City of Riverbank Development Services Department RESOLUTION NO. 2023-001

A Resolution of the City of Riverbank Planning Department Approving Tentative Map No. 04-2023 for Machado, Alexander, High, and Parsons Families, et al.

Whereas, a Tentative Map has been requested to develop the remainder of the residential property within the Crossroads West Specific Plan area as shown in Exhibit A; and

Whereas, the Planning Department considered Tentative Map Application No. 04-2023 (Department Tracking # 23-0016) and made the following required findings:

- 1. The project is consistent with the General Plan and Zoning Ordinance.
- 2. The design and improvement of the proposed parcel map is consistent with the General Plan and Crossroads West Specific Plan.
- 3. The site is physically suitable for the proposed type of development.
- 4. The site is physically suitable for the proposed density of development.
- 5. The design of the subdivision or the improvements are not likely to cause substantial environmental damage or substantially and unavoidably injure fish or wildlife or their habitat.
- 6. The design of the subdivision or the proposed improvements are unlikely to cause serious public health problems.
- 7. The design of the subdivision or the type of improvements will not conflict with easements acquired by the public at large for access through, or use of, property within the subdivision.

Now, Therefore, Be it Resolved, by the City of Riverbank Planning Department, that Tentative Map No. 04-2023 is approved as shown on Exhibit "A" attached, and subject to a Mitigation Monitoring and Reporting Program (Exhibit "B") and Conditions of Approval (Exhibit "C").

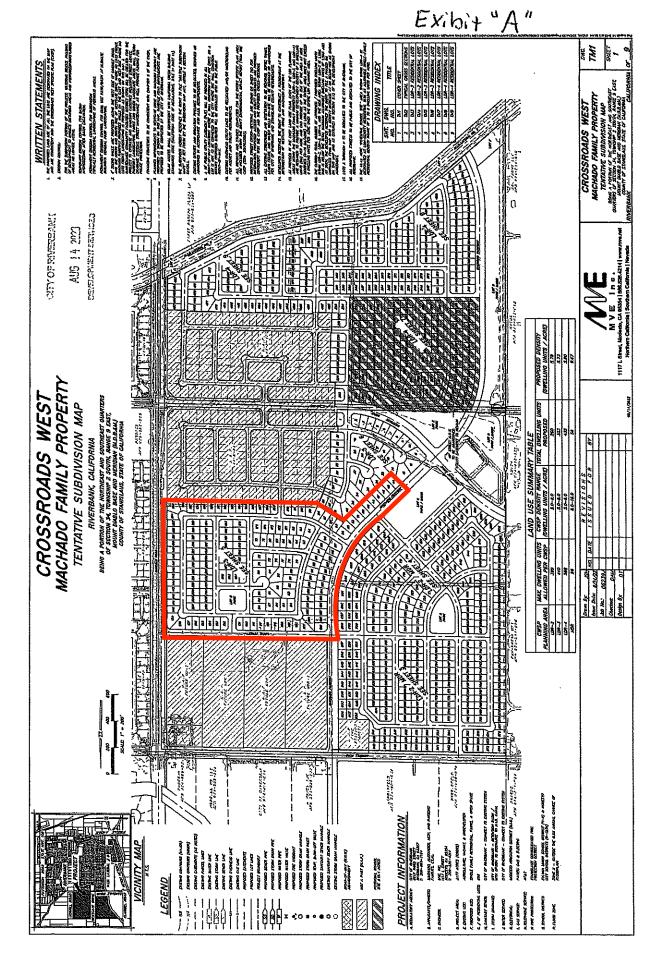
Dated: September 12, 2023

Attest:

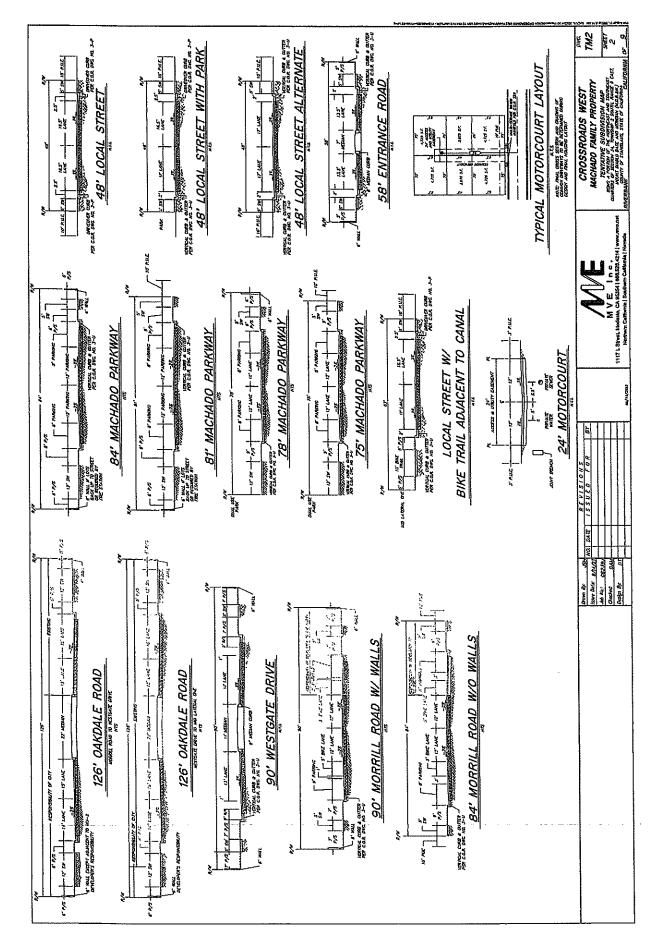
Janet Smallen Sr. Community Dev Specialist

Approved:

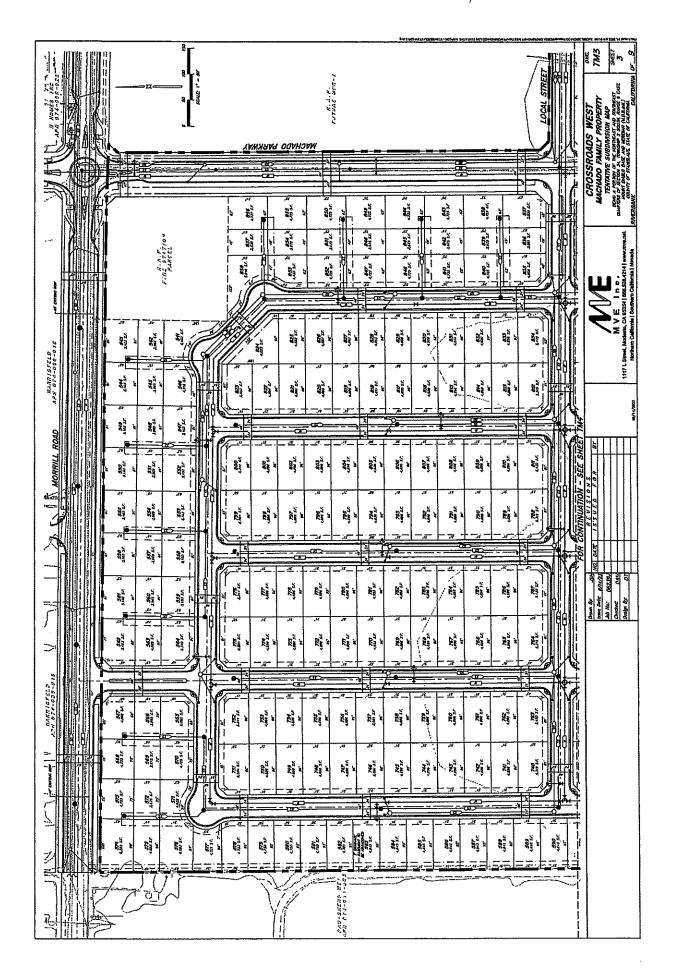
Donna M. Kennev Planning and Building Manager





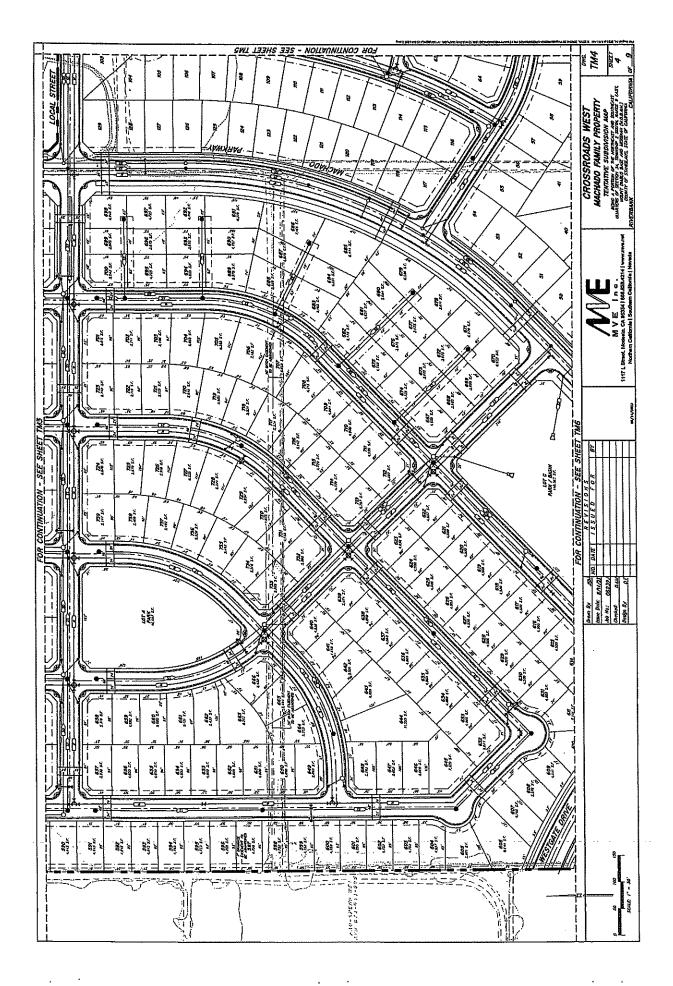


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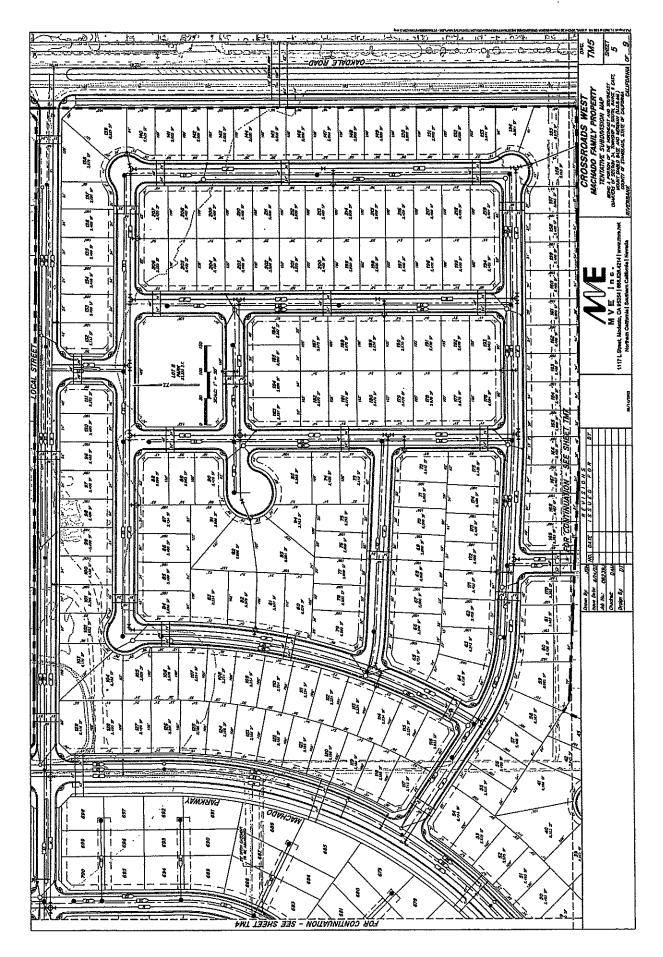


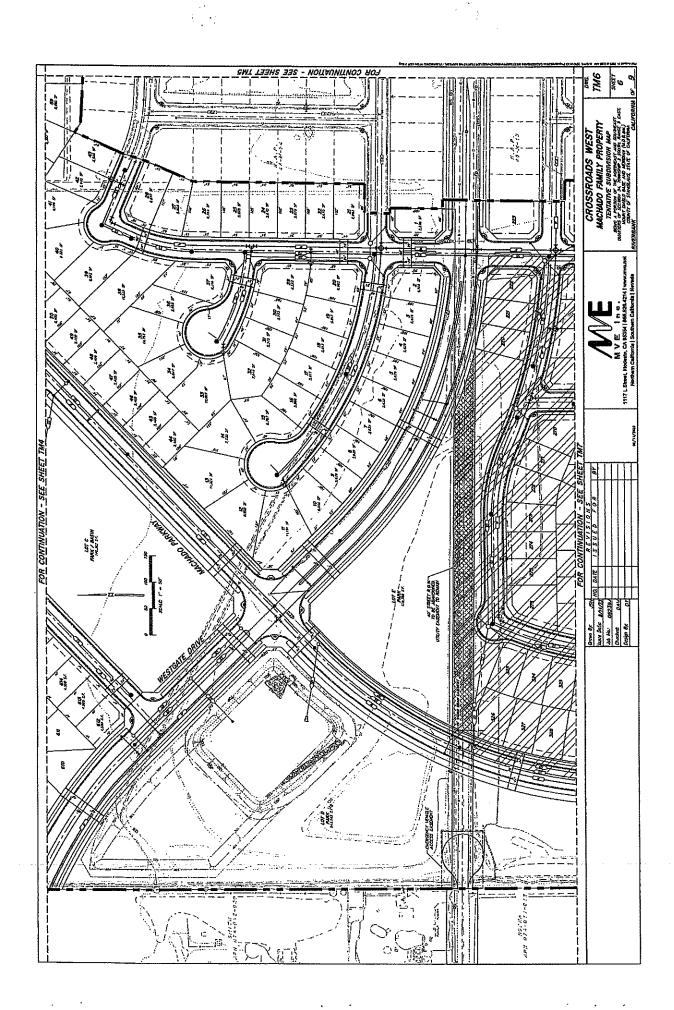
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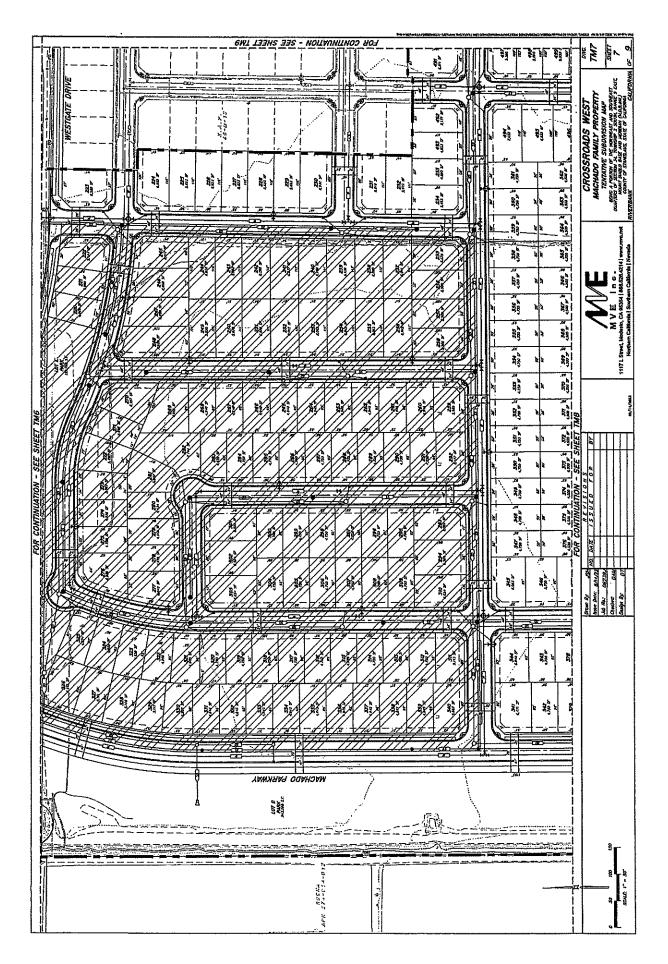


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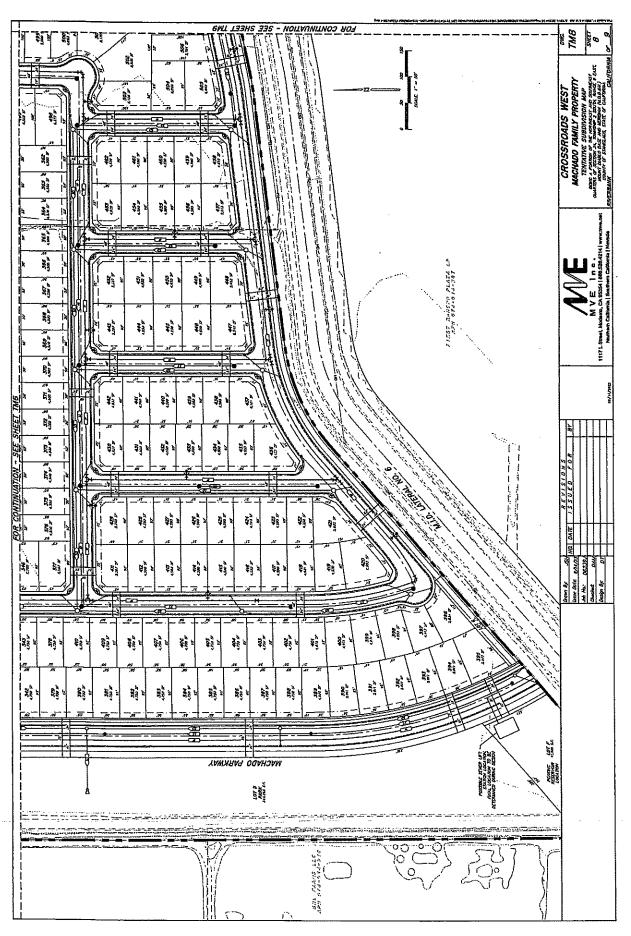




