

Use Permit Modification Application Packet

Titus Vineyard Winery P17-00128 Planning Commission Hearing Date August 16, 2017

file № <u>P17 - 0012-8</u>



Napa County

Conservation, Development, and Planning Department

1195 Third Street, Suite 210, Napa, California, 94559 phone (707) 253-4417 web www.countyofnapa.org/cdp/ email cdp@countyofnapa.org

A Tradition of Stewardship A Commitment to Service

Use	Permit	Application	
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To be completed by Planning staff				
Application Type: Major Modification				
Date Submitted: 3-34-2017 Resubmittal(s):		Date Complete:		
Request:				
			·····	
*Application Fee Deposit: \$ Receipt No Receiv	ved by:	88	Date: <u>3</u> 2	<u></u> <u>4-</u> 2017
To be completed by applicant	*7	otal Fees will be bas	ed on actual time and	l materials
Project Name: Titus Vineyards Winery Permit Modification An application	on for a de	evelopment p	bermit	
Assessor's Parcel №: 021-353-013	Existing Pa	rcel Size: <u>31.77</u>	' +/-	ac.
Site Address/Location: 2971 Silverado Trail St. Helena, CA. 94574	City	State		
Primary Contact:	•		_{Zip} g planner, etc.)	
Property Owner: Lee Titus & Sons Ltd.				
Mailing Address: <u>3264 Ehlers Lane St. Helena, CA. 94574</u>	City			
Telephone №(<u>707)</u> 963 - <u>3298</u> E-Mail: <u>etitus@titusvineyards.com</u>	cay	State	Zip	
Applicant (if other than property owner): Eric Titus				
Mailing Address: <u>c/o Titus Vineyards 2971 Silveado Trail St. Helena, CA.</u>	94574	State		
Telephone №(<u>707)</u> 963 - <u>3298</u> E-Mail: <u>etitus@titusvineyards.com</u>			Zip	
Representative (if applicable): Land Use Planning Services				
Mailing Address: 2423 Renfrew Street Napa, CA. 94558				
No. Street Telephone №(<u>707</u>) <u>255 73.75</u> E-Mail: jreddingaicp@comcast.net	City	State	Zip	

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Use Permit Information Sheet

Use

Narrative description of the proposed use (please attach additional sheets as necessary):

Titus Vineyard Winery was authorized to product 24,000 gallons (10,000 cases) of wine annually. Permit #P13-00367 was approved in May 2014 and the winery completed in 2015. The winery conducts tours and tasting by appointment. Whereas approval was sought for 60 visitors per day when the application was filed in 2013, the Commission granted approval for 40 daily visitors. Due to the success of the brand since the winery opened, visitation and production has exceeded the permit limitations. Anticipating that its success will continue into the future and wanting to be sure that the winery is in compliance, the applicant now wishes to increase visitation levels to the levels requested in 2013. Brand success coupled with the recent bountiful harvest is the impetus to request an increase in production. No changes to the winery is needed to accommodate the requested increase in production or visitation.

A left turn lane was installed at the driveway entrance with Silverado Trail as part of the 2014 approval. The traffic engineer who prepared the original traffic study was retained to evaluate the proposed permit modification. In consultation with th county's traffic engineer, both concluded that the existing left turn lane was adequate to accommodate the requested change in production. Note that the original traffic study analyzed the impacts of the original request for 60 visitors per day. No changes to either the site or building is required to accommodate either the change in production or approved visitation levels.

What, if any, additional licenses or approvals will be required to allow the use?

District	Regional
State ABC	Federal TTB

Improvements

Narrative description of the proposed on-site and off-site improvements (please attach additional sheets as necessary):

No on-or off-site improvements are required or proposed to accommodate the requested change in annual production and and visitation.

Improvements, cont.

Total on-site parking spaces:	e	xisting21	proposed	
Loading areas:	e	kisting <u>3</u>	proposed	
Fire Resistivity (check one; if not checked, Fire Ma Type I FR Type II 1 Hr Type IV H.T. (Heavy	arshal will assume Type V – nor Type II N (non-rated) Timber) Type V 1 H Gerence, please see the latest ve	n rated): Type III 1 Hr Typ łr. Type V (1	e III N non-rated)	
Total land area to be disturbed by project (include Employment and Hours of Opera		, landscaping, etc): <u>3</u>	3.2 +/-	acres
Days of operation:	Monday-Sunday ex	isting	Monday-Sunday	_ proposed
Hours of operation:	8:00 am-5:30 pm ex	isting	8:00 am-5:30 pm	proposed
Anticipated number of employee shifts:	ex	isting	1	proposed
Anticipated shift hours:	8:00 am-5:30 pm ex	isting	8:00 am-5:30 pm	_proposed
Maximum Number of on-site employees: 10 or fewer 11-24 25 of Alternately, you may identify a specific number of other (specify number) 10 FT/2PT	r greater (specify number) on-site employees:			

