Year Time Extension)

On March 23, 2023, the Fresno County Planning Commission granted your time extension request. A copy of the Planning Commission Resolution is enclosed.

If you have any questions, please contact me at [alyalvarez@fresnocountyca.gov](mailto:alyalvarez@fresnocountyca.gov) or at 559-600-9669.

Sincerely,

Alyce Alvarez, Planner  
Development Services and Capital Projects Division

AA:jp  
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Enclosure



## Inter Office Memo

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DATE: March 23, 2023

TO: Board of Supervisors

FROM: Planning Commission

SUBJECT: RESOLUTION NO. 12984 – THIRD ONE-YEAR TIME EXTENSION FOR VESTING TENTATIVE TRACT MAP NO. 5393

APPLICANT: Jeffrey T. Roberts

OWNER: Assemi Group

REQUEST: Grant a third one-year time extension to exercise Vesting Tentative Tract Map No. 5393, which authorizes a planned unit development consisting of 275 single-family residential lots, two commercial lots, two lots for future use, and other out lots on approximately 224-acres in the R-1-B(c) (Single-Family Residential, 12,500 square-foot minimum parcel size, Conditional), R-1(c) (Single-Family Residential, 6,000 square-foot minimum parcel size, Conditional), R-2(c) (Low Density Multiple Family Residential, 6,600 square-foot minimum parcel size), C-M(c) (Commercial and Light Manufacturing), C-1(c) (Neighborhood Shopping Center), R-E(c) (Recreational District, 2-acre minimum parcel size) Districts.

LOCATION: The subject property is located within the Millerton New Town Specific Plan, south of Millerton Road between the Brighton Crest Subdivision and the Friant Kern Canal, approximately 2.5 miles east of the unincorporated community of Friant (APNs: 300-542-23, 26, and 35) (Sup. Dist. 5).

### PLANNING COMMISSION ACTION:

At its hearing of March 23, 2023, the Commission, as part of its Consent Agenda, considered the Staff Report and determined that the requested one-year time extension was warranted.


A motion was made by Commissioner Chatha and seconded by Vice-Chair Hill to grant the requested one-year time extension for Tentative Tract Map No. 5393.

RESOLUTION NO. 12984

This motion passed on the following vote:

VOTING:      Yes:            Commissioners Chatha, Hill, Abrahamian, Arabian, Carver, and Zante  
  
                  No:            None  
  
                  Absent:        Commissioners Ewell and Woolf  
  
                  Abstain:       None  
  
                  Recused:      None

STEVEN E. WHITE, DIRECTOR  
Department of Public Works and Planning  
Secretary-Fresno County Planning Commission

By:   
\_\_\_\_\_  
William M. Kettler, Manager  
Development Services and Capital Projects Division

WMK:aa:jp  
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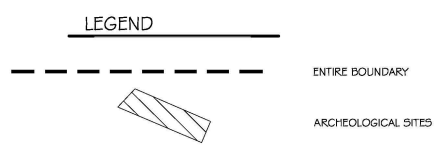
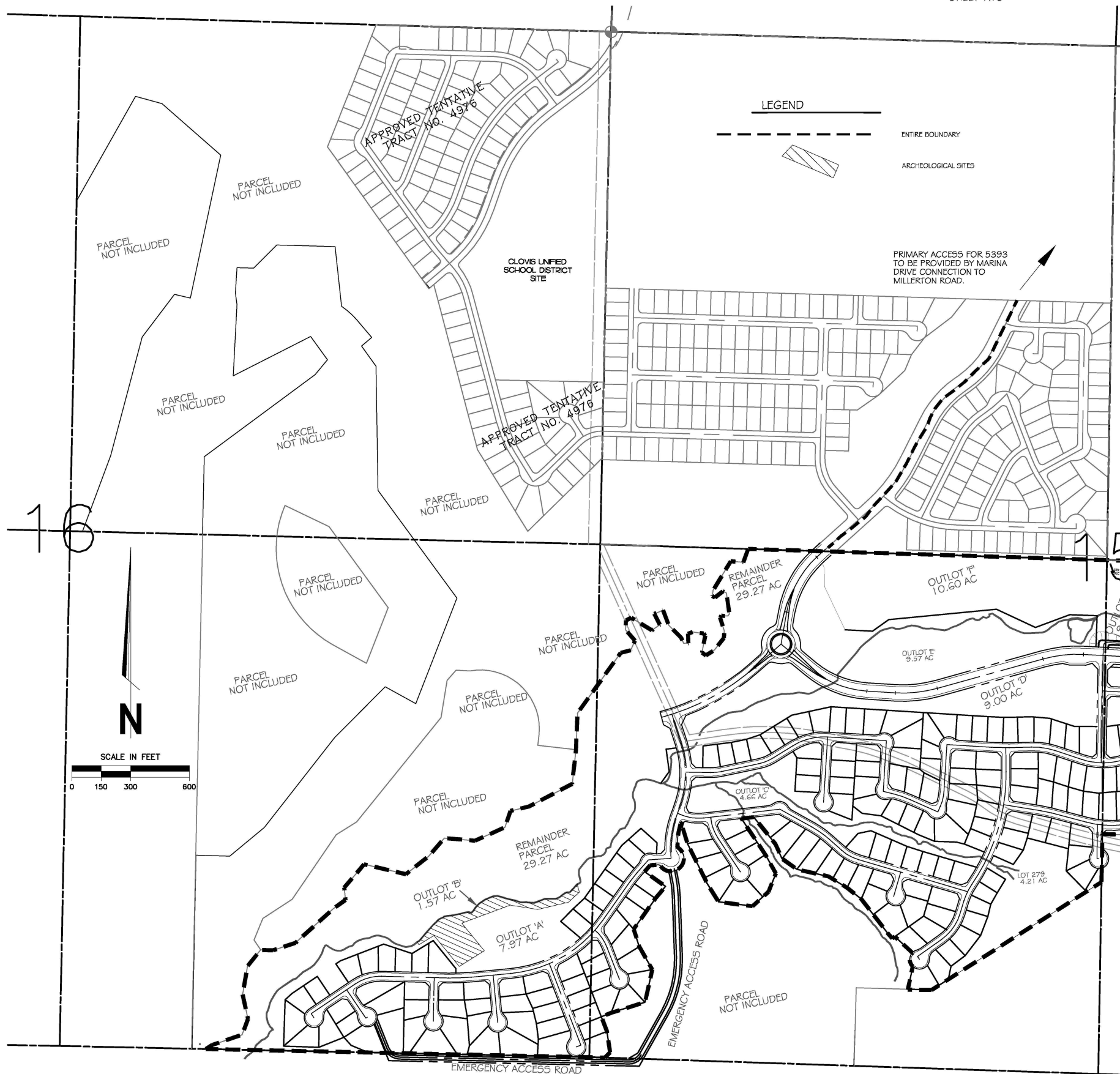
NOTE:      Approval of this time extension will extend the expiration date of Tentative Tract Map No. 5393 to May 8, 2024. If circumstances beyond the control of the Applicant do not permit compliance with this time limit, the Commission may grant an extension not to exceed one additional year. Application for such extension must be filed with the Department of Public Works and Planning before the expiration of the Tentative Tract Map.



