

# AGENDA

# GARDEN GROVE PLANNING COMMISSION

# MARCH 21, 2024 - 7:00 PM

# COMMUNITY MEETING CENTER 11300 STANFORD AVENUE

**Meeting Assistance:** Any person requiring auxiliary aids and services, due to a disability, to address the Planning Commission, should contact the Community Development Department at (714) 741-5312 or email <u>planning@ggcity.org</u> 72 hours prior to the meeting to arrange for special accommodations. (Government Code §5494.3.2).

**<u>Agenda Item Descriptions</u>**: Are intended to give a brief, general description of the item. The Planning Commission may take legislative action deemed appropriate with respect to the item and is not limited to the recommended action indicated in staff reports or the agenda.

**Documents/Writings:** Any revised or additional documents/writings related to an item on the agenda distributed to all or a majority of the Planning Commission within 72 hours of a meeting, are made available for public inspection at the same time (1) in the Planning Services Division Office at 11222 Acacia Parkway, Garden Grove, CA 92840, during normal business hours; and (1) at the Community Meeting Center at the time of the meeting.

**Public Comments:** Members of the public who attend the meeting in-person and would like to address the Planning Commission are requested to complete a yellow speaker card indicating their name and address, and identifying the subject matter they wish to address. This card should be given to the Recording Secretary before the meeting begins. General comments are made during "Oral Communications" and are limited to three (3) minutes and to matters the Planning Commission has jurisdiction over. Persons wishing to address the Planning Commission regarding a Public Hearing matter will be called to the podium at the time the matter is being considered. Members of the public who wish to comment on matters before the Commission, in lieu of doing so in person, may submit comments by emailing <u>public-comment@ggcity.org</u> no later than 3:00 p.m. the day of the meeting. The comments will be provided to the Commission as part of the meeting record.

# PLEASE SILENCE YOUR CELL PHONES DURING THE MEETING.

### **REGULAR MEETING AGENDA**

ROLL CALL: CHAIR LINDSAY, VICE CHAIR RAMIREZ COMMISSIONERS ARBGAST, CUEVA, CUNNINGHAM, LARICCHIA, PAREDES

PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

- A. ORAL COMMUNICATIONS PUBLIC
- B. <u>APPROVAL OF MINUTES March 7, 2024</u>
- C. <u>PUBLIC HEARING(S)</u> (Authorization for the Chair to execute Resolution shall be included in the motion.)

C.1. <u>CONDITIONAL USE PERMIT NO. CUP-255-2024</u> <u>INTERPRETATION OF USE NO. IOU-005-2024</u>

APPLICANT: GRACE DUC LE, LHC

- LOCATION: WEST OF MAGNOLIA, BETWEEN BLOSSOM AVENUE AND HEALY DRIVE, AT 12191-12211 MAGNOLIA STREET
- A request for Interpretation of Use approval to REQUEST: determine that Adult Day Services use, including Adult Day Program (ADP) and Adult Day Health Care (ADHC), is permitted in the R-1 (Single-Family Residential) zone district, subject to a Conditional Use Permit, and subject to the conditions that it is incidental to the operation of a Church and Other Religious Center and is located along, and has access from, a major or primary arterial street. In conjunction with the Interpretation of Use request, the applicant also requests Conditional Use Permit approval to allow the continued operation of an existing religious facility, Lambertian Ministry Center, and an existing Preschool and Afterschool Program, and to introduce, and allow, the operation of a new Adult Day Health Care facility collectively on a property located at 12191-12211 Magnolia Street. The site is in the R-1 (Single-Family Residential) zone. In conjunction with the request, the Planning Commission will also consider a determination that the project is categorically exempt from the California Environmental Quality Act (CEQA).

STAFF RECOMMENDATION: Approval of Conditional Use Permit No. CUP-255-2024 and Interpretation of Use No. IOU-005-2024, pursuant to the recommended Conditions of Approval.

- D. <u>MATTERS FROM COMMISSIONERS</u>
- E. <u>MATTERS FROM STAFF</u>
- F. <u>ADJOURNMENT</u>

# GARDEN GROVE PLANNING COMMISSION Community Meeting Center 11300 Stanford Avenue, Garden Grove, CA 92840

Meeting Minutes Thursday, March 7, 2024

CALL TO ORDER: 7:01 p.m.

# ROLL CALL:

Commissioner Arbgast Commissioner Cueva Commissioner Cunningham Commissioner Laricchia Commissioner Lindsay Commissioner Paredes Commissioner Ramirez

Absent: Cueva, Ramirez

PLEDGE OF ALLEGIANCE: Led by Commissioner Paredes

<u>ORAL COMMUNICATIONS – PUBLIC</u> – None.

# February 15, 2024 MINUTES:

Action:	Rece	ived ar	nd filed.	
Motion:	Arbg	ast	Second:	Laricchia
Ayes: Noes: Absent:	(5) (0) (2)	None		ham, Laricchia, Lindsay, Paredes

<u>ITEMS FOR CONSIDERATION</u>: The Assistant City Attorney reviewed the Code of Ethics and the Brown Act, which covered pertinent ethics, open meetings, and land use, and also gave a presentation on housing laws and new legislation.

<u>MATTERS FROM COMMISSIONERS</u>: Commissioner Arbgast mentioned the Wharf restaurant on Main Street was having pool tournaments. Staff would look into the matter. Also, staff stated that Smoking BBQ would have a soft opening in March and that Phase 1 of Brookhurst Triangle was complete, Phase 2 was in plan check, and Phases 3 and 4 were yet to come with a mixed-use component as well.

<u>MATTERS FROM STAFF</u>: Staff gave a brief description of future agenda items for the March 21<sup>st</sup> meeting.

# ADJOURNMENT: At 8:23 p.m.

Judith Moore Recording Secretary

# COMMUNITY DEVELOPMENT DEPARTMENT PLANNING STAFF REPORT

AGENDA ITEM NO.: C.1	<b>SITE LOCATION:</b> West side of Magnolia Street, between Blossom Avenue and Healey Drive, at 12191-12211 Magnolia Street
HEARING DATE: March 21, 2024	<b>CURRENT GENERAL PLAN:</b> Low Density Residential (LDR)
<b>CASE NOS.:</b> Interpretation of Use No. IOU-005-2024 and Conditional Use Permit No. CUP-255-2024	<b>CURRENT ZONE:</b> R-1 (Single-Family Residential)
APPLICANT: Sr. Grace Duc Le	<b>APN:</b> 215-064-36 and 215-064-37
<b>PROPERTY OWNERS:</b> Lovers of The Holy Cross (LHC)	<b>CEQA DETERMINATION:</b> Existing Facilities (15301)

# **REQUEST:**

The applicant requests Interpretation of Use approval to determine that Adult Day Services use, including Adult Day Program (ADP) and Adult Day Health Care (ADHC), is permitted in the R-1 (Single-Family Residential) zone district, subject to a Conditional Use Permit, and subject to the conditions that it is incidental to the operation of a Church and Other Religious Center and is located along and has access from a major or primary arterial street. In conjunction with the Interpretation of Use request, the applicant also requests Conditional Use Permit approval to allow the continued operation of an existing religious facility, Lambertian Ministry Center, and an existing Preschool and Afterschool Program, and to introduce, and allow, the operation of a new Adult Day Health Care facility collectively on a property located at 12191-12211 Magnolia Street.

# **BACKGROUND:**

The subject site is located on the west side of Magnolia Street, at 12191-12211 Magnolia Street. The site is zoned R-1 (Single-Family Residential) and has a General Plan Land Use Designation of Low Density Residential (LDR). The site abuts R-1 (Single-Family Residential) zoned properties to the north, south, west, and, across Magnolia Street, to the east. Surrounding uses include single-family dwellings to the north, to the west, and across Magnolia Street, to the east, and a cemetery to the south.

The site is approximately 3.6 acres, and consists of two separate parcels, held under one common ownership with one parcel (APN: 215-064-36) fronting Magnolia Street, and a landlocked parcel (APN: 215-064-37) at the rear. After the City of Garden Grove was incorporated in 1956, the Code did not require religious facilities (i.e.,

STAFF REPORT FOR PUBLIC HEARING IOU-005-2024 and CUP-255-2024

churches) to operate with a Conditional Use Permit (CUP) until 1991. The site was originally developed in 1951, prior to the incorporation of the City, as a religious center, and operated by various Christian denominations with the prior operator being the Garden Grove Friend's Church. The site currently consists of eight (8) detached buildings serving different church-related activities. In addition, business license records reflect that a preschool has operated at this location since 1968 as part of the church's operation.

The Lovers of Holy Cross (LHC) is a Vietnamese Catholic Women's Religious Community founded in 1670 by Bishop Lambert de la Motte, a French Missionary. In 1975, the LHC was established in the Southern Californian area serving local communities. On June 15, 2021, the LHC purchased the subject site and changed its name to Lambertian Ministry Center. Similar to the previous church operations on the property, the Lambertian Ministry Center continues to operate as a religious center. In September of 2022, a business license was issued to allow the Lambees Preschool to operate in place of the previous preschool.

LHC proposes to add a new Adult Day Health Care (ADHC) as an incidental use to the church's operation. The applicant requests an Interpretation of Use (IOU) approval to determine the compatibility between "Adult Day Services", which includes Adult Day Program (ADP) and ADHC, and the R-1 zone classification, and to allow Adult Day Services subject to a Conditional Use Permit in the R-1 zone. In conjunction with the IOU request, the applicant also requests Conditional Use Permit approval to allow the continued operation of the existing religious facility, Lambertian Ministry Center, and the existing preschool, Lambees Preschool, and to introduce, and allow, the operation of a new Adult Day Health Care facility collectively on the subject property.

# **DISCUSSION:**

# **INTERPRETATION OF USE**

The State defines "Adult Day Services" as a type of program offering alternative care to nursing home care for adult individuals who do not need 24-hour skilled nursing<sup>1</sup>. These programs are designed to help people stay mentally and physically active while reducing their isolation, improving their health, and preventing a decline to their abilities. The State also indicates that "Adult Day Services" encompasses two different types of care programs:

• Adult Day Program (ADP) is a community-based program assisting with personal care, activities of daily living, and/or supervision for the participant's protection on less than a 24-hour basis. ADP serves adults aged 18 and over.

<sup>&</sup>lt;sup>1</sup>https://aging.ca.gov/Care Options/Adult Day Services Programs/

• Adult Day Health Care (ADHC) is another community-based program providing an organized day program of health, therapeutic, and social services. Programs serve frail older adults and younger adults with chronic disabling medical, cognitive, or mental health conditions who are at risk of institutional placement. ADHC also serves adults aged 18 and over.

Generally, "Adult Day Services", which includes ADP and ADHC business activities, is not listed as a permitted use by-right or a conditionally permitted use in the Land Use Matrix for the R-1 zone. Recognizing that it is impossible to anticipate and list every precise type of variation of use, Section 9.32.030.D.7 of the Municipal Code allows for Interpretations of Use to determine that whenever a use has not been specifically listed as a permitted use, an incidental use, or conditional use in a particular zoning district, but similar uses exist in that zone, the Planning Commission can interpret whether the proposed use is permitted in that zone, and under what conditions. To make that interpretation, the proposed use must be: (1) similar in scale and operational characteristics to other uses permitted in that zone, (2) consistent with the intent of the General Plan and the zone district, and (3) compatible with other permitted uses. The Planning Commission may approve an Interpretation of Use, to determine that "Adult Day Services", including the proposed "Adult Health Day Care" (ADHC) and "Adult Day Program" (ADP), would be a permissible use in the R-1 zoning district and the conditions to which permitting the use is subject. Staff recommends that the Planning Commission allow the proposed use, subject to a Conditional Use Permit, and subject to the conditions that it is incidental to the operation of a Church and Other Religious Center and is located along and has access from a major or primary arterial street.

"Child Day Care Center" is a conditionally permitted use in the R-1 zone, and has similar scale and operational characteristics to the proposed "Adult Day Services" use. The Municipal Code defines "Child Day Care Center" as a state-licensed care facility other than a family day care home, and includes infant centers, preschools, extended day care facilities, and school-age child care centers, which provides care, protection, and supervision to children, for periods of less than 24 hours per day. The subject site has been licensed by the California Department of Social Services (CDSS) to operate a child day care center, the Lambees Preschool. The preschool provides daily childcare services from 7:30 a.m. to 5:45 p.m., Monday to Friday.

The applicant proposes to operate a new "Adult Day Services" facility on the subject site. The proposed "Adult Day Services" facility will focus on the "Adult Day Health Care" (ADHC) program, which is a less-than-24-hour, non-ambulatory care program for seniors and adults with disabilities. Based on the applicant's business statement, the proposed ADHC will operate similarly to the Lambees Preschool in scale and operational characteristics. The ADHC will operate between 8:30 a.m. to 3:00 p.m., Monday to Friday, and will offer care services to help their patrons to stay mentally and physically healthy. The services will be provided based on the needs of individuals, and generally consisting of social services, health monitoring, and different types of therapy (physical, occupational, and speech). The center will also provide recreational activities that include, but are not limited to, singing, arts and crafts, age-appropriate games, and meditation. Most patrons will be transported to and from the ADHC by shuttle services provided by the facility. The ADHC will be a State licensed facility that is required to comply with all of CDSS' applicable requirements for an Adult Day Care facility.

Staff believes that the proposed "Adult Day Services" use has similar operational characteristics to Child Day Care facilities, which is already an existing use on the subject property, as they both provide less than 24-hour care and supervision for their prospective clientele. In addition to the religious and worship services, it is common that churches and other religious facilities also offer other services and ministries to their congregation and to the community, such as preschool, day care, Bible study, and religious camp activities. Therefore, subject to Conditional Use Permit approval, "Adult Day Services", in general, will be compatible with the R-1 zone and with the existing uses of the subject religious center.

The General Plan Land Use Designation of the property is Low Density Residential, which, in addition to its primary focus of promoting housing development opportunities, also encourages compatible uses, such as schools or other small-scale civic or institutional uses, serving the local community. The proposed ADHC will serve the aging and chronically disabled populations within Garden Grove and its surrounding communities. The proposed Interpretation of Use, to determine "Adult Day Services" as a compatible use in the R-1 zone is consistent with goals and policies of the General Plan, which include:

- Goal LU—1: The City of Garden Grove is a well-planned community with sufficient land uses and intensities to meet the needs of anticipated growth and achieve the community's vision.
- Policy LU-2.4: Assure that the type and intensity of land use are consistent with those of the immediate neighborhood.
- Goal LU-4: Uses compatible with one another.
- Goal ED-2: Encourages establishment of new businesses, while supporting and assisting those already located within Garden Grove.

The proposed use is compatible with other permitted uses. The Municipal Code conditionally permits different types of community care facilities including "Child Day Care Center", "Intermediate Care Facility", "Residential Care Facility for the Elderly (RCFE)", and "Skilled Nursing Facility" in residential zones, including R-2 (Limited Multiple) and R-3 (Multiple-Family Residential, and mixed use zones, including GGMU-1, -2, and -3 (Garden Grove Boulevard Mixed Use), CC-1 (Civic Center Mixed Use 1), and NMU (Neighborhood Mixed Use). They share similarities, which include to provide care and supervision to the prospective clients over a period of time. There are multiple ADHC facilities currently in operation in the City, with most of them

located off larger arterial streets. To minimize any potential impacts to surrounding uses, Adult Day Services will be permitted in the R-1 Zone only if incidental to the operation of a Church and Other Religious Center and located along and has access from a major or primary arterial street, and subject to Conditional Use Permit approval.

# CONDITIONAL USE PERMIT

"Church and Other Religious Centers" and "Child Day Care Centers" are conditionally permitted uses in the R-1 zone. Additionally, "Church and Other Religious Centers" are subject to Special Operating Conditions and Development Standards. As previously noted, a religious facility and preschool were established on the subject property prior to the City's incorporation, and prior to the City's requirement for a Conditional Use Permit for such uses. The Lambertian Ministry Center currently operates as a religious center, which includes the incidental preschool and afterschool program without a Conditional Use Permit. Therefore, the current operation is considered a legal nonconforming use. The proposed introduction of a new Adult Day Health Care to the site constitutes an intensification of the existing legal nonconforming uses. Thus, approval of a Conditional Use Permit approval is necessary to govern the entire operation of the Lambertian Ministry Center including church-related activities, the Lambees Preschool, and the new ADHC.