Certification and Indemnification

Applicant certifies that all the information contained in this application, including all information required in the Checklist of Required Application Materials and any supplemental submitted information including, but not limited to, the information sheet, water supply/waste disposal information sheet, site plan, floor plan, building elevations, water supply/waste disposal system site plan and toxic materials list, is complete and accurate to the best of his/her knowledge. Applicant and property owner hereby authorize such investigations including access to County Assessor's Records as are deemed necessary by the County Planning Division for preparation of reports related to this application, *including the right of access to the property involved*.

Pursuant to Chapter 1.30 of the Napa County Code, as part of the application for a discretionary land use project approval for the project identified below, Applicant agrees to defend, indemnify, release and hold harmless Napa County, its agents, officers, attorneys, employees, departments, boards and commissions (hereafter collectively "County") from any claim, action or proceeding (hereafter collectively "proceeding") brought against County, the purpose of which is to attack, set aside, void or annul the discretionary project approval of the County, or an action relating to this project required by any such proceeding to be taken to comply with the California Environmental Quality Act by County, or both. This indemnification shall include, but not be limited to damages awarded against the County, if any, and cost of suit, attorneys' fees, and other liabilities and expenses incurred in connection with such proceeding that relate to this discretionary approval or an action related to this project taken to comply with CEQA whether incurred by the Applicant, the County, and/or the parties initiating or bringing such proceeding. Applicant further agrees to indemnify the County for all of County's costs, attorneys' fees, and damages, which the County incurs in enforcing this indemnification agreement.

Applicant further agrees, as a condition of project approval, to defend, indemnify and hold harmless the County for all costs incurred in additional investigation of or study of, or for supplementing, redrafting, revising, or amending any document (such as an EIR, negative declaration, specific plan, or general plan amendment) if made necessary by said proceeding and if the Applicant desires to pursue securing approvals which are conditioned on the approval of such documents.

In the event any such proceeding is brought, County shall promptly notify the Applicant of the proceeding, and County shall cooperate fully in the defense. If County fails to promptly notify the Applicant of the proceeding, or if County fails to cooperate fully in the defense, the Applicant shall not thereafter be responsible to defend, indemnify, or hold harmless the County. The County shall retain the right to participate in the defense of the proceeding if it bears its own attorneys' fees and costs, and defends the action in good faith. The Applicant shall not be required to pay or perform any settlement unless the settlement is approved by the Applicant.

Print Name of Es

Print Name Signature of Applicant (if different)

Signature of Property Owner

Signature of Applicant

Date

Date

Supplemental Application for Winery Uses

Operations

Please indicate whether the activity or uses below are already legally **EXISTING**, whether they exist and are proposed to be **EXPANDED** as part of this application, whether they are neither existing nor proposed (**NONE**).

Retail Wine Sales	Existing	Expanded	Newly Proposed	None
Tours and Tasting- Open to the Public	Existing			
Tours and Tasting- By Appointment	Existing	Expanded	Newly Proposed	None
Food at Tours and Tastings	Existing	Expanded	Newly Proposed	None
Marketing Events*	Existing	Expanded	Newly Proposed	None
Food at Marketing Events	Existing	Expanded	Newly Proposed	None
Will food be prepared	Vo	n-Site? Ca	tered?	
Public display of art or wine-related items	Existing	Expanded	Newly Proposed	None
* For reference please see definition of "Marketing,	" at Napa County Code §:	18.08.370 - <u>http://lib</u>	rary.municode.com/index.	aspx?clientId=16513
Production Capacity *				
Please identify the winery's				
Existing production capacity:	24,000 gal/y Perperm	nit №:	P13-00367 Permit da	_{ite: May 7, 2014}
Current maximum actual production:	35,000)_gal/y For what yea	nr? <u>2016</u>	1979/1-1194/1-119
Proposed production capacity:	<u>48,000 g</u> al/y			
* For this section, please see "Winery Production Pr	ocess," at page 11.			
Visitation and Hours of Operatior	ga a			
Please identify the winery's				
Maximum daily tours and tastings visitation:	40 (appr	oved) existing	60	proposed
Average daily tours and tastings visitation ¹ :	45	existing	50	proposed
Visitation hours (e.g. M-Sa, 10am-4pm):	<u>10:00 am-6:</u>	30 pm_existing	10:00 am-	6:30 pm_proposed

Non-harvest Production hours²:

¹ Average daily visitation is requested primarily for purposes of environmental review and will not, as a general rule, provide a basis for any condition of approval limiting allowed winery visitation.