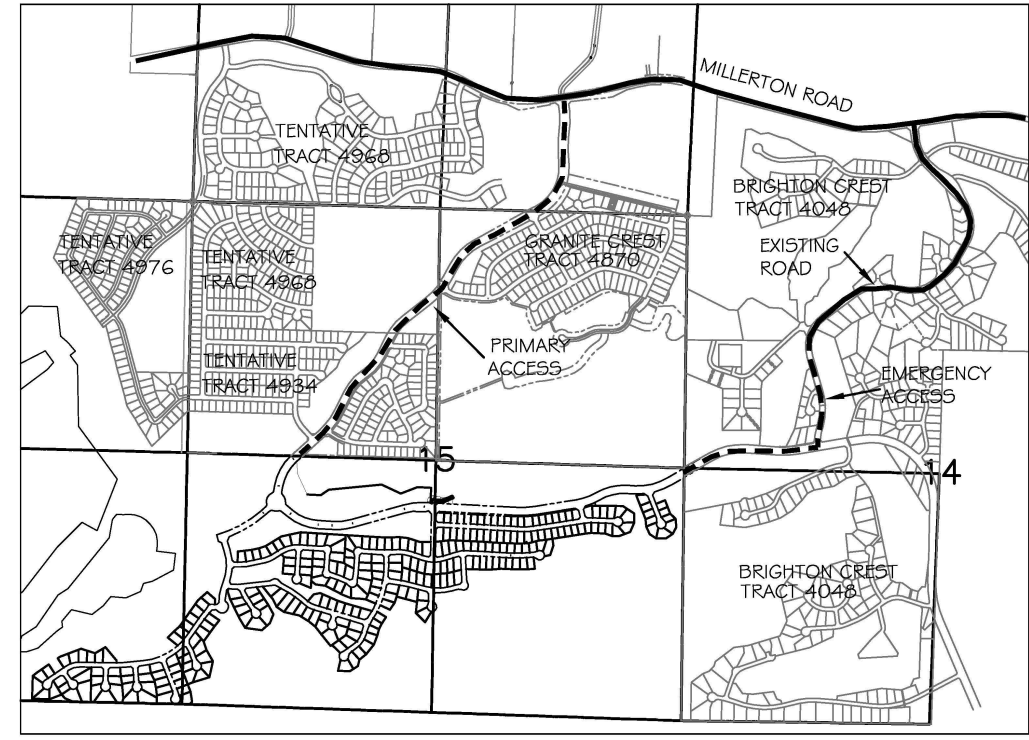


# TRACT MAP No. 5393

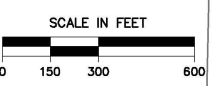
IN THE COUNTY OF FRESNO  
CONSISTING OF FIVE SHEETS  
SHEET TWO



PRIMARY ACCESS FOR 5393 TO BE PROVIDED BY MARINA DRIVE CONNECTION TO MILLERTON ROAD.



PRIMARY # EMERGENCY ACCESS



### NOTES

- TOTAL TRACT ACREAGE OF 223.96± ACRES INCLUDES THE FOLLOWING:
- (A) LOTS 1 to 275 (SINGLE FAMILY RESIDENTIAL)
  - (B) AREAS DEDICATED FOR ROADS - TOTAL A+B (100.06 AC)
  - (C) OUTLOT 'A' (7.97 AC) - SPRAY REUSE/STORM DRAIN
  - (D) OUTLOT 'B' (1.57 AC) - SPRAY REUSE/ARCH SITE
  - (E) OUTLOT 'C' (4.64 AC) - STORM DRAIN/OPEN SPACE
  - (F) OUTLOT 'D' (9.00 AC) - SPRAY REUSE/PARK
  - (G) OUTLOT 'E' (9.57 AC) - SPRAY REUSE
  - (H) OUTLOT 'F' (10.60 AC) - WWTP CSA 34
  - (I) OUTLOT 'G' (1.91 AC) - WTP CSA 34
  - (J) OUTLOT 'H' (12.06 AC) - SPRAY RESUE
  - (K) OUTLOT 'I' (0.58 AC) - SPRAY REUSE/ARCH SITE
  - (L) LOT '276' (3.00 AC) - CM LAND USE
  - (M) LOT '277' (4.00 AC) - C-1 LAND USE
  - (N) LOT '278' (25.52 AC) - RE, R-1, R-2 LAND USES
  - (O) LOT '279' (4.21 AC) - R-1-B LAND USE
  - (P) REMAINDER PARCEL (29.27 AC)