### Lambertian Ministry Center

In the R-1 zone, churches and religious facilities are subject to Special Operating Conditions and Development Standards, which include, but are not limited to a minimum lot size of one (1) acre, minimum lot frontage of 120 feet, and required adjacency to a four-lane roadway. The subject site is 3.6 acres in size with a total lot frontage of 150 feet (150'-0"). The site abuts Magnolia Street, which is a primary arterial that has four (4) traffic lanes. Thus, the subject site possesses physical characteristics that meet the Code's requirements for churches and religious facilities.

The Municipal Code also requires main buildings of a church to maintain a minimum of twenty-five feet (25'-0") from any property line that is a common property line with "R" (residential) zoned property. Accessory buildings are required to maintain a minimum distance of ten feet (10'-0") from side property lines, with five feet added at ground level for each additional story over the first. The subject site shares property lines with R-1 zoned properties to the north, south, and west. With exception to the south side, which is improved as a cemetery, the northerly and westerly abutting properties are improved with single-family residential dwellings. The existing buildings on-site maintain a variety of different setback distances to abutting property lines ranging from five to twenty feet, which is less than minimum setback requirements required by Code today.

Section 9.36.060 of the Municipal Code states that existing buildings or structures that are located in such a manner that they encroach into required setbacks, shall be

allowed to remain indefinitely with such nonconformity provided the building with such setback is not being altered, or enlarged in any way so as to increase the degree of nonconformity. Since the request does not include any alteration or addition to the existing structures, all the buildings are allowed to remain unchanged.

The Lambertian Ministry Center consists of a total of eight (8) detached buildings of various sizes. Each building is used for a specific service and function, and includes the following:

- **Building #1 The Lighthouse Youth Center:** The Lighthouse Youth Center occupies Building #1, as labeled on the proposed plan. The building is approximately 5,174 square feet, and consists of two stories. The first story consists of five (5) offices that are used for administrative purposes, one (1) counseling room and one (1) spiritual directional room that are used for pro-bono counseling and therapy for the local youths. The second story consists of a large open room that is used for retreats, workshops, and life-skill programs helping struggling and vulnerable youth on the weekends.
- Building #2 Lambees Preschool and Afterschool program:
  - **The Lambees Preschool:** The Lambees Preschool is a State-licensed preschool with children aged up to five (5) years old. The preschool is approximately 2,900 square feet and occupies the area located on the east side of Building #2. The Lambees Preschool area consists of one (1) approximately 1,200 square foot large classroom, three (3) approximately 230 square foot smaller classrooms, two (2) offices, one (1) utility room, and two (2) restrooms. The preschool also includes an outdoor playground area abutting Building #2 to the east. The preschool serves breakfast, lunch, and afternoon snacks. For learning, the students are grouped according to age: between 2.5 to 3-years-old, 3 to 4-years-old, and 4 to 5-years-old.

The Lambees Preschool is licensed for a maximum of 45 children, and 10 staff. The staff consists of one (1) director, three (3) teachers, four (4) teacher assistants, and two (2) nap supervisors. The staff is comprised of sisters from the Lovers of the Holy Cross congregation. Currently, 20 students are enrolled at the Lambees Preschool.

The preschool operates from 7:30 a.m. to 6:00 p.m. Drop-off occurs between 7:30 a.m. and 9:00 a.m. Parents are required to walk their children to the classroom for drop-off. Pick-up occurs between 5:30 p.m. and 6:00 p.m. Similarly, parents are also required to pick up their children from the classroom and walk together to the car. In addition, conditions of approval will require the applicant to maintain on-site circulation during drop-off and pick-up hours, including delineated areas for drop-off and pick-up; established times for drop-off and pick-up windows; and drop-off and pick-up instructions for parents, to minimize any potential impacts to other on-site services and neighboring properties. A condition of approval is included to require the applicant, in the

event the site cannot accommodate the traffic and parking for all the uses, which cause a nuisance on both on-site and off-site parking and circulation, to submit a plan to manage parking and circulation issue for review and approval by the Community Development Department.

**The Aftershool Program:** The Afterschool Program occupies the remaining 3,200 square feet of space on the west side of Building #2. The Afterschool program is also a State-licensed after-school facility for up to 60 students from kindergarten to junior high school. The Afterschool Program consists of three (3) classrooms ranging from 200 square feet to 1,200 square feet, two (2) offices, and a reading room. The program's staff consists of three (3) teachers who are sisters of the congregation, and two (2) volunteers. The Afterschool Program operates from 3:00 p.m. to 5:45 p.m., Monday to Friday. The program provides tutoring services, assisting students with homework, and provides activities to build leadership skills and foster spiritual growth. Currently, there are 30 students enrolled in this program.

# • Building #3 –\_Proposed Adult Health Day Care

The applicant proposes to operate a new Adult Day Service facility in conjunction with the church operation and the Lambees Preschool. The Adult Day Service facility will implement the Adult Day Health Care (ADHC) program regulated by the State.

The proposed ADHC facility will be 7,900 square feet and occupy the entire Building #3, as shown on the proposed plan. The ADHC building consists of a 4,500 square foot open floor area reserved for recreational activities, two (2) offices, a commercial kitchen, a staff break room, a food pantry, a nursing room, one unisex restroom, a men's restroom, a women's restroom, a utility room, and a storage room.

The ADHC will operate as a non-ambulatory, outpatient care facility for seniors and adults with disabilities. The proposed ADHC is expected to serve approximately 100-120 patrons daily and to employ seven (7) full-time staff including one (1) Program Director, three (3) registered nurses, and three (3) social workers. In addition to the full-time staff overseeing the program, the ADHC will also contract with physical and occupational therapist consultants and a dietician on standby to assist with the program. Other administrative tasks of the ADHC will be handled by other sisters within the Lovers of the Holy Cross community.

Patrons at the facility will partake in various recreational activities, and receive meals (breakfast, lunch, and afternoon snacks), counseling, and other personal care throughout the day. The services will be provided based on the needs of individuals, and will generally consist of social services, health monitoring, and physical, occupational, and speech therapies. Other communal activities include, but are not limited to, singing, arts and crafts, age-appropriate games, and meditation. All activities will be conducted within the wholly enclosed building.

According to the applicant's business statement, the proposed ADHC will collaborate with the Orange County Transportation Authority (OCTA) and provide shuttle transportation services, from patrons' residences to the facility and vice versa. In addition, the ADHC will employ two (2) drivers transporting patrons using the center's vehicles as an additional choice of transportation.

The ADHC will operate from 8:30 a.m. to 3:00 p.m., Monday through Friday. The daily program will start at 9:00 a.m. and will end at 1:00 p.m. Drop-off time is expected to be between 8:30 a.m. 9:00 a.m., and the pick-up time is expected to be between 2:00 p.m. to 3:00 p.m. Drop-off and pick-up will occur within the designated area located to the rear of the site, as shown on the proposed site plan. Through the Conditional Use Permit process, all appropriate Conditions of Approval will apply to the proposed ADHC to minimize any potential impacts to surrounding uses. The ADHC will be a State licensed facility that is required to comply with all of CDSS' applicable requirements for an Adult Day Care facility. Additionally, the facility will further comply with all applicable requirements of the California Building Standards Code for safety, existing, and access.

# • Building # 4 – Chapel and Food Pantry

- The Gethsemane Chapel: Centrally located on-site, the 12,344 square foot Gethsemane Chapel is used only on Friday evenings and weekends for Christian church services. No services from Monday through Thursday are being conducted in this chapel. The chapel also consists of a small gift shop that sells religious articles, books, and handmade arts and crafts products. All of the proceeds from this gift shop are donated to help people and families experiencing poverty.
- "5 Loaves and 2 Fishes" Food Pantry: Located to the northeast of the Gethsemane Chapel, the food pantry provides canned and packaged food for approximately 125-150 seniors and low-income families weekly. Food is distributed on-site, free of charge, every Friday from 10:00 a.m. to 12:00 p.m.
- **Building #5 Residential House:** A 1,022 square-foot residential dwelling is located in Building #5 at the northeast corner of the site, fronting Magnolia Street. Historically, this building has been used as the residence of the church's pastor. Since the Lambertian Ministry Center was established, the dwelling has been occupied by the center's housekeeper, who oversees the entire facility's maintenance and security.
- **Building #7 Mary's Sanctuary:** The Mary's Sanctuary occupies Building #7, which is approximately 605 square feet. The Mary's Sanctuary is used as a community outreach center providing support for women with resources, as well

as mental and spiritual companionship. The sanctuary is open by appointment only from 10:00 a.m. to 5:00 p.m., from Thursday to Saturday.

• **Building #8 - House of Hope:** House of Hope occupies Building #8, located to the rear of the subject site. This 1,776 square-foot building consists of one large and open room. The room is used mainly during weekends for group meetings, prayers, and workshops.

# <u>Parking</u>

Municipal Code parking requirements for churches/religious facilities require a minimum of one (1) space per each three (3) fixed seats, for sanctuary areas, and one (1) space for each 250 square feet of gross floor area for ancillary areas. In addition, Child Day Care center and the Adult Day Health Care center require a minimum of one (1) space per care provider and staff member plus one (1) space for each six (6) children.

Use	Units	Ratio	Required parking spaces
The Gethsemane Chapel	30 pews (8 seats per pew)	One space per each three fixed seats	80
Ancillary areas <sup>2</sup>	10,261.78 square feet	One space per 250 square feet gross area	41.05
Lambees Preschool	45 students and 10 staff	One space per care provider and staff member plus 1 space for each 6 students	17.5
Adult Health Day Care (ADHC)	120 patrons and 7 full-time staff	One space per care provider and staff member plus 1 space for each 6 patrons	27
	TOTAL		166 spaces

# Table A: Parking Calculation from 7:30 A.M. To 3:00 P.M.

The Preschool operates from 7:30am – 6:00 p.m. Monday to Friday. The proposed ADHC will operate from 8:30 a.m. – 3:00 p.m., Monday to Friday. The Afterschool program only operates between 3:00 p.m. to 6:00 p.m., Monday to Friday, after the ADHC ceases its operation. Since each use on site will have different hours of operation, the parking requirement of the entire ministry will fluctuate depending on the hours. In the morning, when Lambees preschool is operating in conjunction with the proposed ADHC until 3:00 p.m., the site is required to provide a minimum of 166 spaces as shown on Table A. Based on the proposed plan, the site provides a total of

<sup>&</sup>lt;sup>2</sup> Ancillary areas include the youth center, food pantry, Mary's Sanctuary, and House of Hope.

176 spaces. Thus, the site will provide a surplus of ten (10) spaces in the morning from 7:30 a.m. until 3:00 p.m.

Use	Units	Ratio	Required parking spaces
The Gethsemane Chapel	30 pews (8 seats per pew)	One space per each three fixed seats	80
Ancillary areas	10,261.78 square feet	One space per 250 square feet gross area	41.05
Lambees Preschool	45 students and 10 staff	One space per care provider and staff member plus 1 space for each 6 students	17.5
Afterschool Program	60 students and 5 staff	One space per care provider and staff member plus 1 space for each 6 students	15
	TOTAL		154 spaces

Table B: Parking	a Calculation	From 3:00	P.M. '	To 6:00 P.M.
Table D. Parking	y calculation	110111 3.00	F .P1.	

After 3:00 p.m., the ADHC ceases its operation, and the Afterschool program will start to operate, the site is then required to provide a minimum of 154 spaces, as shown on Table B. With a total of 176 spaces available, the site will have a surplus of twenty-two (22) spaces from 3:00 p.m. to 6:00 p.m. In both scenarios, the site will maintain a parking surplus ranging from ten (10) spaces to twenty-two (22) spaces, exceeding the minimum parking requirements per Code.

All parking spaces on-site will be required to meet the latest requirements of the California Building Standards Code and Americans with Disabilities Act (ADA), including handicap parking and EV (electric vehicle) charging.

# CALIFORNIA ENVIRONMENTAL QUALITY ACT

CEQA's Class 1 exemption applies to the operation, repair, maintenance, permitting, leasing, licensing, and minor alterations of existing facilities, with negligible or no expansion of use (CEQA Guidelines §15301). The subject request for the proposed adult day care facility will operate within one of the existing buildings. The scope of the project does not propose to physically expand the existing building. "Adult Day Services", which includes Adult Day Program (ADP) and Adult Day Health Care (ADHC), is conditionally permitted use, through approval of the Interpretation of Use, in the subject R-1 zone. Upon approval and exercise of the Conditional Use Permit, the Lambertian Ministry Center with the introduction of the proposed ADHC would comply with all applicable requirements of the Municipal Code. Therefore, the proposed project is exempt from CEQA.

# **RECOMMENDATION:**

Staff recommends that the Planning Commission hold a public hearing and take the following actions:

1. Adopt Resolution No. 6084-24 approving Interpretation of Use No. IOU-005-2024, subject to the recommended conditions, and Conditional Use Permit No. CUP-255-2024, subject to the recommended Conditions of Approval.

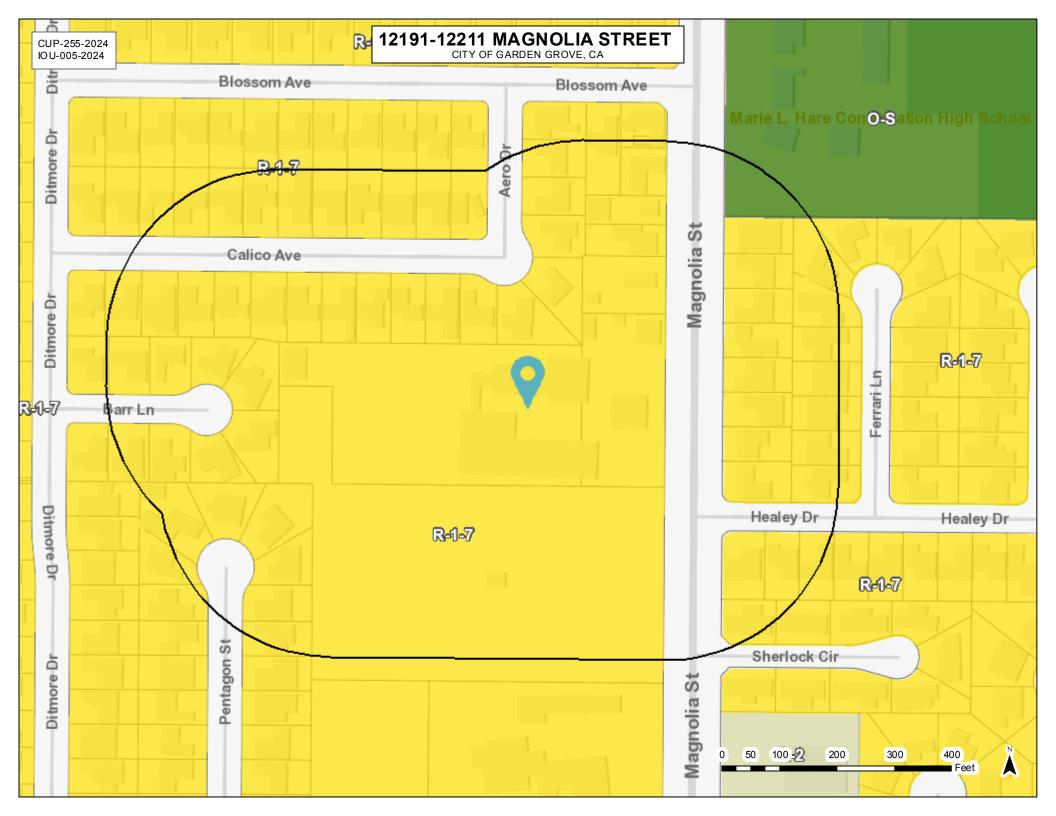
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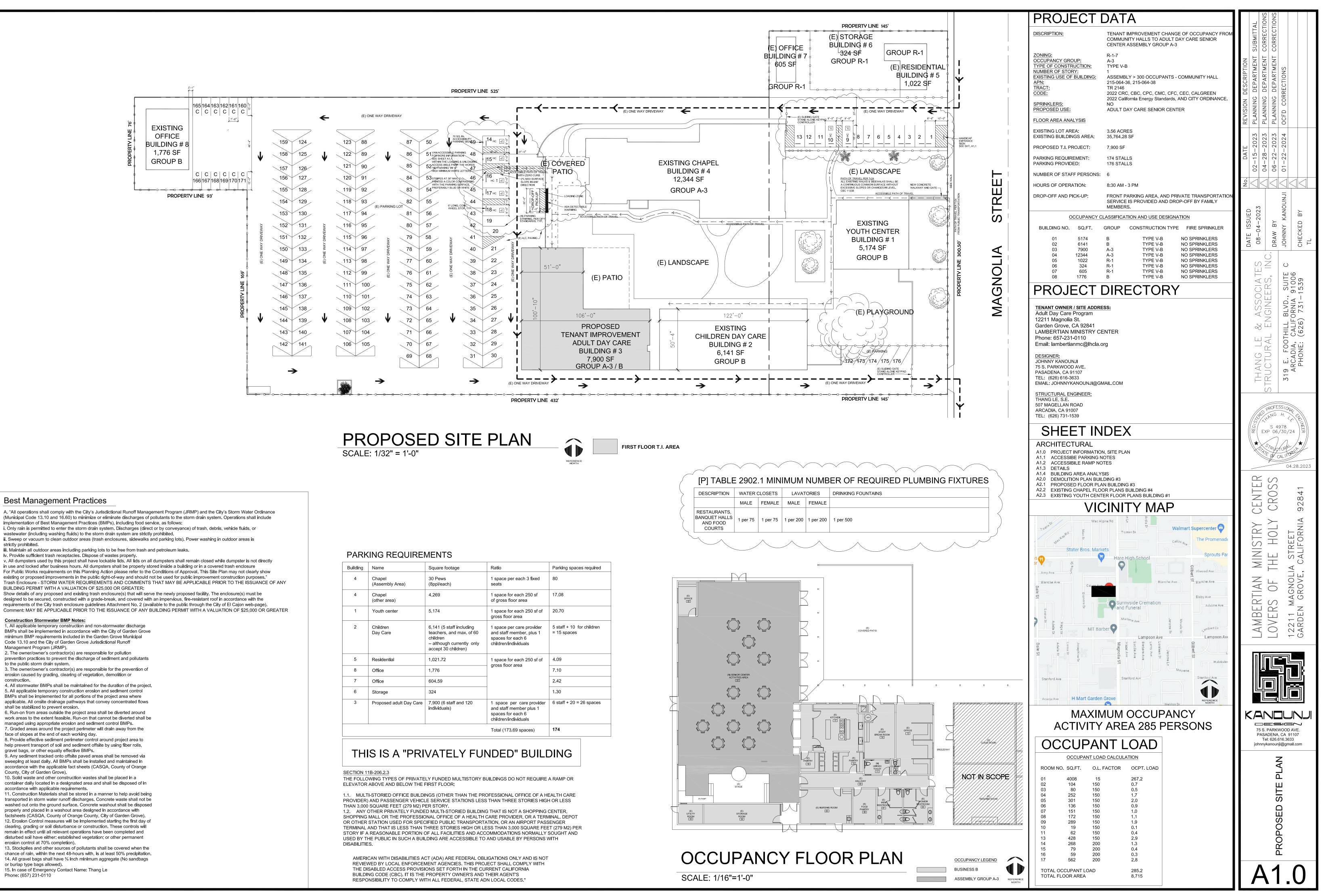
Maria Parra Planning Services Manager

