CITY OF CARMEL-BY-THE-SEA CITY COUNCIL

RESOLUTION NO. 2019-081

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA AUTHORIZING APPLICATION FOR, AND RECEIPT OF, SB 2 PLANNING GRANTS PROGRAM FUNDS

WHEREAS, the State of California, Department of Housing and Community Development (Department) has issued a Notice of Funding Availability (NOFA) dated March 28, 2019, for its Planning Grants Program (PGP); and

WHEREAS, the City Council of the City of Carmel-By-The-Sea desires to submit a project application for the PGP program to accelerate the production of housing and will submit a 2019 PGP grant application as described in the Planning Grants Program NOFA and SB 2 Planning Grants Program Guidelines released by the Department for the PGP Program;

WHEREAS, the Department is authorized to provide up to \$123 million under the SB 2 Planning Grants Program from the Building Homes and Jobs Trust Fund for assistance to Counties (as described in Health and Safety Code section 50470 et seq. (Chapter 364, Statutes of 2017 (SB 2)) related to the PGP Program.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA RESOLVES AS FOLLOWS:

SECTION 1. The City Council of the City of Carmel-By-The-Sea is hereby authorized and directed to apply for and submit to the Department the 2019 Planning Grants Program application, incorporated herein by reference and included as **Exhibit A**, in the amount of \$160,000.

SECTION 2. In connection with the PGP grant, if the application is approved by the Department, the City Administrator is authorized to enter into, execute, and deliver a State of California Agreement (Standard Agreement) for the amount of \$160,000 and any and all other documents required or deemed necessary or appropriate to evidence and secure the PGP grant, the City's obligations related thereto, and all amendments thereto (collectively, the "PGP Grant Documents").

SECTION 3. The City shall be subject to the terms and conditions as specified in the Standard Agreement, the SB 2 Planning Grants Program Guidelines, and any applicable PGP guidelines published by the Department. Funds are to be used for allowable expenditures as specifically identified in the Standard Agreement. The application in full is incorporated as part of the Standard Agreement. Any and all activities funding, information provided, and timelines represented in the application will be enforceable through the executed Standard Agreement. The City Council hereby agrees to sue the funds for eligible uses in the manner presented in the application as approved by the Department and in accordance with the Planning Grants NOFA, the Planning Grants Program Guidelines, and the 2019 Planning Grants Program Application.

SECTION 4. The City Administrator is authorized to execute the City of Carmel-By-The-Sea Planning Grants Program application, the PGP Grant Documents, and any amendments thereto, on behalf of the City as required by the Department for receipt of the PGP Grant.

Resolution No. 2019-081 Page 2

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF CARMEL-BY-THE-SEA this 5th day of November, 2019, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

ATTEST:

Dave Potter Mayor Britt Avrit, MMC City Clerk

SB 2 Planning Grants Program Application



State of California Governor Gavin Newsom

Alexis Podesta, Secretary Business, Consumer Services and Housing Agency

Ben Metcalf, Director Department of Housing and Community Development

2020 West El Camino, Suite 500 Sacramento, CA 95833 Website: <u>http://www.hcd.ca.gov/grants-funding/active-funding/planning-grants.shtml</u> Email: <u>sb2planninggrant@hcd.ca.gov</u>

> March 28, 2019 Revised July 10, 2019

Planning Grants Program Application Packaging Instructions

The applicant is applying to the Department of Housing and Community Development (Department) for a grant authorized underneath the Planning Grants Program (PGP) provisions of SB 2 (Chapter 364, Statutes of 2017). The PGP program is intended for the preparation, adoption, and implementation of plans that streamline housing approvals and accelerate housing production. Please refer to the SB 2 Planning Grants Program Guidelines and Notice of Funding Availability (NOFA) for detailed information on eligible activities, applicants, and awards. If you have questions regarding this application or the PGP, email sb2planninggrant@hcd.ca.gov.

If approved for funding, this grant application will be a part of your Standard Agreement with the Department. In order to be considered for funding, all sections of this application, including attachments and exhibits if required, must be complete and accurate.