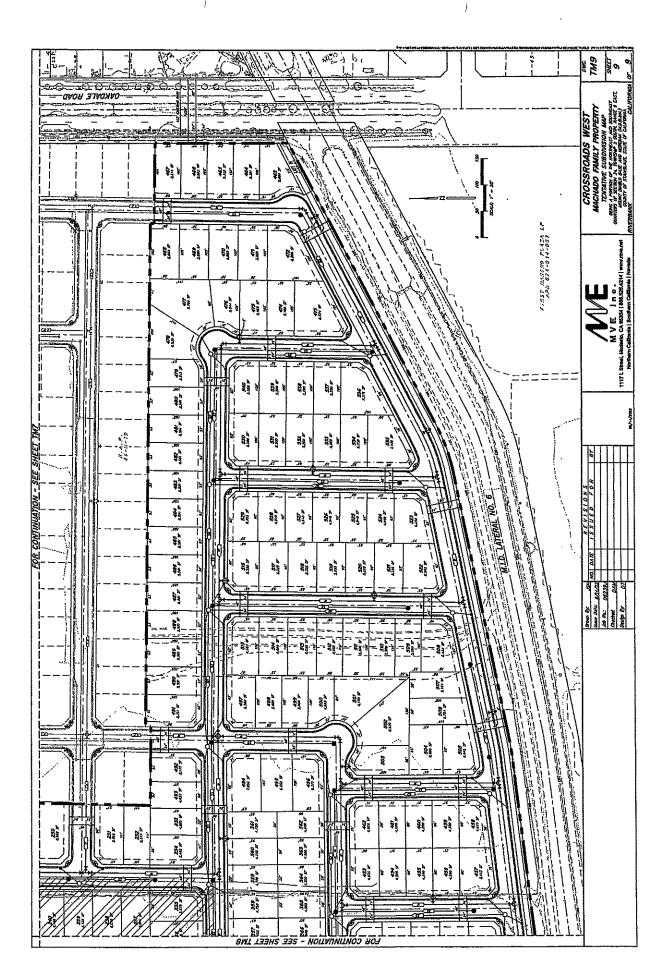


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This document is the Final Mitigation Monitoring and Reporting Program (FMMRP) for the Crossroads West Specific Plan Project (Project). This FMMRP has been prepared pursuant to Section 21081.6 of the California Public Resources Code, which requires public agencies to "adopt a reporting and monitoring program for the changes made to the project or conditions of project approval, adopted in order to mitigate or avoid significant effects on the environment." A FMMRP is required for the proposed Project because the EIR has identified significant adverse impacts, and measures have been identified to mitigate those impacts.

The numbering of the individual mitigation measures follows the numbering sequence as found in the Draft EIR, some of which were revised after the Draft EIR were prepared. These revisions are shown in Chapter 3.0 of the Final EIR. All revisions to mitigation measures that were necessary as a result of responding to public comments and incorporating staff-initiated revisions have been incorporated into this FMMRP.

4.1 MITIGATION MONITORING AND REPORTING PROGRAM

The FMMRP, as outlined in the following table, describes mitigation timing, monitoring responsibilities, and compliance verification responsibility for all mitigation measures identified in this Final EIR.

The City of Riverbank will be the primary agency responsible for implementing the mitigation measures and will continue to monitor mitigation measures that are required to be implemented during the operation of the Project.

The FMMRP is presented in tabular form on the following pages. The components of the FMMRP are described briefly below:

- Mitigation Measures: The mitigation measures are taken from the Draft EIR in the same order that they appear in that document.
- Mitigation Timing: Identifies at which stage of the Project mitigation must be completed.
- Monitoring Responsibility: Identifies the agency that is responsible for mitigation monitoring.
- Compliance Verification: This is a space that is available for the monitor to date and initial when the monitoring or mitigation implementation took place.

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ENVIRONMENTAL IMPACT	MIT/CATION MEASURE	MONITOR/NC RESPONS/8/1/7Y	TIM/NC	VERIFICATION (DATE/INITIALS!'
AESTHMICS AND VISUAL RESOURCES		10.07 0410 0411		
Impact 3.1-3: Project implementation may result in light and glare impacts.	Mitigation Measure 3.1-1: A lighting plan shall be prepared far each phase of development The lighting plan shall demonstrate that II e lighting systems and other exterior lighting throughout the phase of development has been designed to minimize light spillage onto adjacent properties to the greatest extentfeasible. Use of LED lighting or other proven energy efficient lighting shall be required for facilities to be dedicated to the City of Riverbank for maintenance.	City of Riverbank Development Services Department	Prior to the approval of the Site Plan review foreach phase	
AGRICULTURAL RESOURCES				
Impact 3.2-1: The proposed Project has the potential to result in of Farnlands, including Prime Farmland, Unique Farmland, and Farmland of Statewide Importance, as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency. to non- agricultural uses.	Mitigation Measure 3.2-1: Prior ta the issuance of grading permits, building permits, orfinal map approval on the subject residential property, the Project applicant shall secure permanent protection of affsitefarmland based an a 1:1 ratio ta ille amount ofgrass Farmland converted as a result of Project developmen consistent with the requirements of the City's Sustainable Agricultural Strategy. The acreage requiring agricultural mitigation shall be equal ta the portion of the project site dedicated ta residential uses which would be subject ta the discretionary development entitlement and lands designated as Prime Farmland, Farmland of Statewide Importance, or Unique Farmland. Permanent preservation shall consist of the purchase of agricultural conservation easements granted in perpetuity from willing seller(s), enforceable deed restrictions, purchase af banl< ed mitigation credits, or other conservation shall: (1) be of equal or better sail quality, have a dependable and sustainable supply of irrigation water, and be located within Stanislaus County; and (2) not be previously encumbered by a conservation easement of any nature. The permanent protection offarmland shall be accomplished by either: (1) the landowner/developer working directly with an established farmland trust or similar organization, such as the Central Valley Farmland Trus and providing certification satisfactory to the City that such lands have been permanently preserved at the specified ratio; or (2) it is the City's intent ta work with a qualified land trust or similar organization, such as the Central Valley Farmland Trus ta establish afee far agricultural land conservation easements.	Cityof Riverbanl< Development Services Department	Prior to the issuance of grading permits, building permits, or final map approval on the subject residential property	

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MONITORING VERIFICATION ENVIRONMENTAL IMPACT MITIGATION MEASURE TIMING RESPONSIBILITY (DATE/INITIALS) Mitigation Measure 3.2-2: Prior to the conversion of agricultural lands in Prior to the Stanislaus the Plan Area, the Project applicant shall participate in the Stanislaus conversion of LAFCo LAFCo's AtJricu/tural Preservation Policy (as amended on March 15, 2015), consistent with the Cio's Sustainable Aoricultural Strategy. The Project agricultural lands in the applicant shall prepare a "Plan for AtJricultural Preservation which shall Plan Area include information such as the Project's direct and indirect impacts to aPricultural resources, the availabilio/ of other lands in the City of Riverbank's existing boundaries, and relevant General Plan policies. The Plan shall also specify the method or strategy proposed to minimize the loss of agricultural lands. The information provided in the Plan shall be consistent with the environmental documentation prepared by the City. Mitigation Measure 3.2-3: Prior to approval of any Final Maps, "Right to Farm" languaye shall be presented to the Cityfor approval and recordation Impact 3.2-3: The proposed City of Prior to Project has the potential to result approval of any Riverbank against the affected property. The proposed language shall contain the following statement: "All persons purchasing lots within the boundaries of in conflicts with adjacent Final Maps Development agricultural lands or indirectly Services cause conversion of agricultural this approved map should be prepared to accept the inconveniences Department lands. associated with agricultural operations, such as noise, odors, flies, dust or fumes. Stanislaus County has determined that such inconveniences shall not be considered to be a nuisance if agricultural operations are consistent with accepted customs and standards." AIR QUALITY Mitigation Measure 3.3-1: The Project proponent shall submit an Air npact Assessment (AIA) application to the San Joaquin Valley Air Pollution Impact 3.3-1: Project operation San Joaquin Prior to final has the potential to conflict with Valley Air approval of Control District in accordance with District Rule 9510 Indirect Source or obstruct implementation of an Pollution improvement applicable air quality plan, cause eview (/SR) to obtain A/A approval from the District for the phase or Control District plans for each a violation of an air quality roject component that is to be constructed. Prior to the issuance of a pliase standard. 0r contribute milding permit of each individual phase or Project componen the Project substantially to an existing or ponent shall incorporate mitigation measures into the proposed Project projected air quality violation. and demonstrate compliance with District Rule 9510 including payment of al/fees. Mitigation Measure 3.3-2: Prior to the approval of improvement plans, the Project proponent shall incorporate measures that reduce vehicle emissions. Prior to the City of approval of Riverbank The measures will be implemented through project design, conditions of approval, noticing and disclosure statements, or through the CilJ's plan improvement Development plans for each Services phase check and inspection process. This mitigation measure is intended to ensure Department that the best available and practical approaches are used to reduce operational emissions. Appropriate measures shall be selected by the Citv in

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ENVIRONMENTAL IMPACT	MITIGATION MEASURE	MQNITORING RESPONSIBILITY	TIMING	VERIFICATION (DATE/INITIALS)
	consultation with SJVAPCD, and shall include, at a minimum, the following features into the applicable Project plans (e.g. site, engineering, landscaping, etc.):			
	• Provide bus turnouts and transit improvements where requested by the San Joaquin RTD.			
	 Design streets and trails to maximize pedestrian and bicycle connectivity, safety, and access to transit lines, including pedestrian and bicycle signalization, signage and safety designs at signalized intersections. 			
	 Provide traffic calming measures on all streets and intersections. Traffic calming features may include marked crosswalks, count- down signal timers, curb extensions, speed tables, raised crosswalks, raised intersections, median islands, tigl1 corner radit, narrow roadways, traffic circles, on-street parking, planter strips with streets trees, chicanes/chokers, or other improvements designed to reduce motor vehicle speeds and encourage pedestrian and bicycle trips. 			
	 Provide street lighting along internal roadways and bike lanesjpat/1s, sidewalks. 			
	 Provide vanpool parking only spaces and preferential parking for carpools to accommodate carpools and vanpools in employment areas. 			
	 Provide bicycle parking areas near the entrance of commercial establishment>. 			
	 Provide pedestrian signalization, s(gnage and safety designs at signalized intersections. 			
	 Require shade trees to shade sidewalks instreet-side landscaping areas. 			
	Mitigation Measure 3.3-3: Prior the approval of improvement plans, the Project proponent shall prepare and implement, and/or require the implementation of, high-efficiency lighting throughout all portions of the Plan Area (for example: metal halide post top lights, or LEDs, as opposed to	City of Riverbank Development Services	Prior to the approval of improvement	

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MONITORING VERIFICATION ENVIRONM INTAL IMPACT MITIGATION M (ASURJ; TIMING RfiPONS/Bli/TY (DArn/INITIALS) typical mercury cobrahead lights). Department plans Mitigation Measure 3.3-4: Prior to the approval of improvement plans, the Project proponent shall prepare and implement, and the City shall require the implementation of, thefollowing additional mitigation measures: City of Riverbank Priorto the approval of improvement Development Services plans Use low-VOC paint (indoor and outdoor, for both residential and Department non-residential uses). Use on(y natural gas hearths (or no hearths). App(y a Water Conservation Strategy to achieve reductions in outdoor water usage through installation of water-efficient irrigation systems, and landscaping with native and drought- tolerant plants that also reduce the need for gas-powered landscape maintenance equipment Require all flat roofs on non-residential structures to have a white or silver cap sheet to reduce energy demand. Install lowflow bathroom faucets. . Install /ow-flow kitchen faucets. Install low-flow toilets. Install low-flow showers. Use water-efficient irrigation systems. Impact 3.3-2: Project Mitigation Measure 3.3-5: To reduce construction-related emissions, the Cityof Prior to construction has the potential to issuance of a following measures shall be implemented: Riverbank grading or cause a violation of an air quality Development standard or contribute substantially to an existing or Prior to year 2025, construction contracts for development in the Plan Services building permit Area shall specify use of off-road construction equipment that Department projected air quality violation. achieves fleet average emissions equal to or less than the Tier II/ emissions standard of 4.8 NOx grams per horsepower-hour (g/hp-San Joaquin hr). Thefleet average can be achieved through any combination of uncontrolled engines complying with Tier II/ and above engine standards. Beginning in 2025, construction contracts for development Valley Air Pollution Control District in the Plan Area shall specify use of off-road construction eautoment that achieves fleet average emissions equal

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ENVIRONMENTAL IMPACT	MITIGATION MEASURE	MONITORING RESPONSIB//TY	TIMING	VERIFICATION JDATE (INITIAIS)
	to 01 less than the Tier IV emissions standards of NOx g/hp-hr. The fleet average can be achieved through any combination of controlled engines complying with Tier IV and above engine standards.			
	 Prior to issuance of a grading or building permit, the project applicant shall submit a Fugitive Dust Control Plan to SJVAPCD for review and approval. The Fugitive Dust Control Plan shall reduce emissions, during construction of PM10 and PMi.s and shall include thefollowing: 			
	O Names, addresses and phone numbers of persons responsible for the preparation, submission and implementation of the plan.			
	• Description and location of operations.			
	 Listing of all fugilive dust emissions sources included in the operation. 			
	• Thefollowing dust control measures shall be implemented:			
	 All on-site unpaved roads shall be effectively stabilized using water or chemical stabilizers that can be determined to be as efficient as or more efficient far fugitive dust control the California Air Resources Board approved soil stabilizers, and that shall not increase any other environmental impacts including lass Ofvegetation, 			
	 All maten'al excavated of graded will be sufficiently watered to prevent excessive dust Watering will occur as needed with complete coverage of disturbed areas. The excavated sail piles will be watered as needed to limit dust emissions to less than ZO percent opacity of covered with temporary coverin9s. 			
	 Construction activities that occur on unpaved surfaces will be discontinued during windy conditions when winds exceed ZS miles per hour and those activities cause visible dust alumes, 			

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MONITORING **VERIFICATION** ENVIRONMENTAL IMPACT MITIGATION MEASURE TIMING (DATE/INITIALS) RESPONSIBILITY Construction activitles may continue if dust suppression measures are used to minimize visible dust plumes. Track-out debris onto public paved roads shall not . extend S0feet or morefrom an active operation and track-out shall be removed or isolated such as behind a locked gate at the conclusion of each workday. All hauling materials should be moist while being loaded into dump trucks. All haul trucks hauling soil, sand and other loose material on public roads shall be covered (e.g., with tarps or other enclosures that would reduce fugitive dust emissions). Soil loads shall be kept below 6 inches of the freebo and of the truck. Drop heights should be minimized when loaders dumpsoil intotrucks. Gateseals should be tight on dump trucks. Trafficspeeds on unpaved roads shall be limited to a maximum of IS miles per hour. All grading activities shall be suspended when visible dust emissions exceed 20 percent Otherfugitive dust control measures as necessary to compl. Y with SJVAPCD Rules and Regulations, Disturbed areas should be minimized. ٠ BIOLOGICAL RESOURCES Impact 3.4-2: The potential to Mitigation Measure 3.4-1: The project proponent shall implement the have direct or indirect effects on following measures to avoid or minimize impacts on western pond turtle: Prior to City of Riverbank commencespecial-status reptile and Development mentofanv

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Exhibit B

FINAL MITIGATION MONITORING AND REPORTING PROGRAM

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MONITOR/NC VERIFICATION ENVIRONMENTAL IMPACT TIM/NC MIT/CATION MEASURE (DATE/INITIALSI' RESPONS/8/1/7Y AESTHINGS AND VISUAL RESOURCES 3.1-3: Mitigation Measure 3.1-1: A lighting plan shall be prepared far each phase City of Prior to the Impact Project approval of the implementation may result in of development The lighting plan shall demonstrate that II e lighting systems Riverbank light and glare impacts. and other exterior lighting throughout the phase of development has been Development Site Plan review for each designed to minimize light spillage onto adjacent properties to the greatest Services extentfeasible. Use of LED lighting or other proven energy efficient lighting Department nhase shall be required for facilities to be dedicated to the City of Riverbank for maintenance. AGRICULTURAL RESOURCES Impact 3.2-1: The proposed Prior to the Mitigation Measure 3.2-1: Prior ta the issuance of grading permits, Citvol Project has the potential to result Riverban!< issuance of building permits, orfinal map approval on the subject residential property, in of Farmlands, Development grading the Project applicant shall secure permanent protection of affsite farmland based an a 1:1 ratio to We amount of grass Farmland converted as a result of including Prime Farmland, permits, Services Unique Farmland, and Farmland building Project developmen consistent with the requirements of the City's Department permits, or of Statewide Importance, as Sustainable Agricultural Strategy. The acreage requiring agricultural final map approval on the shown on the maps prepared mitigation shall be equal to the portion of the project site dedicated to pursuant to the Farmland Mapping and Monitoring Program of the California residential uses which would be subject to the discretionary development entitlement and lands designated as Prime Farmland, Farmland of Statewide subject residential Importance, or Unique Farmland. Permanent preservation shall consist of the Resources Agency to nonproperty purchase of agricultural conservation easements granted in perpetuity from agricultural uses. willing seller(s), enforceable deed restrictions, purchase af banl <ed mitigation credits, or other conservation mechanisms acceptable ta the City. land set asidefar permanent preservation shall: (1) be of equal or better sail quality, have a dependable and sustainable supply of irrigation water, and be located within Stanislaus County; and (2) not be previously encumbered by a conservation easement of any nature. The permanent protection offarmland shall be accomplished by either: (1) the landowner/developer working directly with an established farmland trust or similar organization, such as the Central Valley Farmland Trus and providing certification satisfactory to the City that such lands have been permanently preserved at the specified ratio; or (2) it is the City's intent ta work with a qualified land trust or similar organization, such as the Central Valley Farmland Trus ta establish a fee far agricultural land conservation easements.

