



ALAMEDA COUNTY COMMUNITY DEVELOPMENT AGENCY

P L A N N I N G D E P A R T M E N T

Sandra Rivera
Agency Director

Agenda Item # 6 November 9, 2023

Albert Lopez
Planning Director

October 26, 2023

224 West Winton Ave
Room 111

Honorable Board of Supervisors
County of Alameda
1221 Oak Street, Suite 536
Oakland, California 94612

Hayward, California
94544-1215

Dear Board Members:

phone
510.670.5400

fax
510.785-8793

SUBJECT: FIRST READING OF PROPOSED ORDINANCE RE-ADOPTING THE “RESIDENTIAL DESIGN STANDARDS AND GUIDELINES FOR THE UNINCORPORATED COMMUNITIES OF WEST ALAMEDA COUNTY”, AS AMENDED TO ADD CHAPTER 8, RESIDENTIAL AND MIXED-USE RESIDENTIAL OBJECTIVE STANDARDS

www.acgov.org/cda

RECOMMENDATION:

Approve the First Reading of an Ordinance amending and re-adopting the “Residential Design Standards and Guidelines for the Unincorporated Communities of West Alameda County”, as amended to add Chapter 8, Residential and Mixed-Use Residential Objective Standards.

BACKGROUND:

Like all jurisdictions in California, the County of Alameda has a series of ordinances and regulations affecting residential development that has developed and evolved over many decades, reflecting local concerns and desires for aesthetically pleasing development that protects land values, and sensitive environmental conditions. This approach has resulted in multiple layers of ordinances, design guidelines, development standards and local area specific plans that promote well-sited and well-designed projects. This regulatory framework contains a combination of development standards and guidelines that can vary from one geographic unincorporated area to the next, increasing confusion for both developers preparing applications and staff reviewing applications. This can result in unnecessary delays in the approval process.

Minimizing constraints to new housing development and ensuring certainty to the discretionary process is one of the key tenets of the California State Housing Accountability Act (HAA) and SB 35 of 2017 and 2018, respectively. Both require a streamlined review of residential development applications consistent with “Objective Standards,” defined in State law.

To comply with HAA and SB 35 streamlining requirements, in 2019, Alameda County applied for and in 2020 obtained grant funding from the State Department of Housing and Community Development through Senate Bill 2 (SB 2), to hire a land use planning consulting firm to help County staff draft Objective Standards to support a streamlined review of residential development applications. The hired consultant, M-Group, has prepared the attached Objective Standards based on updates to current Specific Plan, Zoning Ordinance, and Residential Design Standards and Guidelines documents.

In addition, the consultant is developing Objective Standards Checklists with explanations of the development application process with links to application materials and guidance documents. These will be posted on the County's website to inform developers and members of the public about the County's housing regulations, and to make the residential development process more transparent.

The Objective Standards will affect all residential development of more than one dwelling unit in all unincorporated County areas, to improve efficiencies in residential development review and to meet State law requirements.

DISCUSSION:

PRIOR ADOPTION OF THE RESIDENTIAL DESIGN STANDARDS AND GUIDELINES:

Previously, on October 07, 2014, this Board adopted by Ordinance No. 2014-39, amendments to sections 17.08.015, 17.10.015, 17.12.015, 17.13.015, 17.14.015, 17.16.015, and 17.18.015 of the Alameda County Zoning Ordinance, to incorporate by reference the "Residential Design Standards and Guidelines for the Unincorporated Communities of West Alameda County" as amended, Chapters 1 to 7 (the "Design Standards"). This action would add Chapter 8 "Residential and Mixed-Use Residential Objective Standards" to those Design Standards.

CEQA EXEMPTION:

This project is Statutorily Exempt, per the California Environmental Quality Act (CEQA) Guidelines Sections 15060(c)(2) and 15061(b)(3), because the project is not subject to environmental review pursuant to CEQA Guidelines section 15060, subdivision (c)(2) since it will not result in a direct or reasonably foreseeable indirect physical change in the environment, and pursuant to CEQA Guidelines section 15061, subdivision (b)(3) because there is no possibility the activity in question may have a significant effect on the environment. All projects for which the Objective Design Standards would apply will undergo separate CEQA review and approval.

PROJECT PUBLIC ENGAGEMENT:

The County worked with a working group made up of two members from each Municipal Advisory Committee and one member from the Citizens' Advisory Council to provide a foundation for the Objective Standards. The consultant then drafted modifications to existing guidelines and other policy and design documents to create objective development standards.

The Objective Standards were presented to the three Municipal Advisory Councils and to the Sunol Citizens Advisory Council per the schedule below:

Castro Valley MAC	February 15, 2023
Fairview MAC meeting	March 7, 2023
Eden Area MAC meeting	March 14, & April 14, 2023
Sunol CAC meeting	March 15, 2023
Planning Commission	July 17, August 7, & September 18, 2023

The intent of the schedule was for the MACs and Sunol CAC to provide comments on the Objective Standards, the County staff and consultant to update the language based on the totality of those comments, and for the Planning Commission to then vote on the formal recommendation to the Board of Supervisors on adoption of the Objective Standards.

At their September 18, 2023 hearing, the Planning Commission, on a 6 to 0 vote, recommended that the Board of Supervisors adopt the Objective Standards.

The Board of Supervisors' Transportation and Planning Subcommittee recommended that the Objective Standards be forwarded to the full Board of Supervisors for a vote on adoption.

OBJECTIVE STANDARDS DOCUMENTS:

The scope of the Objective Standards is to modify the "guidelines" portion of the existing "[Residential Design Standards and Guidelines for the Unincorporated Communities of West Alameda County](#)", which are Chapter 3 "[Design Guidelines for Residential Projects](#)", and Chapter 5 "[Design Guidelines for Residential Mixed-Use Projects](#)" and create quantifiable objective standards that can be relied upon by staff, applicants, and the community, and for applications for development of residential and mixed-use residential projects of more than one dwelling unit. The intent is to use the Objective Standards for both ministerial review of affordable housing that takes advantage of ministerial review provisions, as well as discretionary review for market-rate housing that requires more public review and hearings.

FINANCING:

The contract for the work with the M-Group land use consultant is \$310,000 and expires on December 31, 2023. The project was implemented to comply with HAA and SB 35 streamlining requirements. The County has obtained a grant from the California Department of Housing and Community Development, per Senate Bill 2 (SB 2 Grant), to implement the Objective Standards, and is being reimbursed for the cost of the Consultant work.

VISION 2026 GOAL:

Approval of the Objective Standards meets the 10X goal pathway of Health Care for All and Employment for All in support of our shared visions of Healthy Environment, Prosperous and Vibrant Economy, and Safe and Livable Communities.

Very truly yours,

DocuSigned by:

4C216765DCDF437...
Sandra Rivera, Director
Community Development Agency

cc: Susan S. Muranishi, County Administrator
Donna R. Ziegler, County Counsel

Attachments:

- Board of Supervisors Ordinance No. O-2023-XX
- Objective Standards for Townhome Development – dated November 09, 2023
- Objective Standards for Multi-Family and Mixed-Use Development – dated November 09, 2023
- Planning Commission Resolution

ORDINANCE NO. O-2023-_____

AN ORDINANCE ADOPTING THE “RESIDENTIAL DESIGN STANDARDS AND GUIDELINES FOR THE UNINCORPORATED COMMUNITIES OF WEST ALAMEDA COUNTY”, AS AMENDED TO ADD CHAPTER 8, RESIDENTIAL AND MIXED-USE RESIDENTIAL OBJECTIVE STANDARDS

WHEREAS, the County of Alameda, to comply with the requirements of California State Housing Accountability Act (HAA, codified at Government Code section 65598.5) and Senate Bill 35 (SB 35, codified at Government Code section 65913.4), has drafted Objective Standards for residential development greater than one dwelling unit and mixed-use residential development greater than one unit; and

WHEREAS, like all local jurisdictions in California, the County of Alameda has developed a series of ordinances and regulations affecting residential development over many decades, reflecting local concerns and desires for aesthetically pleasing development that protects land values, and sensitive environmental conditions; and

WHEREAS, this approach has resulted in multiple layers of ordinances, design guidelines, development standards and local area specific plans that promote well-sited and well-designed projects. This regulatory framework contains a combination of development standards and guidelines that can vary from one geographic area to the next, increasing confusion for both developers preparing applications and staff reviewing applications. This can result in unnecessary delays in the approval process; and

WHEREAS, minimizing constraints to new housing development and ensuring certainty to the discretionary process is one of the key tenets of the California State Housing Accountability Act and SB 35, respectively. Both require a streamlined review of residential development applications consistent with “Objective Standards,” defined in State law; and

WHEREAS, sections 17.08.015, 17.10.015, 17.12.015, 17.13.015, 17.14.015, 17.16.015, and 17.18.015 of the Zoning Ordinance were amended by Ordinance No. 2014-39 by this Board on October 7, 2014 to incorporate by reference the “Residential Design Standards and Guidelines for the Unincorporated Communities of West Alameda County” as amended, Chapters 1 to 7 (the “Design Standards”);

WHEREAS, to comply with HAA and SB 35 streamlining requirements, in 2019, the County of Alameda has prepared Objective Standards to modify Chapters 3 and 5 and create new quantifiable objective standards (Chapter 8) in the Design Standards; and

WHEREAS, the Objective Standards will affect all residential and mixed-use residential development of more than one dwelling unit in all unincorporated County areas, to improve efficiencies in residential development review and to meet State law; and

WHEREAS, the Planning Commission, at its September 18, 2023 public meeting, voted 6 to 0 to recommend that the Board of Supervisors adopt the Objective Standards; and

WHEREAS, the Objective Standards are Statutorily Exempt from CEQA under Guidelines Sections 15060(c)(2) and 15061(b)(3): the project is not subject to review because it will not result in a direct or reasonably foreseeable indirect physical change in the environment and there is no possibility the activity in question may have a significant effect on the environment. All projects for which the Objective Design Standards would apply will undergo separate CEQA review and approval;

NOW THEREFORE, the Board of Supervisors of the County of Alameda ordains as follows:

SECTION I

The “Residential Design Standards and Guidelines for the Unincorporated Communities of West Alameda County” are amended to add the following language to the Table of Contents, beginning on page 4 of the Table of Contents:

- “8. Residential and Mixed-Use Residential Objective Standards
 - Chapter 8.1 Objective Standards for Townhome Development
 - Chapter 8.2 Objective Standards for Multi-Family and Mixed-Use Development”

SECTION II

Chapter 2.4 Townhome Standards of the “Residential Design Standards and Guidelines for the Unincorporated Communities of West Alameda County” is amended to include the following statement on page 2-39:

“Additional development standards for townhome development are provided in Chapter 8.1 Objective Standards for Townhome Development.”

SECTION III

Chapter 2.5 Multi-Family Residential Standards of the “Residential Design Standards and Guidelines for the Unincorporated Communities of West Alameda County” is amended to include the following statement on page 2-55:

“Additional development standards for multi-family development are provided in Chapter 8.2 Objective Standards for Multi-Family and Mixed-Use Development.”

SECTION IV

Chapter 4.2 Residential Mixed-Use Standards of the “Residential Design Standards and Guidelines for the Unincorporated Communities of West Alameda County” is amended to include the following statement on page 4-5:

“Additional development standards for residential mixed-use development are provided in Chapter 8.2 Objective Standards for Multi-Family and Mixed-Use Development.”

SECTION V

The “Residential Design Standards and Guidelines for the Unincorporated Communities of West Alameda County” are amended to add Chapter 8 Residential and Mixed-Use Residential Objective Standards, including Chapter 8.1 Objective Standards for Townhome Development and Chapter 8.2 Objective Standards for Multi-Family and Mixed-Use Development”, as provided in Exhibit A which is incorporated by this reference.

SECTION VI

The “Residential Design Standards and Guidelines for the Unincorporated Communities of West Alameda County”, as amended in this Ordinance, are hereby re-adopted as amended.

SECTION VII

This Ordinance shall take effect and be in force thirty (30) days from and after the date of passage and before the expiration of 15 days after its adoption by the Board of Supervisors, this ordinance shall be published once with the names of the members voting for and against the same in a newspaper of general circulation published in the County of Alameda.