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NO.	REVISION	BY	DATE



THE CLARKSFIELD COMPANY, INC.  
IN THE COUNTY OF FRESNO  
STATE OF CALIFORNIA  
THE MASTERS COLLECTION AT millerton lake  
VESTING  
TENTATIVE TRACT MAP No. 5393

EST. 1968  
**PROVOST & PRITCHARD**  
ENGINEERING GROUP  
An Employer Owned Company  
286 WEST CROMWELL AVENUE  
FRESNO, CALIFORNIA 93711-6162  
559/442-2700 FAX 559/449-9710  
www.ppsg.com

DESIGN ENGINEER:  
DAVID MCGLOSSON  
LICENSE NO:  
6968  
DRAFTED BY: CHECKED BY:  
ABL  
SCALE: 1"=300'  
DATE: 04/28/2008  
JOB NO: 12320301  
DWG. NO:  
SHEET



# Inter Office Memo

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DATE: May 8, 2008

TO: Board of Supervisors

FROM: Planning Commission

SUBJECT: RESOLUTION NO. 12104 - INITIAL STUDY APPLICATION NO. 5310,  
VESTING TENTATIVE TRACT MAP APPLICATION NO. 5393,  
CLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3113  
AND SITE PLAN REVIEW APPLICATION NO. 7654

APPLICANT: The Clarksfield Company, Inc.

OWNER: The Clarksfield Company, Inc.

REQUEST: Allow a planned unit development consisting of 275 single-family residential lots, two commercial lots, two lots for future use, and other outlots on approximately 224-acres in the R-1-B(c) (Single-Family Residential, 12,500 square-foot minimum parcel size, Conditional), R-1(c) (Single-Family Residential, 6,000 square-foot minimum parcel size, Conditional), R-2(c) (Low Density Multiple Family Residential, 6,600 square-foot minimum parcel size), C-M(c) (Commercial and Light Manufacturing), C-1(c) (Neighborhood Shopping Center), R-E(c) (Recreational District, 2-acre minimum parcel size) Districts.

LOCATION: The subject property is located within the Millerton New Town Specific Plan, south of Millerton Road between the Brighton Crest Subdivision and the Friant-Kern Canal, approximately 2.5 miles east of the unincorporated community of Friant. (SUP. DIST. 5) (APN: 300-540-16, 17, 22, 23, 37, 69, 71, 84, 91, 93, 94, 95, & 96).

## PLANNING COMMISSION ACTION:

At its hearing of May 8, 2008, the Commission considered the Subdivision Review Committee Report and Staff Report and testimony (summarized in Exhibit "A").



EXHIBIT "A"

Initial Study Application No. 5310  
Tentative Tract Map Application No. 5393  
Classified Conditional Use Permit Application No. 3113  
Site Plan Review Application No. 7654

- Staff: The Fresno County Planning Commission considered the Subdivision Review Committee Report and Staff Report dated May 8, 2008, and heard a summary presentation by staff.
- Applicant: The applicant's representative concurred with the Subdivision Review Committee Report and Staff Report and the recommended conditions. He described the project and offered the following information to clarify the intended use:
- The tract will receive water from Millerton Lake via Place of Use Contracts.
  - Millerton New Town is allocated 3,000 acre feet annually. The subject tract will use approximately 500 acre feet annually.
  - County Service Area No. 41 will treat and deliver the domestic water to the proposed tract.
  - Clustering of development is proposed in order to avoid wetlands, existing creeks, and sloped terrain in the area.
- Others: No other individuals presented information in support of or in opposition to the project.
- Correspondence: No letters were presented to the Planning Commission in support of or in opposition to the application.

EXHIBIT "B"

Conditions of Approval

Initial Study Application No. 5310  
Tentative Tract Map Application No. 5393  
Site Plan Review Application No. 7654

A. MARINA DRIVE:

1. Shall be developed as four-lane divided roadway, in a 106-foot right-of-way, through the commercial area and government center. South of the commercial area and government center, Marina Drive shall be constructed as a two-lane undivided 35 mph design speed public road in an 84-foot right-of-way with provisions for the future addition of two travel lanes when traffic volumes warrant. Development of Marina shall be in accordance with Figure 7 of the Millerton Specific Plan.
2. The proposed roundabout shall be developed in accordance with U.S. Department of Transportation Publication No. FHWA-RD-00-067, except that the roundabout shall be surfaced with an impervious surface approved by the Director of the Department of Public Works and Planning.
3. The proposed roundabout and its transitions shall be maintained by CSA 34 regardless of the future maintenance entity for Marina Drive.
4. Left-turn lanes shall be provided on Marina Drive at all intersections.
5. The applicant shall provide a 15-foot wide landscaped setback along both sides of Marina Drive within the boundaries of the proposed subdivision. No structures or advertising signs shall be allowed within the setback, except for temporary real estate or directional signs.
6. Thirty-foot by thirty-foot corner cutoffs shall be provided at all intersections.
7. A Class III bicycle path (Bike Route) shall be provided having a minimum paved width of five feet along each side of the roadway and signed for no on-street parking.
8. An emergency access easement shall be provided from the east end of the road to connect with a public road.