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ENVIRONMENTAL IMPACT	MITIGATION MEASURE	MONITORING RESPONSIBILITY	TIMING	VERIFICATION (DATE/INITIALS)
	Mitigation Measure 3.2-2: Prior to the conversion of agricultural lands in the Plan Area, the Project applicant shall participate in the Stanislaus LAFCo's AtJrlcu/tural Preservation Policy (as amended on March 25, 2015), consistent with the Ciol's Sustainable Aoricultural Strategy. The Project applicant shall prepare a "Planfor AtJrlcultural Preservation which shall include information such as the Project's direct and indirect impacts to a9ricultural resources, the availabilio/ of other lands in the City of Riverbank's existing boundaries, and relevant General Plan policies. The Plan shall also specify the method or strategy proposed to minimize the loss of agricultural lands. The information provided in the Plan shall be consistent with the environmental documentation prepared by the City.	Stanislaus LAFCo	Prior to the conversion of agricultural lands in the Plan Area	
Impact 3.2-3: The proposed Project has the potential to result in conflicts with adjacent agricultural lands or indirectly cause conversion of agricultural lands.	Mitigation Measure 3.2-3: Prior to approval of any Final Maps, "Right to Farm" languaye shall be presented to the Cityfor approval and recordation against the affected property. The proposed language shall contain the following statement: "All persons purchasing lots within the boundaries of this approved map should be prepared to accept the inconveniences associated with agricultural operations, such as noise, odors, files, dust or fumes. Stanislaus County has determined that such inconveniences shall not be considered to be a nuisance if agricultural operations are consistent with accepted customs and standards."	City of Riverbank Development Services Department	Prior to approval of any Final Maps	
AIR QUALITY				
has the potential to conflict with <i>I</i> or obstruct implementation of an applicable air quality plan, cause a violation of an air quality standard, or contribute		San Joaquin Valley Air Pollution Control District	Prior to final approval of improvement plans for each phase	
	Mitigation Measure 3.3-2: Prior to the approval of improvement plans, the Project proponent shall incorporate measures that reduce vehicle emissions. The measures will be implemented through project design, conditions of approval, noticing and disclosure statements, or through the Cil.J''s plan check and inspection process. This mitigation measure is intended to ensure that the best available and practical approaches are used to reduce operational emissions. Appropriate measures shall be selected by the Citv in	City of Riverbank Development Services Department	Prior to the approval of improvement plans for each phase	

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ENFIRONMENTAL IMPACT	MITIGATION MEASURE	MQNITORING RESPONSIBILITY	TIMING	VERIFICATION (DATE/INITIALS
	consultation with SJVAPCD, and shall include, at a minimum, thefollowing features into the applicable Project plans (e.g. site, engineering, landscaping, etc.):			
	 Provide bus turnouts and transit improvements where requested by the San Joaquin RTD. 			
	 Design streets and trails to maximize pedestrian and bicycle connectivity, safety, and access to transit lines, including pedestrian and bicycle signalization, signage and safety designs at signalized intersections. 			
	 Provide traffic calming measures on all streets and intersections. Traffic calming features may include marked crosswalks, count- down signal timers, curb extensions, speed tables, raised crosswalks, raised intersections, median islands, tigl11 corner radii, narrow roadways, traffic circles, on-street parking, planter strips with streets trees, chicanes/chokers, or other improvements designed to reduce motor vehicle speeds and encourage pedestrian and bicycle trips. 			
	 Provide street lighting along internal roadways and bike lanesjpat/ls, sidewalks. 			
	 Provide vanpool parking only spaces and preferential parking for carpools to accommodate carpools and vanpools in employment areas. 			
	 Provide bicycle parking areas near the entrance of commercial establishment>. 			
	 Provide pedestrian signalization, s(gnage and safety designs at signalized intersections. 			
	 Require shade trees to shade sidewalks in street-side landscaping areas. 			
	Mitigation Measure 3.3-3: Prior the approval of improvement plans, the Project proponent shall prepare and implement, and/or require the implementation of, high-efficiency lighting throughout all portions of the Plan Area (for example; metal halide post top lights, or LEDs, as opposed to	City of Riverbank Development Services	Prior to the approval of improvement	

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ENVIRONM INTAL IMPACT	MITIGATION M fASURJ;	MONITORING RfiPONS/BII/TY	TIMING	VERIFICATION (DArn/INITIALS)
ENVIRONM (NTAL IMPACT	 typical mercury cobrahead lights). Mitigation Measure 3.3-4: Prior to the approval of improvement plans, the Project proponent shall prepare and implement, and the City shall require the implementation of thefollowing additional mitigation measures: Use /ow-VOC paint (indoor and outdoor, for both residential and non-residential uses). Use on(y natural gas hearths (or no hearths). App(y a Water Conservation Strategy to achieve reductions in outdoor water usage through installation of water-efficient irrigation systems, and landscaping with native and drought-tolerant plants that also reduce the need for gas-powered landscape maintenance equipment Require all flat roofs on non-residential structures to have a while or silver cap sheet to reduce energy demand. Install lowflow bathroom faucets. Install low-flow toilets. 		TIMING plans Priorto the approval of improvement plans	
Impact 3.3-2: Project construction has the potential to cause a violation of an air quality standard or contribute substantially to an existing or projected air quality violation.	 Install low-flow showers. Use water-efficient irrigation systems. Mitigation Measure 3.3-5: To reduce construction-related emissions, the following measures shall be implemented: Prior to year 2025, construction contracts for development in the Plan Area shall specify use of off-road construction equipment that achieves fleet average emissions equal to or less than the Tier IV emissions standard of 4.8 NOx grans per horsepower-hour (g/np-hr). Thefleet average can be achieved through any combination of uncontrolled engines complying with Tier IV and above engine standards. Beginning in 2025, construction contracts for development in the Plan Area shall specify use of off-road construction eauioment that achieves fleet average emissions eaua/ 	City of Riverbank Development Services Department San Joaquin Valley Air Pollution Control District	Prior to issuance of a grading or building pennit	

ENVIRONMENTAL IMPACT	MITIGATION MEASURE	MONITORING RESPONSIBATY	TIMING	VERIFICATIO
	to or less than the Tier IV emissions standards of NOx g/hp-hr. The fleet average can be achieved through any combination of controlled engines complying with Tier IV and above engine standards.			
	 Prior to issuance of a grading ot building permit, the project applicant shall submit a Fugitive Dust Control Plan to SJVAPCD for review and approval. The Fugitive Dust Control Plan shall reduce emissions, during construction of PM10 and PMi.s and shall include thefollowing: 			
	O Names, addresses and phone numbers of persons responsible for the preparation, submission and implementation of the plan.			
	o Description and location of operations.			
	 Listing of all fugitive dust emissions sources included in the operation. 			
	o Thefollowing dust control measures shall be implemented:			
	 All on-site unpaved roads shall be effectively stabilized using water or chemical stabilizers that can be determined to be as efficient as or more efficient far fugitive dust control than California Air Resources Board approved soil stabilizers, and that shall not increase any other environmental impacts including loss of vegetation, 			
	 All maten'al excavated of graded will be sufficiently watered to prevent excessive dust Watering will occur as needed with complete coverage of disturbed areas. The excavated sail piles will be watered as needed to limit dust emissions to less than ZO percent opacity or covered with temporary coverin9s. 			
	 Construction activities that occur on unpaved surfaces will be discontinued during windy conditions when winds exceed ZS miles per hour and those activities cause visible dust alumes, 			

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ENVIRONMENTAL IMPACT	MITIGATION MEASURE	MONITORING RESPONSIBILITY	TIMING	VERIFICATION (DATE/INITIALS)
	Construction activities may continue if dust suppression measures are used to minimize visible dustplumes.	-		
	 Track-out debris onto public paved roads shall not extend 50feet or morefrom an active operation and track-out shall be removed or isolated such as behind a locked gate at the conclusion of each workday. 			
	 All hauling materials should be moist while being loaded into dump trucks. 			
	 All haul trucks hauling soil, sand and other loose material on public roads shall be covered (e.g., with tarps or other enclosures that would reduce fugitive dust emissions). 			
	 Soil loads shall be kept below 6 inches of the freebo and of the truck. 			
	 Drop heights should be minimized when loaders dumpsoil into trucks. 			
	 Gateseals should be tight on dump trucks. 			
	 Trafficspeeds on unpaved roads shall be limited to a maximum of IS miles per hour. 			
	 All grading activities shall be suspended when visible dust emissions exceed 20 percent 			
	 Otherfugitive dust control measures as necessary to compl.Y with SJVAPCD Rules and Regulations, 			
	• Disturbed areas should be minimized.			
OLOGICAL RESOURCES				
	ation Measure 3.4-1: The project proponent shall implement the ring measures to avoid or minimize impacts on western pond turtle:	City of Riverbank Development	Prior to commence- ment of any	

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EN VIRONMENTAL IMPACT	MITIGATIONMEASURE	MONITORING RESPONSIBILITY	TIMING	VERIFICATION (DATEANITIALS)
amphibian species.	 Ground-disturbing activities in areas of potential pond turtle nesting habitat shall be avoided during the nesting season (April-August), to the extentfeasible. A preconstruction survey for western pond turtles within aquatic habitats and adjacent suitable uplands to be disturbed by project activities shall be conducted by a qualified biologist fn aquatic habitats which may be dewatered during project construction, surveys shall be conducted immediately after dewatering and before any subsequent disturbance. Elsewhere, surveys shall be conducted within 24 hours before project disturbance. If pond turtles arefound during preconstruction surveys, a qualified biologist, with approval from CDFW, shall move the turtles to the nearest suitable habitat outside the area subject to project disturbance. THe construction area shall be reinspected whenever a lapse in construction activity of 2 weeks or more has occurred. Construction personnel performing activities within aquatic habitats and adjacent suitable uplands to be disturbed by project activities shall receive worker environmiental awareness training from a qualified biologist to instruct workers to recognize western pond turtle, their habitats, and measures being implemented for its protection. Construction personnel shall observe a 15-miles-per-hour speed limit on unpaved roads. 	Services Department California Department of Fish and Wildlife Qualified Biologist	grading activities	
	 Mitigation Measure 3.4-2: The project proponent shall implement the following measures to avoid or minimize impacts on giant garter snake: In areas within 200 feet of any irrigation ditch (potential GGS aquatic habitat) construction will occur during the GG5 active season of May 1 through October 1. Construction personnel shall receive worker environmental awareness training to instruct workers to recognize giant gurter snake and their habitats. Within 24 hours before construction activities, areas within 200 feet of any irrigation ditch (potential GGS aquatic habitat) shall be 	City of Riverbank Development Services Department California Department of Fish and Wildlife	Prior to commence- ment of any grading activities	



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MONITORING VERIFICATION ENVIRONMENTAL IMPACT MITIGATION MEASURE TIMING RESPONSIBILITY DATE/INITIALS} surveyed for giant garter snake. The survey shall be repeated if a Oualified lapse in construction activity of 2 weeks or greater has occurred. If a giant garter snake is encountered during construction, activities Biologist within 200 feet of the irrigation ditches shall cease until U.S. Fish and appropriate corrective measures have been completed or it is Wildlife Service determined by the qualified biologist and City staff, in coordination with USFWS and CDFW, that the giant garter snake shall not be harmed, Any sightings shall be reported to USFWS and CDFW immediately. A biological onsite monitor will be present during initial grounddisturbing activities within 200 feet of any irrigation ditch or potential GGShabitat within the CWSP Plan Area Construction vehicles would require /ow-speed limits within such sites to lessen the probability that the species could be run over by vehicles and equipment Any aquatic habitat for the snake that is dewatered shall remain dry for at least 15 consecutive days after April 15 and before excavating or filling of the dewatered habitat If complete dewatering is not possible, potential snake prey (e.g., fish and tadpoles) will be removed so that snakes and other wildlife are not attracted to the construction area. Giant garter snake aquatic liabitat to be avoided (i.e. irrigation ditches) within or adjacent to construction areas will befenced and designated as environmentally sensitive areas. These areas shall be avoided by all construction personnel. Mitigation Measure 3.4-3: The project proponent shall implement the No less than 14 City of Impact 3.4-3: The potential to days before have direct or indirect effects on following measure to avoid or minimize impacts on western burrowing owl: Riverbank initiating special-status bird species. Development ground No less than 14 days before initiating ground disturbance activities, Services a qualified biologist shall complete an initial take avoidance survey Department disturbance using the recommended methods described in the Detection Surveys activities section of the March 7,2012, CDFWSIaff Report on Burrowing Owl Mitigation (CDFW 2012). Implementation of avoidance and minimization measures (as presented in the March 7,2012, CDFW Staff Report on Burrowing Owl Mitigation) would be triggered if the initial take avoidance survey results in positive owl presence in Oualified Biologist California Department of

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ENVIRONMENAL IMPACT	MITIGATIONMEASURE	MONITORING RESPONS/B/L/TY	• TIMING	VERIFICATION (DATE/[N/TIALS
	tl'se Plan Area where project activities sliall occur. If needed, the - development of avoidance and minimization approaches shall be developed in coordination with CDFW.	Fish and Wildlife		
	 Mitigation Measure 3.1-4: The project proponent shall implement the following measures to avoid or minimize impacts on Swainson's hawk: No more than 30 days before the commencement of construction, a qualified biologist shall perform preconstruction surveys for nesting Swainson's hawk and other raptors during the nesting season (February 1 through August 31). 	Cityof Riverbank Development Services Department	No more than 30 days before commence- ment of construction	
	Appropriate buffers shall be established and maintained around active nest sites during construction activities to avoid nestfailure as a result of project activities. The appropriate size and shape of tille buffers shall be determined by a qualified biologis in coordination with CDFw, and may vary depending on the nest location, nest stage, and construction activity. The buffers may be adjusted if a qualified biologist determines it would not be likely to adverse(y affect the ncit Monitoring shall be conducted to confirm that project activity is not resulting in detectable adverse effects on nesting birds or their young. No project activity shall commence within the buffer areas until a qualified biologist has determined that theyoung have fledged or the nest site is otherwise no longer inuse.	Qualified Biologist California Department of Fish and Wildlife		
	Before the commencement of construction, the project proponent shall provide compensatory mitigation for the permanent loss of Swainson's hawk foraging habitat Mitigation shall be at the CDFW specified ratios, which are based on distance to nests. The Plan Area's distance to the closest nest currentlyfalls within 1lle range of "within 5 miles of an active nest tree but greater than 1 mile from the nest tree"As such, the Project shall currently be responsiblefor 0.75 acres of each acre of urban development authorized (0-75:1 ratio). The project proponent shall either provide lands protected through fee title acquisition or conservation easement (acceptable to the CDFW) on agricultural lands or other suitable habitats which provide foraging habitatfor Swainson's hawk			
	Mitigation Measure 3.4-5: The project propon ent shall implement the follo wing measure to avoid or minimize impacts on other protected bird	City of Riverbank Development	Prior to ground disturbing	

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MONITORING VERIFICATION ENVIRONMENTAL IMPACT MITIGATION MEASURE TIMING RESPONSIBILITY (DATE/INITIALS) Services activities Department species that may occur on the site: Treconstruction surveys for active nests of special-status birds shall be conducted by a qualified biologist in all areas of suitable habitat within 500 feet of project disturbance. Surveys shall be conducted Oualified Biologist within 14 days before commencement of any construction activities that occur during the nesting season (February 15 to August 31) in agiven area. If any active nests, or behaviors indicating that active nests are . presen are observed, appropriate buffers around the nest sites shall be determined by a qualified biologist to avoid nest failure resulting from project activities. The size of the buffer shall depend on the species, nest location, nest stage, and specific construction activities to be performed while the nest is active. The buffers may be adjusted if a qualified biologist determines it would not be likely to adversely affect the nest If buffers are adjusted, monitoring will be conducted to confirm that project activity is not resulting in detectable adverse effects on nesting birds or their young. No project activity shall commence within the buffer areas until a qualified biologist has determined that the young have fledged or the nest site is otherwise no longer in use. Impact 3.4-4: The potential to result in direct or indirect effects Mitigation Measure 3.4-6: The project proponent shall implement the following measures to avoid or minimize impacts on special-status bats: Cityof If removal of suitable Riverbank roosting areas special-status mainmal Development on If removal of suitable roosting areas (i.e. buildings, trees, shrubs, bridges, etc.) must occur during the bat pupping season (April 1 through July 31), surveys for active maternity roosts shall be conducted by a qualified biologist The surveys shall be conducted (i.e. buildings, Services species. Department trees, shrubs, bridges, etc.) Qualified must occur Biologist during the bat from dusk until dark If a special-status bat maternity roost is located, appropriate buffers around the roost sites shall be determined by a qualified pupping season (April 1 through July biologist and implemented to avoid destruction or abandonment of 31) the roost resulting from habitat removal or other project activities. The size of the buffer shall depend on the species, roost location, and specific construction activities to be performed in the vicinity. No project activity shall commence within the buffer areas until the end of the puppin.Q season (August 1) or until a qualified biolo.gist