Adopted by the Board of Supervisors of the County of Alameda, State of California, on the _____ day of _____, 2023, by the following called vote:

AYES:

NOES:

EXCUSED:

ABSTAINED:

PRESIDENT, BOARD OF SUPERVISORS

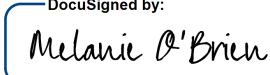
ATTEST:

Anika Campbell-Belton, Clerk
Board of Supervisors

By: _____
Deputy

APPROVED AS TO FORM:

DONNA R. ZIEGLER, COUNTY COUNSEL

By:  _____
2194A1F8C5644AD
Melanie S. O'Brien
Deputy County Counsel

**RESIDENTIAL DESIGN STANDARDS AND GUIDELINES FOR THE
UNINCORPORATED COMMUNITIES OF WEST ALAMEDA COUNTY
CHAPTER 8.1
OBJECTIVE STANDARDS FOR TOWNHOME DEVELOPMENT**

**Adopted by the Alameda County Board of Supervisors per Ordinance O-2023-XX
on November 09, 2023**

These Objective Standards for Residential and Mixed-Use Residential Development are applicable to (1) new construction, reconstruction, additions, and remodels of residential dwelling units and mixed-use residential developments of more than one dwelling unit, (2) affordable housing dwelling units, and (3) mixed-use residential affordable housing developments of any number of units.

A townhome is a housing type comprised of two or three story attached units, with an individual entry on the ground floor and a private open space, such as a patio or balcony, for individual residential units. They often make use of private streets with an internal street and pedestrian pathway system. Attached garages are a component of this housing type, but parking may also be provided in the form of detached garages or parking courts.

When a project proposes a residential development type, including but not limited to small-lot single-family, and detached single-family, that is typically built to a lesser density than the project parcel's General Plan designation, the project must conform to the applicable standards for the proposed housing type.

DEFINITIONS

Daylight-Facing. A façade or architectural element that faces the exterior of the building, as opposed to a wall that separates individual residential units within a townhome building.

Individual Residential Unit. The individual residential units together comprise a townhome building. Each unit will typically have one or more entries and windows on daylight-facing facades of the townhome building. The entries will include discrete elements, such as porches, stoops, entry lighting, balconies, patios, and garage doors.

Parcel Frontage. The parcel frontage is that side of the townhome parcel that faces a public street or a primary vehicular access road when the townhome parcel does not face a public street.

Townhome Building. A townhome building is comprised of individual attached residential units that share dividing walls. Entries to individual residential units are located on a daylight-facing façade of the townhome building. In projects for which a vehicle garage is

incorporated into the townhome building, garage doors will be located on a daylight-facing façade. Due to the unique site constraints and parcel configuration of any specific project, the townhome building façade that contains a majority of residential entries may not typically face the parcel frontage.

Townhome Parcel. A townhome parcel is the lot used to develop a townhome project. The project is comprised of one or more townhome buildings and in some cases, accessory buildings. The project will implement a network of pedestrian pathways that connect to on-site features and parking areas, and to the adjacent public sidewalk.

A. SITE STANDARDS

1. Access

These Standards prioritize the pedestrian network in concert with existing Residential Design Standards and Guidelines (RDSG) Standards.

- 1.1. All residential entries, community open space areas, and parking areas shall be connected with an internal pedestrian pathway network. The internal pedestrian pathway network shall also connect every residential unit to the public sidewalk along the parcel frontage.

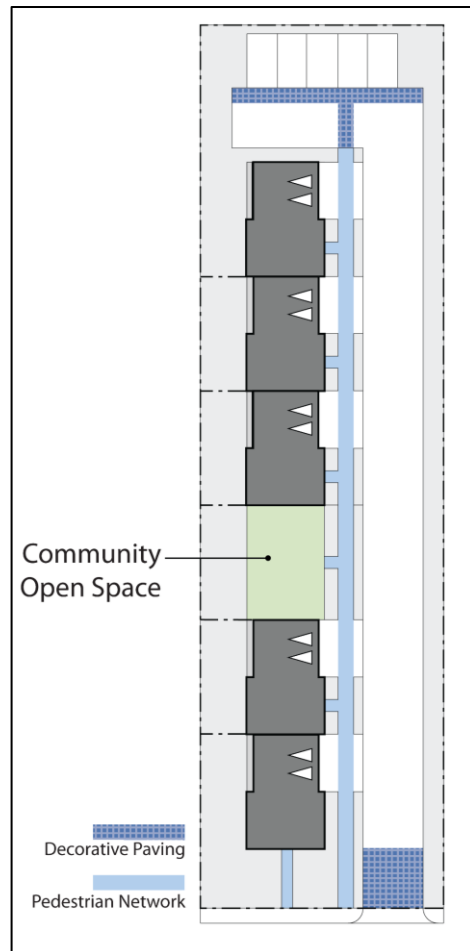


Figure A.1.1a

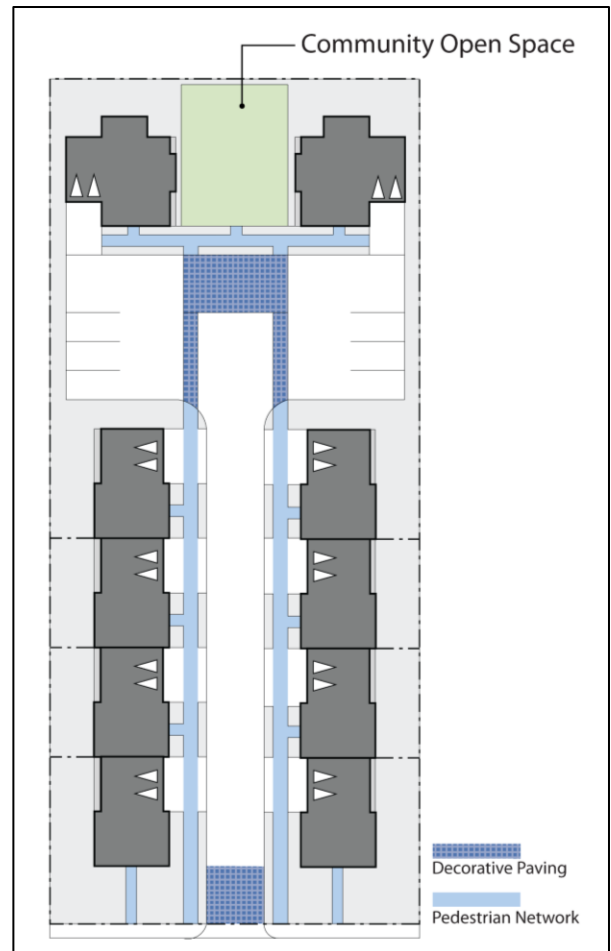


Figure A.1.1b

- 1.2. Provide permanently anchored bicycle racks as part of the internal pedestrian pathway network for short-term use. Bicycle racks shall be provided at a rate of 5 percent of visitor motorized vehicle parking spaces, with a minimum of one, two-bike capacity rack.
- 1.3. The 10 percent minimum required decorative driveway paving (RDSG Table 2.4-1: Townhome Standards) shall demarcate the pedestrian pathway network where it crosses vehicle parking areas.
- 1.4. For townhome projects with perimeter fencing and containing 5 or more units, the pedestrian pathway connecting to the street shall utilize a dedicated gate that is not the vehicle entry gate.
- 1.5. Internal streets and driveways serving five or more units shall be designed to be at a minimum 20 feet wide.

2. Landscaping and Screening

- 2.1. Site landscaping shall be in the form of trees, hedgerows, flowerbeds, mulch, decorative gravel or stone, or ground cover vegetation. No more than 20 percent of the required site landscaping (RDSG Figure 2.4-1) shall be non-vegetation material or hardscape material, which includes mulch, decorative gravel, and stone. Landscaping shall incorporate best management practices for stormwater management, per Alameda County requirements under the Clean Water Act permit (current Municipal Regional Stormwater Permit) and per the Alameda County Engineering Design Guidelines.
- 2.2. Fences, walls, or hedges that delineate private open spaces for individual residential units shall be a minimum of 3 feet in height.

3. Open Space

- 3.1. Common usable open space(s) shall be located so that they are accessible by all buildings in the parcel and connected to the internal pedestrian pathway network.

4. Parking Location and Design

- 4.1. Open-air parking lots are prohibited in the front setback area between the public right-of-way and the on-site buildings.
- 4.2. Open-air parking lots must be located to the side or rear of buildings.

- 4.3. Locate individual residential unit garage entrances and driveways to a side of the front building façade. The maximum garage door width shall be a maximum 16 feet width that accommodates 2 vehicle parking spaces per residential unit. The maximum driveway apron width shall be a maximum of 20 feet.

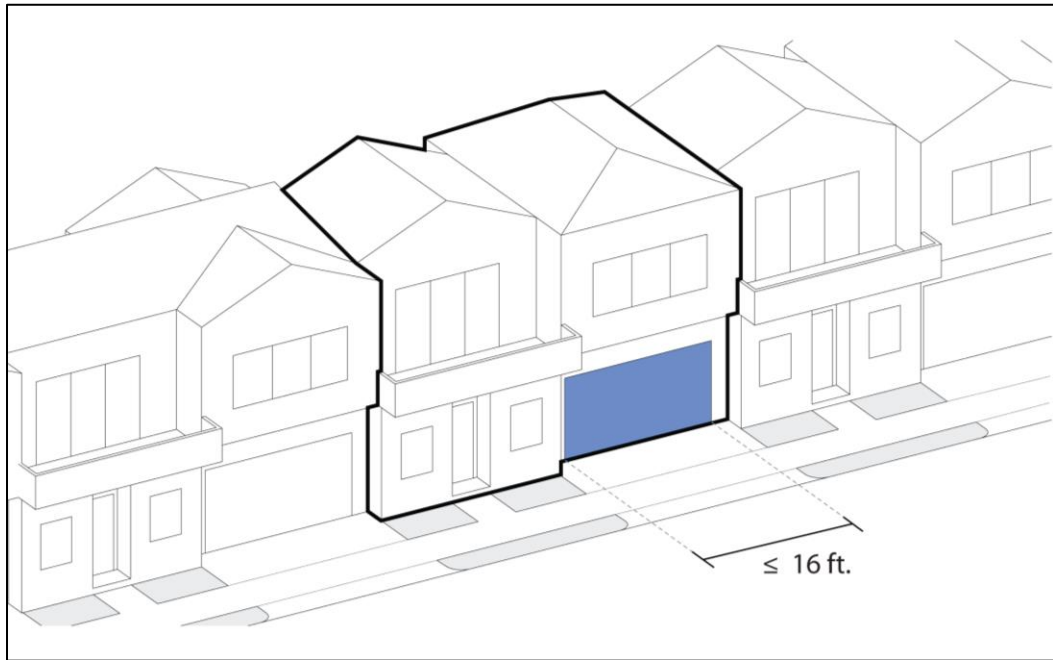


Figure A.4.3

5. Utilities

- 5.1. Utility equipment, including electrical panels and air conditioning equipment, shall not be located on any building façade that faces a public frontage.

B. BUILDING DESIGN

1. Massing and Scale

- 1.1. Ground-floor façade planes must offset between attached units a minimum of 2 feet.

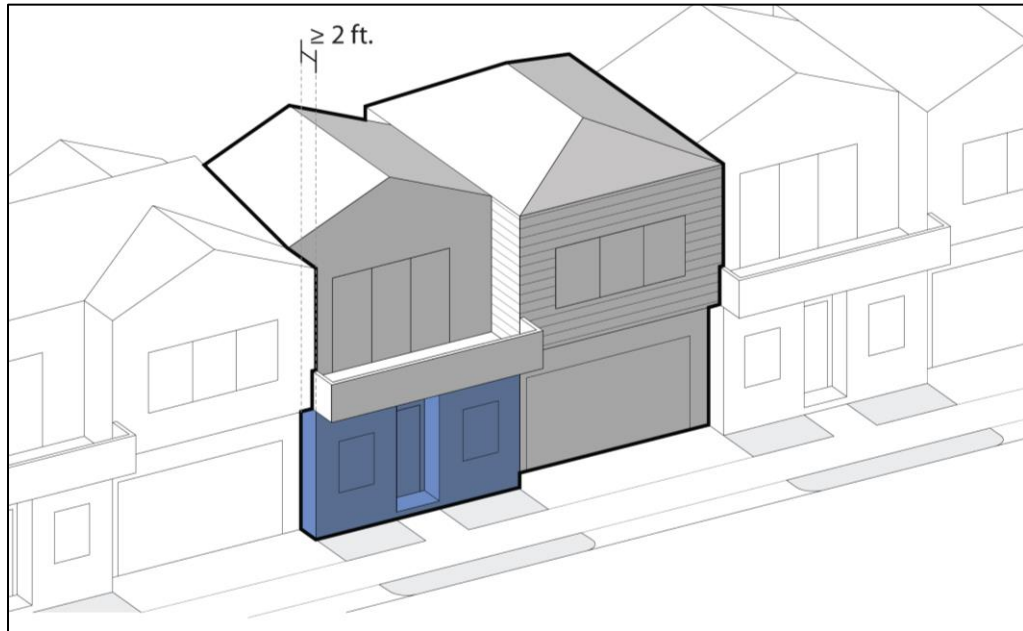


Figure B.1.1

- 1.2. A ground-floor façade on which the residential entry and the garage door(s) are adjacent components, those components shall be offset from each other a minimum of 2-feet.