B. SAUBRICE AVENUE:

1. Shall be developed as a Collector road in accordance with Figure SP1-8 of the Millerton Specific Plan.

C. INTERIOR ROADS:

1. Shall be developed in accordance with the Millerton Specific Plan.
2. Shall be constructed to a 25 M.P.H. local residential street standard as shown in Figure SP1-8 of the Millerton Specific Plan. The 25 M.P.H. design speed requires the interior roads to have a minimum centerline curve radius of 230 feet.
3. Twenty-foot by twenty-foot corner cutoffs shall be provided at all intersections of all interior roads. Adequate sight distance shall be provided at all intersections based upon a 25 M.P.H. design speed for the interior streets.
4. Roads shall intersect at approximately 90-degree angles.
5. A County Standard B-2 cul-de-sac shall be provided at the end of all cul-de-sac roads.
6. All cul-de-sac roads shall have a maximum length of 500 feet with a fire hydrant at the end of the street.
7. All cul-de-sac streets in excess of 300 feet in length require a fire hydrant installed at the end of the street.
8. Street and regulatory signs and markings shall be included in the design in accordance with County Standards.
9. Engineered plans for the road improvements shall be submitted to the County of Fresno for review and approval. The initial submittal shall include a soils report which shall identify a recommended traffic index, R-value, and pavement structural section. If significant cuts and fills are involved, subsequent R-values shall be obtained for sub-grade after completion of earthwork operations.
10. Direct access to each lot shall be certified by a licensed civil engineer.

D. DRAINAGE AND EROSION CONTROL:

1. Provisions shall be made to maintain natural drainage throughout the development in a manner that will not significantly change the existing drainage characteristics of those parcels adjacent to the development.

2. Additional runoff generated by the development including full residential build-out of the subdivision shall be retained on-site within drainage ponds or approved pipe storage systems or other facilities acceptable to the Director of the Department of Public Works and Planning. Fresno County shall review and approve the Grading and Drainage Plan for the project.
3. A drainage study inclusive of both hydrology specific to the area (rational method will most likely not be appropriate due to excessive topography) and hydraulics will be needed to determine sizes and locations of culverts and/or relocated drainage channels.
4. Proposed basins in excess of eighteen inches in depth shall be fenced. Type of fencing shall be chain link or other form that would discourage public access.
5. If natural drainage swales are piped or rerouted, easements for the pipelines and/or channels and a maintenance organization to maintain them will be required. Said work will require that the applicant obtain a Stream Bed Alteration Agreement with the State Department of Fish and Game, and/or a Section 404 Permit from the US Army Corps of Engineers.
6. Liberal drainage easements and building setbacks shall be provided for all natural watercourses.
7. The centerline of all natural watercourses, dimensioned at the lot lines, shall be indicated on an additional map sheet.
8. The applicant shall obtain an NPDES permit prior to construction or grading activities. A Notice of Intent [NOI] shall be filed with the Regional Water Quality Control Board. A copy of this Notice shall be provided to the County prior to commencement of any grading activities.
9. The applicant shall develop a Storm Water Pollution Prevention Plan (SWPPP) and incorporate the plan into the construction improvement plans. The plan shall be submitted to the County prior to commencement of any grading activities.
10. Design of individual building pads with specific areas of grading for each lot shall be provided as part of the drainage improvement plans submitted for this development.

E. MAINTENANCE:

1. A Zone of Benefit in County Service Area 34 or other method acceptable to the Director of the Department of Public Works and Planning shall be provided for the maintenance of the new roads.

2. The subdivider will be required to secure the maintenance of the new roads for a period of two years after the acceptance thereof.

F. FIRE PROTECTION:

1. The design of the fire protection water system with location and number of fire hydrants together with the size of the water mains shall conform to County Standards and shall be approved by the Director of Public Works and Planning after consideration of the recommendations of the fire district having jurisdiction of the area.

G. WATER SERVICE:

1. The applicant's engineer shall provide a design for all elements of the system to the County for review and approval.
2. All proposed water facilities improvements shall be constructed in accordance with Fresno County Improvement Standards.
3. The Community Water System must be completed and accepted by the County prior to the issuance of building permits for residential/commercial construction.

H. SEWER SERVICE:

1. The applicant's engineer shall provide a design for all elements of the system to the County for review and approval.
2. All proposed sewer facilities improvements shall be constructed in accordance with Fresno County Improvement Standards.
3. The Community Sewer System must be completed and accepted by the County prior to the issuance of building permits for residential/commercial construction.

I. UTILITIES:

1. All utilities shall be placed underground in accordance with the provisions of the Subdivision Ordinance. Any existing utilities within this tract not in conformance with these requirements shall be removed or placed underground.
2. Any existing utilities within or adjacent to this tract not in conformance with these requirements shall be removed or placed underground.
3. A ten-foot wide public utility easement shall be dedicated along all lot boundaries located adjacent to any street located within the tract.



J. FLOOD WATER:

1. A portion of the property is in Flood Zone A, an area determined to be within the 100-year floodplain per FEMA Firm Panel 1035 F. Work within designated flood zones shall conform to provisions established in County Ordinance Code Chapter 15.48, Flood Hazard Areas. The limits of inundation shall be shown on an additional map sheet.
2. Site specific grading plans, permits and elevation certificates may be required for individual lots lying within Zone A.
3. U.S.G.S. Quad Map "FRIANT" shows existing streams traversing the subject property. The centerline of all streams shall be shown on the map. The Quad map also shows an existing pond which should be shown on the map. Any development near a stream will require clearance including any necessary permits from the State Department of Fish and Game, State Department of Water Resources and the Army Corps of Engineers. These requirements apply for all work around drainage channels, including the proposed culverts shown along the well road.

K. STREET NAMES:

1. The internal roads within the subdivision shall be named. The subdivider shall obtain approval of names from the Street Names Committee prior to the final map approval.