7:00 am-10:00 pm existing

7:00 am-10:00 pm proposed

² It is assumed that wineries will operate up to 24 hours per day during crush.

Grape Origin

All new wineries and any existing (pre-WDO) winery expanding beyond its winery development area must comply with the 75% rule and complete the attached "Initial Statement of Grape Source". See Napa County Code §18.104.250 (B) & (C).

Marketing Program

Please describe the winery's proposed marketing program. Include event type, maximum attendance, food service details, etc. Differentiate between existing and proposed activities. (Attach additional sheets as necessary.)

Approved--No Changes Proposed

Promotional Tastings w/Meals:	8/year for 25 guests (maximum)
Wine Release Events:	6/year for 125 guests (maximum)
Wine Club Events:	4/year for 125 guests (maximum)
Wine Auction Events:	2/year for 125 guests (maximum)

Food Service

Please describe the nature of any proposed food service including type of food, frequency of service, whether prepared on site or not, kitchen equipment, eating facilities, etc. Please differentiate between existing and proposed food service. (Attach additional sheets as necessary.) No change proposed.

Food service will reamain as approved in 2014. Food will either be catered or prepared within the approved on-site commercial kitchen

Winery Coverage and Accessory/Production Ratio

Winery Development Area. Consistent with the definition at "a.," at page 11 and with the marked-up site plans included in your submittal, please indicate your proposed winery development area. If the facility already exists, please differentiate between existing and proposed.

Existing	9,545		sq. ft.	0.22	acres	
Proposed	9,545		sq. ft.	0.22	acres	
your proposed winery cover	age (maximum 2	tion at "b.," at page 11 ar 5% of parcel or 15 acres, 1.2	whichever is less).		ncluded in your submittal, please	
Production Facility. Consister proposed production square					uded in your submittal, please in ind proposed.	dicate your
Existing]	1,319	sq. ft.	Propose	d	11,319	sq. ft.
<u>Accessory Use</u> . Consistent v proposed <i>accessory</i> square f production facility)	vith the definition ootage. If the fac	n at "d.," at page 11 and 1 ility already exists, please	the marked-up floo e differentiate betv	or plans included ween existing an	d in your submittal, please indica Id proposed. (maximum = 40% o	te your f the
Existing	3,461	S	iq. ft.	31	% of product	ion facility
Proposed	3,461	S	iq. ft.	31	% of product	ion facility
Caves and Crushp If new or expanded caves are None – no visitors/tours Marketing Events and/o	e proposed pleas /events (Class I)	Guide	llowing best descr ed Tours Only (Cla s	-	eccessibility of the cave space:	11)
Please identify the winery's.						
Cave area	Existing:	None	sq. ft.	Proposed:	None	sq. ft.
Covered crush pad area	Existing:	3,983 +/-	sq. ft.	Proposed:	3,983 +/-	sq. ft.
Uncovered crush pad area	Existing:	None	sq. ft.	Proposed:	None	sq. ft.

Pursuant to Napa County Zoning Ordinance Sections 12419(b) and (c), I hereby certify that the current application for establishment or expansion of a winery pursuant to the Napa County Winery Definition Ordinance will employ sources of grapes in accordance with the requirements of Section 12419(b) and/or (c) of that Ordinance.

Owner's Signature

3-24-17

Date

Letters of commitment from grape suppliers and supporting documents may be required prior to issuance of any building permits for the project. Recertification of compliance will be required on a periodic basis. Recertification after initiation of the requested wine production may require the submittal of additional information regarding individual grape sources. Proprietary information will not be disclosed to the public.