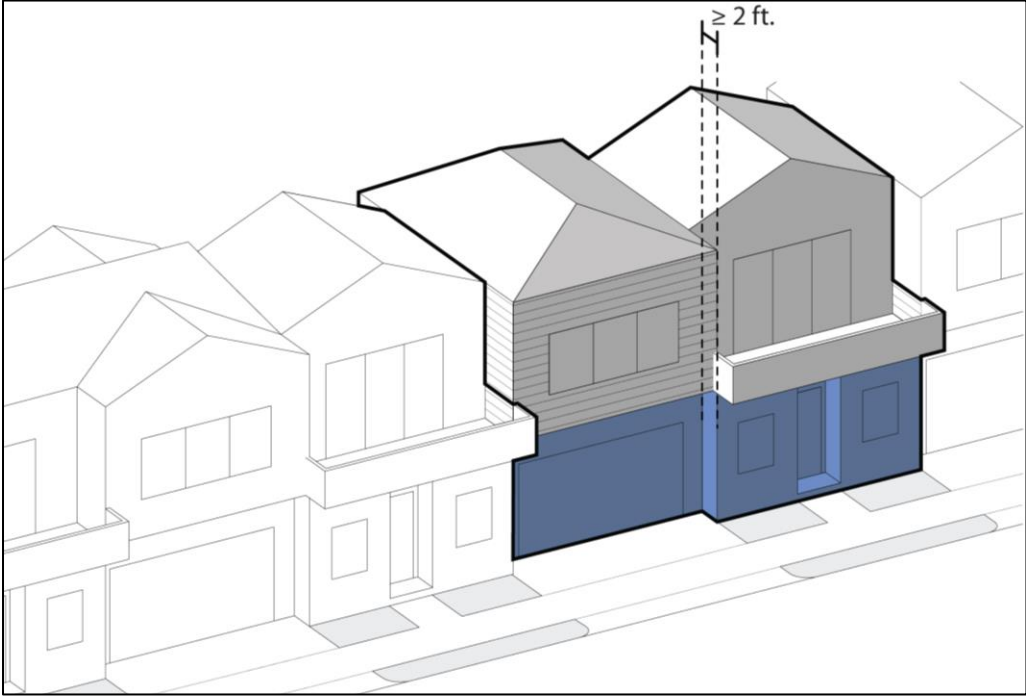


Figure B.1.2

- 1.3. Required upper floor massing reductions shall be implemented on any daylight-facing façade.

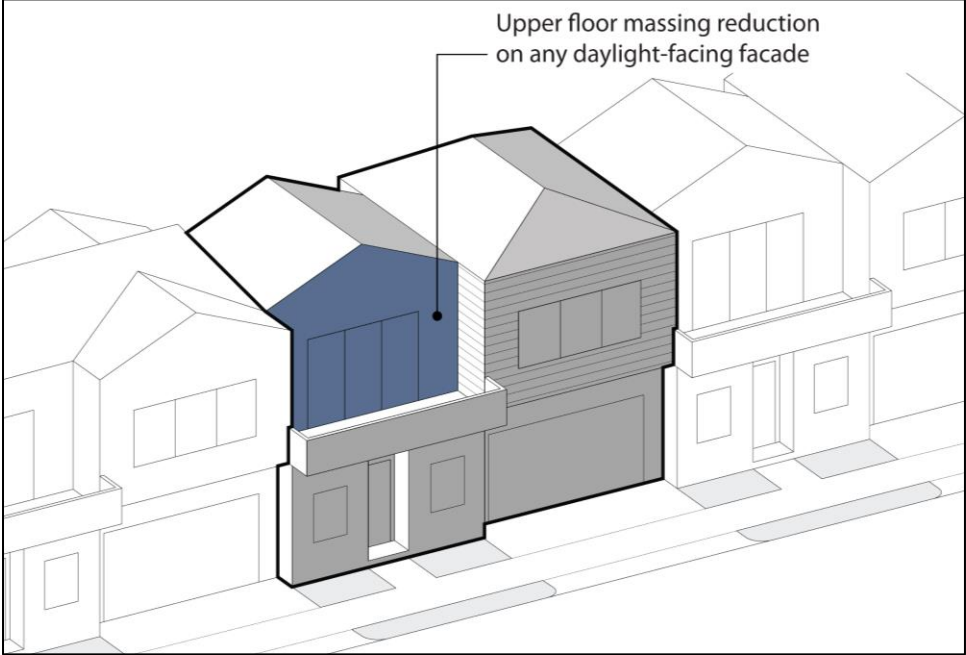


Figure B.1.3

2. Roof Design

- 2.1. A townhouse building greater than 60 feet in length shall introduce a change in roof form every 40-feet. This change shall be implemented by the introduction of a gable, a hipped roof, or dormers. This required change in roof form may also implement required reductions in upper story mass and square footage.

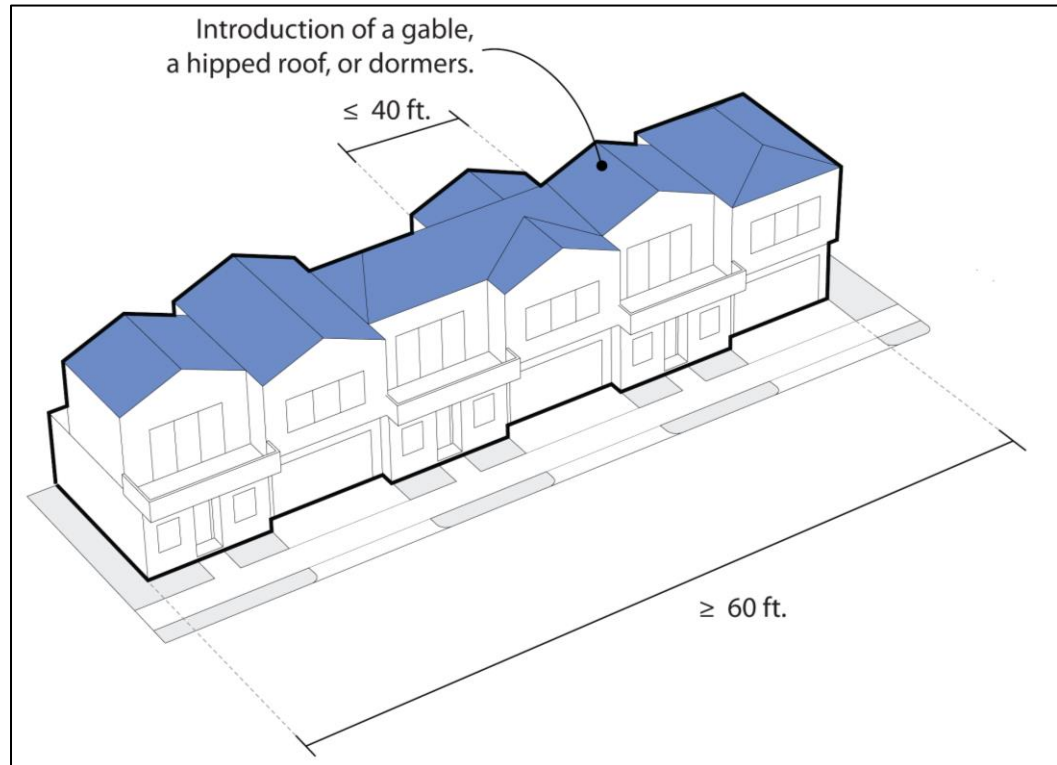


Figure B.2.1

3. Façade Design and Articulation

- 3.1. Building façades facing a public street, private street, driveway, or on-site parking area(s) shall implement a minimum of two materials, each of which shall be a minimum of 30 percent of the total façade.

- 3.2. The façade of a townhome building on a parcel frontage shall include one or more individual residential entries.
- 3.3. Scored plywood and aluminum siding are prohibited materials.
- 3.4. Changes in building materials shall be located at interior corners of the building facades.

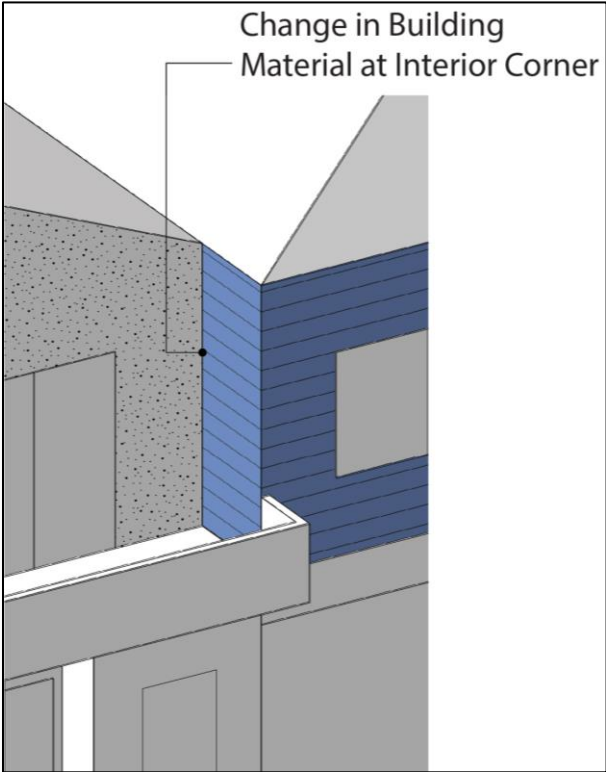


Figure B.3.4

- 3.5. For any new building that is located 10 feet or less from an existing building on an adjacent property, the edge of any window shall be offset from the edge of the existing building's windows by no less than 3 feet.