By: Huong Ly, AICP

By: Huong Ly, AICP Associate Planner

Attachment 1:Vicinity MapAttachment 2:PlansAttachment 3:Resolution No. 6084-24 and Exhibit "A" - Conditions of Approval





# **Best Management Practices**

A. "All operations shall comply with the City's Jurisdictional Runoff Management Program (JRMP) and the City's Storm Water Ordinance (Municipal Code 13.10 and 16.60) to minimize or eliminate discharges of pollutants to the storm drain system. Operations shall include implementation of Best Management Practices (BMPs), including food service, as follows:

wastewater (including washing fluids) to the storm drain system are strictly prohibited. ii. Sweep or vacuum to clean outdoor areas (trash enclosures, sidewalks and parking lots). Power washing in outdoor areas is

strictly prohibited. iii. Maintain all outdoor areas including parking lots to be free from trash and petroleum leaks.

iv. Provide sufficient trash receptacles. Dispose of wastes properly.

v. All dumpsters used by this project shall have lockable lids. All lids on all dumpsters shall remain closed while dumpster is not directly in use and locked after business hours. All dumpsters shall be properly stored inside a building or in a covered trash enclosure For Public Works requirements on this Planning Action please refer to the Conditions of Approval. This Site Plan may not clearly show

Trash Enclosure - STORM WATER REQUIREMENTS AND COMMENTS THAT MAY BE APPLICABLE PRIOR TO THE ISSUANCE OF ANY BUILDING PERMIT WITH A VALUATION OF \$25,000 OR GREATER: Show details of any proposed and existing trash enclosure(s) that will serve the newly proposed facility. The enclosure(s) must be

designed to be secured, constructed with a grade-break, and covered with an impervious, fire-resistant roof in accordance with the requirements of the City trash enclosure guidelines Attachment No. 2 (available to the public through the City of El Cajon web-page). Comment: MAY BE APPLICABLE PRIOR TO THE ISSUANCE OF ANY BUILDING PERMIT WITH A VALUATION OF \$25,000 OR GREATER

# Construction Stormwater BMP Notes:

1. All applicable temporary construction and non-stormwater discharge BMPs shall be implemented in accordance with the City of Garden Grove minimum BMP requirements included in the Garden Grove Municipal Code 13.10 and the City of Garden Grove Jurisdictional Runoff

Management Program (JRMP). 2. The owner/owner's contractor(s) are responsible for pollution prevention practices to prevent the discharge of sediment and pollutants

to the public storm drain system. 3. The owner/owner's contractor(s) are responsible for the prevention of erosion caused by grading, clearing of vegetation, demolition or

construction 4. All stormwater BMPs shall be maintained for the duration of the project.

5. All applicable temporary construction erosion and sediment control BMPs shall be implemented for all portions of the project area where applicable. All onsite drainage pathways that convey concentrated flows shall be stabilized to prevent erosion.

6. Run-on from areas outside the project area shall be diverted around work areas to the extent feasible. Run-on that cannot be diverted shall be managed using appropriate erosion and sediment control BMPs.

7. Graded areas around the project perimeter will drain away from the face of slopes at the end of each working day. 8. Provide effective sediment perimeter control around project area to

help prevent transport of soil and sediment offsite by using fiber rolls, gravel bags, or other equally effective BMPs. 9. Any sediment tracked onto offsite paved areas shall be removed via

sweeping at least daily. All BMPs shall be installed and maintained in accordance with the applicable fact sheets (CASQA, County of Orange County, City of Garden Grove). 10. Solid waste and other construction wastes shall be placed in a

container daily located in a designated area and shall be disposed of in accordance with applicable requirements. 11. Construction Materials shall be stored in a manner to help avoid being

transported in storm water runoff discharges. Concrete waste shall not be washed out onto the ground surface. Concrete washout shall be disposed properly and placed in a washout area designed in accordance with factsheets (CASQA, County of Orange County, City of Garden Grove). 12. Erosion Control measures will be implemented starting the first day of clearing, grading or soil disturbance or construction. These controls will

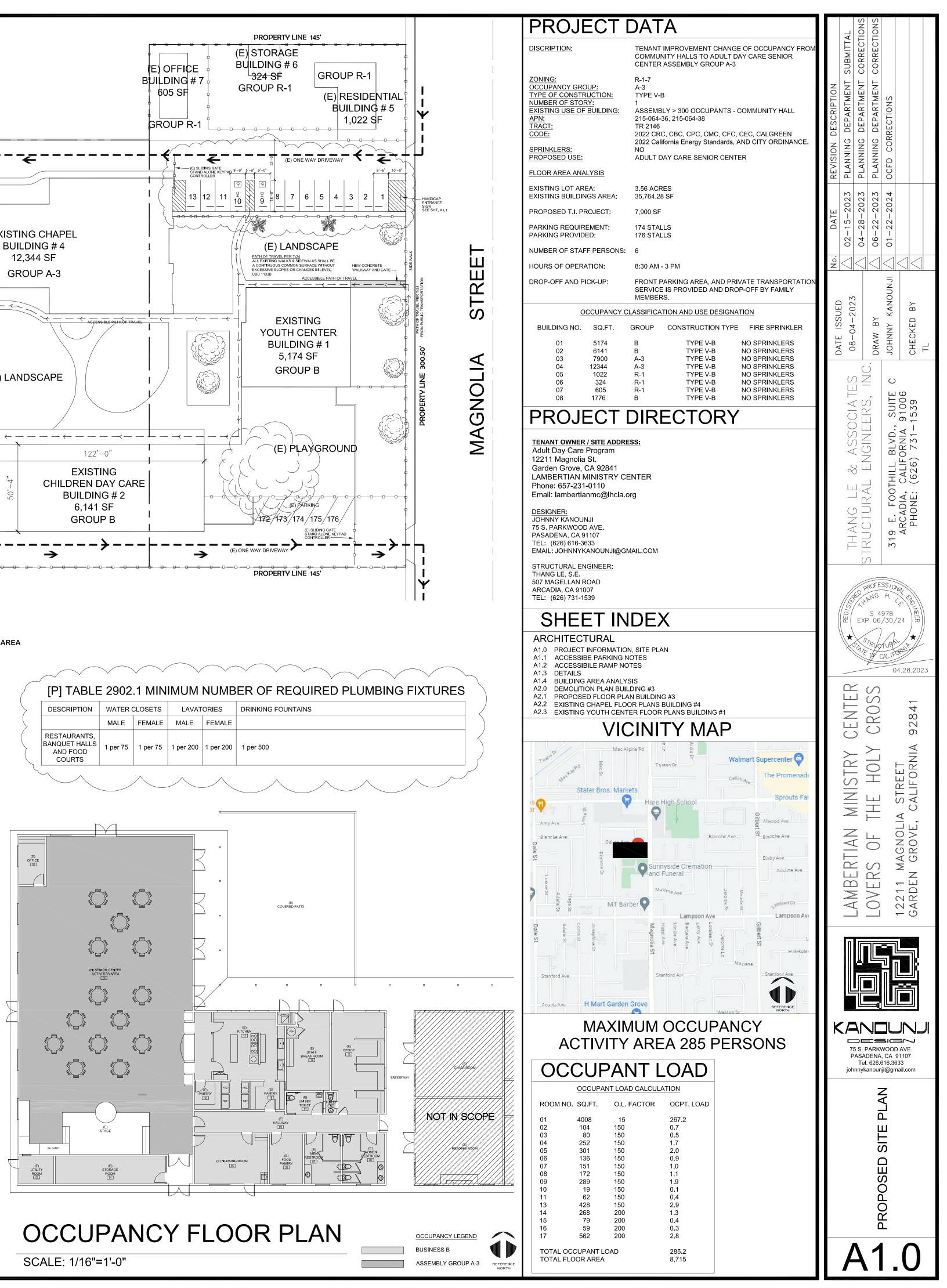
remain in effect until all relevant operations have been completed and disturbed soil have either: established vegetation; or other permanent erosion control at 70% completion). 13. Stockpiles and other sources of pollutants shall be covered when the chance of rain, within the next 48-hours with, is at least 50% precipitation.

14. All gravel bags shall have <sup>3</sup>/<sub>4</sub> inch minimum aggregate (No sandbags or burlap type bags allowed). 15. In case of Emergency Contact Name: Thang Le

Phone: (657) 231-0110

Building	Name	Square footage	Ratio	Parking spaces required
4	Chapel (Assembly Area)	30 Pews (8ppl/each)	1 space per each 3 fixed seats	80
4	Chapel (other area)	4,269	1 space for each 250 sf of gross floor area	17.08
1	Youth center	5,174	1 space for each 250 sf of gross floor area	20.70
2	Children Day Care	6,141 (5 staff including teachers, and max. of 60 children – although currently only accept 30 children)	1 space per care provider and staff member, plus 1 spaces for each 6 children/individuals	5 staff + 10 for children = 15 spaces
5	Residential	1,021.72	1 space for each 250 sf of	4.09
8	Office	1,776	<ul> <li>gross floor area</li> </ul>	7.10
7	Office	604.59	-	2.42
6	Storage	324		1.30
3	Proposed adult Day Care	7,900 (6 staff and 120 individuals)	1 space per care provider and staff member plus 1 spaces for each 6 children/individuals	6 staff + 20 = 26 spaces
	1		Total (173.69 spaces)	174

	_/	$\sim$ $^{\circ}$					
{		[P] TABLE	2902	.1 MIN	IMUM	NUMB	ER OF REQUIRED PL
$\left\langle \right\rangle$		DESCRIPTION	WATER (	CLOSETS	LAVAT	ORIES	DRINKING FOUNTAINS
			MALE	FEMALE	MALE	FEMALE	
		RESTAURANTS, BANQUET HALLS AND FOOD COURTS	1 per 75	1 per 75	1 per 200	1 per 200	1 per 500
	$\zeta$	$\overline{\langle \ \rangle}$		$\wedge$	~		



# DIVISION 5: GENERAL SITE AND BUILDING ELEMENTS

# 11B-501 General

11B-501.1 Scope. The provisions of Division 5 shall apply where required by Division 2 or where referenced by a requirement in this chapter.

### 11B-502 Parking spaces

**11B-502.1 General.** Car and van parking spaces shall comply with Section 11B-502. Where parking spaces are marked with lines, width measurements of parking spaces and access aisles shall be made from the centerline of the markings.

Exception: Where parking spaces or access aisles are not adjacent to another parking space or access aisle, measurements shall be permitted to include the full width of the line defining the parking space or access aisle.

11B-502.2 Vehicle spaces. Car and van parking spaces shall be 216 inches (5486 mm) long minimum. Car parking spaces shall be 108 inches (2743 mm) wide minimum and van parking spaces shall be 144 inches (3658 mm) wide minimum, shall be marked to define the width, and shall have an adjacent access aisle complying with Section 11B-502.3.

Exception: Van parking spaces shall be permitted to be 108 inches (2743 mm) wide minimum where the access aisle is 96 inches (2438 mm) wide minimum.

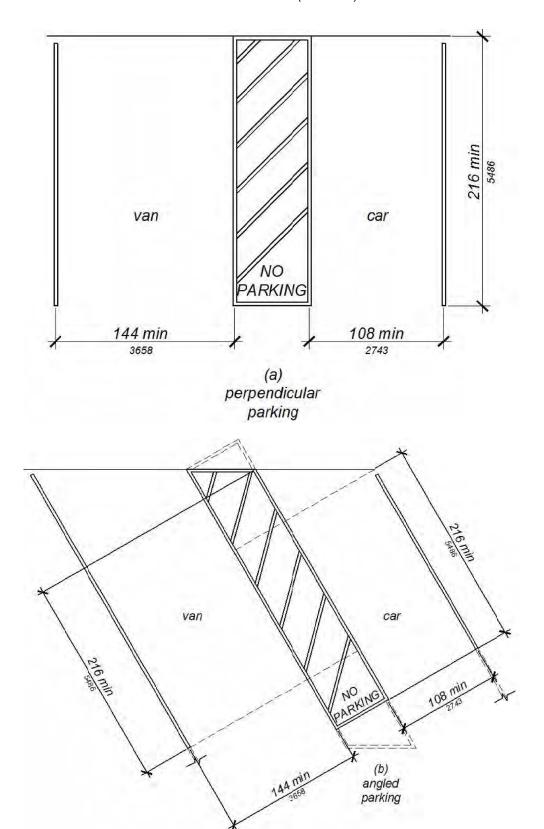


Figure 11B-502.2 Vehicle Parking Spaces

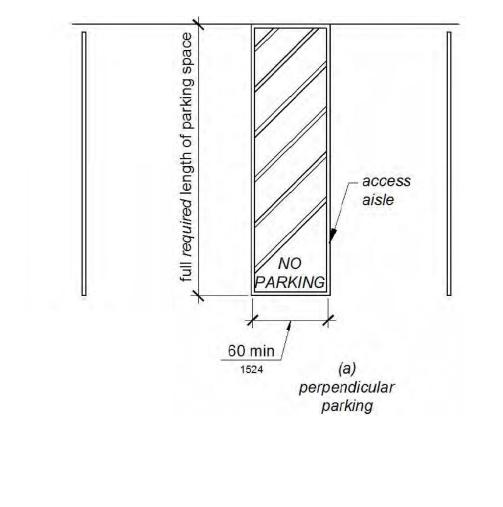
11B-502.3 Access aisle. Access aisles serving parking spaces shall comply with Section *11B-502.3.* Access aisles shall adjoin an accessible route. Two parking spaces shall be permitted to share a common access aisle.