L. EMERGENCY ACCESS ROADS:

1. Shall be contained within emergency access easements and improved to a standard to provide traversability for emergency equipment as determined by the Director of the Department of Public Works and Planning after consideration of the recommendations of the fire district having jurisdiction of the area. Crash gates shall be provided at the end of the easements.

M. SOILS:

1. A soils investigation report prepared in accordance with the County's Improvement Standards (Section II-H) shall be required with the submittal of the final map.

N. OUTLOTS:

1. The use of all Outlots shall be designated on the recorded map.
2. Ownership of all outlots shall be by CSA 34 for the benefit of all owners, as an undivided interest by all the lot owners, or by other method approved by the Director. No outlot shall be developed, except as allowed

by the Fresno County Zoning Ordinance, nor shall any outlot be divided or be encumbered by a mortgage or other lien as security for a debt without the prior written consent of the Board of Supervisors, and 66-2/3 percent of the owners and mortgages. The County is the intended beneficiary of this provision and shall have the right to enforce this provision by all available remedies, legal and equitable. This condition shall be included in a recorded covenant to run with the land.

O. OTHER CONDITIONS:

1. All conditions of Classified Conditional Use Permit Application No. 3113 shall be complied with.
2. Prior to recordation of the final map, a zone of benefit within County Service Area 34 shall be established for the project.
3. Prior to recordation of the final map, an agreement between the developer and the CSA shall be entered in which the developer is responsible for all costs associated with the operation, maintenance, and administration of the CSA until such time as these costs can be met by the CSA through assessments or fees. This agreement shall be recorded.
4. Prior to recordation of the final map, all services proposed to be provided by the CSA, the level of each service and the proposed rate of each service shall be identified in a Service Plan prepared by an engineer.

NOTE: In order to discourage the overuse of water, a tiered rate structure must be included for review and approval. The tiered rate structure must be significantly tiered to encourage water conservation.

5. Prior to recordation of the final map, the tiered rate structures for the use of water for domestic and landscape/irrigation purposes shall be submitted for review and approval. The tiered rate structure for landscape/irrigation water shall be significantly tiered to discourage overuse of landscape/irrigation water and shall also outline when the landscape/irrigation water shall be disconnected and the procedures to be implemented for disconnection and enforcement.
6. Prior to recordation of the final map, a preliminary budget shall be completed for the operation and maintenance of the CSA including contingencies and reserves. An estimate of these costs shall be prepared by the developer's engineer and will be subject to review by the County.
7. The water and wastewater facilities shall be designed and constructed in accordance with the approved Infrastructure Plans.

8. Prior to issuance of any building permit, the wastewater and water facilities shall be completed and accepted by the Resources Division of the Department of Public Works and Planning.
9. All rights to groundwater beneath the subdivision shall be dedicated to the County Service Area subject to development by the subdivider or his assignee.
10. All mitigation measures listed in the Mitigation Measures and Monitoring Program Matrix for the Millerton Specific Plan EIR (Exhibit 6) that are applicable to the proposed development shall be complied with unless the Fresno County Ordinance Code or Improvement Standards requires a higher standard, in which case the higher standard shall be met. Prior to any development, the applicant shall enter into an agreement with Fresno County for the purpose of reimbursing the County for all costs incurred by the County in complying with the mitigation and monitoring requirements of CEQA (Public Resources Code Section 21081.6). These costs shall include, but are not limited to, staff and consultant services.
- \*11. In the event that cultural resources are unearthed during grading or construction activity, all work shall be halted in the area of the find, and an archeologist shall be called to evaluate the findings and make any necessary mitigation recommendations. If human remains are unearthed during construction, no further disturbance is to occur until the Fresno County Coroner has made the necessary findings as to origin and disposition. If such remains are Native American, the Coroner must notify the Native American Commission within 24 hours.
- \*12. To mitigate potential noise impacts, noise-generating construction activities shall be limited to the hours of 7:00 a.m. to 6:00 p.m. Monday through Friday and 7:00 a.m. to 5:00 p.m. Saturday and Sunday.
- \*13. Prior to recordation of a final map, a funding mechanism shall be established through a community facilities district or districts under the Mello-Roos Community Facilities Act of 1982, or other appropriate funding mechanism to be determined by the County, to support cost for Sheriff's protection services to achieve a ratio of 2.0 sworn officers per 1,000 residents for the affected properties. In addition, the project proponents shall pay for any cost associated with the establishment of the referenced funding mechanism.
- \*14. The applicant shall comply with the Endangered Species Act. The applicant shall complete and submit a Biological Assessment and resulting Biological Opinion, which shall include Mitigation and Avoidance Measures for plants and animals and acceptable to the United States Fish and Wildlife Service.

\* MITIGATION MEASURE – Measures specifically applied to the project to mitigate potential adverse environmental effects identified in the environmental document. A change in the condition may affect the validity of the current environmental document, and a new or amended environmental document may be required.

## Conditions of Approval

Initial Study Application No. 5310  
Classified Conditional Use Permit Application No. 3113

1. Development shall be in accordance with the site plan and project description as it pertains to property development standards, landscaping, fencing, lighting, circulation, grading, infrastructure, except as may be modified below.
2. The conditions of the Subdivision Review Committee Report for Vesting Tentative Subdivision Map No. 5393 shall be complied with.
3. This permit shall be tied to Vesting Tentative Subdivision Map No. 5393; if the tract is denied or expires, the Conditional Use Permit shall also expire.

NOTE: In accordance with Section 873 – I of the Zoning Ordinance, a conditional use permit to authorize a tentative subdivision map automatically assumes the life span of the tract map.