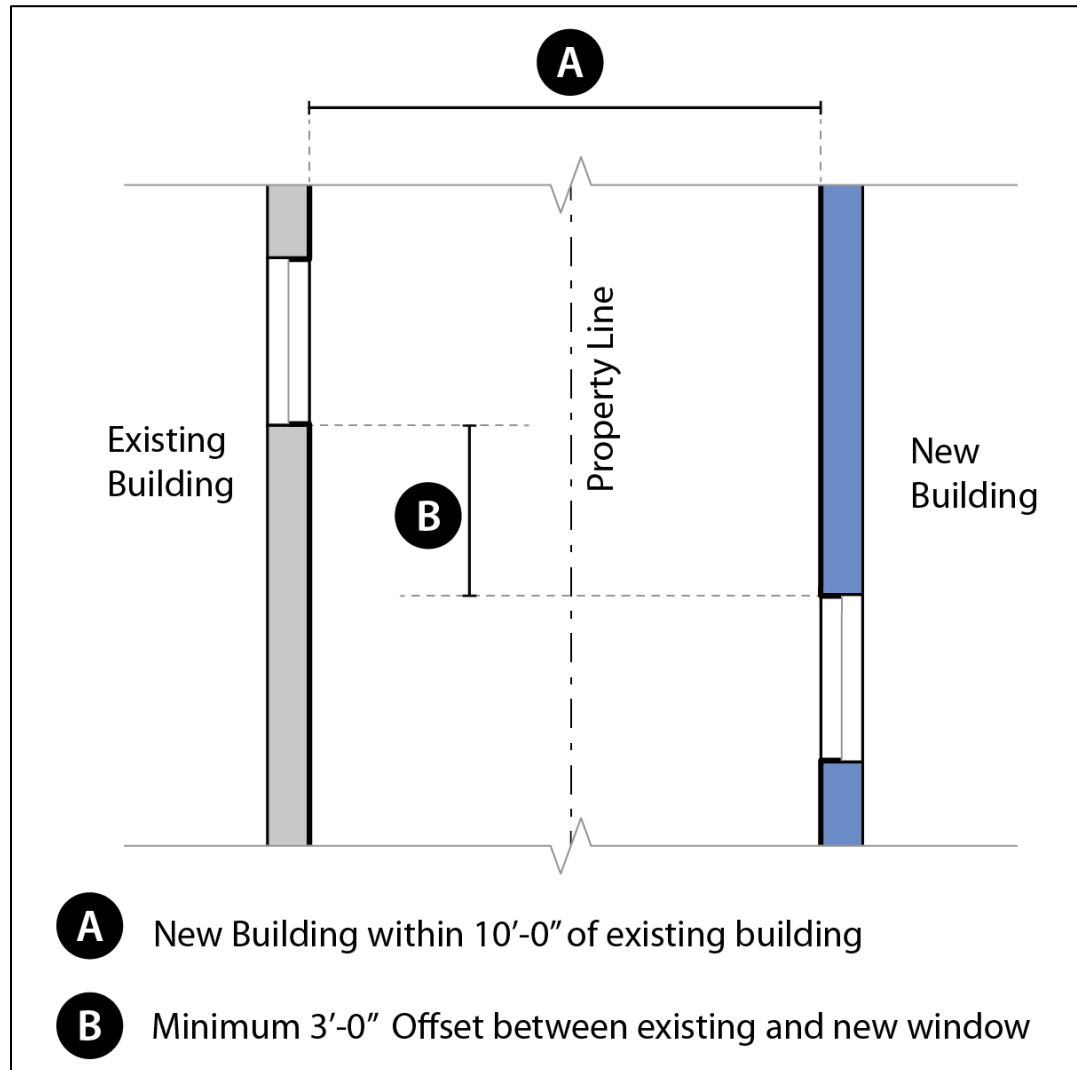


Figure B.3.5

- 3.6. For any new building that is located 20 feet or less from an existing residential building on an adjacent property, any balcony shall be offset so that the edge of the balcony is no closer than 3 feet from the edge of any of the existing building's upper-floor windows.

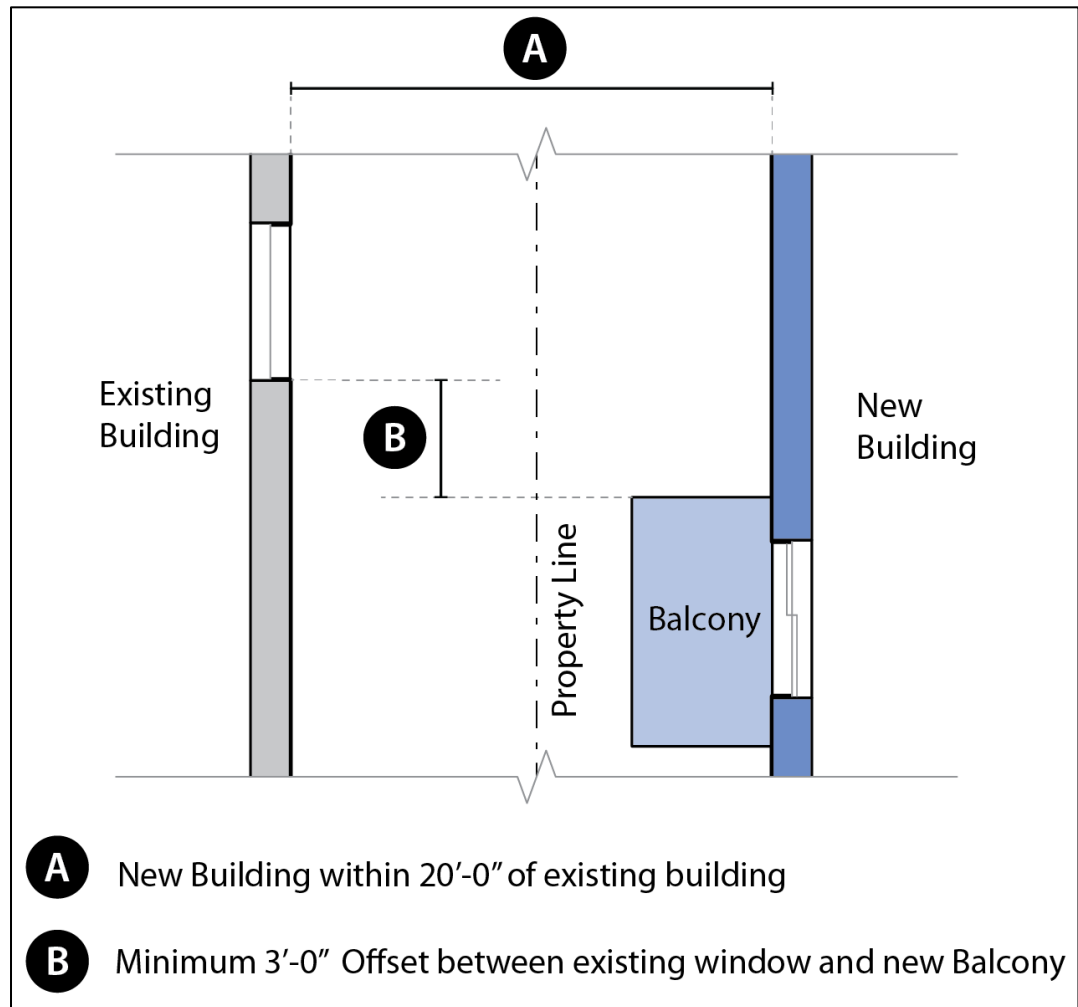


Figure B.3.6

**RESIDENTIAL DESIGN STANDARDS AND GUIDELINES FOR THE
UNINCORPORATED COMMUNITIES OF WEST ALAMEDA COUNTY
CHAPTER 8.2
OBJECTIVE STANDARDS FOR MULTI-FAMILY AND MIXED-USE DEVELOPMENT**

**Adopted by the Alameda County Board of Supervisors per Ordinance O-2023-XX
on November 09, 2023**

These Objective Standards for Residential and Mixed-Use Residential Development are applicable to (1) new construction, reconstruction, additions, and remodels of residential dwelling units and mixed-use residential developments of more than one dwelling unit, (2) affordable housing dwelling units, and (3) mixed-use residential affordable housing developments of any number of units.

A multi-family residential development is a multi-story building that has a shared entry lobby, and common access areas such as hallways or stairways that lead to individual units. Mixed-use residential development is typically a multi-story residential building with commercial uses on the ground floor.

When a project proposes a residential development type, including but not limited to townhome, small-lot single-family, and detached single-family, that is typically built to a lesser density than the project parcel's General Plan designation, the project must conform to the applicable standards for the proposed housing type.

A. SITE STANDARDS

1. Access

- 1.1. For projects with 5 or more units, all structures, entries, facilities, amenities, and parking areas shall be internally connected with paved pedestrian pathways. The pathway network shall also connect from the building entrance to the public sidewalk along the street frontage. In a mixed-use project, residential and commercial spaces shall have access via pedestrian pathways to the public sidewalk.

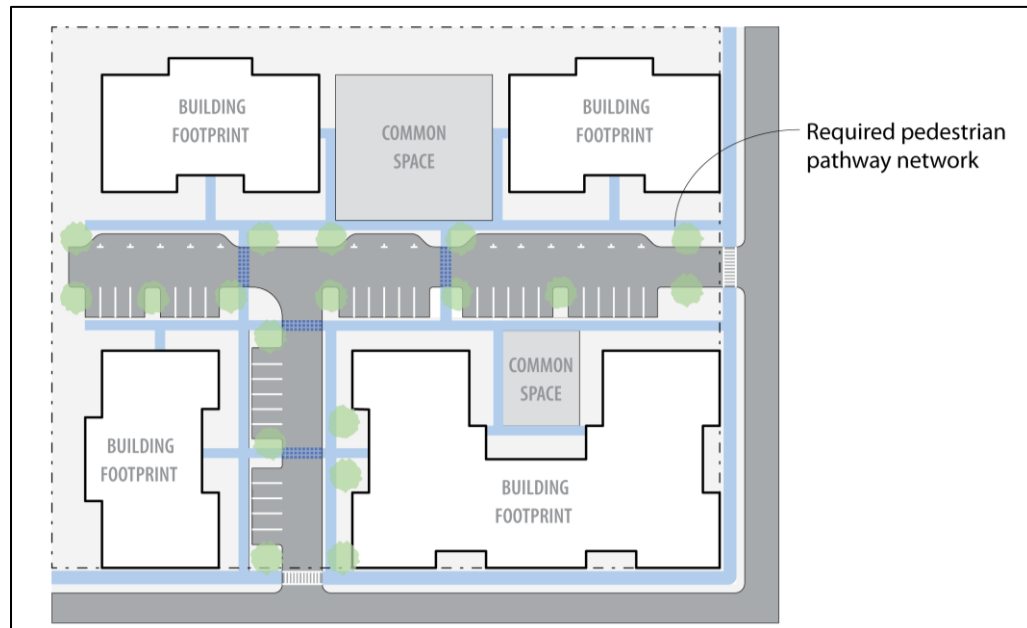


Figure A.1.1

- 1.2. For mixed-use or residential projects with internal streets or surface parking areas, if the pedestrian pathway network internal to the site crosses a private street or a vehicular drive aisle, a crosswalk shall be provided at a minimum of 1 crosswalk for every 180 linear feet of street or drive aisle.

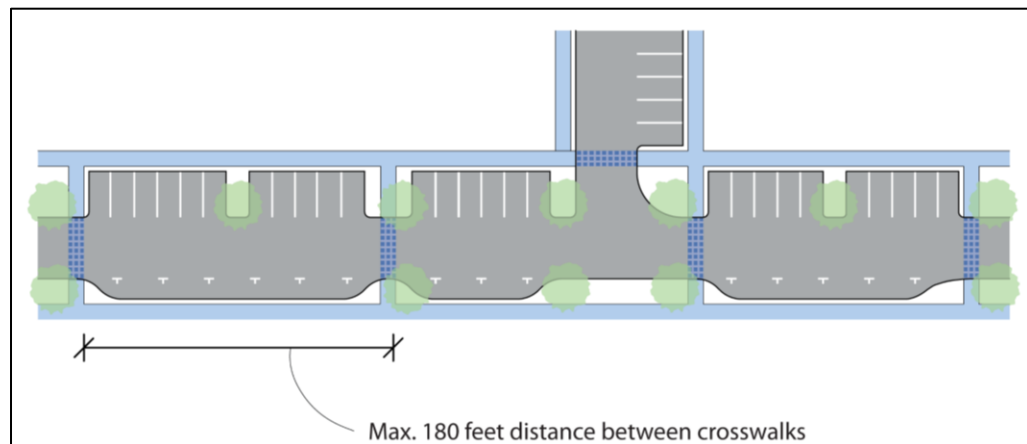


Figure A.1.2

- 1.3. All parking areas shall be internally connected and shall use shared driveways within the development.
- 1.4. Loading docks and service areas shall be integrated into the building and site design.
 - a. Loading docks and service areas, when required, shall be located on facades other than the primary building frontage: along alleys, parking

areas, or at the rear or interior side of the building. Loading docks and service areas are prohibited in the front setback area; for corner parcels, loading docks and service areas are prohibited in the setbacks of both street facing frontages.

- b. Loading and service areas, when required, shall be screened from views from buildings and open spaces with landscaping, fencing, or walls to provide separation from pedestrian access to the building and bicycle paths.
- 1.5. Pedestrian crosswalks in driveways or parking lots shall be demarcated with decorative paving materials or paint colors contrasting with the vehicular access material. Decorative paving material includes brick, patterned colored concrete, stone blocks, and pavers.
 - 1.6. Driveways and garage entries shall be located at the side of a building frontage, or side or rear of the lot frontage.
 - 1.7. Carports shall be located behind or to the side of the building. No parking spaces shall be located within 20 feet of a street-facing property line. Carport roof materials shall be the same as the primary building.

2. Landscaping and Screening

- 2.1. Landscaping shall be in the form of trees, hedgerows, flowerbeds, mulch, decorative gravel or stone, or ground cover vegetation, and shall comply with the State’s Water Efficient Landscape Ordinance (AB 1881), as amended and incorporated into Alameda County’s WELO Ordinance, along with Alameda County’s Stormwater Management Requirements, as outlined in the Municipal Regional Permit (MRP).