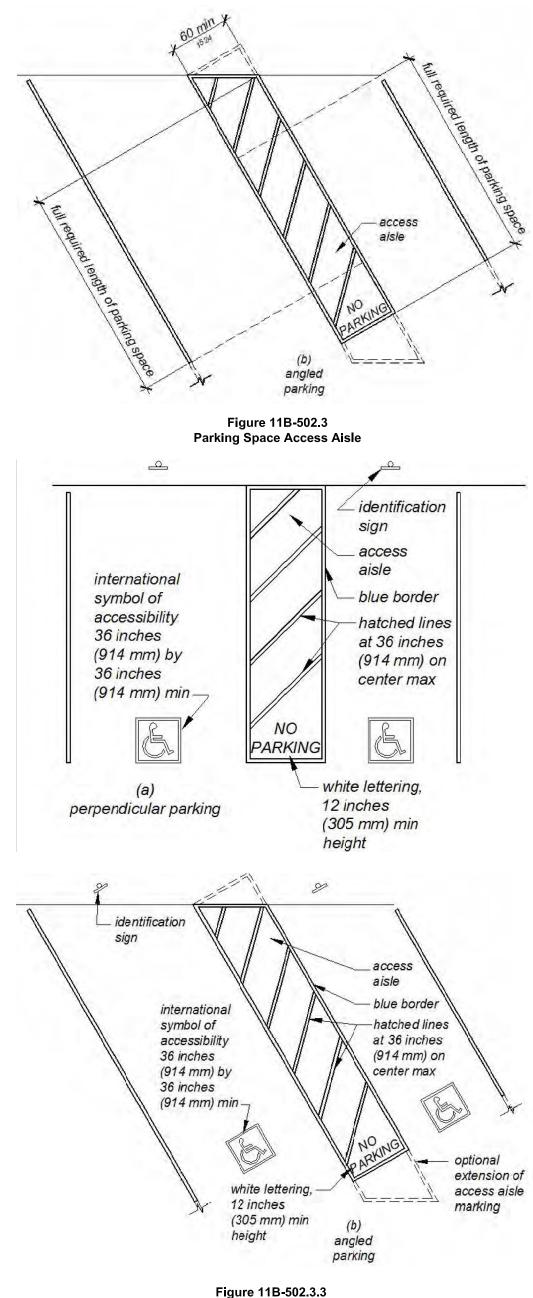
11B-502.3.1 Width. Access aisles serving car and van parking spaces shall be 60 inches (1524 *mm*) wide minimum.

**11B-502.3.2 Length.** Access aisles shall extend the full required length of the parking spaces they serve.

11B-502.3.3 Marking. Access aisles shall be marked with a blue painted borderline around their perimeter. The area within the blue borderlines shall be marked with hatched lines a maximum of 36 inches (914 mm) on center in a color contrasting with that of the aisle surface, preferably blue or white. The words "NO PARKING" shall be painted on the surface within each access aisle in white letters a minimum of 12 inches (305 mm) in height and located to be visible from the adjacent vehicular way. Access aisle markings may extend beyond the minimum required lenath.

**11B-502.3.4 Location.** Access aisles shall not overlap the vehicular way. Access aisles shall be permitted to be placed on either side of the parking space except for van parking spaces which shall have access aisles located on the passenger side of the parking spaces.





Angled and Perpendicular Parking Identification

11B-502.4 Floor or ground surfaces. Parking spaces and access aisles serving them shall comply with Section 11B-302. Access aisles shall be at the same level as the parking spaces they serve. Changes in level are not permitted.

**Exception:** Slopes not steeper than 1:48 shall be permitted.

shall provide a vertical clearance of 98 inches (2489 mm) minimum.

11B-502.6 Identification. Parking space identification signs shall include the International Symbol of Accessibility complying with Section 11B-703.7.2.1. Signs identifying van parking spaces shall contain additional language or an additional sign with the designation "van accessible." Signs shall be 60 inches (1524 mm) minimum above the finish floor or ground surface measured to the bottom of the sign.

*Exception:* Signs located within an accessible route shall be a minimum of 80 inches (2032 mm) above the finish floor or ground surface measured to the bottom of the sign.

**11B-502.6.1 Finish and size.** Parking identification signs shall be reflectorized with a minimum area of 70 square inches (45161 mm2).

**11B-502.6.2 Minimum fine.** Additional language or an additional sign below the International Symbol of Accessibility shall state "Minimum Fine \$250."

**11B-502.6.3 Location.** A parking space identification sign shall be visible from each parking space. Signs shall be permanently posted either immediately adjacent to the parking space or within the projected parking space width at the head end of the parking space. Signs may also be permanently posted on a wall at the interior end of the parking space.

**11B-502.6.4 Marking.** Each accessible car and van space shall have surface identification complying with either Section 11B-502.6.4.1 or 11B-502.6.4.2.

**11B-502.6.4.1** The parking space shall be marked with an International Symbol of Accessibility complying with Section 11B-703.7.2.1 in white on a blue background a minimum 36 inches wide by 36 inches high (914 mm x 914 mm). The centerline of the International Symbol of Accessibility shall be a maximum of 6 inches (152 mm) from the centerline of the parking space, its sides parallel to the length of the parking space and its lower corner at, or lower side aligned with, the end of the parking space length.

**11B-502.6.4.2** The parking space shall be outlined or painted blue and shall be marked with an International Symbol of Accessibility complying with Section 11B-703.7.2.1 a minimum 36 inches wide by 36 inches high (914 mm x 914 mm) in white or a suitable contrasting color. The centerline of the International Symbol of Accessibility shall be a maximum of 6 inches (152 mm) from the centerline of the parking space, its sides parallel to the length of the parking space and its lower corner at, or lower side aligned with, the end of the parking space.

11B-502.7 Relationship to accessible routes. Parking spaces and access aisles shall be designed so that cars and vans, when parked, cannot obstruct the required clear width of adjacent accessible routes.

space in which they parked.

11B-502.7.2 Wheel stops. A curb or wheel stop shall be provided if required to prevent
encroachment of vehicles over the required clear width of adjacent accessible routes.

11B-502.8 Additional signage. An additional sign shall be posted either; 1) in a conspicuous place at each entrance to an off-street parking facility or 2) immediately adjacent to on-site accessible parking and visible from each parking space.

**11B-502.8.1 Size.** The additional sign shall not be less than 17 inches (432 mm) wide by 22 inches (559 mm) high.

11B-502.8.2 Lettering. The additional sign shall clearly state in letters with a minimum height of 1 inch (25 mm) the following:

"Unauthorized vehicles parked in designated accessible spaces not displaying distinguishing placards or special license plates issued for persons with disabilities will be towed away at the owner's expense. Towed vehicles may be reclaimed at: \_\_\_\_ telephonina

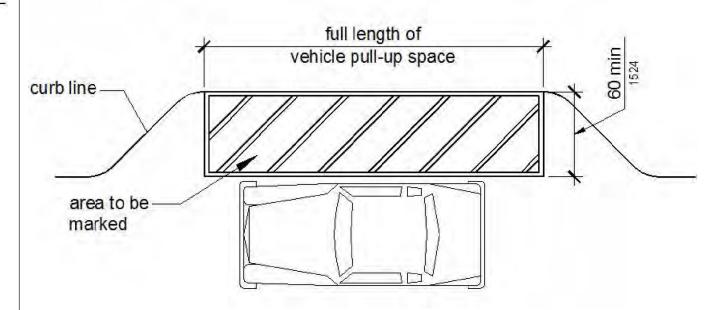
Blank spaces shall be filled in with appropriate information as a permanent part of the sign.

11B-503 Passenger drop-off and loading zones

11B-503.1 General. Passenger drop-off and loading zones shall comply with Section 11B-503. 11B-503.2 Vehicle pull-up space. Passenger drop-off and loading zones shall provide a

vehicular pull-up space 96 inches (2438 mm) wide minimum and 20 feet (6096 mm) long minimum.

11B-503.3 Access aisle. Passenger drop-off and loading zones shall provide access aisles complying with Section 11B-503 adjacent and parallel to the vehicle pull-up space. Access aisles shall adjoin an accessible route and shall not overlap the vehicular way.



### Figure 11B-503.3 Passenger Drop-Off and Loading Zone Access Aisle

**11B-503.3.1 Width.** Access aisles serving vehicle pull-up spaces shall be 60 inches (1524 mm) wide minimum.

11B-503.3.2 Length. Access aisles shall extend the full length of the vehicle pull-up spaces they

**11B-503.3.3 Marking.** Access aisles shall be marked with a painted borderline around their perimeter. The area within the borderlines shall be marked with hatched lines a maximum of 36 inches (914 mm) on center in a color contrasting with that of the aisle surface.

11B-503.4 Floor and ground surfaces. Vehicle pull-up spaces and access aisles serving them shall comply with Section 11B-302. Access aisles shall be at the same level as the vehicle pull-up space they serve. Changes in level are not permitted.

Exception: Slopes not steeper than 1:48 shall be permitted.

11B-503.5 Vertical clearance. Vehicle pull-up spaces, access aisles serving them, and a vehicular route from an entrance to the passenger loading zone and from the passenger loading zone to a vehicular exit shall provide a vertical clearance of 114 inches (2896 mm) minimum.

11B-503.6 Identification. Each passenger loading zone designated for persons with disabilities shall be identified with a reflectorized sign complying with Section 11B-703.5. It shall be permanently posted immediately adjacent to and visible from the passenger loading zone stating "Passenger Loading Zone Only" and including the International Symbol of Accessibility complying with Section 11B-703.7.2.1 in white on a dark blue background.

# 11B-208 Parking spaces

**11B-208.1 General.** Where parking spaces are provided, parking spaces shall be provided in accordance with Section 11B-208.

**Exception:** Parking spaces used exclusively for buses, trucks, other delivery vehicles, or vehicular impound shall not be required to comply with Section 11B-208 provided that lots accessed by the public are provided with a passenger loading zone complying with Section 11B-503.)

**11B-208.2 Minimum number.** Parking spaces complying with Section 11B-502 shall be provided **11B-502.5 Vertical clearance.** Parking *spaces,* access aisles and vehicular routes serving them | in accordance with Table 11B-208.2 except as required by Sections 11B-208.2.1, 11B-208.2.2, and 11B-208.2.3. Where more than one parking facility is provided on a site, the number of accessible spaces provided on the site shall be calculated according to the number of spaces required for each parking facility.

Table 11B-208.2 Parking Space	s
-------------------------------	---

Total Number of Parking Spaces Provided in Parking Facility	Minimum Number of Required Accessible Parking Spaces
1-25	1
26-50	2
51-75	3
76-100	4
101-150	5
151-200	6
201-300	7
301-400	8
401- 500	9
501-1000	2% OF TOTAL
1001 & OVER	20 PLUS ONE FOR EACH 100 OR FRACTION THEREOF OVER 1,001

11B-208.2.4 Van parking spaces. For every six or fraction of six parking spaces required by Section 11B-208.2 to comply with Section 11B-502, at least one shall be a van parking space complying with Section 11B-502.

**11B-208.3 Location**. Parking facilities shall comply with Section 11B-208.3.

1B-208.3.1 General. Parking spaces complying with Section 11B-502 that serve a particular building or facility shall be located on the shortest accessible route from parking to an entrance complying with Section 11B-206.4. Where parking serves more than one accessible entrance, parking spaces complying with Section 11B-502 shall be dispersed and located on the shortest 11B-502.7.1 Arrangement. Parking spaces and access aisles shall be designed so that persons accessible route to the accessible entrances. In parking facilities that do not serve a particular using them are not required to travel behind parking spaces other than to pass behind the parking building or facility, parking spaces complying with Section 11B-502 shall be located on the shortest accessible route to an accessible pedestrian entrance of the parking facility.

Exceptions:
I. All van parking spaces shall be permitted to be grouped
parking facility.



# GENERAL NOTES:

2.- C.A.C. TITLE 24

TRADES

EXPENSE TO THE OWNER.

# DIMENSIONS

(S) RISK.

INDICATE

NOTED

FOR CLARIFICATION.

### **ONSITE OPERATIONS**

ELEVATOR, AND ACCESS ROUTE TO SITE,

OF AGENCY OF JURISDICTION

BUILDING POWER, GAS, AND OTHER UTILITIES.

ESTABLISHED.

APPROVED FIRE RATED MATERIALS

# 1 - SPECIFICATIONS

DRAWINGS

MATCH ADJACENT FINISHES.

A KEY, SPECIAL EFFORT OR KNOWLEDGE.

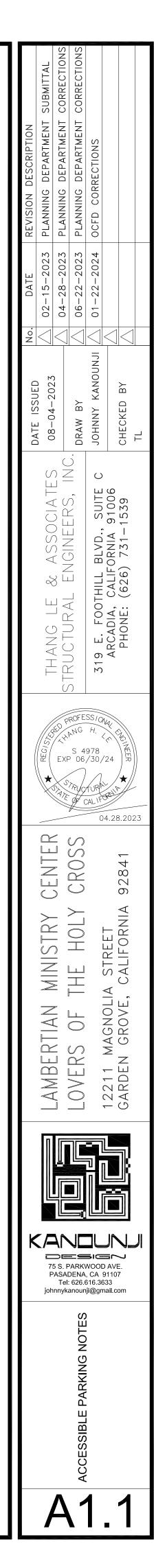
INSTALLATION.

1 - PERMITS

JURISDICTION OVER THE PROJECT.

3.- CERTIFICATE OF OCCUPANCY.

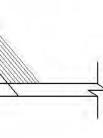
5.- LIEN RELEASES.



Accessible routes shall allel, or a combination of shall comply with Section with Section 11B-406.3. with Section 11B-406.4. all comply with Sections or than 1:12. shall not be steeper that ured sides 10 max slope h Sections 11B-406.3 ar all be in-line with the steeper than 1:12. hinimum by 48 inches (12 slope of the turning space
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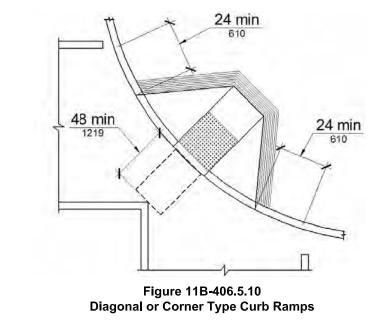
minimum by 48 inches (1219 slope of the turning space in



**11B-406.5.8 Counter slope.** Counter slopes of adjoining gutters and road surfaces immediately adjacent to and within 24 inches (610 mm) of the curb ramp shall not be steeper than 1:20. The adjacent surfaces at transitions at curb ramps to walks, gutters, and streets shall be at the same level.

**11B-406.5.9 Clear space at diagonal curb ramps**. The bottom of diagonal curb ramps shall have a clear space 48 inches (1219 mm) minimum outside active traffic lanes of the roadway. Diagonal curb ramps provided at marked crossings shall provide the 48 inches (1219 mm) minimum clear space within the markings.

**11B-406.5.10 Diagonal curb ramps.** *Diagonal or corner type curb ramps with returned curbs or* other well-defined edges shall have the edges parallel to the direction of pedestrian flow. Diagonal curb ramps with flared sides shall have a segment of curb 24 inches (610 mm) long minimum located on each side of the curb ramp and within the marked crossing.



**11B-406.5.11 Grooved border.** Curb ramps shall have a grooved border 12 inches (305 mm) wide along the top of the curb ramp at the level surface of the top landing and at the outside edges of the flared sides. The grooved border shall consist of a series of grooves 1/4 inch (6.4 mm) wide by ¼ inch (6.4 mm) deep, at ¾ inch (19 mm) on center.

Exceptions: 1. At parallel curb ramps, the grooved border shall be on the upper approach immediately adjacent to the curb ramp across the full width of the curb ramp. 2. A grooved border shall not be required at blended transitions.

11B-406.5.12 Detectable warnings. Curb ramps and blended transitions shall have detectable warnings complying with Section 11B-705.

**11B-406.6 Islands.** Raised islands in crossings shall be cut through level with the street or have curb ramps at both sides. The clear width of the accessible route at islands shall be 60 inches (1524 mm) wide minimum. Where curb ramps are provided, they shall comply with Section 11B-406. Landings complying with Section 11B-406.5.3 and the accessible route shall be permitted to overlap. Islands shall have detectable warnings complying with Section 11B-705.