Pursuant to Section X of the NOFA, all applicants must submit a complete, signed. original application package and an electronic copy on CD or USB flash drive containing the following documentation, in the order listed below, to the Department by the specified due date in the Notice of Funding Availability (NOFA) in order to be considered for award:

- 1) A complete, signed, original application (the Department will only accept this **fillable pdf** as the application) with the following attachments:
 - a. Attachment 1: State and Other Planning Priorities (All applicants must submit this form to self-certify compliance)
 - b. Attachment 2: Nexus to Accelerating Housing Production NOTE: if the applicant is proposing only Priority Policy Areas (PPA), as defined in section VIII, subsection (3) of the NOFA, do not fill out Attachment 2. However, if the applicant is proposing to fund PPAs AND other activities that are not considered PPAs, the application must demonstrate how these other activities have a nexus to accelerating housing production by filling out Attachment 2 of this application.
- 2) A fully executed resolution authorizing application for, and receipt of, PGP funds (see Attachment 3: Sample Resolution).
- 3) A fully executed Government Agency Taxpayer ID Form (available as a download from the SB 2 Planning Grants webpage at http://www.hcd.ca.gov/grantsfunding/active-funding/planning-grants.shtml).
- 4) If the applicant is partnering with another local government or other entity pursuant to Article II, Section 200 of the SB 2 Planning Grant Program Guidelines (the "Guidelines"), include a copy of the legally binding agreement.
- 5) Other documentation (e.g., letters of support, scope of work, etc.) if needed.

NOTE: All local governments must submit a separate, signed application package, notwithstanding whether it will partner with another form of government or entity. Only one application per locality will be accepted by the Department. Joint applications are not allowed.

A. Applicant Information

Pursuant to Article II, Section 200 of the Guidelines, local governments may partner through legally binding agreements with other forms of governments or entities. However, all local governments must submit separate, signed application packages that identify their respective responsibilities and deliverables, even if partnering with other entities.

ls	the	e applica	nt partnering with another eligible local government entity?
		*Yes	*If Yes, the application package must include a fully executed copy of the legally binding
	\checkmark	No	

Comple	te the following Appl	icant	information		
Applicar	it's Name		City of Carmel-By	-The-Sea	
Applicar	it's Agency Type		Local Governmen	t	
Applicant's Mailing Address			PO Box CC		
City			Carmel		
State	California		Zip Code	93921	
County			Monterey		
Website			www.ci.carmel.ca.	us	
Authorized Representative Name			Marc E. Wiener		
Authorized Representative Title			Community Plann	ing & Building Director	
Phone (831) 620-2024			Fax	N/A	
Email mwiener@ci.carmel.ca.u			S		
Contact Person Name			Marnie R. Waffle		
Contact	Person Title		Senior Planner		
Phone	(831) 620-2057		Fax	N/A	
Email mwaffle@ci.carmel.ca.us					
Partner(s) Name <i>(if applicable</i>	<i></i>	N/A		
Partner Agency Type			N/A		
Partner(s) Name <i>(if applicable</i>)	N/A		
Partner	Agency Type		N/A		
Proposed	d Grant Amount	\$	160,000		

B. Applicant Certification

As the official designated by the governing body, I hereby certify that if approved by HCD for funding through the Planning Grants Program (PGP), the <u>City of Carmel-By-The-Sea</u> assumes the responsibilities specified in the 2019 Notice of Funding Availability and PGP guidelines, and certifies that the information, statements, and other contents contained in this application are true and correct.

Signature:			Name:	Chip Rerig	
Date:	11/5/19	Title:	City Adr	ministrator	

C. Threshold Requirements

Pursuant to Section 201(a) through (d) of the Guidelines, all applicants must meet the following threshold criteria in items 1-4 below to be eligible for an award.

1. Do Depa	es the rtmen	applicant have an adopted h t on or before the date of the a	ousing element pplicant's subr	nt found to be in substantial compliance by the nission of their SB 2 Planning Grant application?
\checkmark	Yes	Date of HCD Review Letter:	12/17/15	
	No			
	The A	pplicant requests HCD to consident set to conside the set of the s	der housing eler gelement requir	nent compliance threshold as met due to significant ements.