At least 50 percent of the front and street side required setback areas shall be landscaped. However, no more than 25 percent of the front and side street required setback areas shall be non-vegetation material or hardscape material, which includes mulch, decorative gravel, and stone.

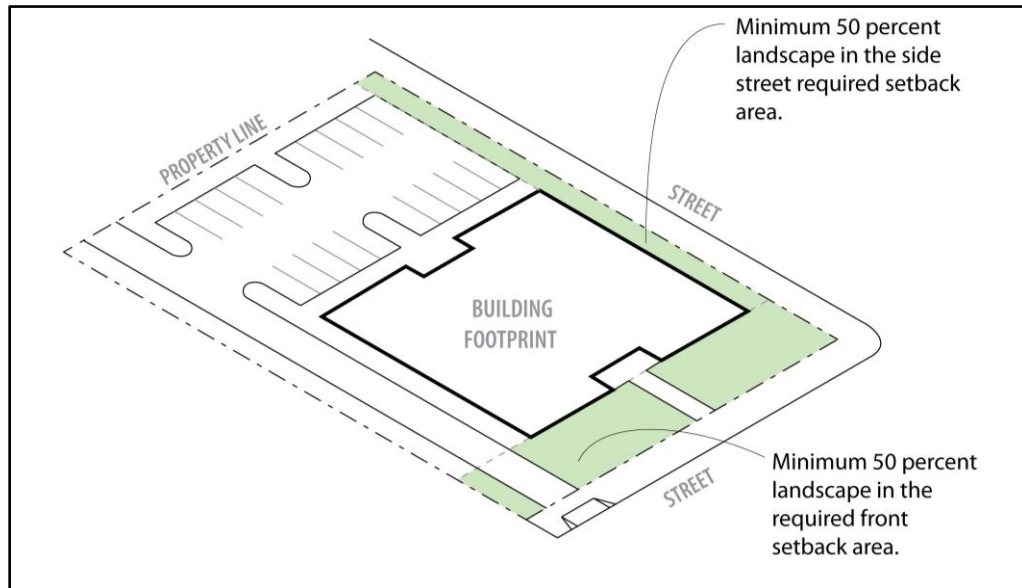


Figure A.2.1

- 2.2. To maintain privacy on adjacent properties, a minimum 5-foot-wide landscape buffer shall be provided between multi-family or mixed-use development and abutting single-family residential properties. The buffer shall include a solid wall or fence with a minimum 6-foot height and canopy trees planted at a rate of 1 tree per 30 feet.

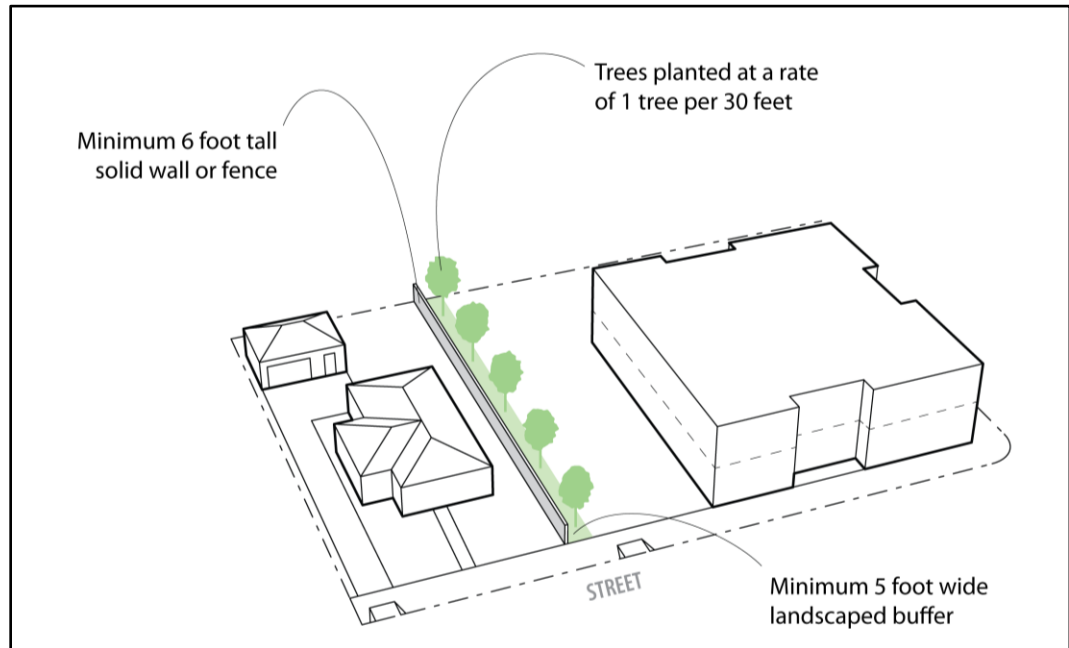


Figure A.2.2

- 2.3. Views into surface parking lots for multi-family or mixed-use development from a right-of-way or adjacent pedestrian paths shall be screened with landscaping, such as a hedgerow or shrubs, or a wall with a minimum 3-foot height.
- 2.4. Trash, storage, and utility areas detached from the building shall be completely screened on all sides by landscaping or an enclosure that complies with the Municipal Regional Permit (MRP) and is constructed of durable materials such as stone, concrete block, steel, or heavy timber. A gate may be provided for access on one side of the enclosure. The placement of any trash enclosure and the internal site vehicular circulation shall be designed to enable direct straight-in, straight-out access to the trash enclosure by a garbage collection vehicle.

2.5. Retaining walls located within 20 feet of a public right-of-way shall conform to the following conditions:

- Retaining walls that are not part of a building shall have a maximum height of 6 feet.
- Retaining walls with a height greater than 4 feet shall not have a horizontal measurement of greater than 20 feet per retaining wall, and 40 cumulative feet for all such walls.
- Retaining walls with a height greater than 4 feet shall use multiple-terraced walls and landscaping along each wall.
- Terraced walls shall be separated by at least 4 feet.

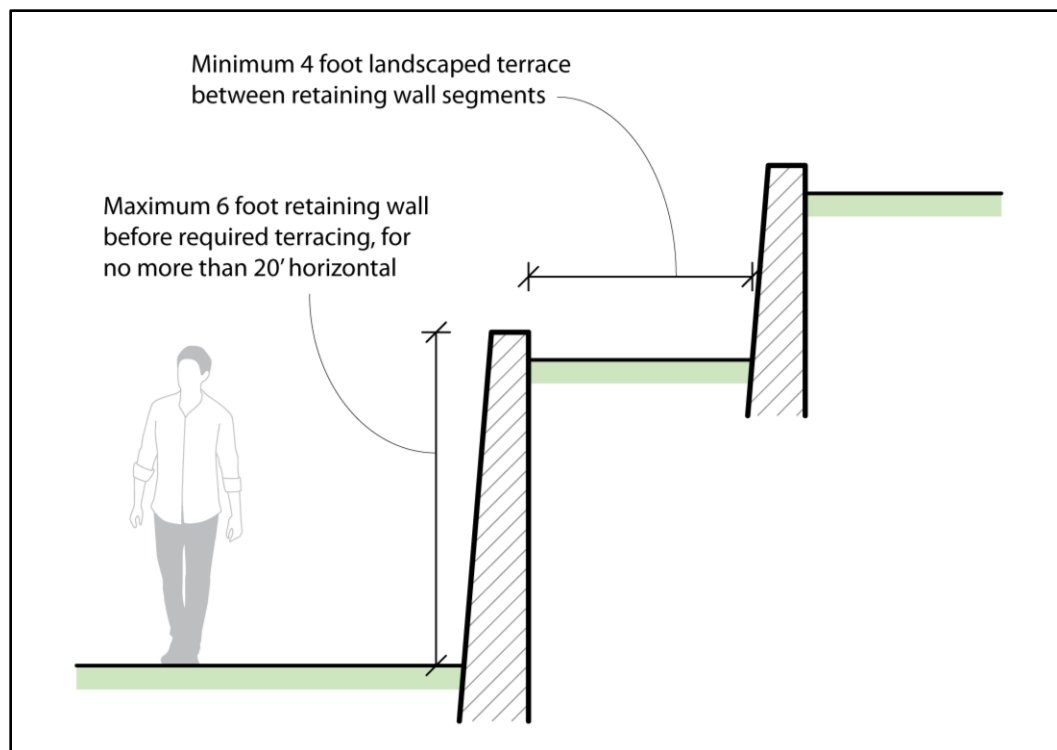


Figure A.2.5

2.6. Razor wire, chain link, or chain link with slats are prohibited fencing materials for street frontages.

3. Open Space

3.1. Stormwater management shall comply with the Alameda County requirements under the Clean Water Act permit (Municipal Regional Stormwater Permit of November 19, 2015, or more recently adopted) and per the Alameda County Engineering Design Guidelines.

- 3.2. For multi-family or mixed-use development, private usable open space, such as balconies, patios, and porches, shall be directly accessed by adjacent individual units. For ground floor units, the private usable open space areas may also be accessed from shared pedestrian pathways or community open spaces through a gate.
- 3.3. Common open spaces shall include passive recreational features such as benches, tables and chairs, trails, social gathering areas, and children’s play areas.
- 3.4. Paved gathering areas, such as plazas or patios, shall be delineated with landscaped edges or enclosures for a minimum 50 percent of the total length of each edge combined to define the space.

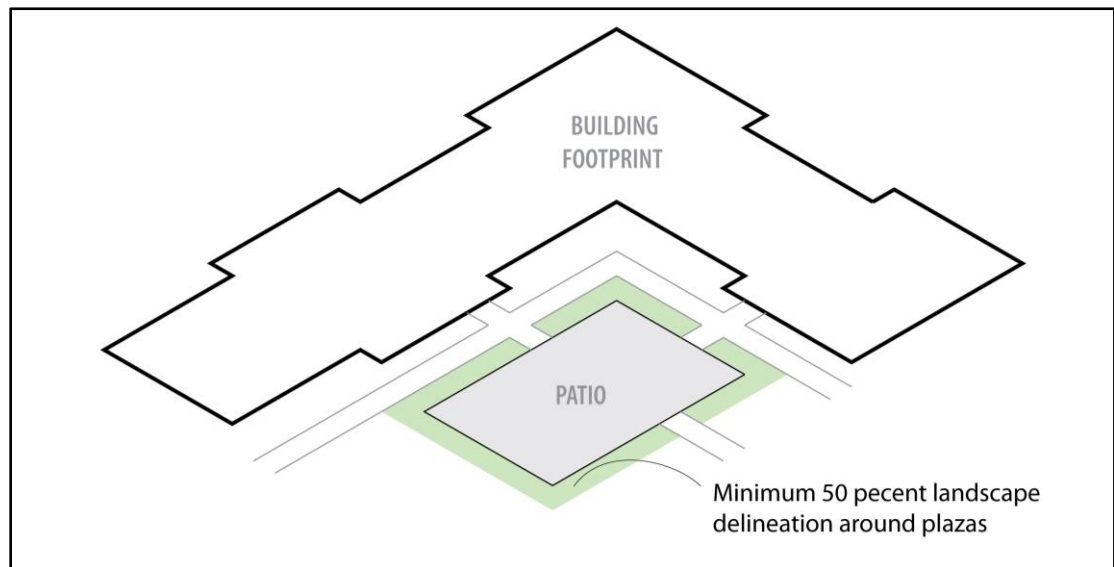


Figure A.3.4

- 3.5. Common usable open space shall include overhead coverage for a minimum 20 percent of the minimum required common usable open space. The overhead coverage shall be provided by features such as canopies, trellises, or similar structures with open-air features.
- 3.6. A minimum of 60 percent of a common usable open space area shall be free of permanent weather protection or overhead human-made encroachments. Tree canopy or foliage is not considered an overhead encroachment.

4. Parking Location and Design

- 4.1. Surface parking lots are prohibited between the street and the building. Parking lots shall be located at the side of a building or at the rear of the building. No parking spaces shall be located within 20 feet of a street-facing property line; however, for parcels with no required side setback, no parking spaces shall be located within 10 feet of a public or private street-facing property line.
- 4.2. No individual open-air parking lot shall exceed 10,000 square feet. Individual open-air parking lots shall be separated by a building or common usable open space, to reduce the visual impact of surface parking lots and reinforce the pedestrian scale.