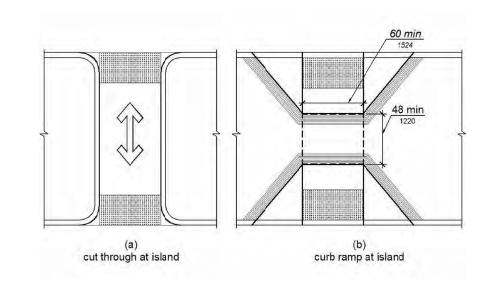


Figure 11B-406.6 Islands in Crossings

# **11B-705** Detectable warnings and detectable directional texture

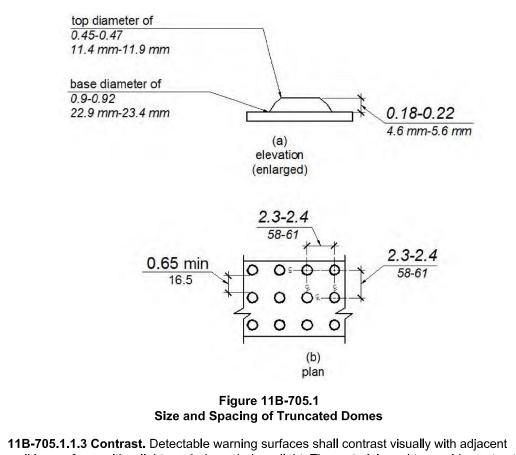
11B-705.1 Detectable warnings.

11B-705.1.1 General. Detectable warnings shall consist of a surface of truncated domes and shall comply with Section 11B-705.

**11B-705.1.1.1 Dome size.** Truncated domes in a detectable warning surface shall have a base diameter of 0.9 inch (22.9 mm) minimum and 0.92 inch (23.4 mm) maximum, a top diameter of 0.45 inch (11.4 mm) minimum and 0.47 inch (11.9 mm) maximum, and a height of 0.18 inch (4.6 mm) minimum and 0.22 inch (5.6 mm) maximum.

11B-705.1.1.2 Dome spacing. Truncated domes in a detectable warning surface shall have a center-to-center spacing of 2.3 inches (58 mm) minimum and 2.4 inches (61 mm) maximum, and a base-to-base spacing of 0.65 inch (16.5 mm) minimum, measured between the most adjacent domes on a square grid.

Exception: Where installed in a radial pattern, truncated domes shall have a center-to-center spacing of 1.6 inches (41 mm) minimum to 2.4 inches (61 mm) maximum.



walking surfaces either light-on-dark, or dark-on-light. The material used to provide contrast shall be an integral part of the surface. Contrast shall be determined by:

- Contrast = [(B1-B2)/B1] x 100 percent where
- B1 = light reflectance value (LRV) of the lighter area and
- B2 = light reflectance value (LRV) of the darker area.

**Exception:** Where the detectable warning surface does not adequately contrast with adjacent surfaces, a 1 inch (25 mm) wide black strip shall separate yellow detectable warning from adjacent surfaces.

11B-705.1.1.4 Resiliency. Detectable warning surfaces shall differ from adjoining surfaces in resiliency or sound-on-cane contact.

Exception: Detectable warning surf shall not be required to comply with

11B-705.1.1.5 Color. Detectable warning Federal Standard 595C. Exception: Detectable warning surfaces at be required to comply with Section 11B-70

11B-705.1.2 Locations. Detectable warning 11B-705.1.

11B-705.1.2.1 Platform edges. Detectable 24 inches (610 mm) wide and shall extend 11B-705.1.2.2 Curb ramps. Detectable wa in the direction of travel. Detectable warnin any flared sides. Detectable warnings shall (152 mm) minimum and 8 inches (203 mm the transition between the curb and the gu

> Exception: On parallel curb ramps, space at the flush transition between

11B-705.1.2.3 Islands or cut-through me cut-through medians shall be 36 inches (9 the pedestrian path or cut-through, placed median, and shall be separated by 24 inch detectable warnings.

> Exception: Detectable warnings sh pedestrian islands or cut-through m in the direction of pedestrian travel.

11B-705.1.2.4 Bus stops. When detectab 36 inches (914 mm) in width.

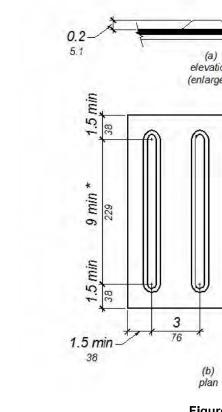
11B-705.1.2.5 Hazardous vehicular area shall be 36 inches (914 mm) in width.

11B-705.1.2.6 Reflecting pools. When de

shall be 24 inches (610 mm) minimum and

11B-705.1.2.7 Track crossings. Detectab mm) in the direction of pedestrian travel ar

11B-705.2 Detectable directional texture platforms shall comply with Figure 11B-70 off to 0.04 inch (1.0 mm), with bars raised shall be 1.3 inches (33 mm) wide and 3 inc surface shall differ from adjoining walking color shall be yellow conforming to Federa behind the yellow detectable warning textu doors of the transit vehicles where passen shall be equal to the width of the transit ve be less than 36 inches (914 mm).



Detectab

11B-705.3 Product approval. Only appro directional surfaces shall be installed as p Title 24, Part 1, Chapter 5, Articles 2, 3 an Section 12, 11B.205 for building and facilit detectable warning products and direction

# 11B-703.7.2 Symbols.

11B-703.7.2.1 International Symbol of A shall comply with Figure 11B-703.7.2.1. background. The blue shall be Color No.

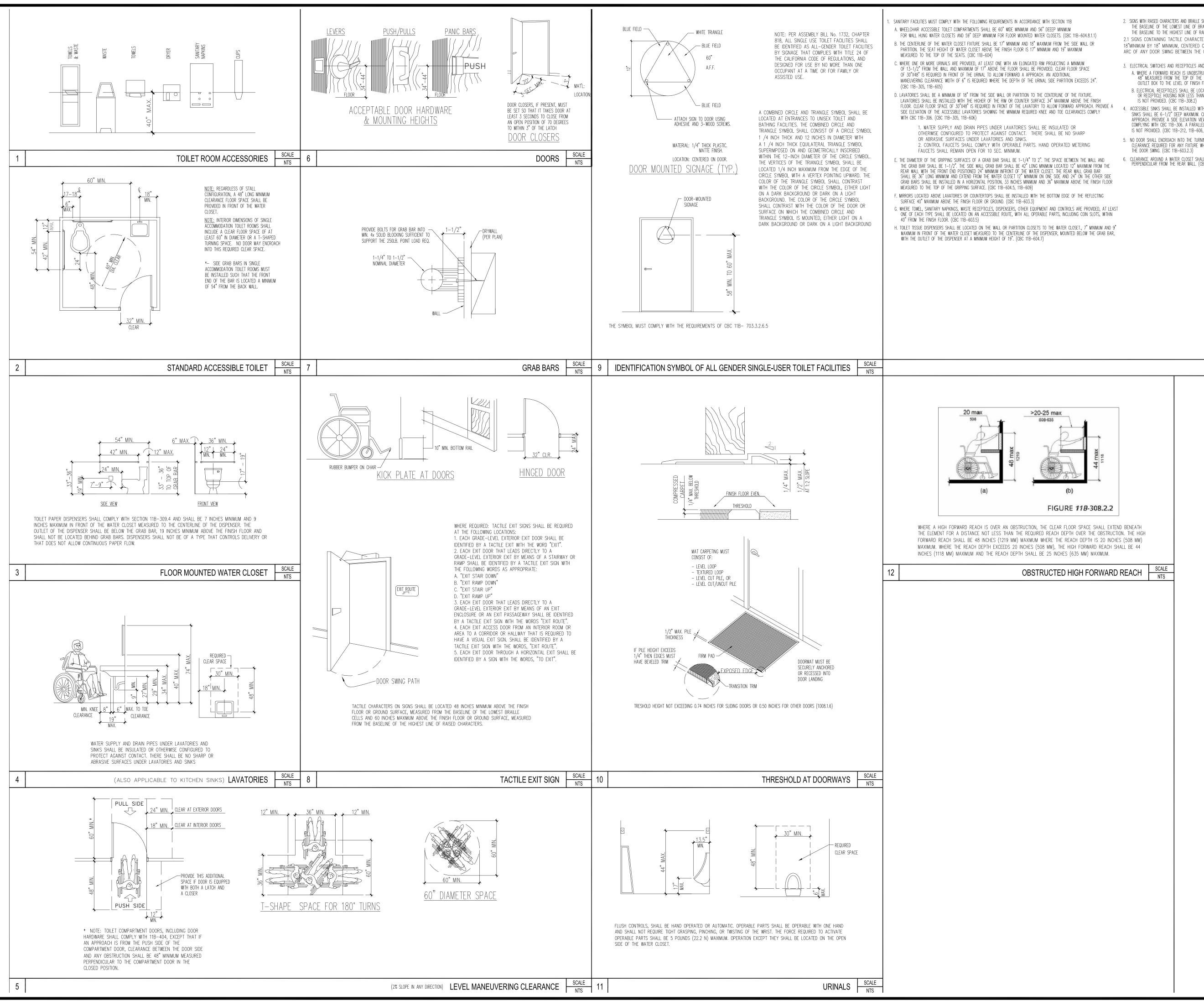
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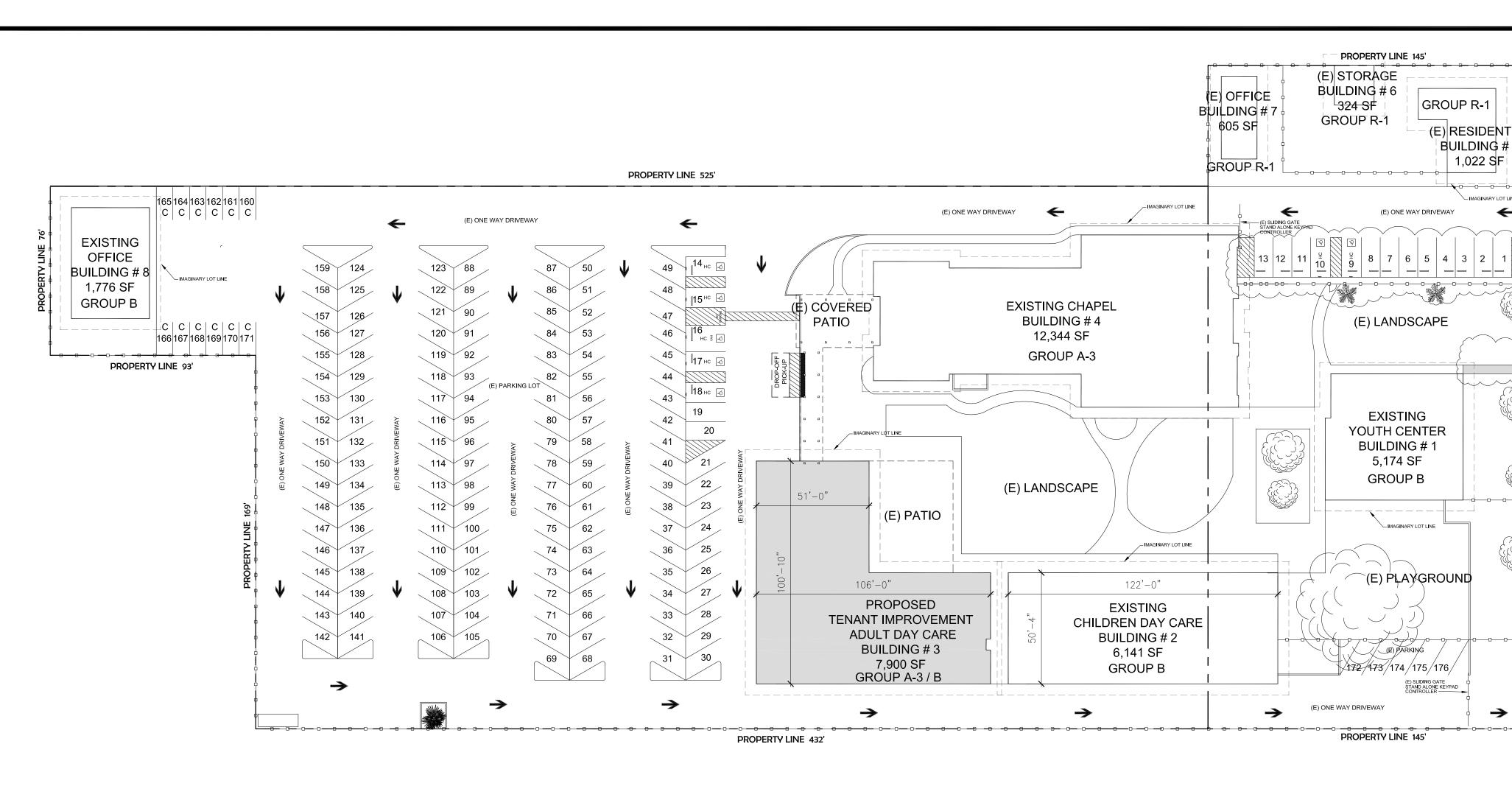


2. SIGNS WITH RAISED CHARACTERS AND BRAILLE SHALL BE LOCATED 48" MINIMUM ABOVE THE FINIFH FLOOR OR GROUND SUFFACE, MEASURED FROM THE BASELINE OF THE LOWEST LINE OF BRAILLE AND 60" MAXIMUM ABOVE THE FINISH FLOOR OR GROUND SURFACE, MEASURED FROM THE BASELINE TO THE HIGHEST LINE OF RAISED CHARACTERS. (CBC 11B-703.4) 2.1 SIGNS CONTAINING TACTILE CHARACTERS SHALL BE LOCATED SO THAT A CLEAR SPACE OF

18"MINIMUM BY 18" MINIMUM, CENTERED ON THE TACTILE CHARACTERS, IS PROVIDED BEYOND THE ARC OF ANY DOOR SWING BETWEEN THE CLOSED POSITION AND 45 DEGREE OPEN POSITION.