2. Has the applicant prior year on or before	submitted to the Department the Annual bre the date of submission of their SB 2 Pla	Progress Report (APR) for the current <u>or</u> anning Grant application?
✓ Yes	APR	Date Submitted
	2017 CY Report	
	2018 CY Report	4/2/19
No		

	s the applicant utilizing one of the Priority Policy Areas listed below (as defined in section VIII,							
subs	ection	(3) of the						
	*Yes	the application	ant is proposing to	o fund PPAs AND te how these othe chment 2 of this a	icy Areas, <u>do not t</u> other activities tha r activities have a pplication.	at are not consider	ed PPAs, the ting housing	
		ne to permit by-right	Objective design and development standards	Specific Plans or form based codes coupled with CEQA streamlining	Accessory Dwelling Units or other low-cost building strategies	Expedited processing	Housing related infrastructure financing and fee reduction strategies	
	No If an applicant is not proposing Priority Policy Areas, the application must include an explanation and document the plans or processes' nexus and impact on accelerating housing production based on a reasonable and verifiable methodology and must submit Attachment 2 in the Application pursuant to section VIII, subsection (3) of the NOFA.							
	The a activit	pplicant is p ies have a	proposing PPAs ar nexus to accelera	nd other activities r ting housing produ	not considered PP, uction by submittir	As and is demonst og <i>Attachment 2.</i>	rating how these	

4. Does the applicant demonstrate that the locality is consistent with State Planning or Other Priorities, as certified in Attachment 1?

I ✓ ×No

Yes

*If No, consistency may be demonstrated through activities (not necessarily proposed for SB 2 funding) that were completed within the last five years, as certified in Attachment 1.

5. Is a completed and signed resolution included with the application package?	Vaa		N.L.	
5. Is a completed and signed resolution included with the application package? See Attachment 3, "Sample Resolution"	res	\checkmark	INO	

D. Proposed Activities Checklist (Section VI, items (1) through (17) of the NOFA)

Check all activities the locality is undertaking for their PGP efforts below. Activities must match **Section E. Project Description**, and **Section F. Timeline and Budget**.

1		updates to general plans, community plans, specific plans, local planning related to implementation of sustainable communities strategies, or local coastal plans
2	\checkmark	updates to zoning ordinances
3		environmental analyses that eliminate the need for project-specific review
4	\checkmark	local process improvements that improve and expedite local planning
5	\checkmark	a smaller geography with a significant impact on housing production including an overlay district, project level specific plan or development standards modifications proposed for significant areas of a locality, such as corridors, downtown or priority growth areas
6		the creation or enhancement of a housing sustainability district pursuant to AB 73 (Chapter 371, Statutes of 2017)
7		workforce housing opportunity zone pursuant to SB 540 (Chapter 369, Statutes of 2017)
8		zoning for by-right supportive housing, pursuant to Government Code section 65651 (Chapter 753, Statutes of 2018)
9		zoning incentives for housing for persons with special needs, including persons with developmental disabilities
10		rezoning to meet requirements pursuant to Government Code Section 65583.2(c) and other rezoning efforts to facilitate supply and affordability
11		rezoning for multifamily housing in high resource areas (according to Tax Credit Allocation Committee/Housing Community Development Opportunity Area Maps)
12		pre-approved architectural and site plans
13		regional housing trust fund plans
14		funding plans for SB 2 Year 2 going forward
15		infrastructure financing plans
16		environmental hazard assessments; data collection on permit tracking; feasibility studies, site analysis, or other background studies that are ancillary and part of a proposed activity with a nexus to accelerating housing production
17		Other activities demonstrating a nexus to accelerating housing production

E. Project Description

Provide a description of the project and the scope of work to be performed below. Use Appendix A for additional information if necessary. **Note**: If partnering with another local government or entity, be sure to clarify the responsibilities and deliverables of your locality pursuant to such partnership.