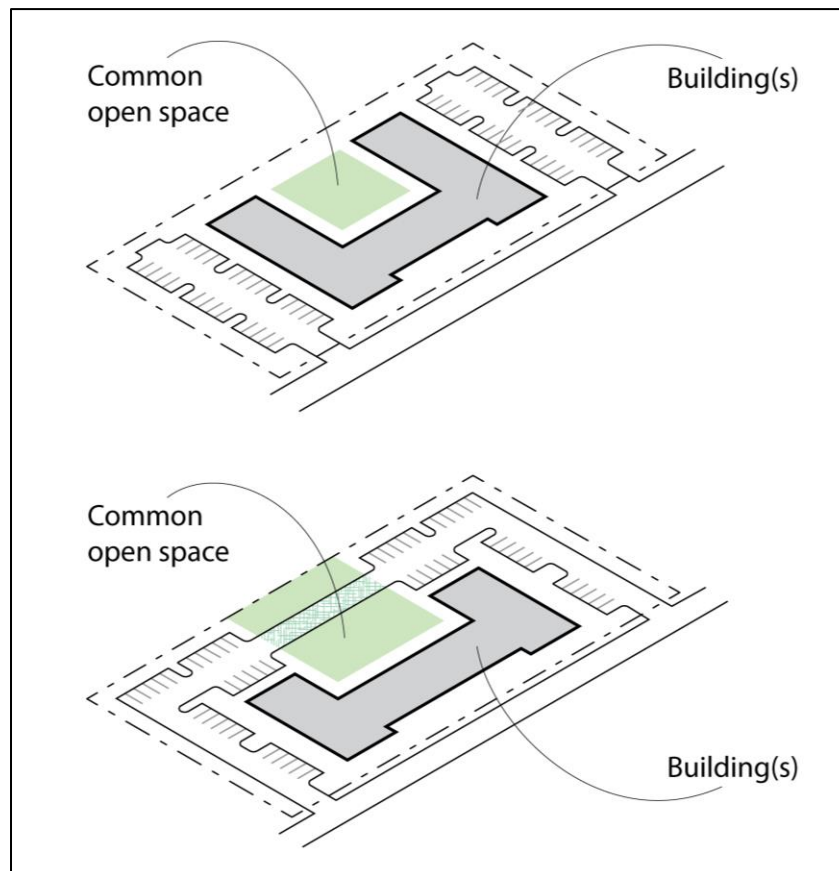


Figure A.4.2

5. Other Site Elements

- 5.1. Pedestrian-oriented lighting shall be provided along all pedestrian paths. Pedestrian-oriented lighting fixtures shall be a minimum 3 feet and maximum 12 feet in height.
- 5.2. Pedestrian and vehicular lighting, including security spotlights, shall be fully shielded and restrain light to a minimum 30 degrees below the horizontal plane of the light source to not cast light into windows of buildings on adjacent lots. Up-lighting is prohibited.
- 5.3. Ancillary service and utility facilities, such as trash receptacles, utility meters, and electrical panels, are prohibited along street facing facades. These facilities shall be completely screened with landscaping, fencing, or walls that meet requirements provided in the *Residential Standards and Guidelines for the Unincorporated Communities of West Alameda County*, page 6-7.

B. BUILDING DESIGN

1. Massing and Scale

1.1. Multiple story building walls that face a public right-of-way or publicly accessible easement and exceed 60 feet in length shall provide breaks in building mass by implementing a minimum of 2 of the following solutions:

- a. A minimum of 40 percent of the upper floor(s) façade length shall step back from the ground-floor façade by at least 5 feet. For three-story buildings, the façade shall step back above the ground floor; for buildings taller than three stories, the façade shall step back above the second story.

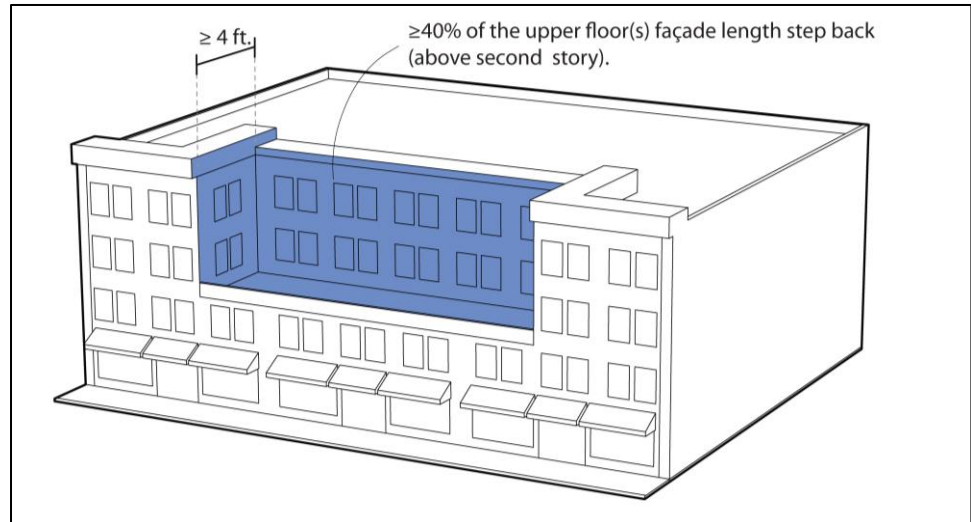


Figure B.1.1a

- b. Introduce a change in the street-facing façade for a minimum length of 5 feet at a minimum depth of 2 feet such that no segment of the façade is longer than 30 feet.

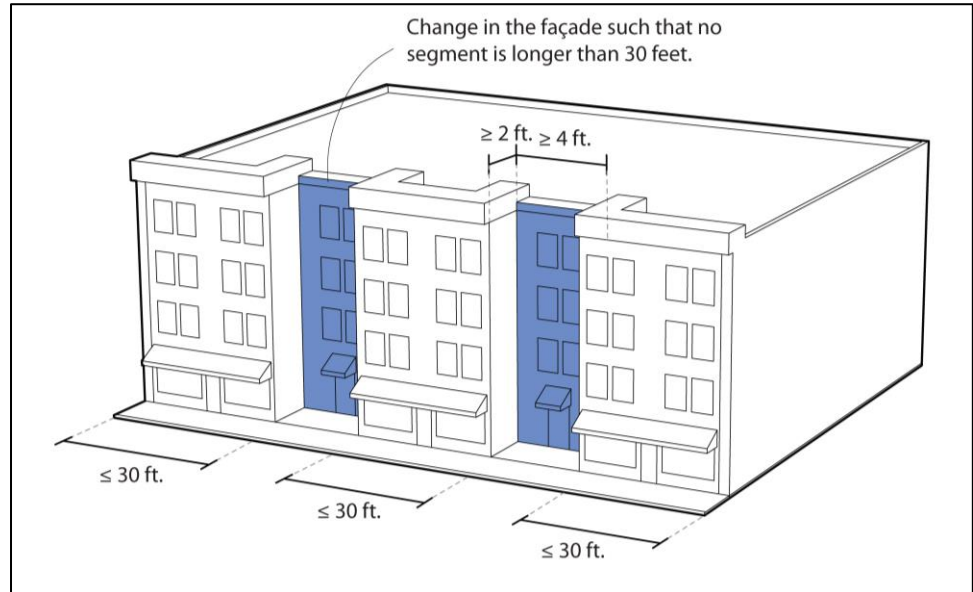


Figure B.1.1b

- c. Provide recessed building entries for the full height of the façade with a minimum ground plane area of 24 square feet.

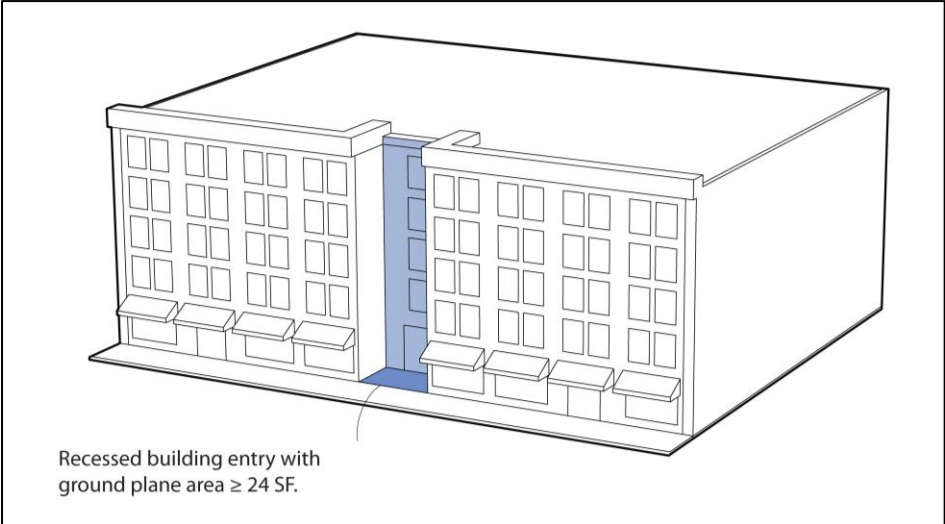


Figure B.1.1c

- d. Provide a full-height recess in the wall plane to accommodate a ground-floor publicly accessible open space area with a minimum dimension along the façade of 25 feet for a minimum depth of 5 feet and a minimum area of 150 square feet.

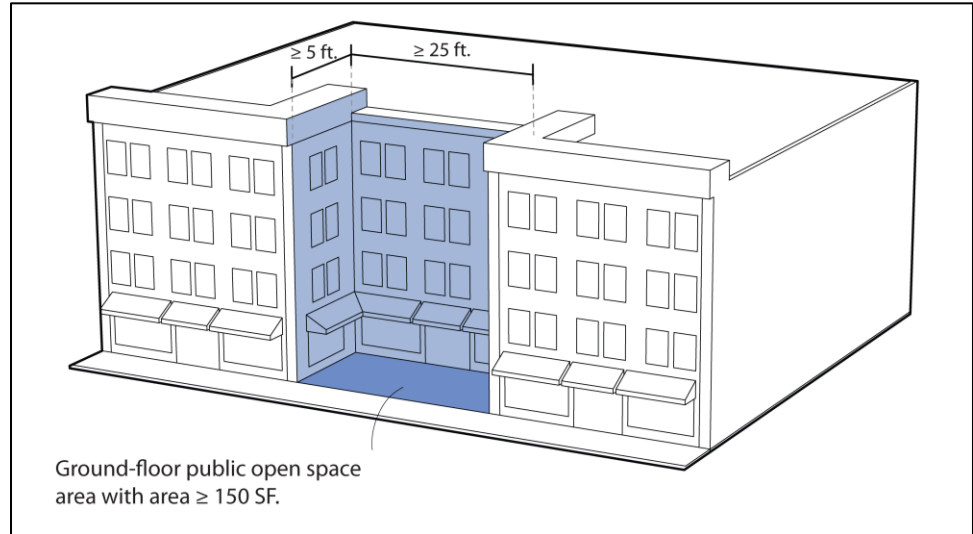


Figure B.1.1d

2. Roof Design

- 2.1. Mansard roofs are prohibited on buildings with a height less than 4 stories.
- 2.2. For building façades facing a public right-of-way or publicly accessible easement and exceeding 60 feet in length, rooflines shall be vertically articulated so that no segment is longer than 40 feet along the street frontage with at least one of the following techniques:
 - a. A change in wall or roof height of a minimum 4 feet