4. For those areas zoned R-1(c) and R-1-B (c) Districts, all existing property development standards of R-1(c) and R-1-B (c) Districts listed in the Zoning Ordinance, shall apply except for the following deviations:

### R-1(c) and R-1-B (c) Districts:

1. The minimum front and rear yard setbacks will be ten feet for a structure.
2. The minimum side yard setback will be five feet.

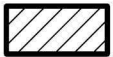
### R-1-B(c) District:

1. Lot Area: 7,500 square feet
  2. Interior Lot Width: 60 feet
  3. Corner Lot Width: 65 feet
  4. Curved/Cul-de-Sac Street Frontage: 30 feet
  5. Lot Depth: 100 feet
5. An Infrastructure Plan for water, sewer, and drainage that addresses the policies in Sections 806-07:5.01, 5.02, 5.03, and 5.04 of the Millerton Specific Plan, together with the terms of the Use and Allocation of Capacities and Reimbursement Agreement dated January 29, 1991, shall be adopted by Fresno County prior to approval of a Final Map. All appropriate infrastructures required for this project by the approved Infrastructure Plan shall be constructed and accepted by County Service Area No. 34 prior to issuance of building permits.
  6. The California Department of Transportation (Caltrans) also reviewed the project and indicated that the existing mitigation measure within the Millerton Specific

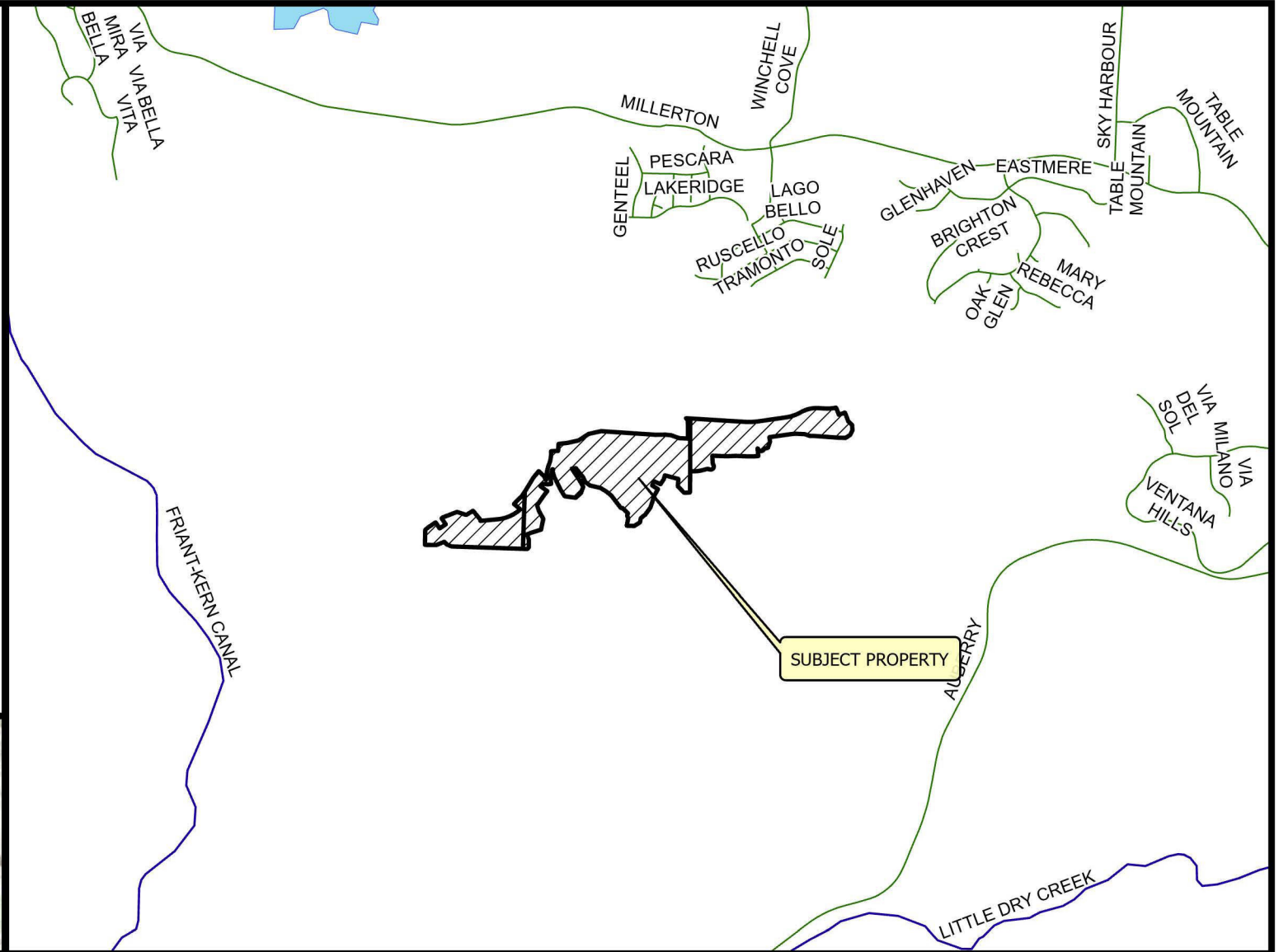
Plan (No. 2.j) identifies that a pro-rata share of for improvements to the State Route (SR) 41/Friant Road interchange is to be paid through an impact fee based on the amount of dwelling units per approved tract. Based on the proposed 275 lots the applicant shall pay impact fees in the amount of \$107,205 prior to recording final map. The agency had no additional comments to offer.