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ENVIRONMENTAL IMPACT	MITIGATION MEASURE	MONITORING	TIMiNG	VERIFICATION
	conforms the maternity roost is no longer active.	RESPONSIBILITY		(DATE/INITIALs)
to ffect protected wetlands and arisdictional waters.	ditch/canal/basin within the Plan Area, the property owner/applicant proposing the activity shall verify that the facility qualifies under the		If construction activities would disturb a ditch /canal /basin within the Plan Area	
ULTURAL AND TRIBAL RESOURCES			L	h
mpact 3.5-1: Project mplementation has the state o cause a substantial adverse hange to a significant historical esource, as defined in CEQA Judelines §15064.5, or a ignificant tribal cultural esource, as defined in Public tesources Code §21074.	resources below, the resources shall be evaluated for their potential	City of Development Services Department Qualified Architectural Historian	Prior to ground activities for each phase of the Project that would potentially affect one or more of the listed resources	

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MONITORING VER/FICAT/ON ENVIRONMENTAL IMPACT MITIGATION MEASURE TIMING RESPONSIBILITY (DATE/INITIALS] Architectural Historian conducts sufficient research and data collection to determine if the above-listed site(s) is eligible for listing on the NRHP or CRHR; or not a significant Public Trust Resource. Should the site(s) be determined to not be significant or eligible, no further action is required. Should the site(s) be determined to be significant or eligible, the Project applicant shall work with the Registered Professional Historian to develop a cultural resource plan for the site(s). If a building or building complex is determined to be important under the criteria of the California Register of Historical Resources, and the buildings cannot be preserved, then it is recommended that the buildings be documented through the preparation of the DPR \$23 forms with large scale "HABS-like" photographs taken. Sets of these photographs shall be placed with the County museum or a suitable archival facility and the Central California Information Center, thereby preserving information on early architecture for future researchers. Mitigation Measure 3.5-2: All construction workers shall receive a cultural City of Prior to ground resources sensitivity training session before they begin site work in order to Riverbank disturbance identiJY any potentially significant cultural or similar resources that may result during construction. The sensitivity training session shall be instructed Development by a professional archaeologist The sensitivity training shall inform the Services Department workers of their responsibility to identi.IY and protect any cultural resources, including prehistoric or historic artifacts, or other indications of archaeological resources, within the Plan Area. The sensitivity training shall Qualified Archaeologist cover laws pertaining to cultural resources, examples of cultural resources that may be discovered in the Plan Area, and what to do if a cultural resource, or anything that may be a cultural resource, is discovered. If any cultural resources, including prehistoric or historic artifacts, or other indications of archaeological resources, are found during grading and construction activities during any phase of the Projec all work shall be halted immediately within a 200 foot radius of the discovery until an archaeologist meeting the Secretary of the Interior's Professional Qualifications Standards in prehistoric or historical archaeology, as appropriate, has evaluated thefind(s). Work shall not continue at the discovery site until the archaeologist conducts sufficient research and data collection to make a determination that the resource is either 1) a significant find; 2) not cultural in origin; or 3) not votentially si, quificant or e/iaible for /istina on the NRHP or CRHR; or 4)

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ENVIR ONMENTALIMPACT	MITIGATION MEASURE	MONITORING RESPONSIBILITY	TIMING	VERIFICATION (DATE/INITIALS)
	notasignificant Public Trust Resource. If a significant finding is made, a plan must be developed for this inadvertent finding. Measures to potentially address a subsurface finding could include one or more of the following depending upon the nature of the find: recordation of the following depending upon the nature of the find: recordation of the following in the efforts to define the extent and nature of the resource; preservation in place, and re-design to ensure long-term preservation of the resource; and/or data recovery excavations. If Native American resources are identified, a Native American monitor, following the Guidelines for Monitors/Consultants of Native American Cultural, Religious, and Burial Sites established by the Native American Heritage Commission, may also be required and, if required, shall be retained at the Project applicant's expense.			
Impact 3.5-2: Project implementation has the potential to cause a substantial adverse change to a significant archaeological resource, as defined in CEQA Guidelines §15064.5.	Implement Mitigation Measure 3.5-2.	See Mitigation Measure 3.5-2	SeeMitigation Measure 3.5-2	
Impact 3.5-3: Project implementation has the potential to directly or indirectly destroy a unique paleontological resource.	Mitigation Measure 3.5-3: If paleontological resources are discovered during the course of construction during any phase of the Projec work shall be halted immediately within 50 meters [165feet) of the discovery, the City of Riverbank s/ lall be notified, and a qualified paleontologist shall be retained to determine the significance of the discovery. If the paleontological resource is considered significan it should be excavated by a qualified paleontologist and given to a local agency, State University, or other applicable institution, where the resource could be curated and displayed for public education purposes.	City of Riverbank Development Services Department Qualified Paleontologist	If paleontological resources are discovered during the course of construction	
Impact 3.5-4: Project implementation has the potential to disturb human remains, including those interved outside of formal cemeteries.	Mitigation Measure 3.5-4: If human remains are discovered during the course of construction during any phase of the Project, work shall be halted at the site and at any nearby area reasonably suspected to overlie adjacent human remains until the Stanislaus County Coroner has been informed and has determined that no investigation of the cause of death is required. If the remains are of Native American origin, eitl I er of the following steps will be taken:	City of Riverbank Development Services Department	Ifhuman remains are discovered during the course of construction during any ohase of the	

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ENVIRONMENTAL IMPACT	MITIGATION MEASURE	MONITORING RESPONSIBILITY	TIMING	VERIFICATION (DATE/INITIALS)
	The Coroner shall contact the Native American Heritage Commission in order to ascertain the proper descendants from the deceased individual. The coroner shall make a recommendation to the landowner or the person responsible for the excavatfon work, for means of treating or disposing of, with appropriate dignity, the human remains and any associated grave goods, which may include obtaining a qualified archaeologist or team of archaeologists to properly excavate the human remains. The landowner shall retain a Native American monitor, and an archaeologis if recommended by the Native American monitor, and rebury the Native American human remains and any associated grave goods, with appropriate dignity, in a location that is not subject to further subsurface disturbance when any of the following conditions occurs: O The Native American Heritage Commission is unable to identify a descendent O The descendant identified fails to make a recommendation.	San Joaquin County Coroner	project	
GEOLOGY AND SOILS		r	<u> </u>	
Impact 3.6-2: Implementation and construction of the proposed Project may result in substantial soil erosion or the loss of topsoil.	Mitigation Measure 3.6-1: Prior to clearing, grading, and disturbances to the ground such as stockpiling, or excavation for each phase of the Project the Project proponent shall submit a Notice of Intent (NOI) and Storm Water Pollution Prevention Plan (SWPPP) to the RWQCB to obtain coverage under the General Permit for Discharges of Storm Water Associated with Construction Activity (Construction General Permit Order 2009-0009-DWQ amended by 2010-0014-DWQ & 2012-0006-DWQ). The SWPPP shall be designed with Best Management Practices (BMPs) that the RWQCB has deemed as effective at reducing erosion, controlling sedimen and managing runoff These include: covering disturbed areas with mulch, temporary seeding, soil stabilizers, binders, fiber rolls or blankets, temporary seeding, and oermanent seedina. Sediment control BMPs, installhua silt fences or	City of Riverbank Development Services Department	Prior to clearing, grading, and disturbances to the ground such as stockpiling, or excavation for each phase of the Project	

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ENVIRONMENTAL IMPACT	MITIGATION MEASURE	MONITORING RESPONSIBILITY	TIMING	VARIFICATION (DATE/(N/T/AIS)
	placing straw wattles below slopes, installing berms and other temporary run-on and runoff diversions. These BMPs are only examples of what should be considered and should not preclude new or innovative approaches currently available or being developed. Final selection of BMPs will be subject to approval by City of Riverbank and the RWQCB. The SWPPP will be kepton site during construction activity and will be made available upon request to representatives of the RWQCB.			
Impact 3.6-3: The proposed Project has the potential to be located on a geologic unit or soil that is unstable, or that would become unstable as a result of Project implementation, and potentially result in landslide, lateral spreading, subsidence, liquefaction or collapse.	Mitigation Measure 3.6-2: Prior to earthnoving activitiesfor each phase of the Projec a certified geotechnical engineer, or equivalen shall be retained to perform a final geotechnical evaluation of the soils at a design-level as required by the requirements of the California Building Code Title 24, Part 2, Chapter 18, Section 1803.1.1.2 related to expansive soils and other soil conditions. The evaluation shall be prepared in accordance with the standards and requirements outlined in California Building Code, Title 24, Part 2, Chapter 16, Chapter 17, and Chapter 18, which addresses structural design, tests and inspections, and soils and foundation standards. The final geotechnical evaluation shall include design recommendations to ensure that soil conditions do not pose a threat to the health and safety of people or structures, including threats from liquefaction or lateral spreading. The grading and improvement plans, as well as the storm drainage and building plans for each phase of the Project shall be designed in accordance with thie recommendations provided in thefinal geotechnical evaluation.	City of Riverbank Development Services Department Certified Geotechnical Engineer	Prior to earthmoving activities for each phase of the Project	
Impact 3.6-4: Potential for expansive soils to create substantial risks to life or property.	Implement Mitigation Measure 3.6-2.	See Mitigation Measure 3.6-2	See Mitigation Measure 3.6-2	
GREENHOUSE GASES AND CLIMATE CHAN	GE			
Impact 3.7-1: Potential to generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment or potential to conflict with an applicable plan, policy, or regulation adopted for the purpose of reducing the	 Mitigation Measure 3.7-1: The Citysliall require GHG reduction measures in connection with tentative subdivision maps submitted for approval, including but not limited to thefollowing : Actions included in Mitigation Measures 3.3-1 through 3.3-5 (see Section 3.3: Air Quality) thata/soreduce GHG emissions; Actions that further improve energy efficiency, such as requiring that all buildings exceed Title 24 energy-efficiency requirements by a certain percenta.qe, requirin q on-site renewable energy 	Cityof Riverbank Development Services Department	Prior approval oftentative subdivision maps	

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FINAL MITIGATION MONITORING AND REPORTING PROGRAM 4.0

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ENVIRONMENTAL IMPACT	MITIGATION MEASURE	MONITORING RESPONSIBILITY	TIMING	VERIFICATION (DATE/INITIALS)
emissions of greenhouse gases.	 production to meet a specified percent of the subdivision's electricity needs, etc. Actions thatfurther reduce vehicle miles traveled, such as providing transit hubs that would be accessible by local and regional transit routes and community multimodal paths and trails; providing general pedestrian connectivity throughout the projec etc. Payment for GHG offsets, as determined to befeasible by the City. 			
HAZARDS AND HAZARDOUS MATERIALS				
Impact 3.8-1: Project implementation has the potential to create a significant hazard through the routine transport, use, or disposal of hazardous materials or through the reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment	Implement Mitigation Measure 3.6-1. Mitigation Measure 3.8-1: Prior to the approval of any map, Preliminary Development Plan, or site plan, the City shall review the 2017 Phase VESA (Geocon Cansultants, Inc., July 2017) cited in the Draft EIR for the CWSP to determine If it is still applicable. After July 1, 2020, the City shall require an updated Phase VESA for the specific property. The Phase VESA shall evaluate the specific property proposed to be developed, to ensure that no material changes have occurred since preparation of the 2017 Phase VESA (Geocon Consultants, Inc., July 2017). Mitigation Measure 3.8-2: The applicant shall hire a qualified consultant to perform additional soil and site testing for the areas identified in this EIR to	See Mitigation Measure 3,6-1 City of Riverbank Development Services Department City of Riverbank	See Mitigation Measure 3.6-1 Prior to the approval of any map, Prelininary Development Plan, or site plan Prior to any mapping	
	 have potential hazardous conditions present prior to any mapping approvals. The following areas have been deemed to have potential hazardous conditions present: The residential units and adjoining structures. The remnant construction and/or farming materials (i.e. remnant pipes, etc.). The soils in the area where farming equipment and above ground tanks have been stored, including, but not limited to, thefollowing: The parcels associated with the Alexander Dairy (APNs 	Development Services Department	approvals	

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ENVIRONM INTAL IMP (CT	MITIGATION MEASURE	MONITORING RESPONSIBILITY	TIMING	VERIFICATION (DATE:INITIALS
	074-011-009 and 074-014-006).			
	o The parcels associated with the properties located at 5817 Oakdale Road, 5525 Oakdale Road, and 2054 Crawford Road.			
	o The Harrigfeld property located at 1901 Morrill Road.			
	a All parcels located south of Morrill Road.			
	The intent of the additional testing is to investigate whether any of the buildings, facilities, or soils in any of the above parcels contain hazardous materials. If asbestos-containing materials and/or lead are found in the buildings, a California Occupational Safety and Health Administration (Cal/OSHA) certified asbestos containing building materials (ACBM) and lead based paint contractor shall be retained to remove the asbestos-containing materials and/ards. In addition, all activities (construction or demolition) in the vicinity of these materials shall comply with Cal/OSHA asbestos and lead worker construction standards. The ACBM and lead shall be disposed of properly at an appropriate offsite disposal facility.			
	Mitigation Measure 3.8-3: If the site investigation required by Mitigation Measure 3.8-2 indicates a probability that hazardous materials may befound on any parcel, the applicant for that parcel shall submit a Phase WESA, which shall further evaluate on-site conditions. The Phase II ESA shall address the likely presence of hazardous substances and/or petroleum products identified in the previous Phase I ESA (Geocon Consultants, Inc., 2017) prepared for the Plan Area.	City of Riverbank Development Services Department	If the site investigation required by Mitigation Measure 3.8-2 indicates a probability that hazardous	
	In addition, due to the past agricultural operations in the Plan Area, a soil sampling program shall be implemented to assess potential agrichemical (including pesticides, herbicides, diesel, petrochemicals, etc.) impacts to surface soil within the Plan Area, asfollows:		inaterials may be found on any parcel	
	A soil sampling and analysis workplan shall be submitted for approval the Stanislaus County Department of Environmental Resources. The sampling and analysis plan shall meet the requirements of the Department of Toxic Substances Control Interim Guidance for Sampling Agricultural Properties (2008), and the County Department of Environmental Resources Recommended Soil and Groundwater Sampling for Underground Tank Investigations (2013). The soils in the area where farmin q equipment and			

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FINAL MITIGATION MONITORING AND REPORTING PROGRAM

MONITORING VERIFICATION ENVIRONMENTAL IMPACT TIMING MITIGATION MEASURE RESPONSIBILITY (DATE/INITIALS) tanks have been stored, including, but not limited to, thefollowing, should be included in the soil sampling and analysis workplan: The parcels associated with the Alexander Dairy (APNs 074-011-009 and 074-014-006). The parcels associated with the properties located at 5817 Oakdale Road, 5525 Oakdale Road, and 20S4 Crawford Road. The Harrigfeld property located at 1901 Morrill Road. ٠ All parcels located south of Morrill Road. If the sampling results indicate the presence of agrichemicals that exceed commercial screening levels, a removal action workplan shall be prepared in coordination with Stanislaus County Department of Environmental Resources. The removal action workplan shall include a detailed engineering plan for conducting the removal action, a description of the onsite contamination, the goals to be achieved by the removal action, and any alternative removal options that were considered and rejected and the basis for that rejection. A no further action letter shall be issued by Stanislaus County Department of Environmental Resources upon completion of the removal action. The removal action shall be deemed complete when the confirmation samples exhibit concentrations below the commercial screening levels, which will be established by the agencies. If any stained soil or odor-impacte d areas are encountered during the Phase II ESA, then soil sampling of these areas shall be included in the above soil sampling workplan, and depending upon the sampling results, included in the removal action workplan as well. Mitigation Measure 3.84: Prior to bringing hazardous materials onsite, the applicant shall submit a Hazardous Materials Business Plan (HMBP) to the Prior to Stanislaus County Division bringing Stanislaus County Division of Environmental Resources (CUPA) for review of hazardous and approval. If during the construction process the applicant or any materials Environmental subcontractors generates hazardous waste, the applicant must register with Resources onsite the CUPA as a generator of hazardous waste, obtain an EPA ID# and accumulate, ship and dispose of the hazardous waste per Health and Safety Code Ch. 6.S. (California Ĥazardous Waste Control Law). Cityof Prior to Mitigation Measure 3.8-S: Prior to initiation of any ground disturbance Riverbank initiation of any