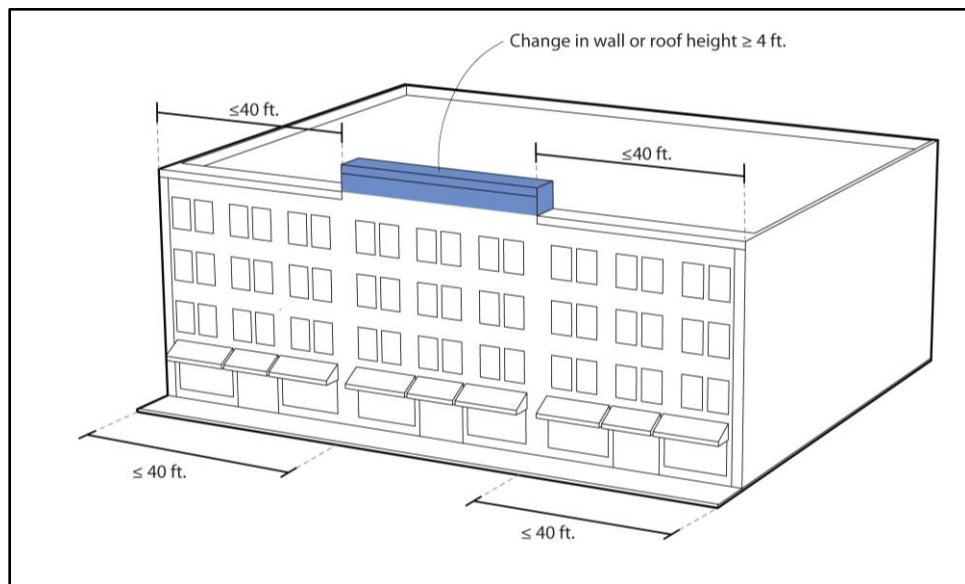


Figure B.2.2a

- b. A change in roof pitch or form
- c. The inclusion of dormers, gables, parapets, and/or varying cornices

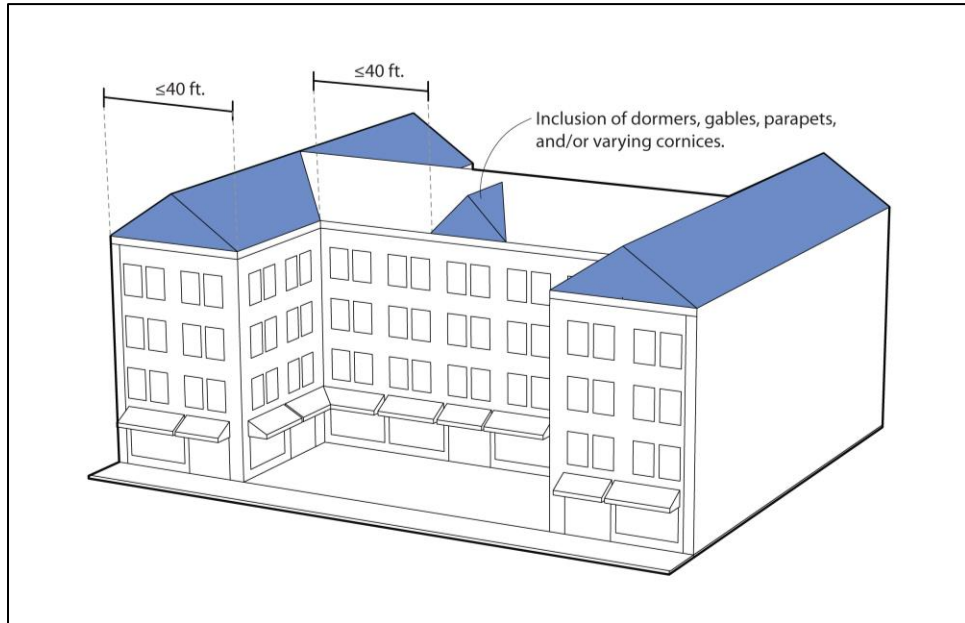


Figure B.2.2b-c

- 2.3. Utility or mechanical equipment attached to or on the roof of the building shall be completely screened from view from public rights-of-way by an enclosure, parapet, or roof with a minimum height of 1 foot above the height of the equipment being screened.

3. Façade Design and Articulation

- 3.1. Building façades facing a public right-of-way, on-site parking lot(s), or shared private streets shall be comprised of a minimum of two materials, each of which shall be a minimum of 30 percent of the total façade.
- 3.2. For multi-family and mixed-use buildings, garages shall comply with the following requirements.
 - a. Garages shall occupy no more than 40 percent of the building width of any street-facing façade
 - b. Garage doors shall be recessed a minimum of 6 inches from the building façade.
- 3.3. Building façades facing a public right-of-way, on-site parking lot(s), or shared private streets, and that are greater than 2 stories in height and 75 feet in length shall not maintain a continuous façade plane greater than 80 percent of the façade length without an upper level modulation, implemented in one of the following ways:
 - a. Recess. The modulation shall be applied to all levels above the second floor for a minimum recessing depth of 4 feet.

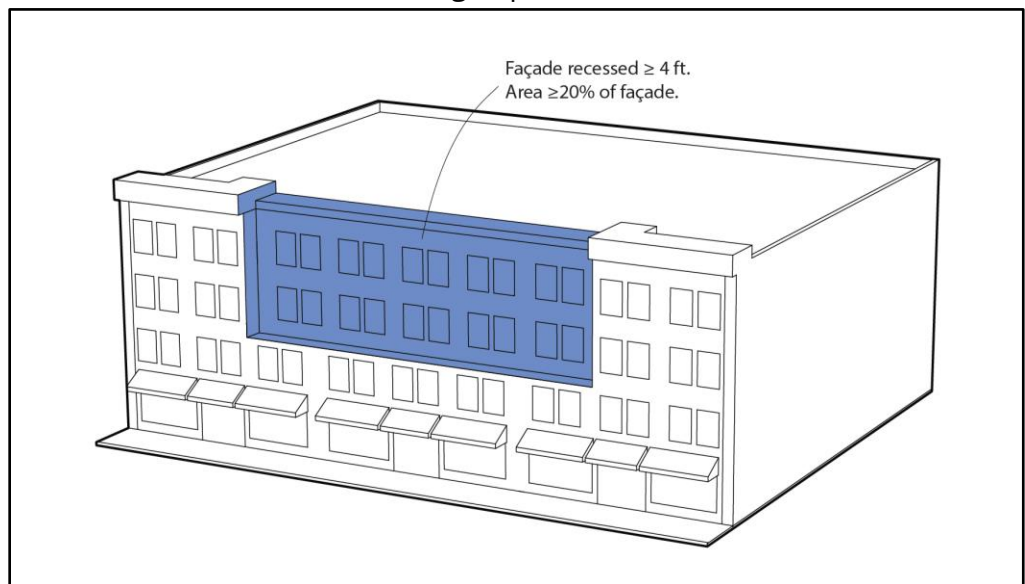


Figure B.3.2a

- b. Projection. The modulation shall be applied to all floors above the ground floor for a maximum projecting depth of 2 feet.

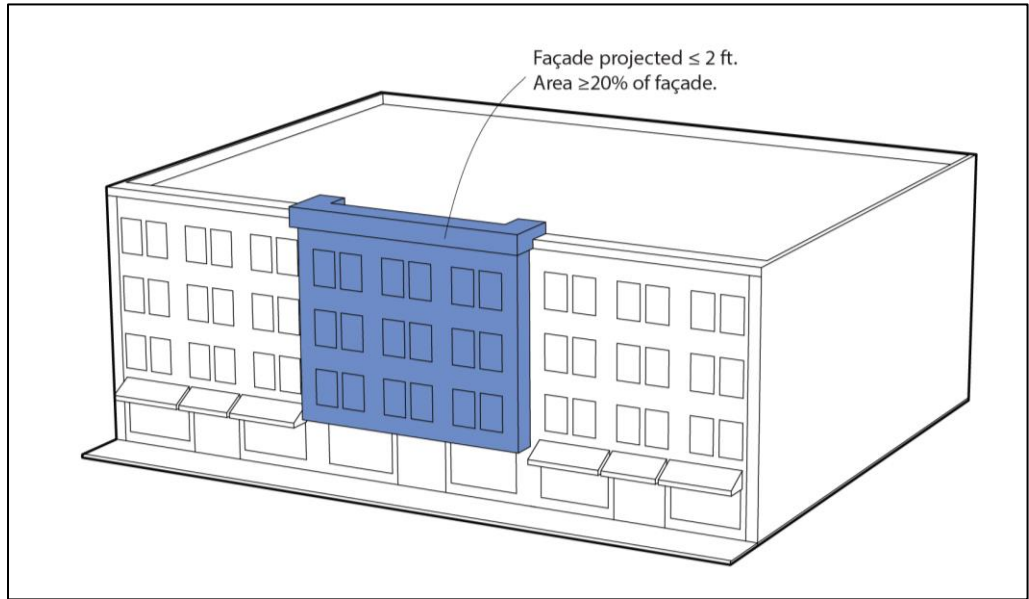


Figure B.3.2b

- 3.4. All building facades shall be articulated using at least two of the following methods:
- a. Balconies or habitable projections with a minimum 4 feet in depth for a minimum 20 percent of length of the façade
 - b. Horizontal and/or vertical projections a minimum 4 inches in depth, such as awnings, canopies, porches, or decorative architectural details
 - c. Variation in building materials along the façade, not including windows; each façade shall be comprised of a minimum of two materials, each of which must comprise a minimum of 20 percent of the façade square footage.
 - d. Columns or other architectural features that are at least 2 feet wide and extend a minimum of 60 percent of the height of the facade.
 - e. Vertical elements, such as pilasters, which protrude a minimum of 8 inches from the wall surface and extend the full height of the facade.

- 3.5. For any new building that is located 10 feet or less from an existing residential building on an adjacent property, the edge of any upper-floor window shall be offset from the edge of any of the existing building's upper-floor windows by no less than 3 feet.

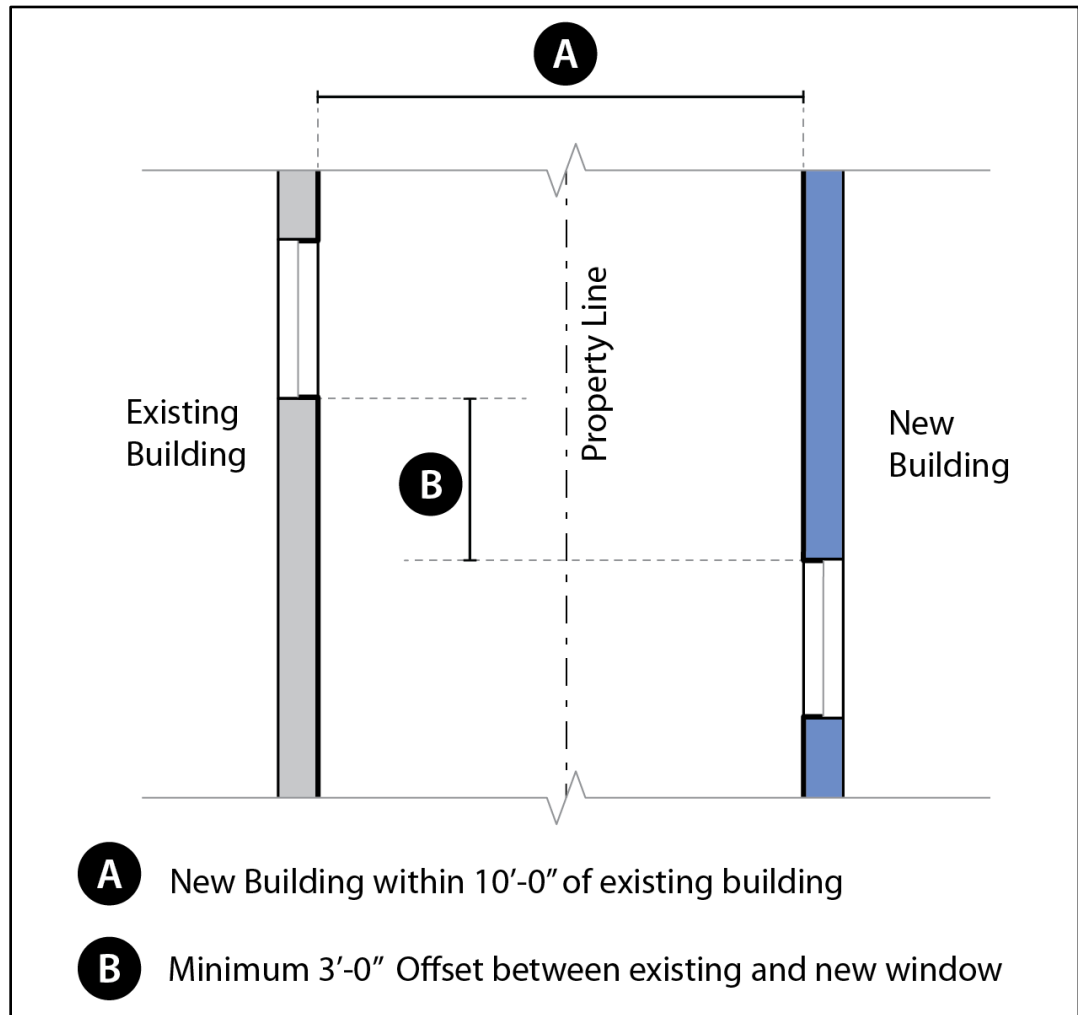


Figure B.3.4

- 3.6. For any new building that is located 20 feet or less from an existing residential building on an adjacent property, any balcony shall be offset so that the edge of the balcony is no closer than 3 feet from the edge of any of the existing building's upper-floor windows.