7. All mitigation measures listed in the Mitigation Measures and Monitoring Program Matrix for the Millerton Specific Plan EIR (Exhibit 6) that are applicable to the proposed development shall be complied with unless the Fresno County Ordinance Code or Improvement Standards requires a higher standard, in which case the higher standard shall be met. Prior to any development, the applicant shall enter into an agreement with Fresno County for the purpose of reimbursing the County for all costs incurred by the County in complying with the mitigation and monitoring requirements of CEQA (Public Resources Code Section 21081.6). These costs shall include, but are not limited to, staff and consultant services.
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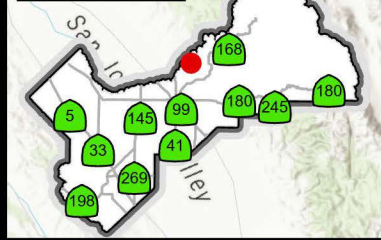
**Legend**



Subject Property



**VICINITY MAP**

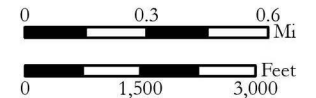


# LOCATION MAP



## TT5393EXT4

## 2024

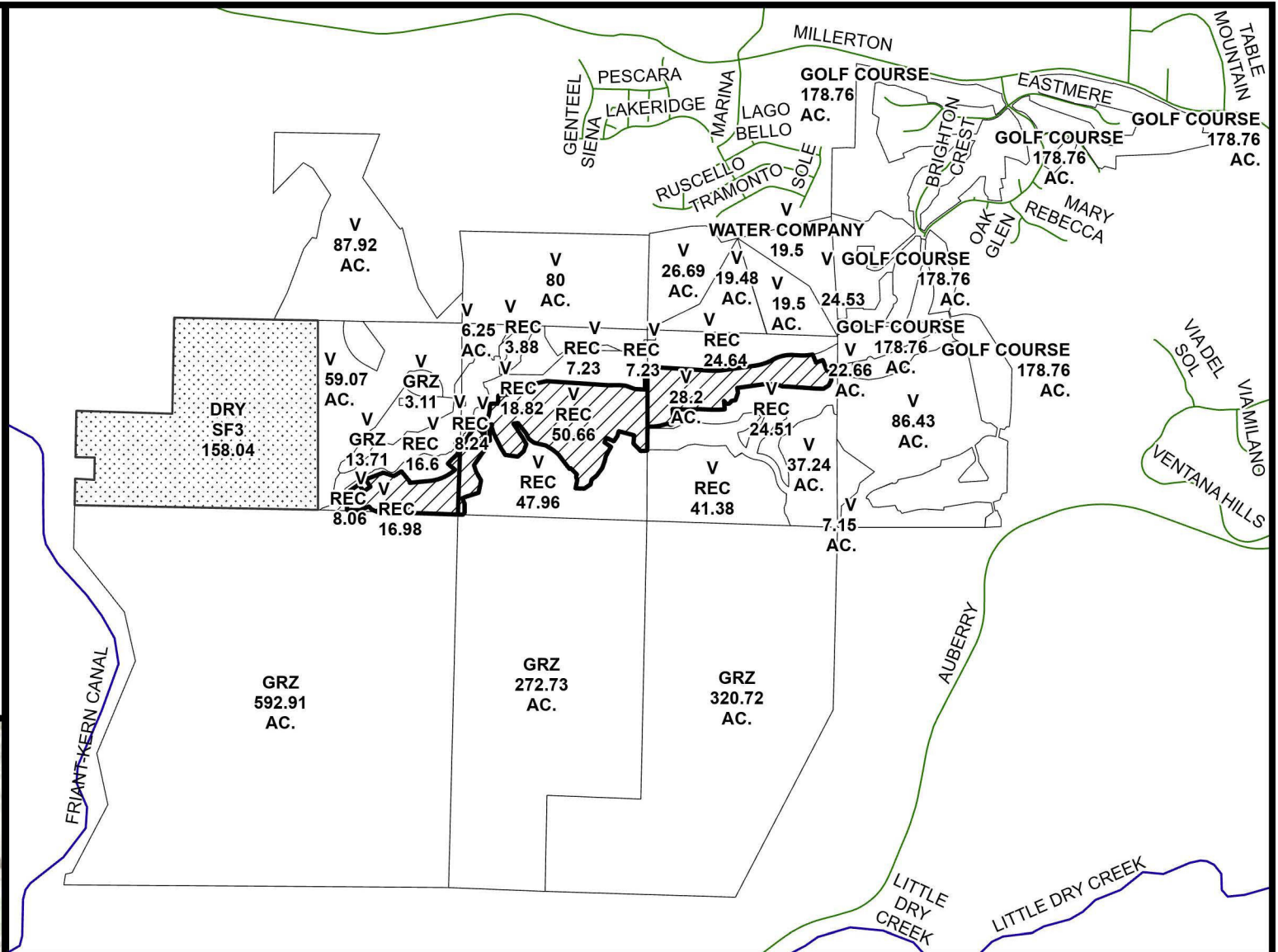
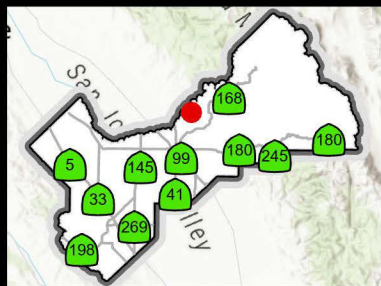
Prepared by : County of Fresno, Department of Public Works and Planning, Development Services Division  
Person Prepared by : jocervantes  
On Date : 4/17/2024