Water Supply/ Waste Disposal Information Sheet

Water Supply

Please attach completed Phase I Analysis sheet.	Domestic	Emergency
Proposed source of water (e.g., spring, well, mutual water company, city, district, etc.):	well	well/tank
Name of proposed water supplier (if water company, city, district):	N/A	N/A
Is annexation needed?	Yes No	Yes 🔽 No
Current water use:	796winery only gallons per	r day (gal/d)
Current water source:	well	well
Anticipated future water demand:	1,317gal/d	N/Agal/d
Water availability (in gallons/minute):	60gal/m	gal/m
Capacity of water storage system:	5,000gal	_52,000gal
Type of emergency water storage facility if applicable (e.g., tank, reservoir, swimming pool, etc.):	Tank	
Liquíd Waste Please attach Septic Feasibility Report	Domestic	Other
Type of waste:	sewage	wnry prcss wst
Disposal method (e.g., on-site septic system, on-site ponds, community system, district, etc.):	onsite septic	onsite irrigation
Name of disposal agency (if sewage district, city, community system):	N/A	N/A
Is annexation needed?	Yes No	Yes 🖌 No
Current waste flows (peak flow):	675gal/d	gal/d
Anticipated future waste flows (peak flow):	735gal/d	
Future waste disposal design capacity:	735+gal/d	1,600gal/d

Solid Waste and Recycling Storage and Disposal

Please include location and size of solid waste and recycling storage area on site plans in accordance with the guidelines available at www.countyofnapa.org/dem.

Hazardous and/or Toxic Materials

If your facility generates hazardous waste or stores hazardous materials above threshold planning quantities (55 gallons liquid, 500 pounds solid or 200 cubic feet of compressed gas) then a hazardous materials business plan and/or a hazardous waste generator permit will be required.

Grading Spoils Disposal Where will grading spoils be disposed of? (e.g. on-site, landfill, etc. If off-site, please indicate where off-site): <u>N/A</u>

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		Please see a Hicked
Winery Traffic Information / Trip Generation	ation	Sheet truthe report
Traffic during a Typical Weekday		upilate from
Number of FT employees: x 3.05 one-way trips per employee	=	CTGdaily trips.
Number of PT employees: x 1.90 one-way trips per employee	=	daily trips.
Average number of weekday visitors:/ 2.6 visitors per vehicle x 2 one-way trips	=	daily trips.
Gallons of production: / 1,000 x .009 truck trips daily ³ x 2 one-way trips	=	daily trips.
Total	=	daily trips.
(No of FT employees) + (No of PT employees/2) + (sum of visitor and truck trips x .38)	=	PM peak trips.
Traffic during a Typical Saturday		
Number of FT employees (on Saturdays): x 3.05 one-way trips per employee	=	daily trips.
Number of PT employees (on Saturdays): x 1.90 one-way trips per employee	: =	daily trips.
Average number of Saturday visitors:/ 2. 8 visitors per vehicle x 2 one-way trips	=	daily trips
Total	**	daily trips.
(№ of FT employees) + (№ of PT employees/2) + (visitor <u>trips</u> x .57)	=	PM peak trips.
Traffic during a Crush Saturday		
Number of FT employees (during crush): x 3.05 one-way trips per employee	=	daily trips.
Number of PT employees (during crush): x 1.90 one-way trips per employee	=	daily trips.
Average number of Saturday visitors:/ 2. 8 visitors per vehicle x 2 one-way trips	=	daily trips.
Gallons of production: / 1,000 x .009 truck trips daily x 2 one-way trips	=	daily trips.
Avg. annual tons of grape on-haul:/ 144 truck trips daily 4 x 2 one-way trips	=	daily trips.
Total	=	daily trips.
Largest Marketing Event- Additional Traffic		
Number of event staff (largest event): x 2 one-way trips per staff person	=	trips.
Number of visitors (largest event): / 2.8 visitors per vehicle x 2 one-way trips	=	trips.
Number of special event truck trips (largest event):x 2 one-way trips	=	trips.

³ Assumes 1.47 materials & supplies trips + 0.8 case goods trips per 1,000 gallons of production / 250 days per year (see Traffic Information Sheet Addendum for reference). ⁴ Assumes 4 tons per trip / 36 crush days per year (see *Traffic Information Sheet Addendum* for reference).