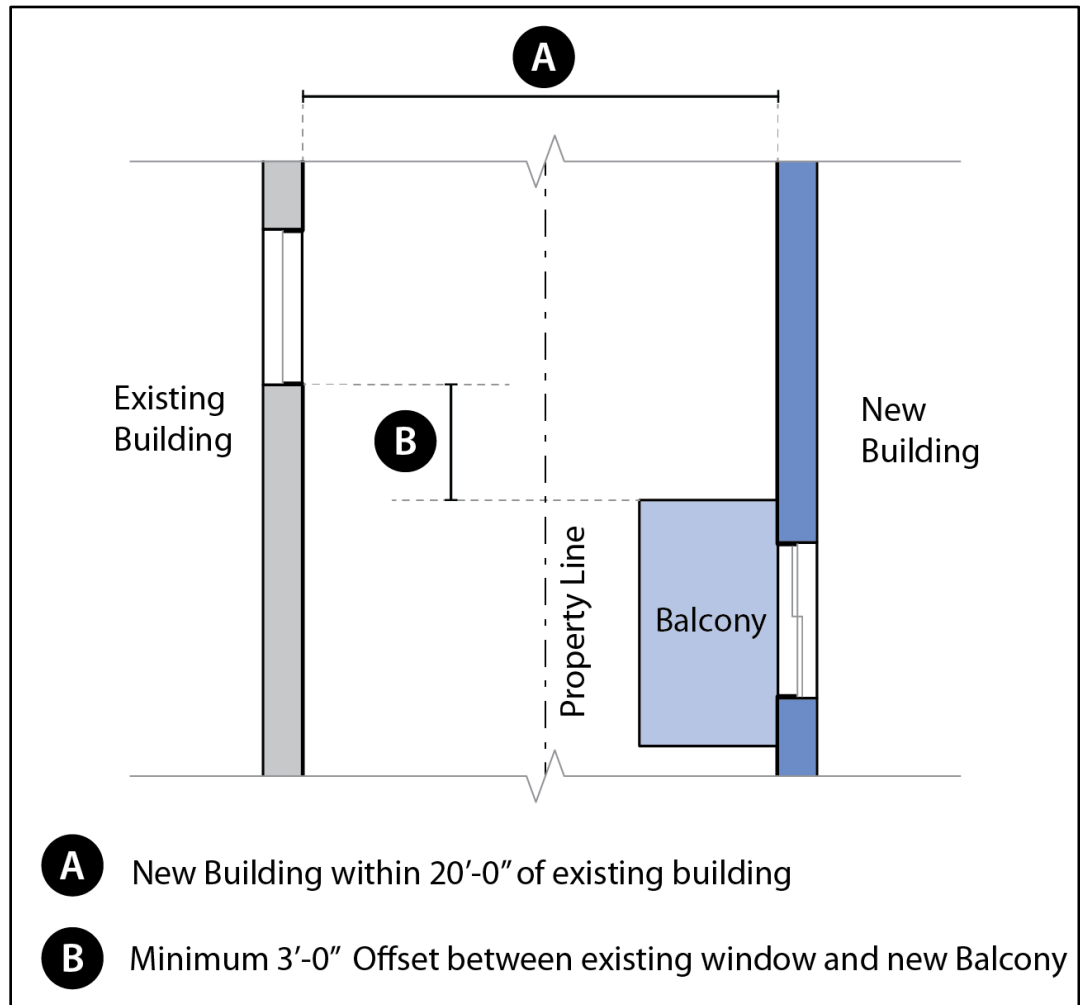


Figure B.3.5

- 3.7. Scored plywood and aluminum siding are prohibited materials.
- 3.8. Building entrances shall incorporate at least three of the following features:
 - a. Decorative trim with a minimum 2-inch depth
 - b. A pitched porch or roof
 - c. Roof overhangs at least 18 inches deep
 - d. A change in building materials
 - e. A defined building base of at least 3 feet measured from the bottom of the building. Definition may include a façade projection, recession, or a change in materials.
 - f. Railings
- 3.9. Windows shall incorporate at least one of the following features:
 - a. Minimum depth of at least 2 inches from glass to exterior of trim
 - b. Minimum depth of at least 6 inches from glass to wall edge around windows if there is no trim
 - c. Trim elements with at least a 2-inch depth.
- 3.10. The primary building entrance shall meet at least one of the following conditions:
 - a. Faces a public right-of-way
 - b. Faces a publicly accessible pedestrian walkway
 - c. Is visible from a public right-of-way through a common open space or porch.
- 3.11. Ground-floor awnings on a commercial façade for mixed-use buildings shall meet the following requirements:
 - a. A minimum vertical clearance of 8 feet measured from the sidewalk or pedestrian pathway shall be provided.
 - b. Awnings shall not extend horizontally along the façade beyond individual storefront bays.

**THE COUNTY PLANNING COMMISSION OF ALAMEDA COUNTY
HAYWARD, CALIFORNIA**

**RESOLUTION NO. 23-06 - ADOPTED ON SEPTEMBER 18, 2023
OBJECTIVE STANDARDS
FOR RESIDENTIAL OF GREATER THAN ONE DWELLING UNIT AND MIXED-USE
RESIDENTIAL DEVELOPMENT OF GREATER THAN ONE DWELLING UNIT FOR
UNINCORPORATED ALAMEDA COUNTY**

**Introduced by Commissioner Marc Crawford
Seconded by Commissioner Andy Kelley**

WHEREAS Alameda County, to comply with the requirements of California State Housing Accountability Act (HAA) and Senate Bill 35 (SB 35), has drafted Objective Standards for residential development greater than one dwelling unit and mixed-use residential development greater than one unit; and

WHEREAS like all jurisdictions in the California, the County of Alameda has developed a series of ordinances and regulations affecting residential development over many decades, reflecting local concerns and desires for aesthetically pleasing development that protects land values, and sensitive environmental conditions; and

WHEREAS this approach has resulted in multiple layers of ordinances, design guidelines, development standards and local area specific plans that promote well-sited and well-designed projects. This regulatory framework contains a combination of development standards and guidelines that can vary from one geographic area to the next, increasing confusion for both developers preparing applications and staff reviewing applications. This can result in unnecessary delays in the approval process; and

WHEREAS minimizing constraints to new housing development and ensuring certainty to the discretionary process is one of the key tenets of the California State Housing Accountability Act (HAA) and SB 35 of 2017 and 2018, respectively. Both require a streamlined review of residential development applications consistent with “Objective Standards,” defined in State law; and

WHEREAS to comply with HAA and SB 35 streamlining requirements, in 2019, Alameda County applied for and in 2020 obtained grant funding from the State Department of Housing and Community Development through Senate Bill 2 (SB 2), to hire a land use planning consulting firm to help County staff draft Objective Standards to support a streamlined review of residential development applications. The hired consultant, M-Group, has prepared the attached Draft Objective Standards based on updates to current Specific Plan, Zoning Ordinance, and Residential Design Standards and Guidelines documents; and

WHEREAS in addition, County staff is developing Objective Standards Checklists with explanations of the development application process with links to application materials and guidance documents. These will be posted on County’s website to inform developers and members of the public about the County’s housing regulations to make the residential development process more transparent; and

WHEREAS the Objective Standards will affect all residential and mixed-use residential development of more than one dwelling unit in all unincorporated County areas, to improve efficiencies in residential development review and to meet State law; and

OBJECTIVE STANDARDS

SEPTEMBER 18, 2023

PAGE 2

WHEREAS County staff convened a working group made up of two members from each Municipal Advisory Committee and one member from the Citizens' Advisory Council to provide a foundation for the Objective Standards, and then drafted modifications to existing guidelines and other policy and design documents to create objective development standards; and

WHEREAS the draft Objective Standards were presented to the three Municipal Advisory Councils and to the Sunol Citizens Advisory Council for their comments before the public hearings at the Planning Commission; and

WHEREAS the MACs and Sunol CAC provided comments on the draft Objective Standards, and County staff updated the Objective Standards based on the totality of those comments; and

WHEREAS the Objective Standards were agendized at the Planning Commission public hearing on July 17, 2023, wherein the item was continued, and the Objective Standards were presented to and discussed by the Planning Commission at their August 07, 2023, public hearing; and

WHEREAS the Objective Standards are considered to be Statutorily Exempt, per CEQA Guidelines Sections 15060(c)(2) and 15061(b)(3): the project is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15060, subdivision (c)(2) because the it will not result in a direct or reasonably foreseeable indirect physical change in the environment and pursuant to CEQA Guidelines section 15061, subdivision (b)(3) because there is no possibility the activity in question may have a significant effect on the environment. All projects for which the Objective Design Standards would apply will undergo separate CEQA review and approval. Therefore, the project is exempt from CEQA; and

WHEREAS as evidenced from the Public Record, the Objective Standards were duly noticed for the Planning Commission public hearing of September 18, 2023, at 3:00 pm, at the Public Hearing Room #160, at 224 West Winton Avenue, in Hayward, California, and the testimony submitted prior to and at the public hearing, and items in the public record, have been considered by the Planning Commission prior to this action:

NOW THEREFORE,

BE IT RESOLVED that this Planning Commission does hereby recommend that the County Board of Supervisors adopt the Objective Standards for residential development greater than one dwelling unit and mixed-use residential development greater than one unit for unincorporated Alameda County; and

BE IT RESOLVED that this Planning Commission does hereby recommend that the County Board of Supervisors adopt the Statutory Exemption 15060(c)(2) and 15061(b)(3): The project is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15060, subdivision (c)(2) because the it will not result in a direct or reasonably foreseeable indirect physical change in the environment and pursuant to CEQA Guidelines section 15061, subdivision (b)(3) because there is no possibility the activity in question may have a significant effect on the environment; and

BE IT RESOLVED that this Planning Commission does hereby recommend that the County Board of Supervisors take the following actions:

The Planning Commission hereby recommends that the Alameda County Board of Supervisors incorporate the following language into the “Residential Design Standards and Guidelines for the Unincorporated Communities of West Alameda County”:

- A. Add the following language to the Alameda County Residential Design Standards and Guidelines Table of Contents:

“8. Residential and Mixed-Use Residential Objective Standards

Chapter 8.1 Objective Standards for Townhome Development

Chapter 8.2 Objective Standards for Multi-Family and Mixed-Use Development”

- B. Amend the language in Chapter 2.4 Townhome Standards (page 2-39) to include the following statement:

“Additional development standards for townhome development are provided in Chapter 8.1 Objective Standards for Townhome Development.”

- C. Amend the language in Chapter 2.5 Multi-Family Residential Standards (page 2-55) to include the following statement:

“Additional development standards for multi-family development are provided in Chapter 8.2 Objective Standards for Multi-Family and Mixed-Use Development.”

- D. Amend the language in Chapter 4.2 Residential Mixed-Use Standards (page 4-5) to include the following statement:

“Additional development standards for residential mixed-use development are provided in Chapter 8.2 Objective Standards for Multi-Family and Mixed-Use Development.”

- E. Add the following language to the Alameda County Residential Design Standards and Guidelines

8 Residential and Mixed-Use Residential Objective Standards

8.1 Objective Standards for Townhome Development

[see language in attached: “Townhome Revised Draft Objective Standards – dated October 02, 2023”]

8.2 Objective Standards for Multi-Family and Mixed-Use Development

[see language attached: “Multi-Family and Mixed-Use Revised Draft Objective Standards – dated October 02, 2023”]

**OBJECTIVE STANDARDS
SEPTEMBER 18, 2023
PAGE 4**

ADOPTED BY THE FOLLOWING VOTE:

AYES: Crawford, Gin, Kelley, Moore Nielsen, Zeisse

NOES: None

ABSENT: None

EXCUSED: None

ABSTAINED: None

**ALBERT LOPEZ - PLANNING DIRECTOR & SECRETARY
COUNTY PLANNING COMMISSION OF ALAMEDA COUNTY**