The City of Carmel-By-The-Sea will undertake a feasibility study to identify barriers to the construction of affordable housing and develop specific implementation actions to remove identified barriers. The study would expand upon the constraints identified in the 2015 Housing Element such as, market conditions; economic feasibility of lower income housing; and, zoning standards that constrain development of higher density housing. Identifying financial barriers will inform the development of incentive programs. Specific zoning standards that will be evaluated, include, but would not be limited to, density, parking, and floor area ratio. The City's discretionary review process would also be evaluated to identify potential barriers to housing development. The City will identify opportunity sites for affordable housing, including City-owned property, that can accommodate higher densities and establish development standards that facilitate the construction of units.

In addition to identifying constraints, the study would develop specific implementation actions to remove barriers to the construction of affordable housing which may include, zoning ordinance amendments; local permitting process improvements; modification of development standards; and, the use of accessory dwelling units (ADUs) to meet affordable housing goals. The City will amend the zoning ordinance to address recent changes in State legislation regarding ADUs. To increase development of ADUs, the City will develop an education and outreach program to increase awareness of ADUs and promote a streamlined permitting process that will include objective design and development standards.

Additionally, the City intends to study the creation of a Downtown Specific Plan to address conflicts between affordable housing construction and historic preservation. The study would also identify underutilized parcels and their suitability for higher density housing. Modifications to the City's density bonus and bonus density regulations will also be evaluated.

Lastly, the City will undertake the development of a housing program to inventory, monitor and manage existing and future affordable housing units. The program will include an education and outreach component as well as on-line resources for dissemination of information.

The proposed budget includes the completion of planning studies and development of implementation measures such as amendments to planning documents and the zoning ordinance.

Application
Grants
Planning
SB 2

F. Project Timeline and Budget

Objective	Responsible Party	Est. Cost	Beain	End	Daliverahle	VDQ*	Mata
Administration	Applicant	\$ 7,000				Yes	NUIGS
Request for Proposals	Applicant	\$ 3,000				Yes	
Research/Analysis	Applicant	\$ 55,000				Yes	
Program Development	Applicant	\$10,000				Yes	
Downtown Specific Plan/Overlay	Applicant	\$ 40,000				Yes	
Zoning Amendments	Applicant	\$ 5,000				Yes	
Environmental Review	Applicant	\$ 40,000				Yes	
	Other					N/A	
	Other					N/A	
	Other					N/A	
	Other					N/A	
	Other					N/A	
	Other					N/A	
	Other					N/A	
	Total Est. Cost \$	16000					

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2019 Year-1 Grant Application

G. Legislative Information

District	#	Legislator Name
	20	Jimmy Panetta
Federal Congressional		
District		
	29	Assembly Member Mark Stone
State Assembly		
District		
	17	Senator Bill Monning
State Senate District		
District		

Applicants can find their respective State Senate representatives at <u>https://www.senate.ca.gov/</u>, and their respective State Assembly representatives at <u>https://www.assembly.ca.gov/</u>.

Attachment 1: State and Other Planning Priorities Certification (Page 1 of 3)

Pursuant to Section 201(d) of the Guidelines, <u>all applicants</u> must demonstrate that the locality is consistent with State Planning or Other Planning Priorities by certifying that at least one activity was completed in 1) State Planning Priorities (i.e., Infill and Equity, Resource Protection, Efficient Development Patterns) or 2) Other Planning Priorities (i.e., Affordability, Conservation, or Climate Change). Consistency may be demonstrated through activities (not necessarily proposed for SB 2 funding) that were completed within the last five years.

Complete the following self-certification by selecting one or more of the policy areas in the following tables by inserting the date completed for each applicable action, briefly describing the action taken, and certifying.

State Planning Priorities
Date Completed Brief Description of the Action Taken
Promote Infill and Equity
Rehabilitating, maintaining, and improving existing infrastructure that supports infill development and appropriate reuse and redevelopment of previously developed, underutilized land that is presently served by transit, streets, water, sewer, and other essential services, particularly in underserved areas.
Seek or utilize funding or support strategies to facilitate opportunities for infill development.
Other (describe how this meets subarea objective)
Promote Resource Protection
Protecting, preserving, and enhancing the state's most valuable natural resources, including working landscapes such as farm, range, and forest lands; natural lands such as wetlands, watersheds, wildlife habitats, and other wildlands; recreation lands such as parks, trails, greenbelts, and other open space; and landscapes with locally unique features and areas identified by the state as deserving special protection.
Activaly apply a variaty of funding appartunities to premate measures and actively in the second sec
Actively seek a variety of funding opportunities to promote resource protection in underserved communities.
Other (describe how this meets subarea objective)
Encourage Efficient Development Patterns
Ensuring that any infrastructure associated with development, other than infill development, supports new development that does the following:
(1) Uses land efficiently.