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4.0 FINAL MITIGATION MONITORING AND REPORTING PROGRAM

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ENVIRONMENTAL IMPACT	MITIGATION MEASURE	MONITORING RESPONSIBIUTY	TIMING	VERIFICATION JDATE/JNIT/AIS)
	activities within 50 feet of a well, the applicant shall hire a licensed well contractor to obtain a well abandonment permit from Stanislaus County Department of Environmental Resources, and properly abandon the on-site wells, pursuant to review and approval of the City Engineer and the Stanislaus CountyDepartment of Environmental Resources.	Development Services Department	ground disturbance activities within 50 feet of a well	
	Implement Mitigation Measures 3.8·1, 3.B·Z, 3.8·3, 3.8·4, and 3.8-S,	Sec Miligation Measures 3.8-1, 3.8-2, 3.8-3, 3.8-4, and 3.8-5	See Mitigation Measures 3.8-1, 3.8-2, 3.8-3, 3.8-4, and 3.8-5	
NOISE				
Impact 3.11-1: Construction of the proposed Project may generate significant noise.	Mitigation Measure 3.11-1: Construction activities shall not occur between 6:30p.m. and 6:00a.m. on weekdays or 5:00 p.m. and 8:00a.m. on weekends and legal holidays, as required by the City of Riverbank Municipal Code. This requirement shall be noted in the improvements plans prior to approval by the City's Public Works Department	City of Riverbank Public Works Department	During construction activities	
	Mitigation Measure 3.11-Z: In an effort ta comply with the City General Planstandards contained in Table 3.11-6(Table N-3 of the General Plan), all equipment shall be fitted with factory equipped mufflers, and in good working order. In addition, all staging areas shall be located asfar asfeasibly possible from residential areas. This requirement shall be noted in the improvements plans prior to approval by the City's Public Works Department	City of Riverbank Public Works Department	During construction activities	
Impact 3.11-4: The proposed Project may result in traffic noise at new sensitive receptors.	Mitigation Measure 3.11-3: The Project applicant(s) shall determine the appropriate methods for reducing traffic noise levels at the Project site to within the City of Riverbank noise level criteria. It is expected that traffic noise levels could exceed the City standards at residential areas adjacent to Oakdale Road, Morrill Road and Claribel Road. Mitigation can take the form of sound walls, berms, a combination of walls and berms, setbacks and shielding from building facades. The effectiveness of the proposed mitigation shall be documented by aconstical analyses. The appropriate mitigation will be determined prior to the approval of tentative maps or site plans, and subject to review and approval by the City of Riverbank.	City of Riverbank Public Works Department	Priorto approval of tentative maps or site plans	

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ENVIRONMENTAL IMPACT	MITIGATION MEASURE	MONITORING RESPONS/BII/TY	TIMING	VER/FICATION (DATE//NIT/AIS)
Impact 3.11-5: The proposed Project may result in noise from on-site activities at sensitive receptors.	Mitigation Measure 3.11.4: The center of the play fields shall be located at a minimum distance of 275-feet from the nearest residences. This requirement shall be noted in the improvements plans prior to approval by the City!< Public Works Department	City of Riverbank Public Works Department	Prior to approval of improvement plans	
	Mitigation Measure 3.11-5: Use of the play fields shall be restricted to the daytime hours of 7:00 a.m. to 10:00 p.m. This requirement shall be noted in the improvements plans prior to approval by the City's Public Works Department	City of Riverbank Public Works Department	Prior to approval of improvement plans	
	Mitigation Measure 3.11 6: When school site plans have been developed, a detailed analysis of school site noise impacts shall be identified and appropriate mitigation measures shall be included in the project designs. The Cityshall review and approve the analysis of school site noise impacts, as well as any mitigation measures resulting from the analysis.	City of Riverbank Public Works Department	Prior to approval of improvement plans	
PUBLIC SERVICES AND RECREATION		.	1	<u> </u>
Impact 3.12-1: The proposed Project has the potential to require the construction of police department facilities which may cause substantial adverse physical environmental impacts.	Mitigation Measure 3.12-1: Prior to the City recording a "Final Map" for each Project within the Plan Area, the owner of the project/map shall either annex the mapped property into a Community Facilities District ("CFD"), or create a new CFD far the mapped property, which will include funding for operational services with the Riverbank Police Department (Stanislaus County Sheriff).	City of Riverbank Development Services Department	Prior to the City recording a "Final Map" for each Project within the Plan Area	
Impact 3.12-5: The proposed Project has the potential to require the construction of park and recreational facilities which may cause substantial adverse physical environmental impacts.	Mitigation Measure 3.12-2: Prior to the recording of any Final Maps, or in connection with any other final approvals for the MU-1 "Mixed Use Retail" area dedicated to residential developmen the project developer shall dedicate and finance the improvement of sufficient park land in accordance with a park improvement plan, subject to approval by the City, or pay sufficient in lieu fees in accordance with the Quimby Act and the City's General Plan policy, to develop at least five acres of parkland per 1,000 residents. If sufficient park area is not provided for in the subdividable lands in accordance with the Quimby Act and City Ordinances, the Project applicant shall demonstrate where the parkland dedication may occur and provide surety of its dedication and improvement according to a defined time line for dedication and improvement plans to be approved by the Director of Parks and Recreation. The timing of the park improvements shall be ne gotiated with the developer unless stipulated in a Develoyment	City of Riverbank Development Services Department	Prior to the recording of any Final Maps, or in connection with any other final approvals for the MU-1 "Mixed Use Retail" area dedicated to residential development	

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	Agreement or Subdivision Improvement Agreement			
TRANSPORTATION AND CIRCULATION				
Impact 3.13-1: Under Existing conditions, the proposed Project would result in a significant impact at the Patterson Road / CoffeeRoad intersection.	Mitigation Measure 3.13-1: Prior to issuance of any Building Permits for the CWSP Projec each project applicant in the Plan Area shall pay the applicable City of Riverbank Impact Fee towards the improvement of the Patterson Road / Coffee Road intersection in order to satisfy theirfair share obligation.	City of Riverbank Public Works Department	Priorto issuance of any Building Permits for the CWSP Project	
Impact 3.13-2: Under Existing conditions, the proposed Project would result in a significant impact at the Claribel Road / Oakdale Road intersection.	Mitigation Measure 3,13-2: Prior to the approval of a Final Map or improvement plans, each applicant within the CWSP Project shall be responsible for the project's fair share impacts towards the cost of widening Oakdale Road to provide a second southbound travel lane that continues beyond Claribel Road a distance sufficient to accommodate efficient intersection traffic operations and a transition back to a single Jane, as well as a northbound right turn Jane. The distance needed to accommodate the auxi/lary through lane and transition back to a single lane is roughly 14 mile. This roadway improvement shall be noted on the project improvement plans. The sum of each project applicant's fair share costshall be equal to the total cost to construct the entire improvement, and the sum of fuefair share costs sltnll be used by the developer(s) to construct the entire improvement The specific segments of roadway which would be widened shall be completed as determined by the City Engineer based on the level of development being proposed at the time.	Cityof Riverbank City Engineer	Prior to the approval of a Final Map or improvement plans	
Impact 3.13-3: Under Existing conditions, the proposed Project would result in a significant impact at the Claribel Road / N-S Collector intersection.			Priorto approval of a Final Map or improvement plans	

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MONITORING VERIFICATION ENVIRONMENTAL IMPACT TIMING MITIGATION MEASURE **RESPONSIBILITY** (DATE/INITIALS) shall be used by the developer(s) to construct the entire improvement Impact 3.B-5: Under Existing Mitigation Measure 3.13-4: Prior to Issuance of any Building Permits for City of Prior to conditions, the proposed Project each project in the Plan Area, each project applicant shall pay the applicable Riverbank issuance of any would result in a significant City of Riverbank Impact Fee towards widening of SR 108 to four-lanes in **Public Works** Building impact at the segment of order to satisfy theirfair share obligation. Department Permits for Patterson Road from McHenry each project in Avenue to Coffee Road. the Plan Area Mitigation Measure 3.13-S: Prior to issuance of any Building Permits for Impact 3.13-6: Under Existing Stanislaus Priorto conditions, the proposed Project issuance of any each project in the Plan Area, each project applicant shall pay the applicable Councilof would result in a significant County RTIF fee towards construction of the North County Corridor in order Governments Building impact at the segment of Claribel to satisfy theirfair share obligation. Permits for Road from McHenry Avenue to each project in Coffee Road. the Plan Area Mitigation Measure 3.13-6. Prior to issuance of Building Permits for the Project, each project applicant in the Plan Area shall pay the applicable City Impact 3.13-7: Under Existing Stanislaus Prior to conditions, the proposed Project issuance of Council of of Riverbank Impact Fee and County RTIF fee towards the improvement of would result in a significant Building Governments impact at the segment of Claribel Claribel Road from Oakdale Road to Claus Road in order to satisfy their fair Permits for the Road from Oakdale Road to Claus share obligation. Project Road. Mitigation Measure 3.13-7: Prior to issuance of any Building Permits each project within the Plan Area, each project applicant shall be responsible for contributing the fair share contribution towards the costs of widening Oakdale Road tofour lanes by providing a second southbound through travel lane between Morrill Road and Crawford Road. The applicant shall be Impact 3.13-9: Under Existing City of Prior to Riverbank City conditions, the proposed Project issuance of any Building would result in a significant Engineer impact at the Oakdale Road Permits each between Morrill Road and project within Crawford Road segment responsible for widening Oakdale Road when determined by the City the Plan Area Engineer. Impact 3.13-11: The proposed Mitigation Measure 3.13-8: Each project applicant in the Plan Area shall Cityof When Riverbank City Project would adversely affect warranted, as work with City of Riverbank staff to identify applicable pedestrian crossing pedestrian and bicycle facilities. features and shall install thefeatures, when warranted, to the satisfaction of Engineer determined by the City of Riverbank City Engineer. the City Engineer Mitigation Measure 3.13-9: Each project applicant in the Plan Area shall City of When monitor pedestrian, bicycle, and motor vehicle safety conditions as Riverbank City development proceeds. Any identified safety conditions as a result of this warranted, as

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ENVIRONMENTAL IMPACT	MITIGATION MEASURE	MONITORING RESPONSIBILITY	TIMING determined by	VERIFICATION (DATE/INITIALS)
	monitoring shall be installed to alleviate these concerns, as applicable, to the satisfaction of the City of Riverbank City Engineer.	Engineer	the City Engineer	
Impact 3.13-12: The proposed Project would adversely affect transit services or facilities.	Mitigation Measure 3.13-10: The project applicants in the CWSP Area shall install the transit elements included in the CWSP. The project applicants shall work with Stanislaus Regional Transit staff to identify applicable on-site transit facilities and features in order to ensure that transit facilities are incorporated into the project The transitfacilities and features may include, but would not be limited to, bus turnouts, bus stops, al 1d signage. The project applicants shall install the features, when warranted, to the satisfaction of Use City engineer.	City of Riverbank City Engineer Stanislaus Regional Transit	When warranted, as determined by theCity Engineer	
Impact 3.13-13: Under EPAP conditions, the proposed Project would result in a significant impact to queue lengths.	Mitigation Measure 3.13-11: Prior to approval of a Final Map or improvement plans, each project applicant within the CWSP Area shall be responsible for lengthening the available storage in left turn lanes at the Oakdale Road / Crawford Road, Oakdale Road / Freddi lane, and Oakdale Road / Claribel Road intersections. The applicants shall be responsible for lengthening specific turn lanes when determined by the City Engineer. These roadway improvements shall be noted on the project improvement plans.	City of Riverbank City Engineer	Prior to approval of a Final Map or improvement plans	
Impact 3.13-14: Under EPAP conditions, the proposed Project would result in a significant impact at the proposed mixed use retail area access.	Mitigation 3, 13-12: Priorto approval of a Final Map or improvement plans for the "MU-1 Mixed Use Retail" area, the project applicant shall be responsible for providing a design for vehicular access to the satisfaction of the City of Riverbank City Engineer when development of the "MU-1 Mixed Use Retail" area proceeds. This roadway design shall be noted on the project improvement plans.	City of Riverbank City Engineer	Prior to approval of a Final Map or improvement plans for the "MU-I Mixed Use Retail" area	
Impact 3.13-15: Under EPAP conditions, the proposed Project would result in a significant impact at the McHenry Avenue / Kiernan Avenue / Claribel Avenue intersection.	Mitigation Measure 3.13-13: Prior to issuance of Building Permits for each project in the Plan Area, each project applicant shall pay the applicable County RTIFfee towards construction of the North County Corridor in order to satisfy theirfair share obligation.	Stanislaws Council of Governments	Prior to issuance of Building Pennits for each project in the Plan Area	
3.13-16: Under Cumulative (Year 2042) conditions, the proposed Project would result in a significant imoact at the Patterson Road /		SeeMitigation Measure 3.13-1	See Mitigation Measure 3.13-1	

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ENVIRONMENTAL IMPACT	MITIGATION MEASURE	MONITORING RESPONSIBILITY	TIMING	VERIFICATION (DATE/INITIALS)
Coffee Road intersection.				
Impact 3.13-17: Under Cumulative (Year 2042) conditions, the proposed Project would result in a significant impact at the Coffee Road / Morrill Road intersection.	Mitigation Measure 3.13-14: Prior to approval of a Final Map or inprovement plans, each applicant within the CWSP Project shall be responsible for the project's fair share Impacts towards the cost of Installing a traffic signal at the Coffee Road / Morrill Road intersection. When warranted, construction of the traffic signal shall be required, to the satisfaction of the City of Riverbank City Engineer. When warranted, this roadway improvement shall be noted on the improvement plans for such project	Cityof Riverbank City Engineer	Prior to approval of a Final Map or improvement plans	
Impact 3.13-18: Under Cumulative (Year 2042) conditions, the proposed Project would result in a significant impact at the Coffee Road <i>J</i> Relocated Crawford Road intersection.	Mitigation Measure 3.13-15: Prior to approval of a Final Map or improvement plans, each project applicant shall be responsible for its fair share of the cost of installing traffic signal at the Coffee Road / Relocated Crawford Road intersection. The signal shall be installed when conditions warran as determined by the City of Riverbank City Engineer.	City of Riverbank City Engineer	Prior to approval of a Final Map or improvement plans	
Impact 3.13-19: Under Cumulative (Year 2042) conditions, the proposed Project would result in a significant impact at the Claribel Road / N-S Collector intersection.	Implement Miligation Measure 3.13-3.	See Mitigation Measure 3.13-3	See Mitigation Measure 3,13-3	
Impact 3.13-20: Under Cumulative (Year 2042) conditions, the proposed Project would result in a significant impact at the Claribel Road / Oakdale Road intersection.	Mitigation Measure 3.13-16: Prior to approval of a Final Map or improvement plans, each applicant in the Plan Area shall be responsible for the project's fair share impacts towards the cost of adding a second northbound left turn lane at the Claribel Road / Oakdale Road intersection, as determined by the City of Riverbank City Engineer. When warranted, the addition of a second northbound left turn lane shall be required, to the satisfaction of the Stanislaus County Road Commissioner. When warranted, this roadway improvement shall be noted on the improvement plans for such project	Cityof Riverbank City Engineer	Prior to approval of a Final Map or improvement plans	
Impact 3.13-24: Under Cumulative (Year 2042) conditions, the proposed Project would result in a significant imoact at the se2ment of Coffee	Mitigation Measure 3.13-17: Prior to approval of a Final Map or improvement plans, each project applicant in the Plan Area shall be responsible for the fair share of the cost of improving Coffee Road from Morrill Road to the relocated Crawford Road intersection to provide the functional eauivalent of a two-lane arterial street standard, as determined by	City of Riverbank City Engineer	Prior to approval ofa Final Map or improvement	

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ENVIRONMENTAL IMPACT	MITIGATION MEASURE	MONITOR/NG RESPONSIBILITY	<i>TIMING</i> plans	VERIFICATION _IDATENNITALS_J
the relocated Crawford Road.			philip	
Impact 3.13-25 : Under Cumulative (Year 2042) conditions, the proposed Project would result in a significant impact at the segment of Coffee Road between the relocated Crawford Road and the realigned Claribel Road intersection.	Mitigation Measure 3.13-18: Prior to approval of a Final Map or improvement plans, each project applicant in the Plan Area shall be responsible for contributing its fair share to the cost of improving Coffee Road from the relocated Crawford Road intersection to the realigned Claribel Road intersection to the equivalent of a four-lane arterial street standard, as determined by the City of Riverbank City Engineer.	City of Riverbank City Engineer	Prior to approval of a Final Mapor improvement plans	
Impact 3.13-26: Under Cumulative (Year 2042) conditions. the proposed Project would result in a significant impact at the segment of Coffee Road between the realigned Claribel Road intersection and NCC.	Mitigation Measure 3.13-19: Prior to approval of a Final Map or improvement plans, each project applicant in the Plan Area shall be responsible for contributing itsfair share fee to the cost of improving Coffee Road from the realigned Claribel Road intersection to NCC to a four-lane arterial street standard.	City of Riverbank City Engineer	Prior to approval of a Final Mapor improvement plans	
UTILITIES				
Impact 3.14-6: The proposed Project has the potential to require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects.	Mitigation Measure 3.14-1: Prior to the issuance of a building or grading permit, the Project applicant shall submit a drainage plan to the City of Riverbank for review and approval. The plan shall include an engineered storm drainage plan that demonstrates attainment of pre-Project runoff requirements prior to release and describes the volume reduction measures and treatment controls used to reach attainment consistent with the Riverbank Low Impact Development Design and Specifications Manual, the Riverbank Storm Drain System Master Plan, and the Crossroads WestSpecific Plan.	City of Riverbank City Engineer	Prior to the issuance of a building or grading permit	

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EXHIBIT "C"

STANDARD CONDITIONS

A. General Conditions

All projects must meet the following standard conditions unless specifically exempted by the Planning Commission and/or City Council.