**LEGEND:**

-  Subject Property
-  Ag Contract Land

LEGEND
DRY - DRY FARMING
GRZ - GRAZING
REC - RECREATION
SF#- SINGLE FAMILY R
V - VACANT

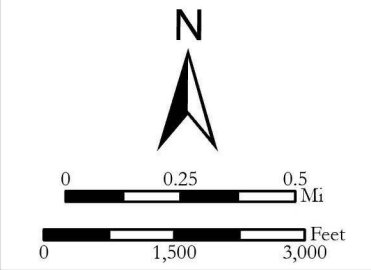


# Existing Land Use Map

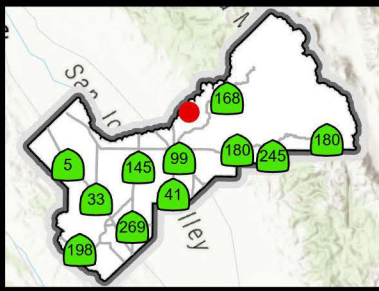
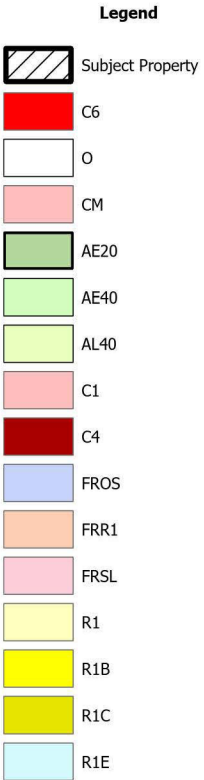
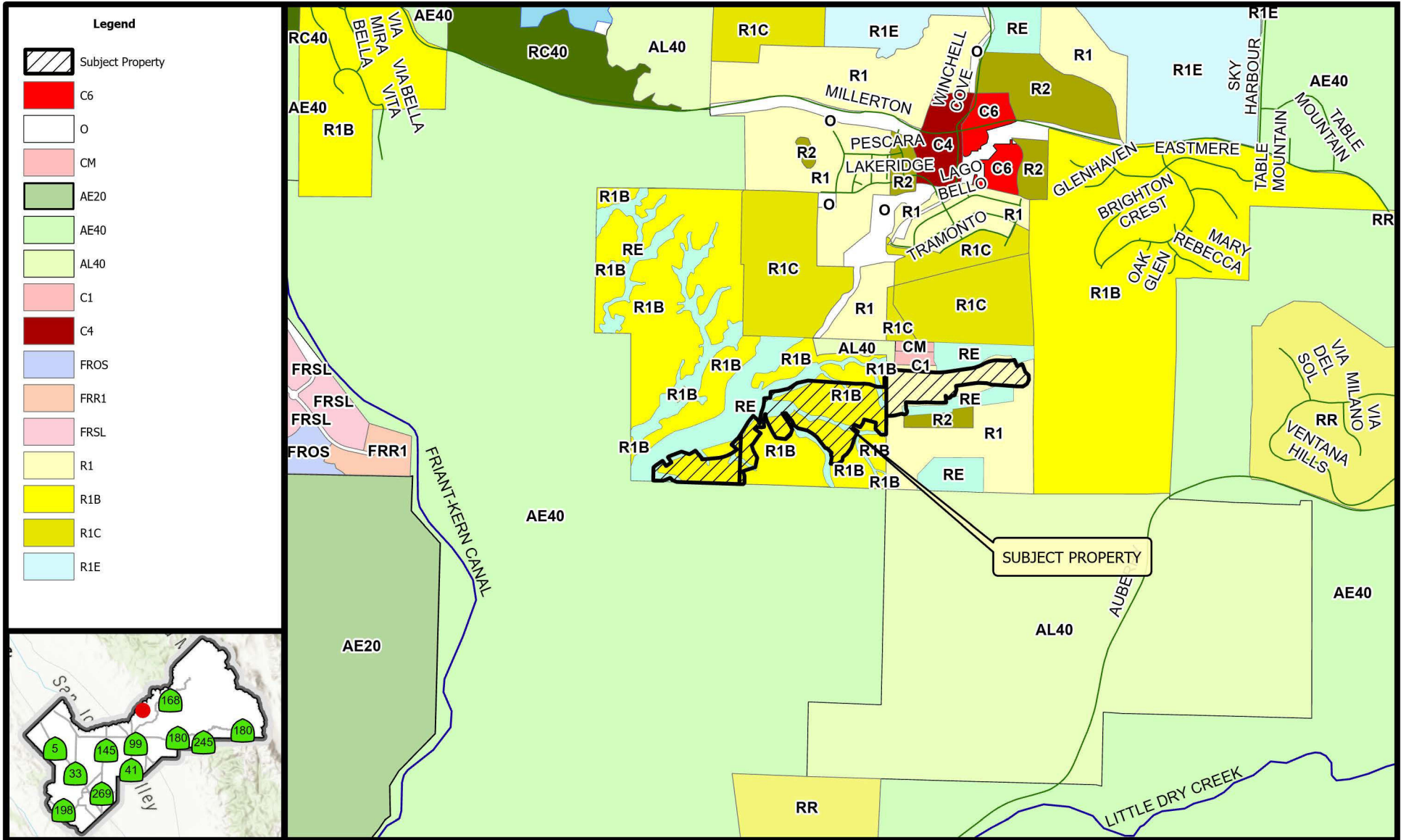
## TT5393EXT4

## 2024

Prepared by : County of Fresno, Department of Public Works and Planning, Development Services Division  
 Person Prepared by : jocervantes  
 On Date : 4/17/2024







# Existing Zoning Map

TT5393EXT4  
STR 15 - 11S / 21E

2024

Prepared by : County of Fresno, Department of Public Works and Planning, Development Services Division  
 Person Prepared by : jocervantes  
 On Date : 4/17/2024