- 3. ELECTRICAL SWITCHES AND RECEPTICLES AND RECEPTICLE OUTLETSSHALL COMPLY WITH SECTION 11B-308.1 A. WHERE A FORWARD REACH IS UNOBSTRUCTED, CONTROLS, SWITCHES & ELECTRICAL RECEPTICLES SHALL BE LOCATED NO MORE THAN 48" MEASURED FROM THE TOP OF THE OUTLET BOX NOR LESS THAN 15" MEASURED FROM THE BOTTOM OF THE OUTLET BOX TO THE LEVEL OF FINISH FLOOR. (CBC 11B-308.2)
- B. ELECTRICAL RECEPTICLES SHALL BE LOCATED NO MORE THAN 48" MEASURED FROM THE TOP OF THE RECEPTICLE OUTLET BOX OR RECEPTICLE HOUSING NOR LESS THAN 15" MEASURED FROM THE BOTTOM OF THE RECEPTICLEOUTLET BOX OR CONVENTIONAL RANGE
- 4. ACCESSIBLE SINKS SHALL BE INSTALLED WITH THE HIGHER OF THE RIM OF COUNTER SURFACE 34" MAXIMUM ABOVE THE FINISH FLOOR. SINKS SHALL BE 6-1/2" DEEP MAXIMUM. CLEAR FLOOR SPACE OF 30"X48" IS REQUIRED IN FRONT OF THE SINKTO ALLOW FORWARD APPROACH. PROVIDE A SIDE ELEVATION VIEW OF THE ACCESSIBLE SINK SHOWING THE MINIMUM REQUIRED KNEE AND TOE CLEARANCES COMPLYING WITH CBC 11B-306. A PARALLEL APPROACH IS PERMITTED IN A SPACE WHERE A COOK TOP OR CONVENTIONAL RANGE IS NOT PROVIDED. (CBC 11B-212, 11B-606, 11B-804)
- 5. NO DOOR SHALL ENCROACH INTO THE TURNING SPACE FOR MORE THAN 12". DOORS MAY SWING INTO THE CLEAR FLOOR SPACE OR CLEARANCE REQUIRED FOR ANY FIXTURE WHERE A 30"x48" CLEAR FLOOR SPACE IS PROVIDED WITHIN THE ROOM BEYOND THE ARC OF
- CLEARANCE AROUND A WATER CLOSET SHALL BE 60" MIN. MEASURED PERPENDICULAR FROM THE SIDE WALL AND 56" MIN. MEASURED PERPENDICULAR FROM THE REAR WALL. (CBC 11B-604.3.1)

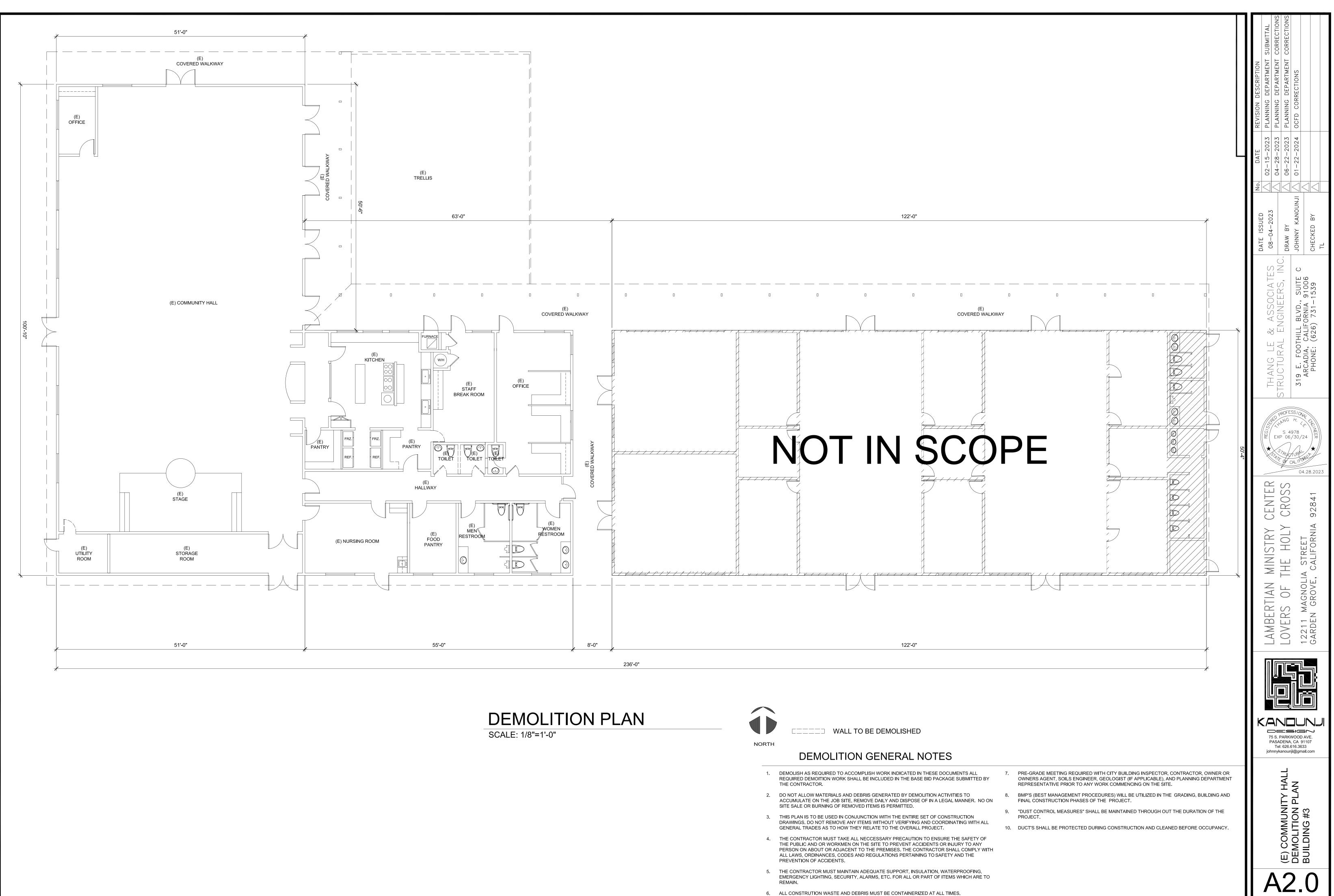
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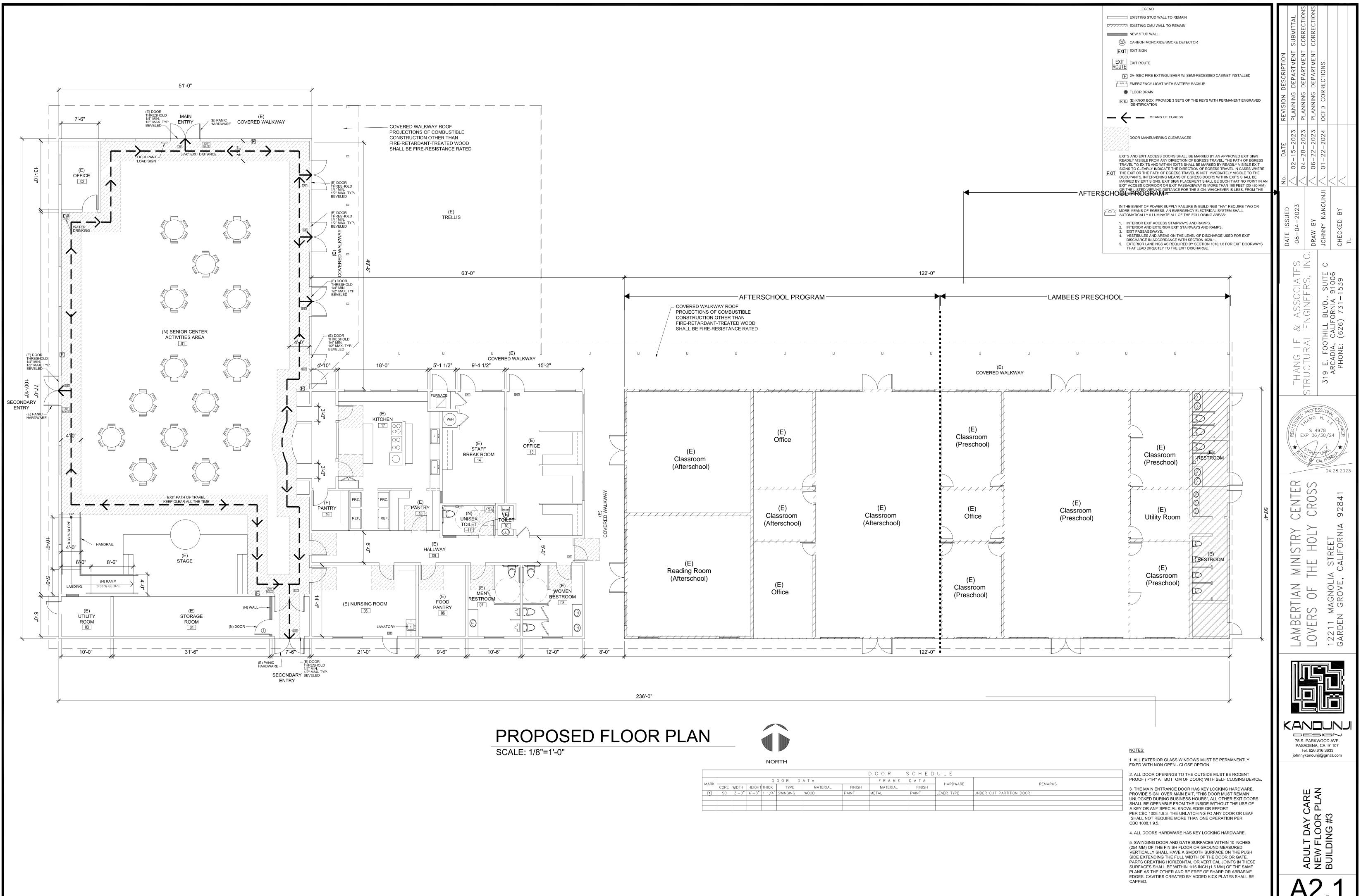




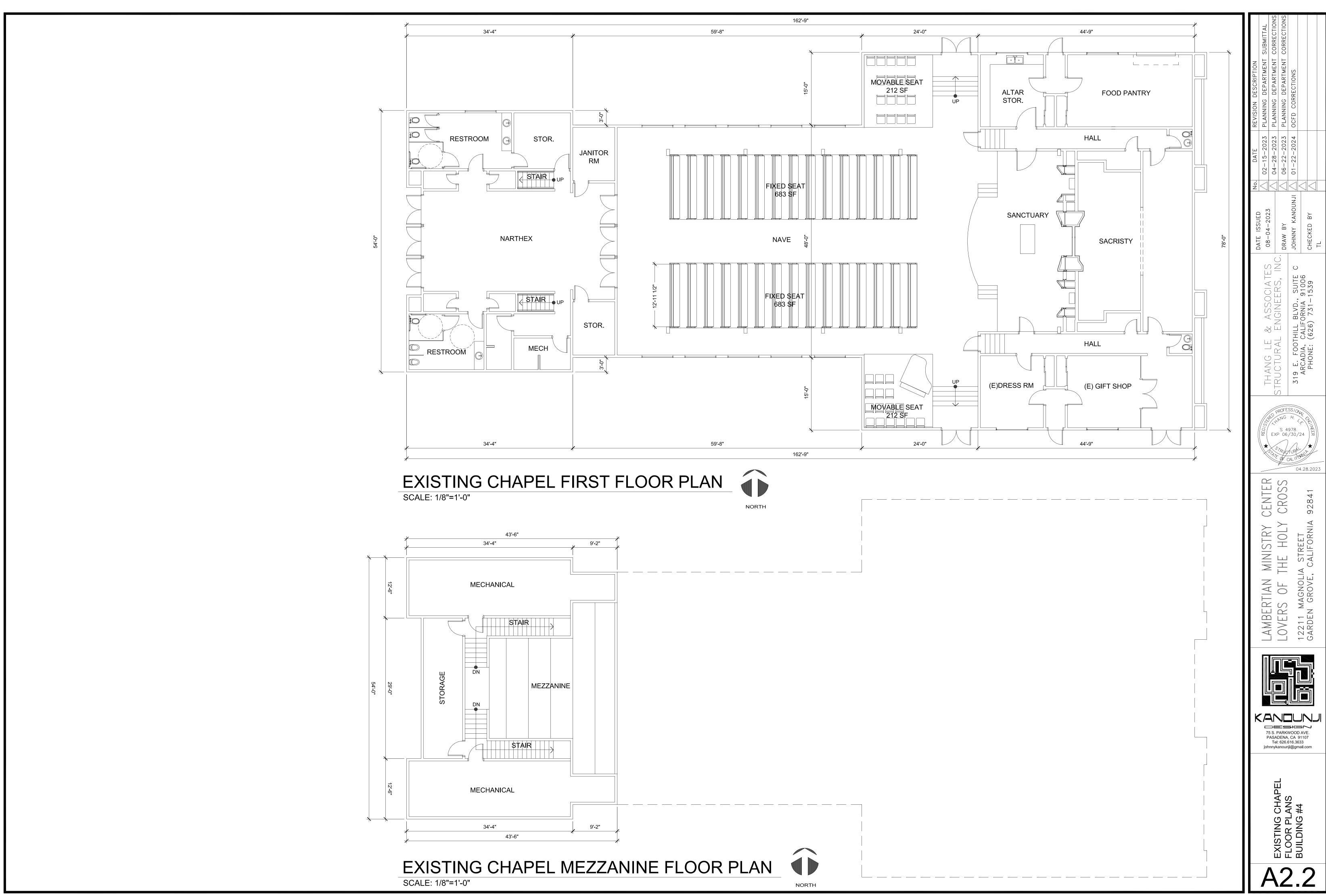
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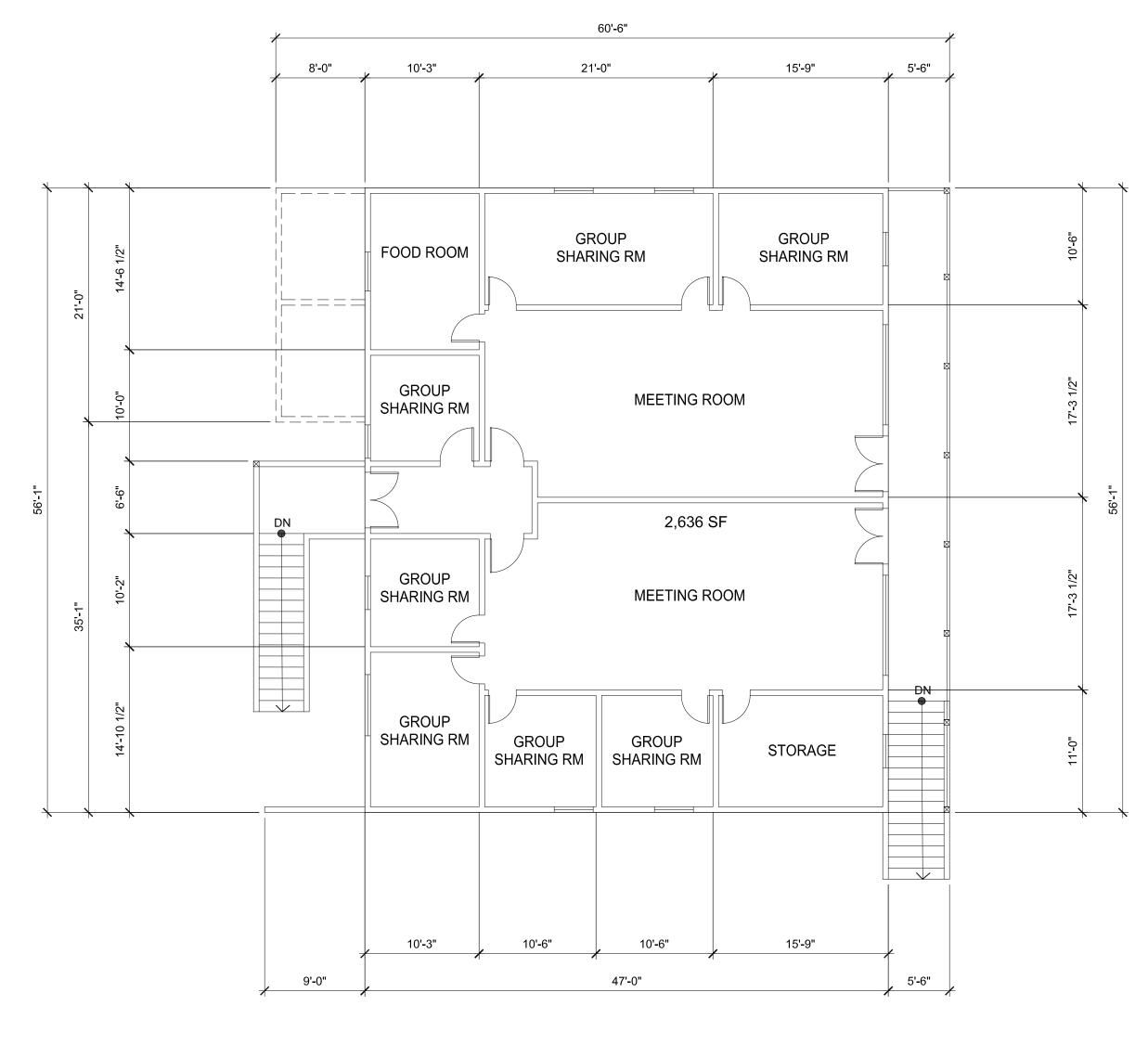
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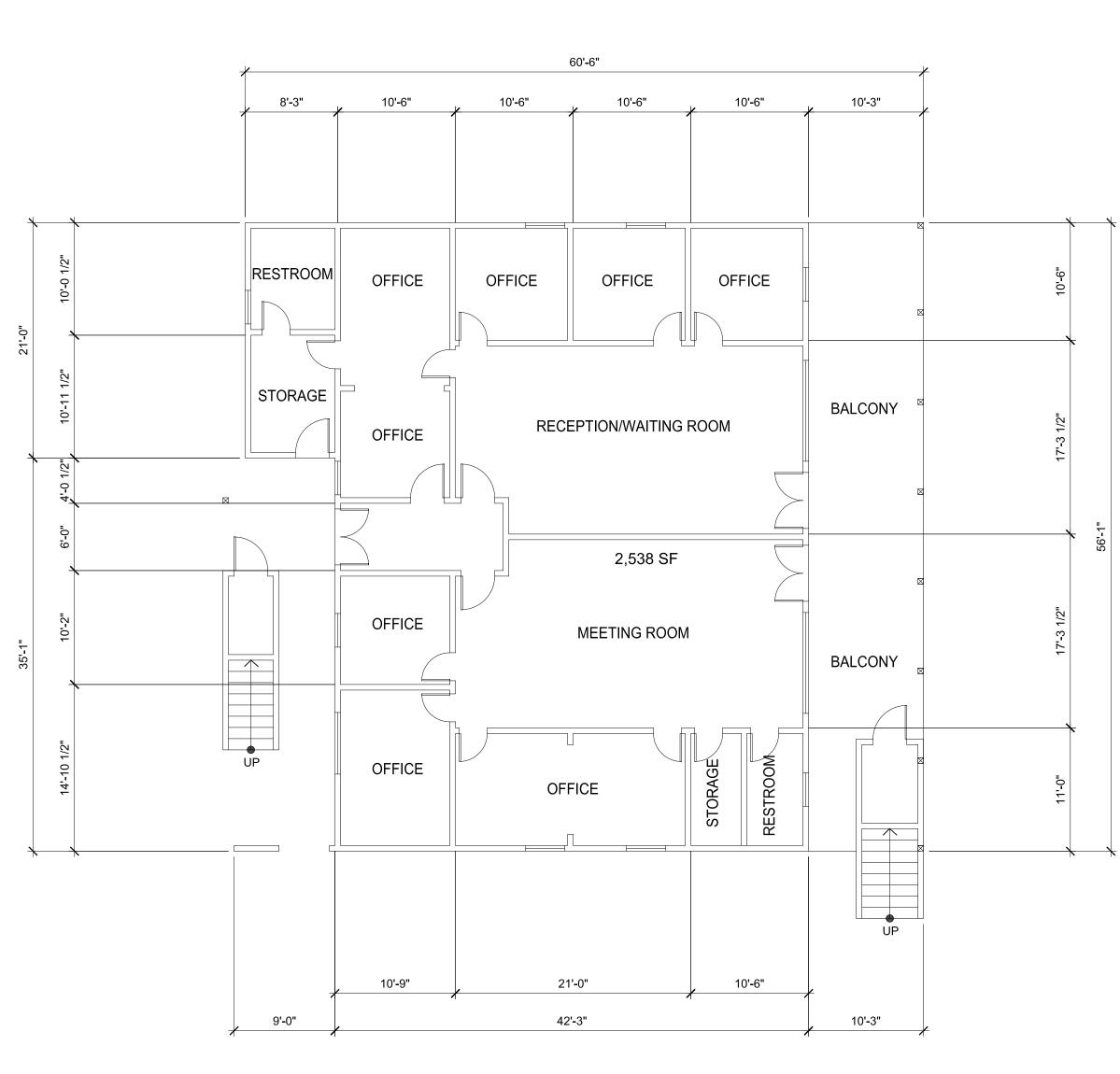




# EXISTING YOUTH CENTER SECOND FLOOR PLAN SCALE: 1/8"=1'-0"







# EXISTING YOUTH CENTER FIRST FLOOR PLAN SCALE: 1/8"=1'-0"



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# RESOLUTION NO. 6084-24

RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF GARDEN GROVE APPROVING INTERPRETATION OF USE NO. IOU-005-2024 AND CONDITIONAL USE PERMIT NO. CUP-255-2024, FOR A PROPERTY LOCATED ON THE WEST SIDE OF MAGNOLIA STREET, BETWEEN BLOSSOM AVENUE AND HEALEY DRIVE, AT 12191-12211 MAGNOLIA STREET, ASSESSOR'S PARCEL NOS. 215-064-36 AND 215-064-37.

BE IT RESOLVED that the Planning Commission of the City of Garden Grove, in a regular session assembled on March 21, 2024, hereby approves (1) Interpretation of Use No. IOU-005-2024, determining that Adult Day Services, including Adult Day Program (ADP) and Adult Day Health Care (ADHC), is a conditionally permitted use in the R-1 (Single-Family Residential) zone district, subject to the conditions that it is incidental to the operation of a Church and Other Religious Center and is located along and has access from a major or primary arterial street, and (2) Conditional Use Permit No. CUP-255-2024, for a property located on the west side of Magnolia Street, between Blossom Avenue and Healey Drive, at 12191-12211 Magnolia Street, Assessor's Parcel Nos. 215-064-36 and 215-064-37, permitting the operation of a religious facility with an incidental preschool and an incidental adult day health care facility, subject to the conditions of approval attached hereto as Exhibit "A".

BE IT FURTHER RESOLVED in the matter Interpretation of Use No. IOU-005-2024 and Conditional Use Permit No. CUP-255-2024, the Planning Commission of the City of Garden Grove does hereby report as follows:

- 1. The subject case was initiated by Sister Grace Duc Le with authorization from the property owner, Lovers of the Holy Cross Sisters (LHC).
- 2. The applicant requests Interpretation of Use approval to determine that an Adult Day Services use, including Adult Day Program (ADP) and Adult Day Health Care (ADHC), is permitted in the R-1 (Single-Family Residential) zone district, subject to a Conditional Use Permit, and subject to the conditions that it is incidental to the operation of a Church and Other Religious Center and is located along and has access from a major or primary arterial street. In conjunction with the Interpretation of Use request, the applicant also requests Conditional Use Permit approval to allow the continued operation of an existing religious facility, Lambertian Ministry Center, and an existing preschool, Lambees Preschool, and to introduce and allow the operation of a new Adult Day Health Care facility collectively on a property located at 12191-12211 Magnolia Street.
- 3. The City of Garden Grove Planning Commission hereby determines that the proposed project is categorically exempt from review under the California Environmental Quality Act ("CEQA") pursuant to Section 15301 (Existing Facilities) of the State CEQA Guidelines (14 Cal. Code Regs., Section 15301).

- 4. The property has a General Plan Land Use Designation of Low Density Residential (LDR) and is zoned R-1 (Single-Family Residential). The site is 3.6 acres and is improved with an existing religious facility.
- 5. Existing land use, zoning, and General Plan designation of property in the vicinity of the subject property have been reviewed.
- 6. Report submitted by the City staff was reviewed.
- 7. Pursuant to a legal notice, a public hearing was held on March 21, 2024, and all interested persons were given an opportunity to be heard.
- 8. The Planning Commission gave due and careful consideration to the matter during its meeting on March 21, 2024.

BE IT FURTHER RESOLVED, FOUND AND DETERMINED that the facts and reasons supporting the conclusion of the Planning Commission, as required under Municipal Code Section 9.04.030 are as follows:

# FACTS:

The subject site is located on the west side of Magnolia Street, at 12191-12211 Magnolia Street. The site is zoned R-1 (Single-Family Residential) and has a General Plan Land Use Designation of Low Density Residential (LDR). The site abuts R-1 (Single-Family Residential) zoned properties to the north, south, west, and, across Magnolia Street, to the east. Surrounding uses include single-family dwellings to the north, to the west, and across Magnolia Street, to the east, and a cemetery to the south.

The site is approximately 3.6 acres, and consists of two separate parcels, held under one common ownership with one parcel (APN: 215-064-36) fronting Magnolia Street, and a landlocked parcel (APN: 215-064-37) at the rear. After the City of Garden Grove was incorporated in 1956, the Code did not require religious facilities (i.e., churches) to operate with a Conditional Use Permit (CUP) until 1991. The site was originally developed in 1951, prior to the incorporation of the City, as a religious center, and operated by various Christian denominations. The site currently consists of eight (8) detached buildings serving different church-related activities. In addition, business license records reflect that a preschool has operated at this location since 1968 as part of the church's operation.

On June 15, 2021, the Lovers of Holy Cross (LHC) purchased the subject site and changed its name to Lambertian Ministry Center. Similar to the previous church operations on the property, the Lambertian Ministry Center continues to operate as a religious center. In September of 2022, a business license was issued to allow the Lambees Preschool to operate in place of the previous preschool.

LHC proposes to add a new Adult Day Health Care (ADHC) as an incidental use to the church's operation. The applicant requests an Interpretation of Use (IOU) approval to determine that an Adult Day Services use, including Adult Day Program (ADP) and Adult Day Health Care (ADHC), is permitted in the R-1 (Single-Family Residential) zone district, subject to a Conditional Use Permit, and subject to the conditions that it is incidental to the operation of a Church and Other Religious Center and is located along and has access from a major or primary arterial street. In conjunction with the IOU request, the applicant also requests Conditional Use Permit approval to allow the continued operation of the existing religious facility, Lambertian Ministry Center, and the existing preschool, Lambees Preschool, and to introduce and allow the operation of a new Adult Day Health Care facility collectively on the subject property.

# FINDINGS AND REASONS:

# **INTERPRETATION OF USE**

1. The proposed use is similar in scale and operational characteristics to other uses permitted in that zone.

"Child Day Care Center" is a conditionally permitted use in the R-1 zone and has similar scale and operational characteristics to the proposed "Adult Day Services" use. The Municipal Code defines "Child Day Care Center" as a state-licensed care facility other than a family day care home, and includes infant centers, preschools, extended day care facilities, and school-age child care centers, which provides care, protection, and supervision to children, for periods of less than 24 hours per day. The proposed "Adult Day Services" use has similar operational characteristics to Child Day Care facilities, as they both provide less than 24-hour care and supervision for their prospective clientele.

2. The proposed use is consistent with the intent of the General Plan and the Zone District.

The site is zoned R-1 (Single-Family Residential) and has a General Plan Land Use Designation of Low Density Residential (LDR). The LDR Land Use Designation is intended to preserve and enhance residential areas characterized by detached, single-unit structures and accessory dwelling units. Although the LDR promotes single-family housing developments, it also encourages compatible uses serving the local community. The LDR Land Use Designation is implemented by the R-1 zone, where churches and children's daycares are conditionally permitted. The proposed Interpretation of Use, to determine "Adult Day Services" as a compatible use in the R-1 zone is consistent with the goals and policies of the General Plan, which include:

a. **Goal LU–1:** The City of Garden Grove is a well-planned community with sufficient land uses and intensities to meet the needs of anticipated growth and achieve the community's vision.

- b. **Policy LU-2.4:** Assure that the type and intensity of land use are consistent with those of the immediate neighborhood.
- c. **Goal LU-4:** Seek to develop uses that are compatible with one another.
- d. **Goal ED-2:** Encourages establishment of new businesses, while supporting and assisting those already located within Garden Grove.

The proposed Interpretation of Use is to determine the compatibility of the "Adult Day Services" with the R-1 zone subject to the conditions that it is incidental to the operation of Church and Other Religious Center and is located along and has access from a major or primary arterial street. Such conditions are implemented to ensure that facilities that will be used for "Adult Day Services" will not only be able to accommodate the use but also to minimize potential impacts such as traffic and noise issues to the surrounding single-family neighborhoods. Therefore, allowing the "Adult Day Services" within existing religious facilities along major or primary arterials would be compatible with the existing land uses permitted in the R-1 zone.

In addition to the religious and worship services, it is common that churches and other religious facilities also offer other services and ministries to their congregation and to the community, such as preschool, day care, Bible study, and religious camp activities. Approving the proposed "Adult Day Services" within an existing religious facility will allow churches and other religious facilities to provide additional services and expand their ministry to support aging and chronically disabled populations within Garden Grove's community and its vicinity.

The R-1 zone is intended to provide for the establishment and promotion of singlefamily detached residences on individual lots. However, it also allows compatible associated activities. "Child Day Care Center" is a conditionally permitted use in the R-1 zone, and has similar scale and operational characteristics to the proposed "Adult Day Services" use, as they both provide less than 24-hour care and supervision for their prospective clientele. Therefore, approving "Adult Day Services" will be consistent with the intent of the R-1 zone.

3. The proposed use is compatible with other permitted uses.

The proposed use is compatible with other permitted uses. The Municipal Code conditionally permits different types of community care facilities in residential zones, including R-2 (Limited Multiple) and R-3 (Multiple-Family Residential), and mixed-use zones, including GGMU-1, -2, and -3 (Garden Grove Boulevard Mixed Use), CC-1 (Civic Center Mixed Use 1), and NMU (Neighborhood Mixed Use). There are multiple ADHC facilities currently in operation in the City, with most of them located off larger arterial streets. To minimize any potential impacts to surrounding uses, Adult Day Services will be permitted in the R-1 Zone only if incidental to the operation of a Church and Other Religious Center and located

# **CONDITIONAL USE PERMIT**

1. The proposed use will be consistent with the City's adopted General Plan and redevelopment plan.

The site is zoned R-1 (Single-Family Residential) and has a General Plan Land Use Designation of Low Density Residential (LDR). The LDR Land Use Designation is intended to preserve and enhance residential areas characterized by detached, single-unit structures and accessory dwelling units. Future development within the Low Density Residential designation should remain residential in character with single-family homes and allow for compatible uses, such as schools or other small-scale civic or institutional uses. The LDR Land Use Designation is implemented by the R-1 (Single-Family Residential) zone, where religious facilities, child day care centers, and adult day care in conjunction with a religious facility (through an interpretation of use) are conditionally permitted. The design and improvement of the proposed project is consistent with the spirit and intent of the General Plan, through its goals, policies, and implementation programs, including specifically:

- a. **Goal LU–1:** The City of Garden Grove is a well-planned community with sufficient land uses and intensities to meets the needs of anticipated growth and achieve the community's vision. The entire site has been used as a religious center since 1951, and will continue to be used as such. The subject site is improved with eight detached buildings, each used for different church functions and related activities. Existing church operations include Lambees Preschool, an Afterschool program, a Youth center, Mary's Sanctuary, House of Hope, and the Gethsemane Chapel. The proposed ADHC will occupy one of the existing buildings. No additional square footage will be added to accommodate the proposed use. Approving the requested additional use will allow the applicant to expand its services to serve local seniors and adults with disabilities.
- b. **Policy LU-2.4:** Assure that the type and intensity of land use are consistent with those of the immediate neighborhood, and **Goal LU-4**: Seek to develop uses that are compatible with one another. The site is located within an R-1 zoned neighborhood. Surrounding uses include single-family dwellings to the north, west, and across Magnolia Street to the east, and a cemetery to the south. The site is fronted by, and only accessible from, Magnolia Street, which is a primary arterial. In addition, ADHC activities will occur entirely inside the building, which will minimize the noise impact

on the surrounding neighborhood. The religious center's operation will remain largely the same.

- c. **Goal ED-2:** Encourages establishment of new businesses, while supporting and assisting those already located within Garden Grove. - Approving the proposed ADHC will allow the applicant to provide new services that support aging and chronically disabled populations within Garden Grove's community and its vicinity.
- 2. The requested use at the location proposed will not: adversely affect the health, peace, comfort, or welfare of the persons residing or working in the surrounding area, or unreasonably interfere with the use, enjoyment, or valuation of the property of other persons located in the vicinity of the site, or jeopardize, endanger, or otherwise constitute a menace to public health, safety, or general welfare.

"Church and Other Religious Centers" and "Child Day Care Centers" are conditionally permitted uses in the R-1 zone. Additionally, "Church and Other Religious Centers" are subject to Special Operating Conditions and Development Standards. As previously noted, a religious facility and preschool were established on the subject property, prior to the City's incorporation, and prior to the City's requirement for a Conditional Use Permit such uses. The Lambertian Ministry Center currently operates as a religious center, which includes the incidental preschool operation, Lambees Preschool, without a Conditional Use Permit. Therefore, the current operation is considered a legal nonconforming use. The proposed introduction of a new Adult Day Health Care to the site constitutes an intensification of the existing legal nonconforming uses. Thus, approval of a Conditional Use Permit approval is necessary to govern the entire operation of the Lambertian Ministry Center including church-related activities, the Lambees Preschool, and the new ADHC. Approving the requested Conditional Use Permit will allow the Lambertian Ministry Center, including all ancillary operations and functions, such as the Lambees Preschool, to continue to operate on the subject site. The approval will also allow the operation of the proposed ADHC on-site as an additional amenity serving local seniors and adults with disabilities. Conditions of approval require the entire Lambertian Ministry Center to comply with the City's Noise Ordinance. Therefore, the use will not adversely affect the health, peace, comfort or welfare of persons residing or working in the surrounding area.

3. The proposed site is adequate in size and shape to accommodate the yards, walls, fences, parking and loading facilities, landscaping and other development features prescribed in this title or as is otherwise required in order to integrate such use with the uses in the surrounding area.