- This approval is dependent upon and limited to the proposals and plans contained, supporting documents submitted, presentations made to staff, Planning Commission and/or City Council as affirmed to by the applicant. Any variation from these plans, proposals, supporting documents or presentations is subject to review and approval prior to implementation.
- 2. The Crossroads West Specific Plan ("CWSP") modifies the permitted use, development standards, and other regulations of the City of Riverbank Municipal Code ("Municipal Code"). In these cases, the standards and regulations provided in the CWSP supersede those in the Municipal Code. Where the CWSP is silent, regulations in the Municipal Code remain applicable. If a conflict occurs between the requirements of the CWSP and the Municipal Code, the requirements of the CWSP shall control.
- 3. The CWSP includes plans, standards and guidelines that supplement the City of Riverbank's adopted Standard Specifications. If a conflict occurs between the requirements of CWSP and the City of Riverbank's Standard Specifications, the requirements of the CWSP shall control.
- 4. The applicant shall secure and comply with all applicable federal, state and local licenses, permits, authorizations, conditions, agreements, and orders prior to or during construction and operation, as appropriate.
- 5. The applicant shall comply with all regulations and code requirements of the Community Development Director, City Engineer, Building Official, Stanislaus Consolidated Fire Protection District, the Police Chief and any other agencies requiring review of the project. If required, these agencies shall be supplied copies of the final maps, site plans, public improvement plans, grading plans and building plans.
- 6. All conditions of approval for this project shall be written by the project developer on all building permit plan check sets submitted for review and approval. These conditions of approval shall be on, at all times, all grading and construction plans kept on the project site. It is the responsibility of the building developer to ensure that the project contractor is aware of, and abides by, all conditions of approval. Prior approval from the Community Development Director must be received before any

changes are constituted in site design, grading, building design, building colors or materials, etc.

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- 7. Final maps and/or site development plans shall be in substantial conformance to the approved tentative map/site plan and must be submitted, in English units, to the City Engineering Department for review and approval. Maps shall be prepared, wet signed and sealed by a civil engineer, land surveyor, or architect registered in the State of California and licensed to prepare final maps and/or site development plans.
- 8. The applicant shall take all necessary measures to ensure that his activities or those of his agents do not result in measurable erosion of soils on the site, either wind or water, during the construction and operation of the project covered by this approval.
- 9. Should the project be found, at any time, not to be in compliance with any of the Conditions of Approval, or should the applicant construct or operate this development in any way other than specified in the Application or Supporting Documents or presentations to staff, Planning Commission or City Council, as modified by the Conditions of this Approval, then the terms of this Approval shall be considered to be violated.
- 10.Work done by a contractor pursuant to this approval shall not begin before the contractor has been shown by the applicant a copy of this permit.
- 11. The hours of construction, including equipment warm-up, shall be limited to 7:00 a.m. 6:30 p.m. on weekdays and 8:00 a.m. 5:00 p.m. on weekends and legal holidays.
- 12. Development of the property must conform to the plans as submitted with revisions as specified by the City of Riverbank City Council and/or Planning Commission.
- 13.All new construction requires building permits in accordance with all applicable building and fire codes and submission of a plot and grading plan prepared by a registered professional civil engineer showing property lines, building locations, topography and such other data as required by the Community Development Department.
- 14.All geologic hazards must be plotted on a plot plan, and habitable structures shall comply with the restrictions specified in all applicable building and fire codes.
- 15. Drainage studies must be submitted and approved and all improvements must comply with the approved study. Further, street and storm water management dedication and/or improvements may be required.
- 16. If the property is located in a flood zone, a drainage study must be submitted to and approved by the Floodplain Administrator prior to any permits being issued.

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- 17. Fire hydrants must be provided in compliance with Fire Department specifications.
- 18.All necessary utility easements shall be retained or reserved.

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- 19. Mobile homes and/or manufactured housing require building permits before they are moved and inspection for the California Safety Seal prior to occupancy.
- 20. Approval of this application does not constitute approval of any other entitlement or any other necessary permit, license, or approval.
- 21. Except as provided and/or limited in the Development Agreement the developer shall pay all applicable processing, fees, permit fees, City development fees, fire fees, school fees, dra.inage fees and other non-Riverbank public entity fees in effect at the time of the issuance of the applicable permit.
- 22. With respect to any third party claim, action, or proceeding against the City, its officials, employees, or agents relating to the action of the City in reviewing or approving entitlements related to the Project, the Developer agrees to indemnify, hold harmless and defend the City and its elected and appointed councils, boards, commissions, officers, agents, employees, and representatives from any and all claims, costs, and liability for claims of damage, for any third-party challenges to the project approvals, property damage or personal injury, including death, which may arise as a result of any negligent acts or omissions by Developer or Developer's contractors, subcontractors, agents, or employees in connection with the construction, or improvement of the Project.
- 23.In the event any legal action or special proceeding is commenced by any person or entity challenging any agreements between Developer and City, any entitlement or component of the Project such as the Project EIR, or any other City approval for the Project (collectively, "Project Litigation"), the Parties agree to cooperate with each other as set forth herein. City may elect to tender the defense of any lawsuit filed and related in whole or in part to Project Litigation. Upon the commencement of Project Litigation, Developer will indemnify and hold harmless the City from all costs and expenses incurred related thereto, including, but not limited to, damages, attorneys' fees and expenses of litigation awarded to the prevailing party or parties in such litigation. Developer shall pay all litigation fees to the City within thirty (30) days of receiving a written request and accounting of such fees and expenses from the City. Notwithstanding the aforementioned, City may request a deposit to cover City's reasonably anticipated Project Litigation fees and costs, and Developer will provide such deposit to City within seven (7) days of any such request.
- 24. It is required by State Law (Business and Professional Code Section No. 5537 & 5538 and Section 302(b) of the Uniform Building Code) that all commercial buildings, new or existing must have a licensed professional designer (Architect, Civil or Structural Engineer) to design all changes of use or occupancy as well as new construction.

- 25. It is the responsibility of the applicant or developer to check with each outside agency for requirements that may pertain to their project.
- 26. The applicant shall pay school fees in accordance with the adopted fee schedule, or as otherwise negotiated with the affected school district before issuance of building permit. Applicant shall present evidence of School District compliance to the City of Riverbank.
- 27. The commercial portion of the project shall annex into a Maintenance Community Facility District (CFO) for the on-going maintenance of the public lighting, public landscape areas such as parks, landscape medians and parkway strips, streets and storm drainage facilities. provided that the developer shall elect which method in the Specific Plan it will use to fund such items, which chosen method shall be reasonably reviewed and approved by the City prior to issuance of the first building permit for the project or such later date as determined by the City. The residential portion of the project shall annex into a Maintenance Community Facility District (CFO) for the on-going public services operations including Police services, public road, storm, landscaping and lighting maintenance.
- 28. Where required, automatic fire sprinkler systems shall be designated and installed in compliance with NFPA (National Fire Protection Association) standards. When applicable, Fire Department Connections (FDC's) shall be located within 50 feet of a fire hydrant.
- 29. The grade of the fire apparatus access road shall be within the limits established by the code official based on fire apparatus. (Shall not exceed 10 percent.)
- 30. Fire apparatus access roads shall be designated and maintained to support the imposed loads of fire apparatus (75,000 pounds) and shall be surfaced so as to provide all-weather driving capabilities.
- 31. Where applicable, NO PARKING FIRE LANE signage and/or marking(s) shall be provided for fire apparatus access roads to identify such roads or prohibit the obstruction thereof.

B. Improvement Plans

- 1. All underground utilities shall be installed in conformance with existing City policy including without limitation the City of Riverbank Subdivision and Zoning Ordinances
- 2. Right of way or easement acquisitions necessary to implement any portion of this map, and/or site development plan, including public improvements, shall be obtained by the developer at its sole expense prior to the City's consideration of the final map which encompasses the particular improvement. The developer shall notify the City

in writing no more than 120 days and no less than 60 days in advance of filing the final map related to the acquisition if City assistance is needed to complete the acquisition pursuant to Government Code Section 66462.5. Funds in an amount of 100% of the estimated acquisition costs shall be deposited with the City to cover appraisal, right of way agent, and legal fees and costs incurred to secure the necessary property.

- Engineering studies, as directed by the Community Development Director, must be complete and on file prior to commencement to plan checking. Developer shall install off-street improvements determined necessary by the City Engineer to provide safe traffic conditions.
- 4. With respect to residential development, no additional water studies shall be applicable, unless the Public Works Director determines, in its reasonable discretion, that a water capacity issue shall exist with the addition of the proposed residential development of the Project. This condition shall not apply to commercial development.
- 5. Developer shall underground existing and required on and off-site utilities as specified in the Municipal Code or as deemed necessary by the City Engineer.
- 6. All site development shall comply with all applicable provisions of the City of Riverbank Municipal Code as determined by the City Engineer. Issuance of a site development permit will be required whereby specific engineering requirements will be made as conditions of approval of that permit, except to the extent set forth in the Crossroads West Specific Plan, Preliminary Development Plan and/or Development Agreement.
- 7. The developer shall provide and show on the final map and/or site development plan all necessary easements for access, streets, alleys, sewer and water facilities, utilities and drainage facilities, irrigation facilities and other facilities as requested by the City.
- 8. The final map and/or site development plan and all related documents shall comply with all regulations and requirements of the Riverbank Municipal Code, unless otherwise set forth in the Crossroads West Specific Plan, Development Agreement and/or Preliminary Development Plan.
- 9. Meters, hydrants, poles, etc. shall be located clear of the sidewalk and driveways or as determined by the City Engineer. Final locations and the number of such facilities shall be determined at the time the improvement plans are reviewed.
- 10. An encroachment permit shall be required for any construction to be done in the public right of way, in public easements, or on lands to be dedicated to the City of Riverbank upon completion of the improvements. The encroachment permit shall be

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obtained prior to the start of said work. The permit fees shall be determined per the current adopted development fee schedule.

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- 11. LID requirements shall be met, to the extent feasible for residential development, at the centralized basin. If necessary, pre-treatment before the basin can be provided by mechanical or natural devices, or lot by lot, provided the treatment complies with LID standards.
- 12. Any portion of the drainage system that conveys runoff from public streets shall be installed within a dedicated drainage easement or located in public street.
- 13. The developer shall provide joint trenching for telephone, gas, and electric service for every parcel.
- 14. All improvements, public and private, shall be designed and constructed consistent with the Crossroads West Specific Plan, the approved Tentative Map, and the Development Agreement. If there is no controlling standard identified in the project approval documents, the most recent edition of the Standard Plans and Specifications all applicable state and local ordinances, standards and requirements. Should a conflict arise, the governing specification shall be determined by the City Engineer.
- 15. All public improvements proposed by the developer or required through these conditions of approval shall be completed and accepted by the City in compliance with the phasing plan set forth in the Preliminary Development Plan and/or Development Agreement; if no time schedule is provided, then said public improvements shall be installed no later than the Certificate of Occupancy for the applicable building. The developer may apply to the City for a Subdivision Improvement Agreement or Deferred Improvement Agreement in order to postpone completion of the public improvements. In any event, the City shall require the developer to guarantee the performance of the improvements and payment of labor and materials by furnishing security in a form acceptable to the City, or as provided in the Improvement Agreement.
- 16. Developer shall ensure finished pad elevations are at a minimum one foot above the 100-year base flood elevation as shown on the latest Federal Emergency Management Agency (FEMA) floodplain maps for Stanislaus County, California. The developer shall be responsible for all necessary activities, applications, documentation and costs to amend floodplain maps for their development. [Letter of Map Amendment Revision (LOMAR)], and for obtaining a Floodplain Permit from the Community Development Director for all projects on parcels identified in Zone 'A' on the FEMA Flood Insurance Rate Maps for the City of Riverbank. Application for LOMAR shall be prepared and submitted by the developer prior to grading permit issuance or final map approval, whichever occurs first.

- 17. Detailed plans reflecting the design and construction of all public infrastructure improvements for street, sewer, water, and storm drain, both on- and off-site, shall be in conformance with the adopted Infrastructure Master Plans and as directed by the City Engineer. Developer shall have written approval from the City Engineer for any variations from the City's Master Plans prior to any final map or plan approval.
- 18. The subdivider shall submit plans and specifications for improvements of all public and private street rights-of-way, drainage easements, culverts, drainage structures and drainage facilities to the Department of Public Works for approval by the City Engineer.
- 19. Street alignments and grades, including the change of any existing or proposed street alignment and grade, shall be as required by the Community Development Director and the City Engineer.
- 20. For public streets the exact depth of imported base material shall be based on soil tests recommendations which have been approved by the Director of the Department of Public Works. Private streets and drive aisles shall be designed to support the structural loads associated with fire trucks as determined by the Public Works Director in consultation with Stanislaus Consolidated Fire District.
- 21. Sight distance requirements at all street intersections shall conform to City Standards.
- 22. If the improvement plans show a need to excavate in any public road right-of-way, the developer shall place a cash deposit with the Department of Public Works to ensure that any damage to the existing roadway is repaired in a timely manner.
- 23.Portland cement concrete cross gutters or culverts shall be installed where water crosses the roadways.
- 24. An adequate energy dissipater shall be constructed at the outlet of the storm drain, or verification shall be provided that such improvement is not needed.
- 25.Hydrology and hydraulic calculations for determining the storm system design, with water surface profile and adequate field survey cross section data, shall be provided satisfactory to the Director of the Department of Public Works, or verification shall be provided that such calculations are not needed.
- 26. With respect to future residential development in the Project, no additional storm water and/or sewer system capacity studies (as applicable), shall be required of a proposed residential development, unless the public works director determines, in its reasonable determination, that a storm drainage capacity or sewer capacity issue exists with the addition of the development of the presently proposed residential project. Developer requirement shall be limited to addressing the capacity issue(s)

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caused by its development. This condition shall not apply to commercial development.

- 27. Prior to project acceptance of each final map, the developer shall supply the City with an ACAD computer disk file showing plans that reflect the project as it was built (As-Builts) to the satisfaction of the City Engineer.
- 28. The installation (if required) of all gas, electric, sewer, and water lines and any other below surface utilities is to take place before the installation of any concrete curbs, gutter, sidewalks, and the surfacing of the streets.
- 29. All walls adjacent to public right-of-ways and canals shall be as provided for in the Crossroads West Specific Plan with decorative treatment, subject to approval by the Community Development Director.
- 30. The design of any masonry sound wall shall be approved by the Community Development Department. It shall match or harmonize with existing sound walls of neighboring projects along that street.

C. Grading Plans

- 1. Prior to the issuance of a grading permit, the applicant shall submit a geotechnical report to the City Engineer, Subdivision and Grading, for approval. The report shall include the information and be in the form as required by the City Engineer
- 2. Prior to the issuance of any preliminary grading permits, the applicant shall provide evidence to the City Engineer, that the Vector Control District has surveyed the site to determine if vector control measures are necessary. If the District determines measures are warranted, the applicant shall conduct such measures in a manner meeting the approval of the City Engineer.
- 3. Prior to the issuance of any grading permit or revisions thereto, the Community Development Director shall determine that the proposed grading is consistent with the grading depicted within this approved planning application.
- 4. The subdivider shall submit grading plans, a permit application, and plan check and inspection fees and deposits to the Department of Public Works. Grading plans shall be approved prior to or concurrently with the approval of the Improvement Plans.
- 5. The grading plan for residential development shall contain a certificate signed by a registered civil engineer that the grading plan has preserved a minimum of 100 square feet of solar access for each lot created by this subdivision pursuant to Section 81.401(n) of the Subdivision Ordinance.
- 6. Finished grading shall be certified by a registered civil engineer and inspected by the City Engineer for drainage clearance. Approval of rough grading does not certify

finished grading due to potential surface drainage problems that may be created by landscaping accomplished after rough grading certification.

- Developer shall provide written notification to adjacent property owners for any drainage work required to collect or convey storm water runoff, which may or will affect their properties.
- 8. During construction water trucks or sprinkler systems are to be used in sufficient quantities to prevent dust from leaving the site during any earthmoving and/or construction activities.

D. Architecture – The following design criteria conditions shall comply with Chapter 8 of the Crossroads West Specific Plan regarding architecture. In the event the following design criteria conflict with or are inconsistent with the applicable Crossroads West Specific Plan design criteria or Development Agreement, the Crossroads West Specific Plan design criteria or Development Agreement shall control:

For MU-2:

- 1. All mechanical, irrigation, ground and/or roof mounted equipment shall be architecturally screened from view from all public right-of-ways prior to issuance of a certificate of occupancy.
- 2. All trash enclosures shall be constructed of masonry material with self-enclosing doors and have a second access and a sloped roof. The enclosure shall have materials and colors consistent with the primary building.
- 3. All vents, gutters, downspouts, flashing, electrical conduits, etc., shall be painted or finished to match the color of the adjacent surface unless otherwise directed by the Planning Commission.
- 4. Soffits and other architectural elements visible from view but not detailed on the plans shall be finished in a material in harmony with the exterior of the building.
- Finish quality of exterior design elements including, but not limited to, building fa9ade landscaping shall be subject to approval of the Community Development Director prior to issuance of Certificate of Occupancy.
- 6. All signs shall be submitted to the Community Development Director for design review per the sign ordinance of the Riverbank Municipal Code.
- 7. All outdoor mechanical equipment, satellite dishes, fire main and all rooftop equipment shall be fully visually screened upon installation subject to the approval of the Community Development Department. Screening devices shall be shown on construction and/or landscape plans.

8. All exterior light fixtures shall be shown on plans subject to staff review and approval. All lights attached to buildings shall provide a soft "wash" of light against the wall. All building and parking or yard lights shall conform to City Standards and shall compliment the site and building architecture.

For Residential Uses:

9. For residential projects, the CC&R's shall restrict the storage of recreational vehicles on this site or parcels unless they are the principle source of transportation for the owner and prohibit parking on the public street for longer than 72 hours.

E. Landscaping

- 1. Specific landscaping for screening shall have an appearance of mature growth subject to a field check and approval by the Community Development Director prior to Certificate of Occupancy.
- 2. The area under the drip line of all existing trees, which are to be saved, shall be fenced during construction. Grading shall be restricted under them to prevent soil compaction around the trees and to protect them from damage.
- 3. All planting shall be maintained in good growing condition. Such maintenance shall include, where appropriate, pruning, mowing, weeding, cleaning of debris and trash, fertilizing and regular watering. Whenever necessary, planting shall be replaced with other plant materials to insure continued compliance with applicable landscaping requirements. Required irrigation systems shall be fully maintained in sound operating condition with heads periodically cleaned and replaced when missing to insure continued regular watering of landscape areas, and health and vitality of landscape materials.
- 4. Final inspection for occupancy permits will not be granted until all construction and landscaping is complete in accordance with approved plans or as approved by the Community Development Director.
- 5. All landscape areas shall be maintained in a healthy, thriving and weed free condition.
- 6. The site shall be maintained in a neat and clean manner free of trash and debris.
- All walls adjacent to public right-of-ways shall be provided with decorative treatment, subject to approval by the Community Development Director. Walls shall match or harmonize with existing sound walls of neighboring projects along that street.
- F. Minimum Construction Site Management Practices

1. (Projects involving land disturbances of less than five (5) acres) – During construction activities, the project sponsor shall reduce or prevent to the maximum extent practicable the direct or indirect discharge of any pollutant into the storm drain system utilizing best management practices contained in the California Storm Water Best Management Practices Handbook for Construction Activities. Construction activities include, but are not limited to: watering operations; roadwork and paving operations; concrete and painting; structure construction and painting; construction material storage and handling; construction waste/debris storage and disposal; and, construction equipment/vehicle cleaning, maintenance and fueling operations. The project sponsor is also responsible for training all contractors and subcontractors on the best management practices Which are identified in the California Storm Water Best Management Practices Handbook for Construction Activities which will be available at the pre-construct meeting of the project.

Or

- (Projects involving land disturbances of five (5) acres or more) Prior to commencement of any site work that will result in a land disturbance of five acres or more, the project sponsor shall submit to the City a copy of the Notice of Intent (NOi) sent to the State Water Resources Control Board and the Storm water Pollution Prevention Plan (SWPPP) prepared for the project, as required by the State's General Construction Activity Permit.
- All storm drains, which serve the site, shall be protected from spills and soil runoff (from unpaved parking areas). The applicant may use "Any Source Control" BMP (Best Management Practice) as listed in the California Storm Water Best Management Practice Handbook for storm water run-off for commercial and industrial sites. Storm drains will be inspected periodically.
 - 4. The applicant shall comply with the regulations and code requirements of other outside regulatory agencies having lawful jurisdiction and regulatory authority over the project. If required, the applicant shall be responsible to ensure that these outside, non-City agencies are supplied copies of the final building and site plans.
 - 5. Developer shall provide written notification to adjacent property owners for any drainage work required to collect or convey storm water runoff, which may or will affect their properties
 - 6. Developer shall underground existing and required on and off-site utilities as deemed necessary by the Public Works Department.
 - 7. All off-site development shall comply with all applicable prov1s1ons of the Riverbank Municipal Code as determined by the City Engineer. Issuance of an

encroachment permit will be required whereby specific engineering requirements will be made as conditions of approval of that permit.

TENTATIVE MAP

- 1. Applicant is responsible for street name signs in accordance with City of Riverbank Standards .
- 2. All subsequent maps shall plot dedication and/or the relinquishment of all affected utility easements or developer may dedicate such land and easements separately via a deed instrument approved by the City Engineer.
- 3. If applicable, all beneficiaries of record to sign a consent statement to record with the Final Map.
- 4. The subdivider of residential projects may record CC&R's at the time of recordation of the final parcel map creating the individual lots of this subdivision. The CC&R's may provide for a manager to be responsible for maintenance and repair, with each lot owner responsible for its pro rata share of the maintenance costs for any private shared facilities. The manager may be an owner, a third party manager designated by the owners, or a special purpose entity such as an owners' association. The CC&R's shall be subject to the review and approval of the City Attorney and Community Development Director prior to recordation of the final parcel map.
- 5. The City of Riverbank Police Department shall have the authority to enforce the State Vehicle Code on private streets within this subdivision. This enforcement shall commence only upon receipt of a written request from the developer or individual homeowners in the subdivision. The requesting party shall pay all costs associated with posting the private streets as required by the State Vehicle Code. The Police Department shall have the authority to enforce the State Vehicle Code and all Riverbank laws on future public roads offered for dedication, but not yet accepted by the City.
- 6. CC&R's (Covenants, Conditions and Restrictions), if proposed, shall contain appropriate provisions for joint maintenance of any infrastructure, roadways, utilities, landscaping and irrigation as determined necessary by the City Engineer.
- 7. Except as shown on the approved tentative map or as modified by the conditions contained herein, all public street, public thoroughfare or public highway improvements shall be constructed consistent with the Crossroads West Specific Plan, the approved Tentative Map, and the Development Agreement. If there is no controlling standard identified in the project approval documents, the Riverbank Municipal Code and the City Engineering Department's Standard Plans and Specifications shall apply. Any adopted precise section not referenced in the prior documents shall be constructed as directed by the City Engineer.

- 8. Public streets and public alleys shall be irrevocably offered for dedication and improved to City standards. Street names shall be reflected on the final map and shall be approved by the Community Development Department.
- 9. Prior to approval of the final map the developer shall form or annex into a street lighting and landscape maintenance district, or some alternative financing mechanism acceptable to the City, for maintenance of all street lights and landscaping within or adjacent to the site.
- 10. In conjunction with the recordation of the map (or by separate instrument), the developer shall provide all necessary easements for streets, alleys, sewer and water facilities, utilities and drainage facilities, irrigation district facilities, fiber optics and other facilities as required by the City or serving utility.
- 11. The developer shall comply with Government Code Section 66436(a)(3) before approval of each final map, and shall provide "no objection" letters from the public entity or utility to the satisfaction of the City Engineer.
- 12. If the subdivider desires site addresses for the lots created by the subdivision, the subdivider is to furnish a true scale Final Map to the City. Said map is to show driveway locations for all lots and street names for all streets.
- 13.All new and existing utility distribution facilities, including cable television li.nes, within the boundaries of the residential subdivision or within any half street abutting the residential subdivision, shall be placed underground; provided, however, that all transformers, PIVs and FDCs located within and/or serving any portion of the commercial property may, at developer's discretion, be placed above ground provided the landscaping plans provide adequate screening as determined by the Community Development Director The subdivider is responsible for complying with the requirements of this co11dition, and shall make the necessary arrangements with each of the serving utilities, including licensed cable television operators, for the installation of such facilities.
- 14. The subdivider shall provide for a drainage system capable of handling and disposing of all surface water originating within the subdivision and all surface water that may flow onto the subdivision from adjacent lands. Said drainage system shall include any easements and structures required by the City Engineer to properly handle the drainage, and shall be designed so as to prevent ponding of surface water that would create a public health hazard or nuisance.
- 15. Notwithstanding any grading/elevations that are shown on the tentative map, or the provisions of the City of Riverbank Municipal Code, approval of this tentative map does not authorize the issuance of any grading permits.
- 16. The subdivider shall deposit with the City the required fees at the time the lot grading plan or improvement is submitted. The deposit will be made with whichever plan is

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first submitted. Said deposit shall be used to cover the cost of site inspection by the City to determine whether any geologic hazard exists and, if such is found, to review the geologic report prepared by the developer's engineering geologist. The developer shall reimburse the Department of Public Works for any cost in excess of the deposit prior to recording the Final Map. Any unused portion of the deposit will be refunded.

FINAL MAP RECORDATION

- 1) The Final Map shall show the dedication of all on-site drainage easements, including easements for access thereto, and show monumentation for such easements, as required by the Public Works Director, or verify that no easements are required.
- 2) Multiple Final Maps may be filed consistent with Subdivision Map Act Section 66456.1.
- The subdivider shall accomplish the following prior to approval of the Final Map by the City Council:
 - a) Provide the Department of Public Works with standard forms approved by the Community Development Director stating that the applicable agency or agencies have provided commitment to the site for such public facilities that are required for the subdivision (including, but not necessarily limited to, water and sewer services).
 - b) Provide the City with a certification from each public utility and each public entity owning easements within the proposed subdivision stating that: (a). they have received from the developer a copy of the proposed map; (b) they object or do not object to the filing of the map without their signature; (c) in case of a street dedication affected by their existing easement, they will sign a "subordination certificate" or "joint-use certificate" on the map when required by the governing body. In addition, the sub divider shall furnish proof to the satisfaction of the City Engineer that no new encumbrances have been created that would subordinate the City's interest over areas to be dedicated for public road purposes since submittal of the Tentative Map.
 - c) Grant to the appropriate agency, by recorded document, all required offsite easements and all on-site water main easements that serve fire hydrants, or furnish a letter from said agency that none are required.
 - d) Provide the Department of Public Works with evidence that any offer of dedication or grant of right-of-way shall be free of all encumbrances or subordinated at the time of recordation of the Final Map.
 - e) If the subdivider does not have the real property rights necessary for public access or the construction of required improvements, he/she shall request the City Council to direct City staff to begin eminent domain proceedings for acquisition of said property. The developer shall agree to pay full City costs of eminent domain proceedings, including all easement

costs. The developer shall also agree to construct required improvements within said easement.

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f) Pay off all existing deficit accounts associated with processing this application to the satisfaction of the City.

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PRELIMINARY DEVELOPMENT PLAN

SPECIAL CONDITIONS OF APPROVAL

- The Crossroads West Specific Plan ("CWSP") modifies the permitted use, development standards, and other regulations of the City of Riverbank Municipal Code ("Municipal Code"). In these cases, the standards and regulations provided in the CWSP supersede those in the Municipal Code. Where the CWSP is silent, regulations in the Municipal Code remain applicable. If a conflict occurs between the requirements of the CWSP and the Municipal Code, the requirements of the CWSP shall control.
- The CWSP includes plans, standards and guidelines that supplement the City of Riverbank's adopted Standard Specifications. If a conflict occurs between the requirements of CWSP and the City of Riverbank's Standard Specifications, the requirements of the CWSP shall control.
- 3. Proposals to construct on a parcel of land in the Project shall be subject to staff level site plan review by the Development Director prior to issuance of a building permit. This review shall be limited to compliance with the Design Guidelines in Chapter 8 of the CWSP (the "Design Guidelines"). This condition shall exclude maps for residential, detached housing.
- 4. In any instance where there is a conflict between the CWSP (Development Standards and Design Guidelines) and City Zoning Ordinance, the CWSP shall supersede and govern development within the Project.
- 5. These Conditions of Approval have been drafted to apply to the current approved PDP. The PDP shows the general lot layout and access. When an actual residential tentative map is submitted or proposed, these conditions of approval for the PDP may be modified by staff as necessary to meet their overall intent of CWSP. If a residential project is proposed that requires a new tentative map to create a residential subdivision, that map will be processed consistent with the process and requirements of the CWSP and such other applicable Municipal Code.
- 6. The individual tenants and/or occupants of the retail center shall have the right, at their option, to operate twenty-four (24) hours per day, seven (7) days per week, except for bars and taverns which shall be defined as uses in which more than 50% of its gross receipts are from the sale of alcohol for on-premises consumption.
- 7. Outside sales and/or storage of goods and merchandise shall be permitted on the sidewalks adjacent to buildings and/or in the parking areas. All storage in the

parking lot shall also be required to comply with the Design Guidelines in Chapter 8 of the CWSP.

- 8. Upon approval of the PDP, all future proposed entitlements, including, without limitation, development plans, site plans, and phased tentative map approvals shall be approved by the Community Development Director at a staff level and without a need for a public hearing, provided they are found by the Development Director to be consistent with the requirements of the CWSP and/or Development Agreement.
- 9. All future site plans, phased tentative maps, and/or development applications shall be reviewed by the Development Director for consistency with the applicable provisions of the CWSP, including, without limitation the following matters: (a) architectural design of buildings, (b) landscaping designs, (c) circulation and parking layout, (d) phasing of infrastructure improvements, and (e) signage requirements. If the Development Director finds such future entitlements to be substantially consistent with the CWSP, then the application shall be approved at staff level. Any item deemed not to be in substantial compliance with the CWSP shall be referred to the Planning Commission for approval. Any appeal of the Planning Commission decision shall be heard by City Council.
- 10. Outdoor seating and dining in the common areas of the Project shall be permitted. Additionally, outdoor plazas shall be permitted and encouraged.
- 11. The operation of drive-thru uses 24 hours per day, seven (7) days per week are permitted within the Project subject to meeting the applicable Design Guidelines in Chapter 8 of the CWSP.
- 12. The Project conceptual design set forth in the CWSP is approved. Further, any future design review shall be conducted at a staff level and such design review shall relate only to the visual appearance of the buildings, taking into account items such as colors, materials and various finishes of the individual buildings screening and consistency with the Design Guidelines as set forth in Chapter 8 of the CWSP. The Design Review shall be limited to only those items set forth in the CWSP. Design Review shall not include and/or relate to any matters concerning the use and/or operation of any tenant.
- 13. Sit down restaurant and quick service food tenants shall be permitted to sell alcoholic beverages for on and off premises consumption as a part of their operation as a food service business where such alcohol sale licenses have been approved by City Council.
- 14. The PDP shall be valid for from the date of approval of the PDP through the term of the DA, and shall be considered vested with construction of substantial improvements on or offsite of the Project in support of the approved Project.

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Substantial improvements shall mean on and/or offsite improvements which cost in the aggregate in excess of \$250,000 or more.

- 15. Storm drain fees for the Project are not applicable, as Developer will be constructing a storm drain facility at the Project.
- 16. Once a tentative map is approved, the lots and circulation map be changed to allow for a senior or age-restricted gated community with private streets, subject to the following conditions:
 - a. Two points of access are provided;
 - b. Roadways serving the adjacent subdivisions may be modified in a way that adequate circulation can still be provided;
 - c. An approximately 20% increase in the approved lots may be proposed within any area of the approved PDP and be found consistent with the PDP and Tentative Map, so long as the total number of lots provided by the Crossroads West Specific Plan and EIR will not be exceeded;
 - d. The private streets meet the Crossroads West Specific Plan standards;
 - e. CC&R's are prepared and recorded at the time of recordation of the final parcel map creating the individual lots of this subdivision. The CC&R's create a Homeowner's Association (HOA) and provide for a manager to be responsible for maintenance and repair, with each lot owner responsible for its pro rata share of the maintenance costs for any private shared facilities. The manager may be an owner, a third-party manager designated by the owners, or a special purpose entity such as an owners' association. The CC&R's shall be subject to the review and approval of the City Attorney and Community Development Director prior to recordation of the final parcel map; and,
 - f. CC&R's (Covenants, Conditions and Restrictions), if proposed, shall contain appropriate provisions for joint maintenance of any infrastructure, roadways, utilities, landscaping and irrigation as determined necessary by the City Engineer.
- 17. The City of Riverbank Police Department shall have the authority to enforce the State Vehicle Code on private streets within this subdivision. This enforcement shall commence only upon receipt of a written request from the developer or individual homeowners in the subdivision. The requesting party shall pay all costs associated with posting the private streets as required by the State Vehicle Code. The Police Department shall have the authority to enforce the State Vehicle Code and all Riverbank laws on future public roads offered for dedication, but not yet accepted by the City.

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City of Riverbank Development Services Department RESOLUTION NO. 2023-001

A Resolution of the City of Riverbank Planning Department Approving Tentative Map No. 04-2023 for Machado, Alexander, High, and Parsons Families, et al.

Whereas, a Tentative Map has been requested to develop the remainder of the residential property within the Crossroads West Specific Plan area as shown in Exhibit A; and

Whereas, the Planning Department considered Tentative Map Application No. 04-2023 (Department Tracking # 23-0016) and made the following required findings:

- 1. The project is consistent with the General Plan and Zoning Ordinance.
- 2. The design and improvement of the proposed parcel map is consistent with the General Plan and Crossroads West Specific Plan.
- 3. The site is physically suitable for the proposed type of development.
- 4. The site is physically suitable for the proposed density of development.
- 5. The design of the subdivision or the improvements are not likely to cause substantial environmental damage or substantially and unavoidably injure fish or wildlife or their habitat.
- 6. The design of the subdivision or the proposed improvements are unlikely to cause serious public health problems.
- 7. The design of the subdivision or the type of improvements will not conflict with easements acquired by the public at large for access through, or use of, property within the subdivision.

Now, Therefore, Be it Resolved, by the City of Riverbank Planning Department, that Tentative Map No. 04-2023 is approved as shown on Exhibit "A" attached, and subject to a Mitigation Monitoring and Reporting Program (Exhibit "B") and Conditions of Approval (Exhibit "C").