Attachment 1: State and Other Planning Priorities Certification (Page 2 of 3)

(2) Is built adjacent to existing developed areas to the extent consistent with environmental protection.
(3) Is located in an area appropriately planned for growth.
(4) Is served by adequate transportation and other essential utilities and services.
(5) Minimizes engeing easts to townsupre
(5) Minimizes ongoing costs to taxpayers.
Other (describe how this meets subarea objective)
Other Planning Priorities

	nd Housing Choices
Incentives and o	other mechanisms beyond State Density Bonus Law to encourage housing with affordability
terms.	
	The City is currently developing a short-term rental Ordinance that incentivizes affordable housing.
Efforts beyond neighborhoods	state law to promote accessory dwelling units or other strategies to intensify single-family with more housing choices and affordability.
	The City has adopted an ADU ordinance and is preparing additional amendments in response to the passage of recent legislation.
Upzoning or oth	er zoning modifications to promote a variety of housing choices and densities.
Utilizing surplus	lands to promote affordable housing choices.
Efforts to addre Section 65302.1	ss infrastructure deficiencies in disadvantaged communities pursuant to Government Code 0.
Other (describe l	how this meets subarea objective)

Conservation	of Existing Affordable Housing Stock				
Policies, progra	ims or ordinances to conserve stock such as an at-risk preservation ordinance, mobilehome park condominium conversion ordinance and acquisition and rehabilitation of market rate housing				
	Condominium conversion policy (Housing Element Program 3.5.3.a). Prohibition on conversion of rental units to commercial use (CMC 17.14.050.A). All new 2nd story floor area must be residential.				
Policies, progra strategies, first eviction policies	ms and ordinances to protect and support tenants such as rent stabilization, anti-displacement right of refusal policies, resources to assist tenant organization and education and "just cause" s.				
Other (describe how this meets subarea objective)					
Climate Adapta					
Building standa and hazard miti	rds, zoning and site planning requirements that address flood and fire safety, climate adaptation gation.				
Long-term planr mitigation.	ning that addresses wildfire, land use for disadvantaged communities, and flood and local hazard				
10/8/19	Formation of a Climate Change and Resilience Plan Working Group (Resolution 2019-075)				
Community eng meetings, works disabilities, hom	agement that provides information and consultation through a variety of methods such as shops, and surveys and that focuses on vulnerable populations (e.g., seniors, people with eless, etc.).				
Other (describe	how this meets subarea objective)				

State and Other Planning Priorities Certification

I certify under penalty of perjury that all of the information contained in this PGP State Planning and Other Planning Priorities certification form (pages 9, 10, and 11 of this application) is true and correct.

Certifying Officials Name:	Chip Rerig					
Certifying Official's Title:						
Certifying Official's Signatu	·e:					
Certification Date:	11/4/19					

CA-HCD SB 2 PGP

Attachment 2: Application Nexus to Accelerating Housing Production

Fill out Attachment 2 <u>only if the applicant answered "No" to item 3 in Section C or is utilizing Policy</u> <u>Priority Areas AND other activities not designated as such</u>. Applicants answering "Yes" to question 3 in Section C and utilizing <u>ONLY Priority Policy Areas</u> are automatically deemed to demonstrate a nexus to accelerating housing production, and do not need to complete this form.

Pursuant to section VIII, subsection (4) of the NOFA, applicants shall demonstrate how the application includes a nexus to accelerating housing production. Please complete the following chart by providing information about the current conditions and expected outcomes with respect to the planned activity and housing production. Please attach documentation as necessary and see the NOFA for additional details. **Quantify how the activity accelerates production below and use Appendix B to explain the activity and its nexus to accelerating housing production if necessary**.