NAPA COUNTY POST-CONSTRUCTION RUNOFF MANAGEMENT REQUIREMENTS APPENDIX A – APPLICABILITY CHECKLIST

D	ost-Construction Runoff					
1		County of Napa Department of Public Works				
1	lanagement	1195 Third Street				
A	pplicability Checklist	Napa, CA 94559 (707) 253-4351 for informatior				
Pr	oject Address: Assessor P	arcel Number(s):	Project Number:			
	2971 Silverado Trail North St. Helena, CA 94574 021-3	E2 012	(for County use Only)			
Ins	structions:	53-013	L			
pro rev Th Ru the	Structural projects requiring a use permit, building permit, and/or grading permit must complete the following checklist to determine if the project is subject to the Post-Construction Runoff Management Requirements. In addition, the impervious surface worksheet on the reverse page must also be completed to calculate the amount of new and reconstructed impervious surfaces proposed by your project. This form must be completed, signed, and submitted with your permit application(s). Definitions are provided in the Post-Construction Runoff Management Requirements are required for a common plan of development, the total project shall be considered for the purpose of filling out this checklist.					
V	If any answer to Part A are answered thes" your project is a Treatment Control design stant of exercised in the Napa C	"Priority Project" and is subject	to the Site Design, Source (ff Management Requiremer	Control, and its.		
~	If all answers to Part A are the any answers to Part B a Design and Source Control described in the	are "Yes" your project is a "Stan le Napa County Post-Constructi				
~	requirements.					
	rt A: Priority Project Categories					
	pes the project meet the definition of one or more of the priority					
1.	Residential with 10 or more units			Yes No		
2.	Commercial development greater than 100,000 square feet.			Yes No		
3.	Automotive repair shop			Yes No		
4.	Retail Gasoline Outlet			Yes No		
5.	Restaurant	, , , , , , , , , , , , , , , ,	• • • • • • • • • • • • • • • • • • • •	Yes No		
6.	Parking lots with greater than 25 spaces or greater than 5,00	00 square feet		Yes No		
	efer to the definitions section for expanded definitions of the pr	iority project categories.				
Pa	rt B: Standard Project Categories					
Do	bes the project propose:					
1.	A facility that requires a NPDES Permit for Stormwater Disch	arges Associated with Industri	al Activities?	Yes No		
2.	New or redeveloped impervious surfaces 10,000 square feet	or greater, excluding roads?		Yes No		
3.	Hillside residential greater than 30% slope			Yes No		
4.	Roadway and driveway construction or reconstruction which	requires a Grading Permit		Yes No		
5.	Installation of new storm drains or alteration to existing storm	drains?		Yes No		
6.	Liquid or solid material loading and/or unloading areas?	•••••••••••••••••••••••••••••••••••••••		(Yes) No		
7.	Vehicle and/or equipment fueling, washing, or maintenance a	areas, excluding residential uses	\$?	Yes No		
8.	Commercial or industrial waste handling or storage, excluding	g typical office or household wa	ste?	Yes No		
	e: To find out if your project is required to obtain an individual ustrial Activities, visit the State Water Resources Control Board			ited with		

NAPA COUNTY POST-CONSTRUCTION RUNOFF MANAGEMENT REQUIREMENTS APPENDIX A – APPLICABILITY CHECKLIST

Impervious Surface Worksheet

Project phasing to decrease impervious surface area shall not exempt the project from Post-Construction Runoff Management requirements. A new development or redevelopment project must comply with the requirements if it is part of a larger common plan of development that would result in the creation, addition and/or reconstruction of one acre or more of impervious surface. (For example, if 50% of a subdivision is constructed and results in 0.9 acre of impervious surface, and the remaining 50% of the subdivision is to be developed at a future date, the property owner must comply with the Post-Construction Runoff Management requirements.

	Impervious Surface (Sq Ft)			Total New and
Type of Impervious Surface	Pre-Project (if applicable)	New (Does not replace any existing impervious area)	Reconstructed (Replaces existing impervious area)	Reconstructed Impervious Surfaces (Sq Ft)
Buildings, Garages, Carports, other Structures with roofs	2,600	17,150	0	17,150
Patio, Impervious Decking, Pavers and Impervious Liners	0	875	0	875
Sidewalks and paths	0	3,700	0	3,700
Parking Lots	0	4,950	0	4,950
Roadways and Driveways,	12,600	27,700	-3,000	24,700
Off-site Impervious Improvements	550	6,700	-400	6,300
Total Area of Impervious Surface (Excluding Roadways and Driveways)	2,600	26,675	0	26,675

Incorrect information on proposed activities or uses of a project may delay your project application(s) or permit(s).

I declare under penalty of perjury, that to the best of my knowledge, the information presented herein is accurate and complete.

Name of Owner or Agent (Please Print): Lee Titus & Sons LTD By: Eric Titus	Title: Owner
Signature of Owner or Agent:	Date: