



## Senate Bill No. 35 Final Application Eligibility Checklist

If the answers to all of the 12 questions in the checklist below are “yes,” then a project is eligible for the new approval process under Government Code section 65913.4. (See *process notes* on page three.) If any of the answers to the 12 questions is “no,” then the project is not eligible for the new streamlined, ministerial review. This checklist provides an overview of SB 35’s requirements. Please contact legal counsel for additional information and assistance.

Eligibility Requirements	Yes?	No?
<p><b>1. Has HCD determined that the local agency is subject to SB 35 (subd. (a)(4)(A))?</b> <span style="float: right;"><input type="checkbox"/> <input type="checkbox"/></span></p> <p>–HCD determination is based on whether the agency has issued fewer building permits than its share of the regional housing needs, by income category, for the reporting period. HCD’s January 31, 2018 eligibility determination can be found here.</p> <p>–The “reporting period” is either the first half or the second half of the regional housing needs assessment period. (subd. (h)(7).)</p> <p>–The determination remains in effect until HCD’s determination for the next reporting period.</p>		
<p><b>2. Is the project a multifamily housing development (2 or more units) (subd. (a)(1))?</b> <span style="float: right;"><input type="checkbox"/> <input type="checkbox"/></span></p>		
<p><b>3. Has the applicant dedicated the applicable minimum percentage of units in the project to households making below 80% of the area median income (subd. (a)(4)(B))?</b> <span style="float: right;"><input type="checkbox"/> <input type="checkbox"/></span></p> <p><b>10%:</b> If the project contains more than 10 units and the agency’s latest “production report” (first due April 1, 2018) reflects that the agency approved fewer above moderate-income units “than were required by the regional housing needs assessment cycle for that reporting period.” (subd. (a)(4)(B)(i).)</p> <p><b>50%:</b> If the agency’s latest “production report” reflects that the agency issued building permits for fewer below moderate- income units “than were required by the regional housing needs assessment cycle for that reporting period.” (subd. (a)(4)(B)(ii).)</p> <p><b>10% or 50% at applicant’s option:</b> If the agency has not submitted its latest production report by deadline or if the agency’s latest production report reflects that the agency issued building permits for fewer units of either category of households “than were required by the regional housing needs assessment cycle for that reporting period.” (subd. (a)(4)(B)(iii).)</p> <p>–HCD issued a determination for each eligible jurisdiction under subdivision (a)(4)(B). The “production reports” on which the above determinations are based do not yet exist. (subd. (g)(5) [defining “production report” to mean a requirement added to Government Code section 65400 in 2017 and therefore not due until April 1, 2018].) Thus, we believe that HCD made such determinations prematurely.</p>		
<p><b>4. If the site is in a city, is a portion of the city designated by the Census as either an “urbanized area” or “urban cluster,” or, if the site is in an unincorporated area, is the parcel entirely within the boundaries of “urbanized area” or “urban cluster” (subd. (a)(2)(A))?</b> <span style="float: right;"><input type="checkbox"/> <input type="checkbox"/></span></p>		
<p><b>5. Does at least 75% of the perimeter of the site adjoin parcels currently or formerly developed with “urban uses” (subds. (a)(2)(B), (h)(8))?</b> <span style="float: right;"><input type="checkbox"/> <input type="checkbox"/></span></p>		
<p><b>6. Does the site have either zoning or a general plan designation that allows for residential use or residential mixed-use development (subd. (a)(2)(C))?</b> <span style="float: right;"><input type="checkbox"/> <input type="checkbox"/></span></p> <p>For property designated for mixed use, the designation must require at least “two-thirds of the square footage of the development” to be residential.</p>		
<p><b>7. Does the project not involve a subdivision of land (subd. (a)(9))?</b> <span style="float: right;"><input type="checkbox"/> <input type="checkbox"/></span></p> <p>Projects can involve subdivisions if (a) they are financed with low-income housing tax credits and the applicant certifies that prevailing wages will be paid or (b) if the development is subject to a requirement that prevailing wages will be paid and a skilled and trained workforce will be used.</p>		

<b>Eligibility Requirements</b>		<b>Yes?</b>	<b>No?</b>
<p><b>8. Does the project meet density requirements, “objective zoning standards,” and “objective design review standards” (subd. (a)(5))?</b></p> <p>–Objective standards are those that are “involve no personal or subjective judgment by a public official and are uniformly verifiable by reference to an external and uniform benchmark or criterion available and knowable by both the development applicant or proponent and the public official prior to submittal.”</p> <p>–A project is deemed to meet housing density standards if the project density, excluding any density bonuses, is within the maximum density allowed within the general plan land use designation.</p> <p>–Any local policies that limit maximum unit allocations must be ignored.</p> <p>–Offsite parking standards cannot be more than 30 space per unit; and, in certain cases, the local agency may not impose parking standards at all. (subd. (d).)</p>	<input type="checkbox"/>	<input type="checkbox"/>	
<p><b>9. Is the project <i>outside</i> of each of the following areas (subds. (a)(6)–(a)(7))?</b></p> <p>–Coastal zone</p> <p>–Prime farmland or farmland of statewide importance</p> <p>–Wetlands as defined under federal law</p> <p>–Earthquake fault zones</p> <p>–High or very high fire hazard severity zones</p> <p>–Hazardous waste site</p> <p>–FEMA designated flood plain or floodway</p> <p>–Protected species habitat</p> <p>–Lands under a conservation easement</p> <p>–Lands designated for conservation in a habitat conservation plan</p> <p>–A site that would require demolition of (a) housing subject to recorded rent restrictions, (b) housing subject to rent control, (c) housing occupied by tenants within past 10 years, or (d) an historic structure placed on a local, state, or federal register</p> <p>–A site that previously contained housing occupied by tenants within past 10 years</p> <p>–A parcel of land governed by the Mobilehome Residency Law, the Recreational Vehicle Park Occupancy Law, the Mobilehome Parks Act, or the Special Occupancy Parks Act.</p>	<input type="checkbox"/>	<input type="checkbox"/>	
<p><b>10. Has the project proponent certified that either that the entire development is a “public work” for purposes of the prevailing wage law or that the construction workers will be paid at least the prevailing wage (subd. (a)(8)(A))?</b></p> <p>This requirement is not applicable to projects of 30 units or less and that are not a “public work for purposes of the prevailing wage law.</p>	<input type="checkbox"/>	<input type="checkbox"/>	
<p><b>11. Has the project proponent certified that “a skilled and trained workforce” will be used to complete the development if the requirement is applicable (subd. (a)(8)(B))?</b></p> <p>–The requirement applies to Bay and Coastal counties of more than 225,000 in population (excludes Del Norte, Humboldt, Mendocino, and Napa) and to jurisdictions of less than 500,000 in population that are not in Bay and Coastal Counties.</p> <p>–In Bay and Coastal counties, the requirement only applies to projects of 75 or more until 2022; and projects of 50 or more thereafter.</p> <p>–In applicable non-Bay and Coastal jurisdictions, the requirement only applies to projects of 75 or more until 2020; 50 or more units until 2022; and 25 or more thereafter.</p>	<input type="checkbox"/>	<input type="checkbox"/>	

Eligibility Requirements	Yes?	No?
<b>12. NOTIFICATION TO NATIVE AMERICAN TRIBES. A notice of the intent to submit an application for SB 35 approval (SB 35 Preliminary Application) was submitted to the City and the City provided formal notice to and requested consultation with California Native American tribes (tribes) that are traditionally and culturally affiliated with the geographic area of the proposed development site. Check the following which apply:</b>	<input type="checkbox"/>	<input type="checkbox"/>
-Tribes did not accept scoping consultation invitation	<input type="checkbox"/>	<input type="checkbox"/>
-A scoping consultation was accepted but affected tribe(s) substantially failed to engage in the scoping consultation	<input type="checkbox"/>	<input type="checkbox"/>
-Consultation concluded that no tribal cultural resource could be affected by the proposed development	<input type="checkbox"/>	<input type="checkbox"/>
-Consultation concluded that a potential tribal cultural resource could be affected by the proposed development and an enforceable agreement on methods, measures, and conditions for tribal cultural resource treatment is documented between the parties to the consultation; and	<input type="checkbox"/>	<input type="checkbox"/>
-The parties to the consultation do not disagree as to whether a potential tribal cultural resource will be affected by the proposed development	<input type="checkbox"/>	<input type="checkbox"/>

*Process Notes:*

- If a local ordinance requires more units to be affordable households making below 80% of the area median income, the local ordinance's requirement applies.
- Because the section 65913.4 process is ministerial, eligible projects are exempt from CEQA.
- A local agency has 60 days from project submittal to determine if the project conflicts with any "objective planning standards" (90 days if project is more than 150 units). If the agency fails to respond within the timeframes, the project is deemed to satisfy the standards. (subd. (b).)
- A local agency has 90 days from project submittal to complete any "design review or public oversight" (180 days if the project is more than 150 units). The review or oversight "shall be objective and be strictly focused on assessing compliance with criteria required for streamlined projects, as well as any reasonable objective design standards." (subd. (c).)
- Application Fees payable to the City of Chico must be remitted at time of application submission and are as follows:
  - SB 35 Preliminary Application fee - \$914
  - SB 35 Final Application fee - \$6,012

**Contact:** Community Development- Planning at (530)879-6800



# DEVELOPMENT CHECKLIST

Community Development  
Planning Division  
411 Main Street  
P.O. Box 3420  
Chico, CA 95927  
(530) 879-6800

Date: \_\_\_\_\_ Planner: \_\_\_\_\_

Building Permit #s: \_\_\_\_\_

Planning File #s: \_\_\_\_\_

Other Previous Approvals  Yes  No File #s: \_\_\_\_\_

If Yes, does current application conform with previous approvals?  Yes  No

Property Address: \_\_\_\_\_

Applicant: \_\_\_\_\_

APN(s): \_\_\_\_\_

Zoning District: \_\_\_\_\_ Overlay District: \_\_\_\_\_

PROJECT WILL REQUIRE ADDITIONAL PLANNING PERMIT:  YES  NO

If yes, specify permit needed: \_\_\_\_\_

Note: The checklist below is used by Planning staff to assist in determining compliance with portions of the Chico Municipal Code, the local zoning ordinance. **Compliance with this checklist DOES NOT exempt the applicant from complying with all applicable code requirements.** This checklist is not intended to list all development standards.

Yes      No

### GENERAL

- |                          |                          |  |
|--------------------------|--------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | <b>Existing structure and use legal</b> (19.08) If no, see comments.                         |
| <input type="checkbox"/> | <input type="checkbox"/> | <b>Intensified nonconformity</b> (19.08) If yes, see comments.                               |
| <input type="checkbox"/> | <input type="checkbox"/> | <b>Architectural Review Board approval needed</b> (19.18)                                    |
| <input type="checkbox"/> | <input type="checkbox"/> | <b>Permitted use</b> (19.42 through 19.52)   |
| <input type="checkbox"/> | <input type="checkbox"/> | <b>CEQA review needed</b> (if yes, see comments.)  |
| <input type="checkbox"/> | <input type="checkbox"/> | <b>Butte County Airport Land Use Commission (ALUC)</b> review needed.                        |
| <input type="checkbox"/> | <input type="checkbox"/> | <b>Heritage tree removal/relocation proposed</b> (16.66) If yes, see comments.               |
| <input type="checkbox"/> | <input type="checkbox"/> | <b>Airport, Special Purpose, or Overlay zone</b> (19.48, 19.50, 19.52) If yes, see comments. |

**Sign permit needed - Planning Director Review**

Comments:

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**COVERAGE, SETBACKS, HEIGHT**

(NOTE: Coverage, setback, or height requirements can be relaxed only as specified in the Chico Municipal Code, in selected zoning districts or through specific entitlements. In other situations, failure to meet minimum standards can result in denial of a building permit or a recommendation for denial of other required permits.)

	<b>Met</b>	<b>Not Met</b>	<b>N/A</b>	<b><u>Standard(s)</u></b>
1.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Site coverage</b>
2.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Permitted height Front</b>
3.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>yard setback Side</b>
4.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>yard setbacks Rear</b>
5.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>yard setback</b>

Comments:

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**GENERAL DEVELOPMENT STANDARDS**

	<b>Met</b>	<b>Not Met</b>	<b>N/A</b>	<b><u>Standards</u></b>
1.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>General Property Development and Use (19.60). Partial list:</b>
2.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Creekside development (19.60.030)</b>
3.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Exterior lighting (19.60.050)</b>
4.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Fencing and screening (19.60.060)</b>
5.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Foothill Development Standards (19.66)</b>

Comments:

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**LANDSCAPING STANDARDS (19.68)**

	<b>Met</b>	<b>Not Met</b>	<b>N/A</b>	<b><u>Standards</u></b>
1.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Minimum Area Requirements for Facade Remodel</b>
2.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Landscape Standards</b>
3.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Tree preservation measures</b>

Comments: \_\_\_\_\_

**PARKING AND LOADING STANDARDS (19.70)**

	<b>Met</b>	<b>Not Met</b>	<b>N/A</b>	<b><u>Standards</u></b>
1.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Car parking spaces - number and design</b>
2.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Bike parking spaces - number and design</b>
3.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>50% shading of parking and maneuvering area</b>
4.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>5% interior landscaping of parking area</b>
5.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Landscape Strips and Buffers</b>
6.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Parking Area Fencing and Screening</b>

**Comments:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**SPECIFIC LAND USES (19.76)**

	<b>Met</b>	<b>Not Met</b>	<b>N/A</b>	<b><u>Standards</u></b>
1.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Standards for Specific Land Uses (19.76)</b>
2.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Accessory uses and structures Drive-in and</b>
3.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>drive-through facilities</b>
4.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Outdoor retail</b>
5.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Second dwelling units</b>

**Comments:** \_\_\_\_\_  
\_\_\_\_\_

**WIRELESS TELECOMMUNICATIONS FACILITIES (19.78)**

	<b>Met</b>	<b>Not Met</b>	<b>N/A</b>	<b><u>Standards</u></b>
1.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<b>Wireless Telecommunications Facilities</b>

**Comments:** \_\_\_\_\_  
\_\_\_\_\_

**Checklist complete (Planner's Initials):** \_\_\_\_\_





## CITY OF CHICO Development Application Checklist

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This City of Chico Development Application Checklist has been prepared to help applicants and City staff evaluate the completeness of a development permit application and its consistency with the Chico General Plan. The checklist will help applicants to determine, early in the process, if additional information is necessary beyond the submittal requirements for each development application. Development permit applications include: general plan amendments, prezones and rezones, use permits and variance applications, planned development permits, architectural review, and map related projects including minor land divisions, boundary line modifications, tentative parcel and subdivision maps.

### I. Project Information

Project Name and Number (if applicable) \_\_\_\_\_

Project Address \_\_\_\_\_

Type of Project \_\_\_\_\_

Application Date \_\_\_\_\_ Applicant \_\_\_\_\_

Applicant Telephone(s) \_\_\_\_\_

### II. Project Issues

#### General Application Completeness

- Environmental Review
  - Ministerial
  - Exempt \_\_\_\_\_
  - Initial Study
- Complete application including environmental assessment (see each application)
- Application fee
- Map(s) or site plan to scale
- Property owner's signature
- Title report (map related applications)
- Architectural drawings/elevations and landscape plans (related to construction projects, planned developments, use permits, architectural review)
- Request for modification of standards

#### Project Design Issues (General)

- Proximity to creekside area, treatment of creekside greenway, public access (bicycle and pedestrian), location and type of storm water design, continuity and connection
- Special district design (RMA, Downtown, Transit Corridor, Neighborhood Core, Landmark, Special Design District)
- Compatibility with surrounding built environment
- Foothill development standards, grading, viewshed
- Solar access and design
- Impacted parking area

#### Site Planning

(See attached Guide for Project Review)

- Traffic Analysis (Bicycle Plan, paths)
- Special species studies
- Wetlands clearance
- Archaeological study/clearance
- Air quality analysis
- Noise study
- Viewshed study (foothill/transition projects)
- Visual simulations (industrial/commercial projects over 50,000 sf or residential development at or above 250-300 foot elevation in NE)
- Soils analysis
- Storm water analysis
- No special studies required
- ALUC
- Phase I-II (proximity to hazardous site)

#### Street Design

- Traffic circulation
- Bicycle/pedestrian connection
- Transit

#### General Plan Consistency (see attached Implementation Guide for Project Review)

- Land use designation
- Density or intensity
- Parcel sizes/dimensions

Assigned Planner: \_\_\_\_\_

Additional Comments: \_\_\_\_\_

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**BUILDING AND DEVELOPMENT  
SERVICES DEPARTMENT**

411 Main Street – 2<sup>nd</sup> Floor  
P.O. Box 3420  
Chico, CA 95927  
<http://www.ci.chico.ca.us>

BUILDING  
(530) 879-6700  
Fax (530) 895-4726

ENGINEERING  
(530) 879-6900  
Fax (530) 895-4899

**DEVELOPMENT ENGINEERING CHECKLIST FOR  
TENTATIVE MAPS**

This checklist is used as a processing aid to assure compliance with the Subdivision Map Act and Chico Municipal Code. In addition, this review shall produce a Tentative Map to allow any reviewing body to readily assimilate pertinent information and respond with an accurately informed recommendation.

Subdivision Name/Number: \_\_\_\_\_

Location/APN(s): \_\_\_\_\_

Engineer/Surveyor & Contact Number: \_\_\_\_\_

Applicant/Owner: \_\_\_\_\_

Submittal No.: \_\_\_\_\_ Date Submitted: \_\_\_\_\_

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*\*Tentative Map check authority under the State Subdivision Map Act (Government Code Sections 66425-66428) and Title 18 & 18R of the Chico Municipal Code:*

**I. MAP PREPARATION**

- 1. Map title: subdivision name, number and description of property being subdivided.
- 2. Indicated as a Vesting Tentative Map (owner's option).
- 3. Name(s) and address(s) of the Owner(s) and Developer of the project.
- 4. Name and address of the Person, Firm or Organization that prepared the map.
- 5. The Tentative Map was prepared by or under the direction of a registered civil engineer or licensed land surveyor. Includes applicable registration or license number.
- 6. Map preparation date.

**II. FORM**

- 1. The map size shall be 22" x 34" with 1" border drawn completely around the sheet.
- 2. The map is clearly and legibly drawn.
- 3. Map scale shown (minimum map scale: 1"=100').
- 4. More than one sheet may be used, but the relationship of the several sheets shall be clearly shown on each sheet.
- 5. North arrow shown.

**III. SUBDIVIDER'S OVERALL INTENT**

- 1. Statements regarding existing and proposed zoning, existing and proposed uses, and the approximate area of proposed zones.
- 2. Proposed subdivision modifications [Chico Municipal Code (or CMC) Chapter 18.44] clearly labeled and identified as to the nature and purpose. (Or include a statement that no modifications are proposed).
- 3. Show boundaries and sequence of phases if separate Final Maps are to be filed on portions of the property shown.
- 4. Proposed remainder parcel clearly shown.
- 5. Clear distinction made between proposed public and proposed private facilities.

**IV. EXISTING PROPERTY INFORMATION**

- 1. Vicinity map of local area with appropriate scale that clearly illustrates nearby street patterns and surrounding property lines.
- 2. Distinctive boundary lines with distances to define and locate the property.
- 3. Existing lot lines shown (including lines to be removed as part of the final map).
- 4. Assessors parcel numbers shown.
- 5. Adjoining property owners and/or recently approved tentative subdivision/parcel map lines to show their relationship to the proposed subdivision.
- 6. Locations, widths, names/designations of existing streets, alleys, pedestrian ways, and other rights-of-way, whether public or private, within and adjacent to the subdivision.
- 7. Location, width, and purpose of existing easements for utilities, shown as dashed lines, within and adjacent to the subdivision (include building setback lines if established by record document).
- 8. Boundaries and acreage of existing public areas in and adjacent to the subdivision with the nature of each indicated thereon.
- 9. The location of existing railroad rights-of-way and grade crossings.
- 10. Date of survey shown (if the map is based upon a survey).

**V. EXISTING TOPOGRAPHY**

- 1. Contour lines shown indicating the following intervals:
  - a.) *1' contour interval for ground slope between 0% - 5%*
  - b.) *5' contour interval for ground slope between 5% - 15%*
  - c.) *10' contour interval for ground slope greater than 15%*
- 2. Location, width and direction of flow of all watercourses and flood-control areas within and adjacent to the property involved).
- 3. Location of all existing wells, abandoned wells and sumps (or statement that none exist). If applicable, include notes for abandonment process.
- 4. Approximate location of all existing septic tanks and leach fields (or statement that none exist). If applicable, include notes for abandonment process.
- 5. Location and distance between all structures to be retained within the subdivision and notations concerning all structures to be removed (or statement that none exist).
- 6. Location, description and size of trees with notations as to their retention or removal (or statement that none exist).

**VI. PROPOSED PROPERTY INFORMATION**

- 1. Total subdivision acreage shown.
- 2. Total number of proposed lots with the approximate average lot area and gross unit per acre density.
- 3. Proposed streets shown with public and/or private dedication.
- 4. Approximate dimensions of all lot lines indicated and lots numbered consecutively.
- 5. Total area in square footage or acreage of each lot proposed on tentative map.
- 6. Locations, widths and designations of all proposed streets, alleys, pedestrian ways and other rights-of-way, whether public or private, within and adjacent to the subdivision. (Include any planned line for street widening or for any other public project in and adjacent to the subdivision).
- 7. Centerline curve data given for each curve (length and radius).
- 8. Location, width and purpose of all proposed easements for utilities, shown as dashed lines, within and adjacent to the subdivision.
- 9. Boundaries and acreage of proposed public areas in and adjacent to the subdivision with the proposed use of each indicated thereon.
- 10. Land to be offered for dedication to park or recreation purposes or for providing public access to any public waterway, river or stream shall include proposed use.
- 11. Conveyance of abutter's rights of access, to the City shown.
- 12. Proposed abandonment(s) of existing public rights-of-way or easements shown.

**VII. PROPOSED IMPROVEMENTS**

- 1. Statement included indicating what entity is proposed as a provider of the following services:
  - a.) *Sanitary Sewer*
  - b.) *Storm Drainage*
  - c.) *Power/Gas*
  - d.) *Telecommunications*
  - e.) *Cable T.V.*
- 2. Cross-sections with proposed improvement dimensions for each street shown.
- 3. Statements and/or methods for providing storm water drainage.

**VIII. DRAWINGS, STATEMENTS & OTHER DATA TO ACCOMPANY TENTATIVE MAP**

- 1. Preliminary Soil Investigation and Geologic Reconnaissance Report submitted by a Registered Civil Engineer, Engineering Geologist or Geologist specializing and recognized in soil mechanics and foundation engineering. (The Director of Building & Development Services can waive this report).
- 2. Request for waiver of above soils report submitted.
- 3. Preliminary grading plan with existing and proposed drainage patterns shown in relationship to adjacent lots.

**IX. GENERAL**

- 1. Physical restrictions or conditions shown which affect the use of the property.

2. All other data required as a prerequisite to approval of the tentative map, including plans, reports, fees or other requirements.

X. **OTHER COMMENTS AND/OR NECESSARY ITEMS**

- *Sanitary sewer application has been submitted*



## CITY OF CHICO PLANNING DIVISION PROJECT CHECKLIST

Applicant \_\_\_\_\_

Project Name/Number \_\_\_\_\_

Project Address \_\_\_\_\_

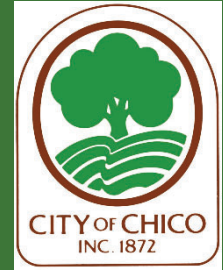
Project Planner \_\_\_\_\_

	<input type="checkbox"/> Limited Height	<input type="checkbox"/> # Units
<input type="checkbox"/> <b>Use Permit</b>	<input type="checkbox"/> Setbacks	<input type="checkbox"/> Parking
<input type="checkbox"/> <b>Variance</b>	<input type="checkbox"/> Setbacks	<input type="checkbox"/> Lot Size
	<input type="checkbox"/> Heights	<input type="checkbox"/> View Shed
	<input type="checkbox"/> Setbacks	
	<input type="checkbox"/> Mitigations	<input type="checkbox"/> Trees or Plants
<input type="checkbox"/> <b>Subdivision</b>	<input type="checkbox"/> Const. Limits	
	<input type="checkbox"/> Design Req.	<input type="checkbox"/> Parking
	<input type="checkbox"/> Setbacks	<input type="checkbox"/> Use
<input type="checkbox"/> <b>PUD</b>	<input type="checkbox"/> Heights	<input type="checkbox"/> Landscape

# City of Chico Planning Division

HOUSING CRISIS ACT of 2019 – SB 330

## PRELIMINARY APPLICATION FORM



### GENERAL INFORMATION

An applicant for a housing development project that includes (1) residential units (2) a mix of commercial and residential uses with two-thirds of the project's square footage used for residential purposes; or (3) transitional or supportive housing, shall be deemed to have submitted a preliminary application upon provision of all of the information listed in this Preliminary Application form and payment of the permit processing fee to the agency from which approval for the project is being sought.

**After submitting this Preliminary Application to the local agency, an applicant has 180 days to submit a full application or the Preliminary Application will expire.**

### Submittal Date Stamp<sup>\*1,2</sup>

\*1 Submittal of all the information listed and payment of the permit processing fee freezes fees and development standards as of this date, unless exceptions per Government Code § 65889.5(o) are triggered.

\*2 Note: Record keeping pertaining to which standards and fees apply at date of submittal is imperative, as **penalties may apply for imposing incorrect standards**

### Notes:

1. California Environmental Quality Act (CEQA) and Coastal Act standards apply.
2. After submittal of all of the information required, if the development proponent revises the project to change the number of residential units or square footage of construction changes by 20 percent or more, excluding any increase resulting from Density Bonus Law, the development proponent must resubmit the required information so that it reflects the revisions.

**SITE INFORMATION**

- 1. **PROJECT LOCATION** - The specific location, including parcel numbers, a legal description, and site address, if applicable.

Street Address \_\_\_\_\_ Unit/Space Number \_\_\_\_\_

Legal Description (Lot, Block, Tract) Attached? YES  NO

Assessor Parcel Number(s) \_\_\_\_\_

- 2. **EXISTING USES** - The existing uses on the project site and identification of major physical alterations to the property on which the project is to be located.

- 3. **SITE PLAN** - A site plan showing the building(s) location on the property and approximate square footage of each building that is to be occupied.

Attached? YES  NO

- 4. **ELEVATIONS** - Elevations showing design, color, material, and the massing and height of each building that is to be occupied.

Attached? YES  NO

- 5. **PROPOSED USES** - The proposed land uses by number of units and square feet of residential and nonresidential development using the categories in the applicable zoning ordinance.



**a. RESIDENTIAL DWELLING UNIT COUNT:**

Please indicate the number of dwelling units proposed, including a breakdown of levels by affordability, set by each income category.

	Number of Units
Market Rate	
Managers Unit(s) – Market Rate	
Extremely Low Income	
Very Low Income	
Low Income	
Moderate Income	
Total No. of Units	
Total No. of Affordable Units	
Total No. of Density Bonus Units	

Other notes on units:

6. **FLOOR AREA** - Provide the proposed floor area and square footage of residential and nonresidential development, by building (attach relevant information by building and totals here):

	Residential	Nonresidential	Total
<b>Floor Area (Zoning)</b>			
<b>Square Footage of Construction</b>			

7. **PARKING** - The proposed number of parking spaces:

8. **AFFORDABLE HOUSING INCENTIVES, WAIVERS, CONCESSIONS and PARKING REDUCTIONS** - Will the project proponent seek Density Bonus incentives, waivers, concessions, or parking reductions pursuant to California Government Code Section 65915?

YES  NO

If "YES," please describe:

9. **SUBDIVISION** – Will the project proponent seek any approvals under the Subdivision Map Act, including, but not limited to, a parcel map, a vesting or tentative map, or a condominium map?

YES  NO

If “YES,” please describe:

10. **POLLUTANTS** – Are there any proposed point sources of air or water pollutants?

YES  NO

If “YES,” please describe:

11. **EXISTING SITE CONDITIONS** – Provide the number of existing residential units on the project site that will be demolished and whether each existing unit is occupied or unoccupied. Provide attachment, if needed.

	Occupied Residential Units	Unoccupied Residential Units	Total Residential Units
Existing			
To Be Demolished			

12. **ADDITIONAL SITE CONDITIONS** –

a. Whether a portion of the property is located within any of the following:

i. A very high fire hazard severity zone, as determined by the Department of Forestry and Fire Protection, pursuant to Section 51178?

YES  NO

ii. Wetlands, as defined in the United States Fish and Wildlife Service Manual, Part 660 FW 2 (June 21, 1993)?

YES  NO

iii. A hazardous waste site that is listed pursuant to Section 65962.5, or a hazardous waste site designated by the Department of Toxic Substances Control pursuant to Section 25356 of the Health and Safety Code?

YES  NO

iv. A special flood hazard area subject to inundation by the 1 percent annual chance flood (100-year flood) as determined by any official maps published by the Federal Emergency Management Agency?

YES  NO

v. A delineated earthquake fault zone as determined by the State Geologist in any official maps published by the State Geologist, unless the development complies with applicable seismic protection building code standards adopted by the California Building Standards Commission under the California Building Standards Law (Part 2.5 (commencing with Section 18901) of Division 13 of the Health and Safety Code), and by any local building department under Chapter 12.2 (commencing with Section 8875) of Division 1 of Title 2?

YES  NO

vi. A stream or other resource that may be subject to a streambed alteration agreement pursuant to Chapter 6 (commencing with Section 1600) of Division 2 of the Fish and Game Code?

YES  NO

If "YES" to any, please describe:

b. Does the project site contain historic and/or cultural resources?

YES  NO

If "YES," please describe:

c. Does the project site contain any species of special concern?

YES  NO

If "YES," please describe:

- d. Does the project site contain any recorded public easement, such as easements for storm drains, water lines, and other public rights of way?

YES  NO

If "YES," please describe:

- e. Does the project site contain a stream or other resource that may be subject to a streambed alteration agreement pursuant to Chapter 6 (commencing with Section 1600) of Division 2 of the Fish and Game Code? Provide an aerial site photograph showing existing site conditions of environmental site features that would be subject to regulations by a public agency, including creeks and wetlands.

YES  NO

If "YES," please describe and depict in attached site map:

**13. COASTAL ZONE** - For housing development projects proposed to be located within the coastal zone, whether any portion of the property contains any of the following:

- a. Wetlands, as defined in subdivision (b) of Section 13577 of Title 14 of the California Code of Regulations.

YES  NO

- b. Environmentally sensitive habitat areas, as defined in Section 30240 of the Public Resources Code.

YES  NO

- c. A tsunami run-up zone.

YES  NO

- d. Use of the site for public access to or along the coast.

YES  NO

**14. PROJECT TEAM INFORMATION** - The applicant's contact information and, if the applicant does not own the property, consent from the property owner to submit the application.

**Applicant's Name** \_\_\_\_\_

Company/Firm \_\_\_\_\_

Address \_\_\_\_\_ Unit/Space Number \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

Telephone \_\_\_\_\_ Email \_\_\_\_\_

Are you in escrow to purchase the property? YES  NO

**Property Owner of Record**       Same as applicant     Different from applicant

Name (if different from applicant) \_\_\_\_\_

Address \_\_\_\_\_ Unit/Space Number \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

Telephone \_\_\_\_\_ Email \_\_\_\_\_

**Optional: Agent/Representative Name** \_\_\_\_\_

Company/Firm \_\_\_\_\_

Address \_\_\_\_\_ Unit/Space Number \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

Telephone \_\_\_\_\_ Email \_\_\_\_\_

**Optional: Other** (Specify Architect, Engineer, CEQA Consultant, etc.) \_\_\_\_\_

Name \_\_\_\_\_

Company/Firm \_\_\_\_\_

Address \_\_\_\_\_ Unit/Space Number \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

Telephone \_\_\_\_\_ Email \_\_\_\_\_

Primary Contact for Project:    Owner    Applicant    Agent/Representative    Other

## PROPERTY OWNER AFFIDAVIT

Before the application can be accepted, the owner of each property involved must provide a signature to verify the Preliminary Application is being filed with their knowledge. Staff will confirm ownership based on the records of the City Engineer or County Assessor. In the case of partnerships, corporations, LLCs or trusts, the agent for service of process or an officer of the ownership entity so authorized may sign as stipulated below.

- **Ownership Disclosure.** If the property is owned by a partnership, corporation, LLC or trust, a disclosure identifying the agent for service or process or an officer of the ownership entity must be submitted. The disclosure must list the names and addresses of the principal owners (25 percent interest or greater). The signatory must appear in this list of names. A letter of authorization, as described below, may be submitted provided the signatory of the letter is included in the Ownership Disclosure. Include a copy of the current partnership agreement, corporate articles, or trust document as applicable.
- **Letter of Authorization (LOA).** A LOA from a property owner granting someone else permission to sign the Preliminary Application form may be provided if the property is owned by a partnership, corporation, LLC or trust, or in rare circumstances when an individual property owner is unable to sign the Preliminary Application form. To be considered for acceptance, the LOA must indicate the name of the person being authorized to file, their relationship to the owner or project, the site address, a general description of the type of application being filed and must also include the language in items 1-3 below. In the case of partnerships, corporations, LLCs or trusts, the LOA must be signed by the authorized signatory as shown on the Ownership Disclosure or in the case of private ownership by the property owner. Proof of Ownership for the signatory of the LOA must be submitted with said letter.
- **Grant Deed.** Provide Copy of the Grant Deed if the ownership of the property does not match local records. The Deed must correspond exactly with the ownership listed on the application.
- **Multiple Owners.** If the property is owned by more than one individual (e.g., John and Jane Doe, or Mary Smith and Mark Jones) signatures are required of all owners.

1. I hereby certify that I am the owner of record of the herein previously described property located in \_\_\_\_\_ which is involved in this Preliminary Application, or have been empowered to sign as the owner on behalf of a partnership, corporation, LLC, or trust as evidenced by the documents attached hereto.
2. I hereby consent to the filing of this Preliminary Application on my property for processing by the Department of \_\_\_\_\_ for the sole purpose of vesting the proposed housing project subject to the Planning and Zoning ordinances, policies, and standards adopted and in effect on the date that this Preliminary Application is deemed complete.
3. Further, I understand that this Preliminary Application will be terminated and vesting will be forfeited if the housing development project is revised such that the number of residential units or square footage of construction increases or decreases by 20 percent or more, exclusive of any increase resulting from the receipt of a density bonus, incentive, concession, waiver, or similar provision, and/or an application requesting approval of an entitlement is not filed with the City of Chico Planning Division within 180 days of the date that the Preliminary Application is deemed complete.
4. By my signature below, I certify that the foregoing statements are true and correct.

Signature \_\_\_\_\_  
Printed Name \_\_\_\_\_  
Date \_\_\_\_\_

Signature \_\_\_\_\_  
Printed Name \_\_\_\_\_  
Date \_\_\_\_\_



## **AB 168: Tribal Scoping Consultation Requirements for Projects Seeking Review Under the Streamlined Ministerial Approval Process (SB 35)**

AB 168 (Aguilar-Curry, 2020) created a process for tribal scoping consultation (“consultation”) for housing development proposals seeking review under the streamlined ministerial approval process created by SB 35 (Wiener, 2017). Developers are now required to submit a preliminary application with key project details (found in Government Code §65913.4(b)(1)(A)) and engage in tribal scoping consultation that potentially influences the project’s eligibility for ministerial approval.

This document provides an overview of this new process pursuant to AB 168 and answers some common questions related to this new law. This document specifically focuses on the scoping consultation requirement related to SB 35’s streamlined ministerial approval process and not consultation requirements that may be required by other laws unless otherwise noted.

**This document provides guidance only and should not be construed as legal advice.** OPR provides this technical advisory as a resource for the public to use at their discretion. OPR is not enforcing or attempting to enforce any part of the recommendations or information contained herein.

### **When does AB 168 take effect?**

Immediately. AB 168 contained an urgency clause, which means that the bill took effect on **September 25, 2020**, when the Governor signed the bill. This law does not apply to any projects that obtained ministerial approval under SB 35 by the local government prior to this date (Government Code §65913.4(b)(8)).

The Governor's Office of Planning and Research (OPR) advises that projects with pending applications under review should engage in this tribal consultation to ensure compliance with the requirements of AB 168.

### **What information must be included in a preliminary application?**

Before submitting an application for SB 35 approval, development proponents must now submit a notice of intent to submit an application, which includes a preliminary application. The preliminary application and its requirements are described in existing statute (Government Code §65941.1); it is also the same preliminary application referenced in SB 330 (Statutes of 2019).

The California Department of Housing and Community Development (HCD) has developed a standardized form that applicants for housing development projects may use for the purpose of satisfying the requirements for submittal of a preliminary application if a local agency has not developed its own application form. The form and more information on the SB 330 preliminary application can be found at <https://www.hcd.ca.gov/community-development/accountability-enforcement/statutory-determinations.shtml>

A preliminary application must include all of the following information:

1. The project's location, including the parcel number, a legal description, and address, as applicable
2. The existing uses of the site and the identification of major physical alterations to the property
3. A site plan showing the location of the property; as well as the massing, height, approximate square footage, and elevations showing design, color, and material of each building to be occupied
4. The proposed land uses by number of units and square feet of residential and nonresidential development using the applicable categories in the applicable zoning ordinance
5. The proposed number of parking spaces
6. Any proposed point sources of air or water pollutants



7. Any species of special concern known to occur on the property
8. Whether a portion of the property is located within any of the following:
  - a. A very high wildfire hazard severity zone, as determined by the Department of Forestry and Fire Protection pursuant to Government Code Section 51178
  - b. Wetlands, as defined in the United States Fish and Wildlife Service Manual, Part 660 FW 2 (June 21, 1993)
  - c. A hazardous waste site listed pursuant to Government Code Section 65962.5 or a hazardous waste site designated by the Department of Toxic Substances Control pursuant to Health and Safety Code Section 25356
  - d. A special flood hazard area subject to inundation by the 1 percent annual chance flood (100-year flood) as determined by the Federal Emergency Management Agency in any official maps published by the Federal Emergency Management Agency
  - e. A delineated earthquake fault zone as determined by the State Geologist in any official maps published by the State Geologist, unless the development complies with applicable seismic protection building code standards adopted by the California Building Standards Commission under the California Building Standards Law (Part 2.5 (commencing with Section 18901) of Division 13 of the Health and Safety Code), and by any local building department under Chapter 12.2 (commencing with Section 8875) of Division 1 of Title 2
  - f. A stream or other resource that may be subject to a streambed alteration agreement pursuant to Chapter 6 (commencing with Section 1600) of Division 2 of the Fish and Game Code
9. Any historic or cultural resources known to exist on the property
10. The number of proposed below market rate units and their affordability levels
11. The number of bonus units and any incentives, concessions, waivers, or parking reductions pursuant to Density Bonus Law (Government Code Section 65915)
12. Whether any approvals under the Subdivision Map Act (Division 2 of Title 7 (commencing with Section 66410) of the Government Code), including, but not limited to, a parcel map, tentative map, or condominium map, are being requested
13. The applicant's contact information, and, if the applicant does not own the property, the property owner's consent to submit the application

14. For a housing development proposed to be located within the coastal zone, whether any portion of the property contains any of the following:
  - a. Wetlands, as defined by subdivision (b) of Section 13577 of Title 14 of the California Code of Regulations
  - b. Environmentally sensitive habitat areas, as defined by Public Resources Code Section 13577
  - c. A tsunami run-up zone
  - d. Use of the site for public access to or along the coast
15. The number of existing residential units on the project site that will be demolished and whether each unit is occupied or unoccupied
16. A site map showing a stream or other resource that may be subject to a streambed alteration agreement pursuant to Chapter 6 (commencing with Section 1600) of Division 2 of the Fish and Game Code and an aerial site photograph showing existing site conditions of environmental site features that would be subject to regulations by a public agency, including creeks and wetlands
17. The location of any recorded public easement, such as easements for storm drains, water lines, and other public rights of way

### **How are Tribes identified for scoping consultation?**

Upon receipt of a development proponent's preliminary application, the local government must "engage in ... consultation regarding the proposed development with any California Native American Tribe that is traditionally and culturally affiliated with the geographic area, as described in Section 21080.3.1 of the Public Resources Code" and "contact the Native American Heritage Commission for assistance in identifying any California Native American Tribe" (Government Code §65913.4(b)(1)(A)(ii)).

### **What is the timeline for consultation?**

The statute adopts a 30-30-30 timeline. Within **30 calendar days** of receiving the developer's preliminary application, the local government must provide formal notice for each Tribe traditionally and culturally affiliated with the geographic area of the project site (Government Code §65913.4(b)(1)(A)(ii)). The formal notice must include the location and a description of the proposed development, and an invitation to engage in scoping consultation (Government Code §65913.4(b)(1)(A)(iii)(I)(ia-ic)).

Each Tribe that receives this notice has **30 calendar days** to accept the invitation to engage in consultation (Government Code §65913.4(b)(1)(A)(iii)(II)).

The local government must initiate consultation within **30 calendar days** of a Tribe's acceptance of the invitation to engage in consultation (Government Code §65913.4(b)(1)(A)(iii)(III)).

### **Who participates in the consultation?**

The local government and any California Native American Tribe that is traditionally or culturally affiliated with the geographic area of the project site may participate in the consultation. In cases where more than one Tribe participates in consultation, the local government must grant separate consultation with a Tribe if individual consultation is requested (Government Code §65913.4(b)(1)(C)).

The development proponent and its consultants may participate in consultation if they agree to respect the principles established in AB 168, engage in good faith, and the Tribe approves of the proponent's participation. **The Tribe may revoke this approval at any time during the consultation process** (Government Code §65913.4(b)(1)(C)).

AB 168 requires that consultation must recognize that California Native American Tribes traditionally and culturally affiliated with a geographic area have knowledge and expertise concerning the resources at issue, and shall take into account the cultural significance of the resource to the Tribe (Government Code §65913.4(b)(1)(B)).

### **What confidentiality requirements apply to the consultation process?**

Consultation must comply with the confidentiality requirements established in Government Code Section 6254(r), Government Code Section 6254.10, Public Resources Code Section 21082.3(c), and California Code of Regulations, Title 14, Section 15120(d). Additionally, the Tribe may adopt any additional confidentiality requirements applicable to the consultation (Government Code §65913.4(b)(1)(D)).

## **Does the California Environmental Quality Act (CEQA) apply to the consultation process?**

No, the tribal consultation required pursuant to AB 168 is not considered a project under CEQA (Government Code §65913.4(b)(1)(E)).

## **When does tribal consultation conclude?**

Tribal consultation concludes either 1) upon documentation of an enforceable agreement regarding the treatment of tribal resources at the project site (Government Code §65913.4(b)(2)(D)(i)), or 2) one or more parties to the consultation, **acting in good faith and after a reasonable effort**, conclude that a mutual agreement cannot be achieved (Government Code §65913.4(b)(2)(D)(ii)).

## **What are the potential outcomes of the tribal consultation?**

If the parties participating in tribal consultation determine that there is no potential impact to tribal cultural resources resulting from the project, then the development proponent may submit an application for ministerial approval pursuant to SB 35 (Government Code §65913.4(b)(2)(A)).

If the tribal consultation identifies a potential impact to tribal cultural resources resulting from the project, then the parties must document an enforceable agreement regarding the methods, measures, and conditions for treatment of tribal cultural resources. **This agreement must be a condition of approval** for the project application for SB 35 approval (Government Code §65913.4(b)(2)(B)).

If the parties are unable to reach an enforceable agreement regarding treatment of tribal cultural resources that may be present on the project site, then the development proponent is ineligible for ministerial approval under SB 35 (Government Code §65913.4(b)(2)(C)).

## **What is now required for a project to qualify for SB 35 ministerial approval?**

A project is **eligible** for the ministerial approval established under SB 35 if **any** of the following conditions apply:

1. A Tribe that received notice of the developer's submission of a pre-application did not respond to the invitation to engage in consultation within 30 days (Government Code §65913.4(b)(3)(A));

2. A Tribe accepted an invitation to engage in tribal consultation but failed to engage after repeated attempts by the local government to initiate consultation (Government Code §65913.4(b)(3)(B));
3. The consultation concluded that there is no potential harm to tribal cultural resources resulting from the project (Government Code §65913.4(b)(3)(C)); OR
4. The consultation identified potential impacts to tribal cultural resources, and the parties committed to a documented, enforceable agreement regarding the treatment of potential resources (Government Code §65913.4(b)(3)(D))

### **Pursuant to AB 168, what might disqualify a project from ministerial approval under SB 35?**

A project would be **ineligible** for ministerial approval pursuant to SB 35 if **any** of the following conditions apply:

1. The project site contains a tribal cultural resource that is listed on a national, tribal, state, or local historic register (Government Code §65913.4(b)(4)(A));
2. The parties to scoping consultation do not agree on whether the project will impact tribal cultural resources (Government Code §65913.4(b)(4)(B)); OR
3. A potential tribal cultural resource would be affected by the proposed project, and the parties to scoping consultation were unable to document an enforceable agreement regarding the treatment of potential tribal resources (Government Code §65913.4(b)(4)(C))

### **What documentation is required upon conclusion of the tribal consultation?**

If the consultation concludes that the project would not affect potential tribal cultural resources, **no further documentation is required** and the development proponent may proceed with submission of its application for ministerial approval under SB 35 (Government Code §65913.4(b)(2)(A)).

If the consultation results in documentation of an enforceable agreement regarding the treatment of potential tribal resources, that **agreement must be attached** to the local government's approval of the application for SB 35 ministerial approval (Government Code §65913.4(b)(20)(B)).

If the consultation results in disqualification of the project from SB 35's streamlined ministerial approval process, the **local government must provide written documentation** of the fact, with an explanation for the project's ineligibility, to the development proponent and the Tribe or Tribes participating in the consultation (Government Code §65913.4(b)(5)(A)). The documentation provided to the development proponent must also include information on how to seek a conditional use permit or other discretionary approval of the project from the local government (Government Code §65913.4(b)(5)(B)).

### **What happens if the project changes after the conclusion of tribal consultation?**

If the development or environmental setting substantially changes after the consultation, the local government must notify the Tribe of the change and engage in a **subsequent consultation if requested** by the Tribe or Tribes (Government Code §65913.4(b)(2)(E)).

While the bill does not specify a timeline for this subsequent notification and consultation, OPR recommends adhering to the 30-30-30 timeline required for the initial consultation.

For the purposes of this consultation, OPR advises that a project or environmental setting may "substantially change" if 1) those changes will require major revisions to the environmental impact report, or 2) if new information that was not available or could not have been known during preparation of the environmental impact report becomes available (see Public Resources Code §21166).



**SB 35 PREVAILING WAGE CERTIFICATION**

PROJECT: \_\_\_\_\_

I/We, the undersigned, certify that I/we will comply with the prevailing wage and reporting requirements of the State of California and/or the Federal Davis Bacon Act for the planning, construction, and operation of the Project. If either California law or the Davis Bacon Act allows compliance with the other law, then I/we will comply with the applicable law.

I/we declare under penalty of perjury that the foregoing is true and correct. This Certification is signed in the City of \_\_\_\_\_, State of California.

\_\_\_\_\_ Date: \_\_\_\_\_

By: \_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_

By: \_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_

By: \_\_\_\_\_