Type (Select at least one)	*Baseline	**Projected	***Difference	Notes
Timing (e.g., reduced number of processing days)				
Development cost (e.g., land, fees, financing, construction costs per unit)				
Approval certainty and reduction in discretionary review (e.g., prior versus proposed standard and level of discretion)				
Entitlement streamlining (e.g., number of approvals)				
Feasibility of development				
Infrastructure capacity (e.g., number of units)				
Impact on housing supply and affordability (e.g., number of units)				
Baseline - Current conditions in the				

* Baseline – Current conditions in the jurisdiction

(e.g. 6-month development application review, or existing number of units in a planning area)

**Projected – Expected conditions in the jurisdiction because of the planning grant actions (e.g. 2-month development application review)

***Difference – Potential change resulting from the planning grant actions (e.g., 4-month acceleration in permitting, creating a more expedient development process)

Attachment 3: Sample Resolution

RESOLUTION NO. 2019-XX A RESOLUTION OF THE [CITY COUNCIL/COUNTY BOARD OF SUPERVISORS] OF ____[CITY, COUNTY NAME]____ AUTHORIZING APPLICATION FOR, AND RECEIPT OF, SB 2 PLANNING GRANTS PROGRAM FUNDS

WHEREAS, the State of California, Department of Housing and Community Development (Department) has issued a Notice of Funding Availability (NOFA) dated March 28, 2019, for its Planning Grants Program (PGP); and

WHEREAS, the [City Council/County Board of Supervisors] of ______ (City/County) desires to submit a project application for the PGP program to accelerate the production of housing and will submit a 2019 PGP grant application as described in the Planning Grants Program NOFA and SB 2 Planning Grants Program Guidelines released by the Department for the PGP Program; and

WHEREAS, the Department is authorized to provide up to \$123 million under the SB 2 Planning Grants Program from the Building Homes and Jobs Trust Fund for assistance to Counties (as described in Health and Safety Code section 50470 et seq. (Chapter 364, Statutes of 2017 (<u>SB 2</u>)) related to the PGP Program.

NOW, THEREFORE, THE [CITY COUNCIL/COUNTY BOARD OF SUPERVISORS] OF ______ RESOLVES AS FOLLOWS:

SECTION 1. The [City Council/County Board of Supervisors] is hereby authorized and directed to apply for and submit to the Department the 2019 Planning Grants Program application released March 28, 2019 in the amount of \$

SECTION 2. In connection with the PGP grant, if the application is approved by the Department, the [insert designee title, e.g. City Manager, Executive Office, etc] is authorized to enter into, execute, and deliver a State of California Agreement (Standard Agreement) for the amount of \$______, and any and all other documents required or deemed necessary or appropriate to evidence and secure the PGP grant, the [City/County's] obligations related thereto, and all amendments thereto (collectively, the "PGP Grant Documents").

SECTION 3. The [City/County] shall be subject to the terms and conditions as specified in the Standard Agreement, the SB 2 Planning Grants Program Guidelines, and any applicable PGP guidelines published by the Department. Funds are to be used for allowable expenditures as specifically identified in the Standard Agreement. The application in full is incorporated as part of the Standard Agreement. Any and all activities funded, information provided, and timelines represented in the application will be enforceable through the executed Standard Agreement. The [City Council/County Board of Supervisors] hereby agrees to use the funds for eligible uses in the manner presented in the application as approved by the Department and in accordance with the Planning Grants NOFA, the Planning Grants Program Guidelines, and 2019 Planning Grants Program Application.

SECTION 4. The [insert the title of City Council/County Board of Supervisors Executive or designee] is authorized to execute the [City/County] of ______ Planning Grants Program application, the PGP Grant Documents, and any amendments thereto, on behalf of the [City/County] as required by the Department for receipt of the PGP Grant.

ADOPTED ______, 2019, by the [City/County] Board of Supervisors of the County of ______

by the following vote:

te:

AYES: NOES: ABSENT: ABSTAIN:

County Executive

ATTEST: APPROVED AS TO FORM:

County Clerk County Attorney

Appendix A

Use this area for additional information if necessary.

Appendix B

Use this page to explain the nexus to accelerating housing production or for project description.