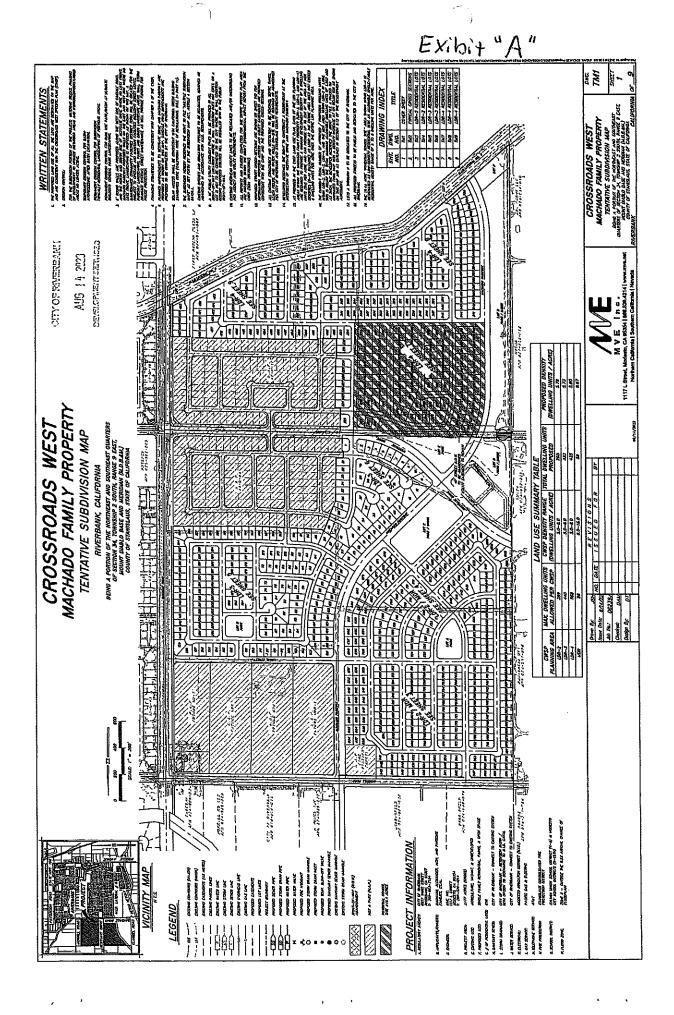
Dated: September 12, 2023

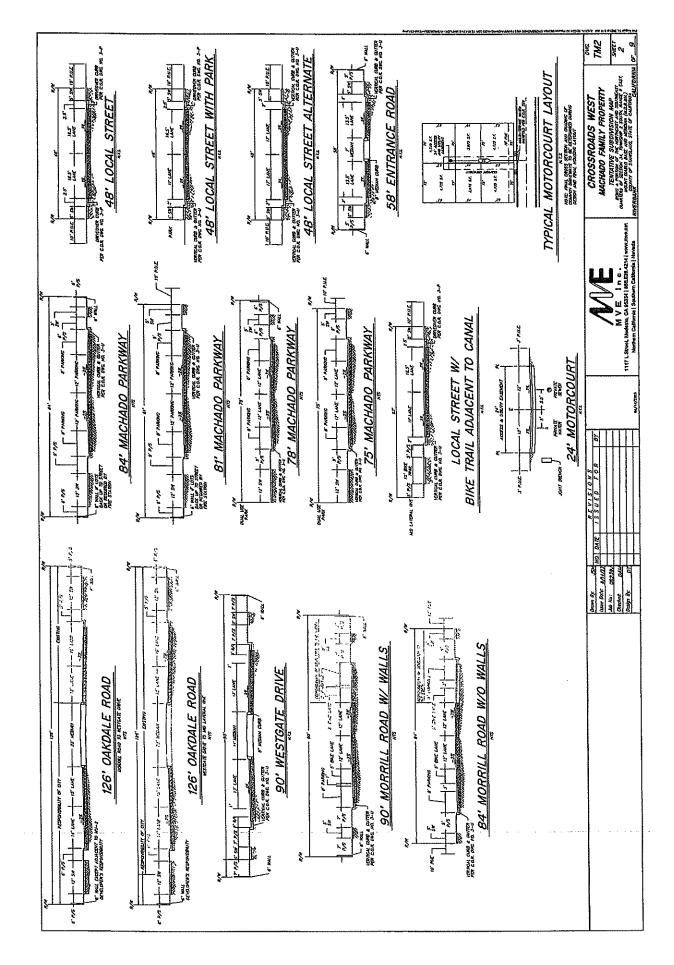
Attest:

Janet Smallen Sr. Community Dev Specialist

Approved:

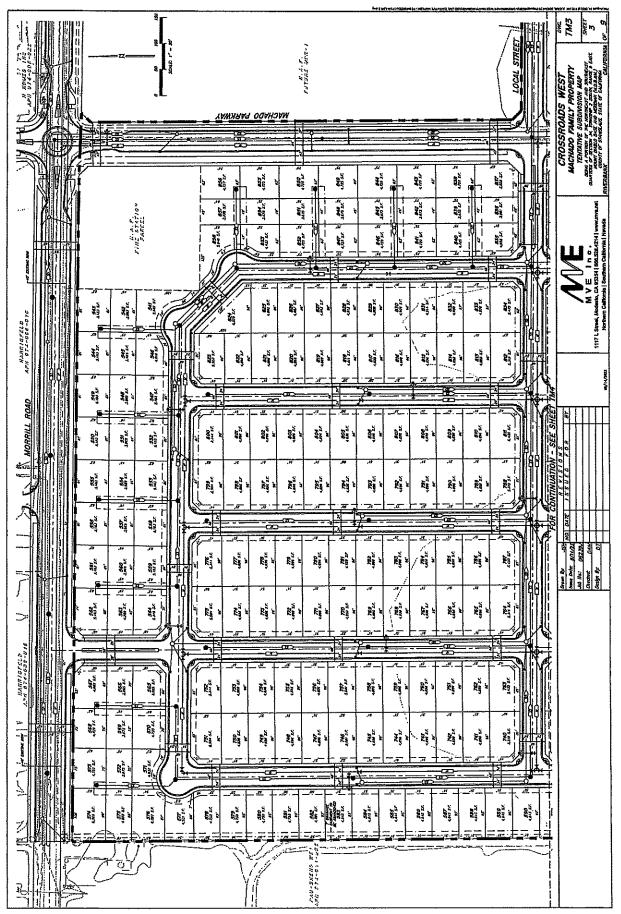
Donna M. Kenney Planning and Building Manager



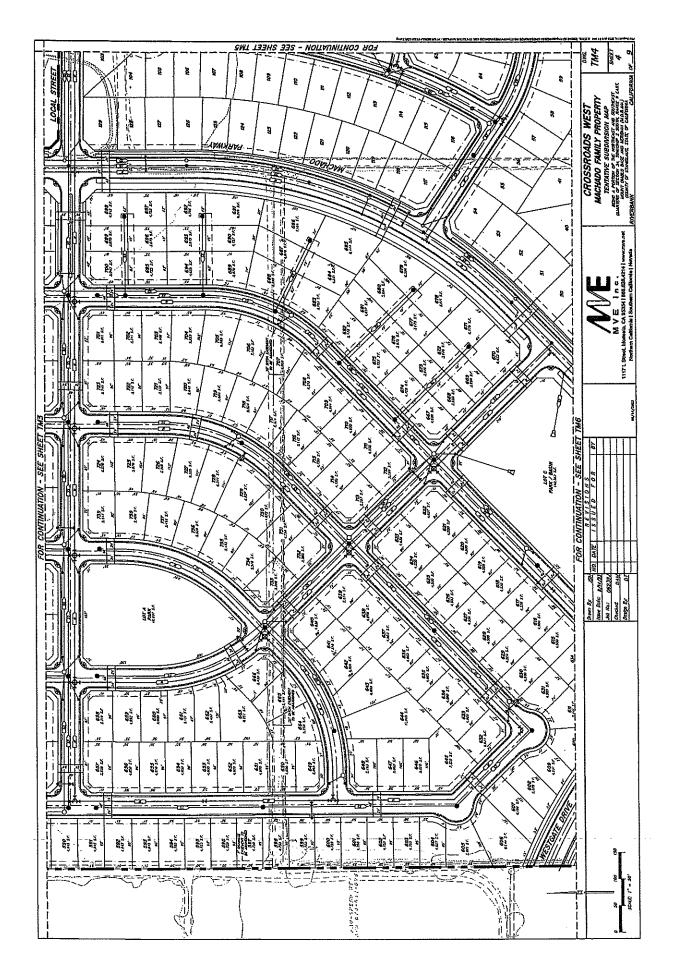


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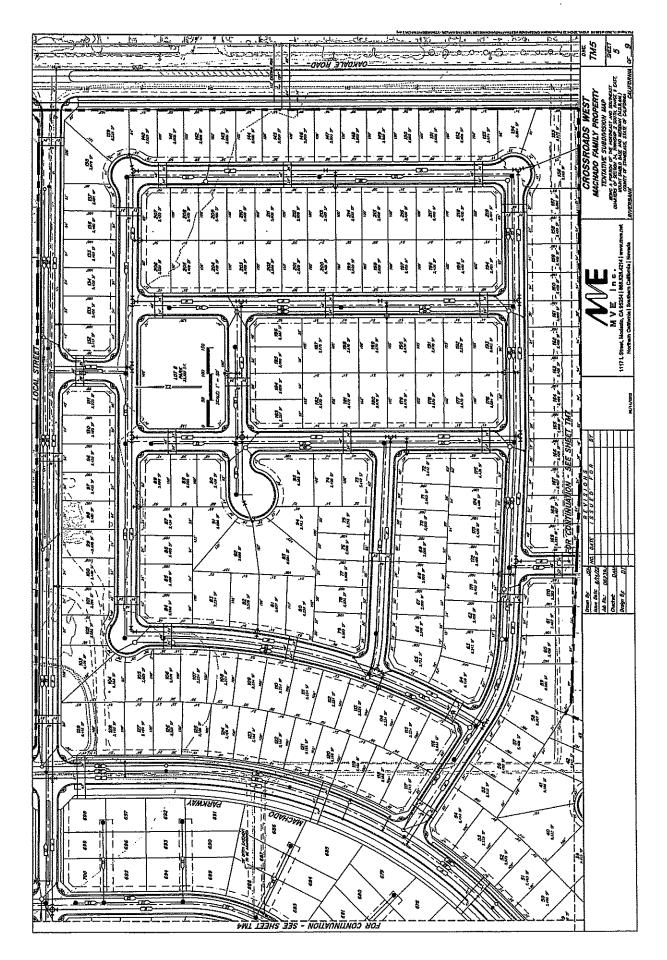


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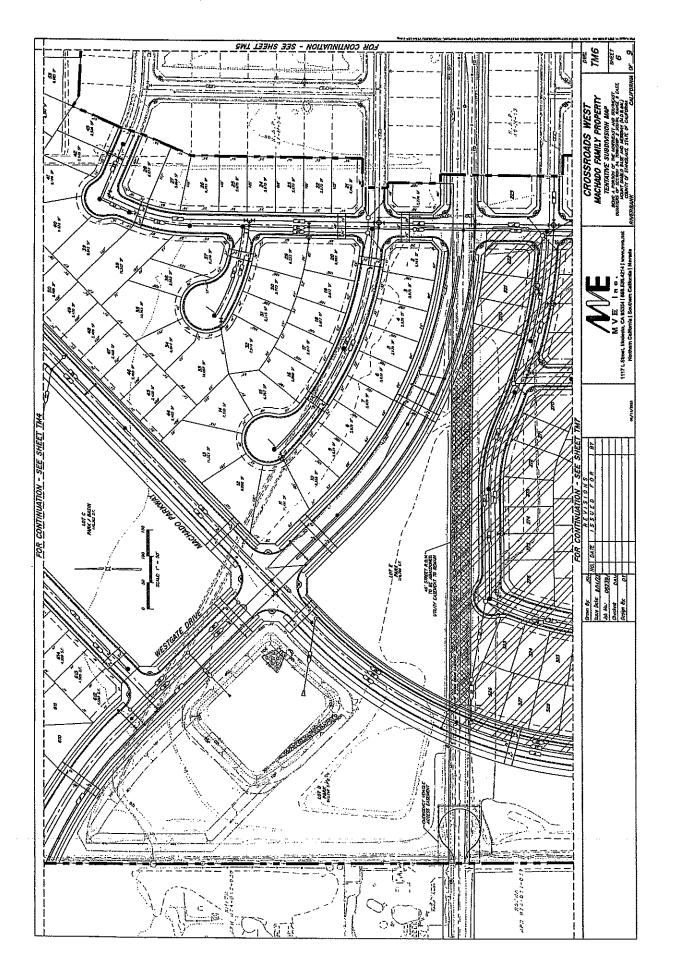
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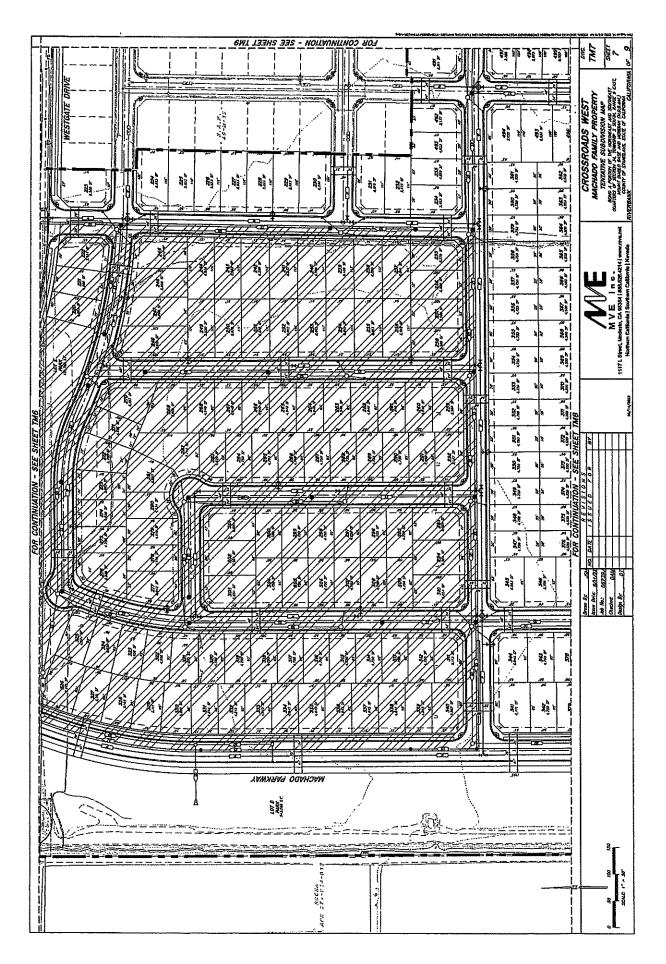
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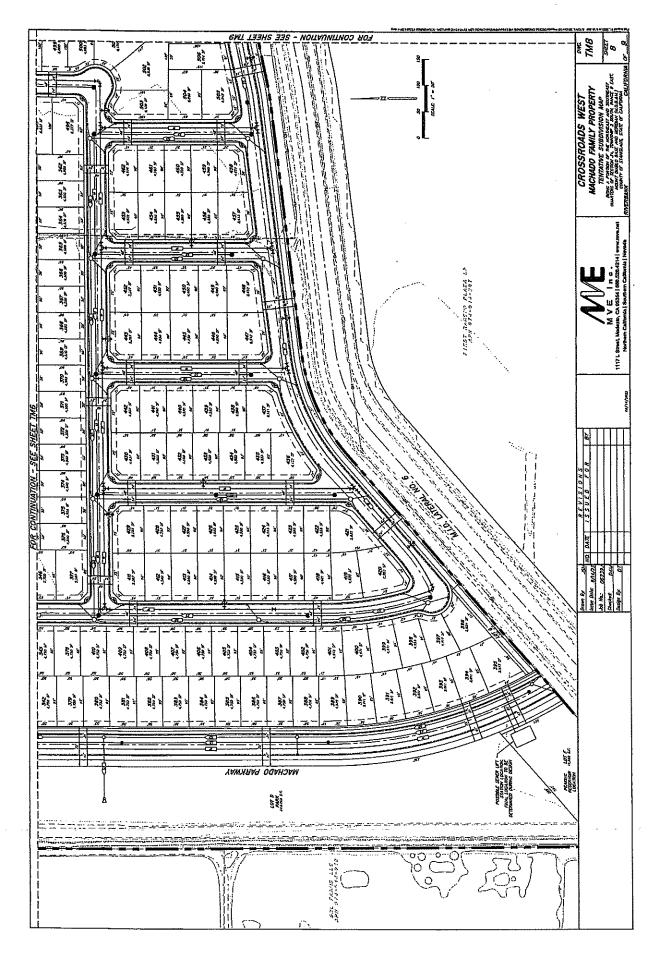
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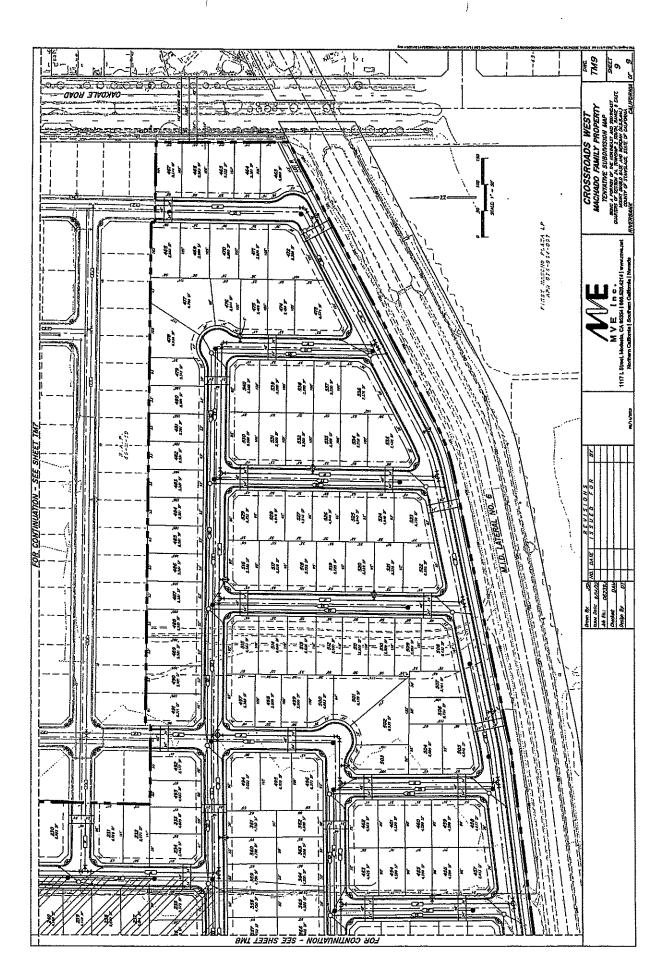


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