The site is of adequate size to accommodate the religious center, inclusive of the proposed ADHC. Lambertian Ministry Center's operation will largely remain unchanged. There will be no significant changes to the site. Operational characteristics are anticipated to remain largely the same with the addition of the new ADHC facility. Provided the conditions of approval are adhered to for the life of the project, the use will be harmonious with the persons who work and live in the area.

4. The proposed site is adequately served: by highways or streets or sufficient width and improved as necessary to carry the kind and quantity of traffic such as to be generated, and by other public or private service facilities as required.

The site is located on the west side of Magnolia Street, between Blossom Avenue and Healey Drive. The site is sufficiently served by the public service facilities required, such as public utilities: gas, electric, water, and sewer facilities. As a part of this request, no changes are proposed to the overall functions of the buildings. Therefore, the site will continue to be adequately served by all existing highways, streets, and other public and private service facilities.

# INCORPORATION OF FACTS AND FINDINGS SET FORTH IN STAFF REPORT

In addition to the foregoing, the Planning Commission incorporates herein by this reference, the facts and findings set forth in the staff report.

BE IT FURTHER RESOLVED that the Planning Commission does conclude:

- 1. The Interpretation of Use and Conditional Use Permit possess characteristics that would justify the request in accordance with Municipal Code Section No. 9.32.030 (Interpretation of Use and Conditional Use Permit).
- 2. In order to fulfill the purpose and intent of the Municipal Code and thereby promote the health, safety, and general welfare, the attached Conditions of Approval (Exhibit "A") shall apply to Interpretation of Use No. IOU-005-2024 and Conditional Use Permit No. CUP-255-2024.

# EXHIBIT "A"

# Interpretation of Use No. IOU-005-2024 Conditional Use Permit No. CUP-255-2024

12191-12211 Magnolia Street (Assessor Parcel Nos: 215-064-36 and 215-064-37)

# **CONDITIONS OF APPROVAL**

# General Conditions

- 1. The applicant and each owner of the property shall execute, and the applicant shall record a "Notice of Agreement with Conditions of Approval and Discretionary Permit of Approval," as prepared by the City Attorney's Office, on the property. Proof of such recordation is required within 30 days of the approval.
- 2. All Conditions of Approval set forth herein shall be binding on and enforceable against each of the following, and whenever used herein, the term "applicant" shall mean and refer to each of the following: the project applicant, Sister Grace Duc Le, owner and developer of the project, Lovers of the Holy Cross, and the future owner(s) and tenants(s) of the property, and each of their respective successors and assigns. All conditions of approval are required to be adhered to for the life of the project, regardless of property ownership. Except for minor modifications authorized to be approved by the Community Development Director pursuant to Condition No. 4, any changes to the Conditions of Approval require approval by the appropriate City hearing body.
- Conditional Use Permit No. CUP-255-2024 only authorizes the continued 3. operation of an existing religious facility, Lambertian Ministry Center, and the operation of the following incidental uses in conjunction with operation of the religious facility: a preschool, an after school program, a youth center, a food pantry, a workshop area, a sanctuary for women and a residential dwelling and an Adult Day Health Care facility collectively on a property located at 12191-12211 Magnolia Street, as depicted on the plans submitted by the applicant and made part of the record of the March 21, 2024, Planning Commission proceedings. This Conditional Use Permit does not authorize the independent operation of any of the foregoing incidental uses on the property separate from the primary use of the property as a Church or Religious Center; in the event operation of the religious facility on the property ceases, operation of the approved incidental uses shall also cease. Approval of Conditional Use Permit No. CUP-255-2024 shall not be construed to mean any waiver of applicable and appropriate zoning and other regulations; and wherein not otherwise specified, all requirements of the City of Garden Grove Municipal Code shall apply.
- 4. The approved site plan and floor plan are an integral part of the decision approving this Interpretation of Use and Conditional Use Permit. There shall

be no additional changes in the design of the site plan and floor plan without the approval of the City. Minor modifications to the site plan and/or these Conditions of Approval, which do not materially change the scope or intensity of the project, and which will not result in impacts that have not previously been addressed, may be approved by the Community Development Director, at his or her discretion. Proposed modifications to the project and/or these Conditions of Approval determined by the Community Development Director not to be minor in nature shall be subject to the approval of new and/or amended land use entitlements by the applicable City hearing body.

5. All conditions of approval shall be implemented at the applicant's expense, except where specified in the individual

# **Engineering Division**

6. To the extent applicable, the applicant shall be subject to Traffic Mitigation Fees, identified in Chapter 9.44 of the Garden Grove Municipal Code, if any, along with all other applicable fees duly adopted by the City. The amount of said fees shall be calculated based on the City's current fee schedule at the time of permit issuance.

# Police Department

- 7. There shall be no gaming tables or gaming machines, as outlined in City Code Sections 8.20.010 and 8.20.050, on the premises at any time.
- 8. There shall be no customers or patrons in or about the premises when the establishment is closed.
- 9. Any violations or noncompliance with the conditions of approval may result in the issuance of an Administrative Citation of up to \$1,000 pursuant to GGMC 1.22.010(a).

# Public Works Water Services Division

- 10. If new water service installations two inches (2") and smaller are required, the work may be installed by the City of Garden Grove at the owner's/developer's expense. Installation shall be scheduled upon payment of applicable fees unless otherwise noted. Fire services and larger water services three inches (3") and larger, shall be installed by the developer/owner's contractor per City Standards.
- 11. Water meters shall be located within the City right-of-way. Fire services and large water services three inches (3") and larger, shall be installed by a

contractor with Class A or C-34 license, per City water standards, and inspected by approved Public Works inspection.

- 12. If required, a separate meter is required for the landscape system, a Reduced Pressure Principle Device (RPPD) backflow prevention device shall be installed for meter protection. The landscape system shall also have an RPPD device. Any carbonation dispensing equipment shall have an RPPD device. Installation shall be per City Standards and shall be tested by a certified backflow device tester immediately after installation. Cross-connection inspector shall be notified for inspection after the installation is completed. The owner shall have the RPPD device tested once a year thereafter by a certified backflow device tester and the test results are to be submitted to Public Works, Water Services Division. The property owner must open a water account upon installation of the RPPD device.
- 13. New utilities shall have a minimum 5-foot (5'-0'') horizontal and a minimum 1-foot (1'-0'') vertical clearance from the water main and appurtenances.
- 14. Any new or existing water valve located within a new concrete driveway or sidewalk construction shall be reconstructed per City Standard B-753.
- 15. If a fire service and/or any private fire hydrant lateral are required, an above-ground backflow device with a double-check valve assembly shall be installed for both the fire service and fire hydrant lateral. The device shall be tested immediately after installation and once a year thereafter by a certified backflow device tester and the results to be submitted to Public Works, Water Services Division. The device shall be on private property and is the responsibility of the property owner. The above-ground assembly shall be screened from public view as required by the Planning Division.
- 16. The location and number of fire hydrants shall be as required by the Water Services Division and the Orange County Fire Authority (OCFA).
- 17. If a new sewer lateral is required, the owner shall install a new sewer lateral with a cleanout at the right-of-way line. Lateral in the public right-of-way shall be six-inch (6") minimum diameter, extra strength VCP with wedge lock joints.
- 18. Contractor shall abandon any existing unused sewer lateral(s) at street right-of-way on the property owner's side. The sewer pipe shall be capped with an expansion sewer plug and encased in concrete. Only one sewer connection per lot is allowed.
- 19. All perpendicular crossings of the sewer, including laterals, shall maintain a vertical separation of minimum twelve inches (12") below the water main,

outer diameter to outer diameter. All exceptions to the above require a variance from the State Water Resources Control Board.

# Orange County Fire Authority

20. The applicant shall comply with all applicable Orange County Fire Authority (OCFA) requirements, including, but not limited to, the Fire Master Plan.

# **Building and Safety Division**

- 21. The applicant, and all proposed work, shall comply with the latest edition of the California Building Standards Code (CBC) at the time of project submittal.
- 22. The path of travel shall comply with all requirements of CBC Chapter 11B.
- 23. Common use areas shall comply with the latest edition of CBC Chapter 11A.
- 24. All applicable restrooms shall be accessible, and comply with CBC Chapter 11B, Division 6.
- 25. The appropriate building permits shall be obtained for any proposed construction.

# **Community Development Department**

- 26. No outside storage or displays shall be permitted at any time.
- 27. All business activities shall be conducted within the wholly enclosed building. There shall be no outdoor activities conducted on the premises without the approval of a Special Event Permit or Community Event Permit, with the exception of the outdoor playground area serving the preschool.
- 28. Hours of operation for the preschool shall be permitted from 7:30 a.m. to 6:00 p.m., Monday through Friday. The maximum enrollment capacity of the preschool program(s) shall be 45 children as allowed by the State licenses for the program, at any one time during the operational hours.
- 29. Hours of operation for the afterschool program(s) shall be permitted from 3:00 p.m. to 6:00 p.m., Monday through Friday. The maximum enrollment capacity of the after school program(s) shall be 60 students as allowed by the State licenses for the program, at any one time during the operational hours.
- 30. Hours of operation for the adult day care facility shall be permitted from 8:30 a.m. to 3:00 p.m., Monday through Friday. The maximum capacity of the Adult

Day Health Care facility shall be 120 patrons as allowed by the State licenses for the program, at any one time between 8:30 a.m. to 3:00 p.m., Monday to Friday.

- 31. The applicant shall implement best practices to manage on-site circulation during drop-off and pick-up hours including delineated areas for drop-off and pick-up, establish times for drop-off and pick-up windows, drop-off and pick-up instructions to parents and adult day care patrons to minimize any potential impacts to other on-site services and neighboring properties.
- 32. Patrons of the adult day are shall be picked up and dropped off at the designated area as shown on the approved plan. Any change to the drop-off and pick-up area shall be reviewed and subject to approval by the Planning Services Division.
- 33. The applicant shall devise and implement a plan in the event the site cannot accommodate the parking demand for the on-site uses, at any given time, which causes a nuisance, hindrance, and/or problem with both on-site and/or off-site parking and circulation. The applicant shall submit a plan to manage parking issues for review and approval by the Community Development Department. The plan may include, but not be limited to: reducing the hours of operation; staggering operating times; instituting an off-site parking arrangement; having on-site parking control personnel; and/or other alternatives that may be deemed applicable to the situation. If the City deems such action is necessary to address parking and circulation problems, such action shall be required within thirty (30) days of written notice. Failure to take appropriate action may result in the City restricting the overall use of the facility or revoking Conditional Use Permit No. CUP-255-2024.
- 34. The Applicant shall ensure there is no dumping and/or storing of products, items, or other, relating to its business operation, on the property or around the subject tenant space. The applicant shall ensure the areas near and around the subject tenant space are free and clear of any products, items, trash/litter, dumped items, or other similar potential nuisances.
- 35. There shall be no deliveries to or from the premises before 7:00 a.m. and after 10:00 p.m., seven days a week.
- 36. A prominent, permanent sign stating "NO LOITERING IS ALLOWED ON OR IN FRONT OF THE PREMISES" shall be posted in a place that is clearly visible to patrons of the licensee. The sign lettering shall be four (4) to six (6) inches high with black letters on a white background. The sign shall be displayed near or at the entrance, and shall also be visible to the public.

- 37. All trash bins shall be kept inside the trash enclosure, and gates closed at all times, except during disposal and pick-up. Trash pick-up shall be at least once per week, however, if additional pick-ups are needed to accommodate the uses on the site, the property owner shall increase the number of pick-ups as required.
- 38. There shall be no uses or activities of an adult-oriented nature permitted on the premises as outlined in City Code Section 9.08.070.
- 39. Litter shall be removed daily from the premises, including adjacent public sidewalks and from all parking areas under the control of the licensee. These areas shall be swept or cleaned, either mechanically or manually, on a weekly basis, to control debris.
- 40. All parking lot areas of the licensed premises shall be equipped with lighting of sufficient power to illuminate and make easily discernible the appearance and conduct of all persons on or about the parking lots. The applicant shall ensure that all parking lot lighting is in proper working order. Lighting in the parking area of the licensed premises shall be directed, positioned, or shielded in such a manner so as not to unreasonably illuminate the window areas of nearby residences.
- 41. The applicant/property owner shall abate all graffiti vandalism within the premises. The applicant/property owner shall implement best management practices to prevent and abate graffiti vandalism within the premises throughout the life of the project, including, but not limited to, timely removal of all graffiti, the use of graffiti resistant coatings and surfaces, the installation of vegetation screening of frequent graffiti sites, and the installation of signage, lighting, and/or security cameras, as necessary. Graffiti shall be removed/eliminated by the applicant/property owner as soon as reasonably possible after it is discovered, but not later than 72 hours after discovery.
- 42. The applicant is advised that the establishment is subject to the provisions of State Labor Code Section 6404.5 (ref: State Law AB 13), which prohibits smoking inside the establishment as of January 1, 1995.
- 43. No roof-mounted mechanical equipment shall be permitted unless a method of screening complementary to the architecture of the building is approved by the Community Development Department, Planning Services Division. Said screening shall block the visibility of any roof-mounted mechanical equipment from view of public streets and surrounding properties.
- 44. No satellite dish antennas shall be installed on said premises unless, and until, plans have been submitted to and approved by the Community Development

Department, Planning Services Division. No advertising material shall be placed thereon.

- 45. The site is improved with eight (8) existing detached buildings that are intended to be used as a single integrated religious facility with the operation of the following incidental uses in conjunction with operation of the religious facility: a preschool, an after school program, a youth center, a food pantry, a workshop area, a sanctuary for women and a residential dwelling and an Adult Day Health Care facility. The facility is to be used solely for religious activities and other incidental uses listed above, and to be open to the public, which would include prayer or worship services, and bible study. This facility shall not be used as a boarding house or serve as temporary housing/living quarters except for the existing dwelling resided by the church housekeeper and his family. Should any change in the religious activities occur, the filing of a new Conditional Use Permit and/or other proper entitlement(s) shall be required.
- 46. Permits from the City of Garden Grove shall be obtained prior to displaying any temporary advertising (i.e., banners).
- 47. Signs shall comply with the City of Garden Grove sign requirements. No more than 15% of the total window area and clear doors shall bear advertising or signs of any sort.
- 48. Any modifications to existing signs or the installation of new signs shall require approval by the Community Development Department, Planning Services Division prior to issuance of a building permit.
- 49. A copy of the resolution and the conditions of approval for Interpretation of Use No. IOU-005-2024 and Conditional Use Permit No. CUP-255-2024 shall be kept on the premises at all times.
- 50. The permittee shall submit a signed letter acknowledging receipt of the decision approving Interpretation of Use No. IOU-005-2024 and Conditional Use Permit No. CUP-255-2024 and his/her agreement with all conditions of the approval.
- 51. If deemed necessary by the Community Development Director, the Conditional Use Permit may be reviewed within one year from the date of this approval, and every three (3) years thereafter, in order to determine if the business is operating in compliance.
- 52. The applicant shall, as a condition of project approval, at its sole expense, defend, indemnify and hold harmless the City, its officers, employees, agents and consultants from any claim, action, or proceeding against the City, its

> officers, agents, employees and/or consultants, which action seeks to set aside, void, annul or otherwise challenge any approval by the City Council, Planning Commission, or other City decision-making body, or City staff action concerning Interpretation of Use No. IOU-005-2024 and Conditional Use Permit No. CUP-255-2024. The applicant shall pay the City's defense costs, including attorney fees and all other litigation related expenses, and shall reimburse the City for court costs, which the City may be required to pay as a result of such defense. The applicant shall further pay any adverse financial award, which may be issued against the City including but not limited to any award of attorney fees to a party challenging such project approval. The City shall retain the right to select its counsel of choice in any action referred to herein.

- 53. Unless a time extension is granted pursuant to Section 9.32.030.D.9 of Title 9 of the Municipal Code, the uses authorized by this approval of Interpretation of Use No. IOU-005-2024 and Conditional Use Permit No. CUP-255-2024 shall become null and void if the subject use or construction necessary and incidental thereto is not commenced within one (1) year of the expiration of the appeal period and thereafter diligently advanced until completion of the project.
- 54. The Conditional Use Permit may be called for review by City staff, the City Council, or Planning Commission, if noise or other complaints are filed and verified as valid by the Code Enforcement office or other City department concerning the violation of approved conditions, the Garden Grove Municipal Code, or any other applicable provisions of law.