

CITY OF NEWPORT BEACH COMMUNITY DEVELOPMENT DEPARTMENT PLANNING DIVISION ACTION REPORT

TO: CITY COUNCIL, CITY MANAGER, AND PLANNING COMMISSION

FROM: Seimone Jurjis, Assistant City Manager/Community Development Director

SUBJECT: Report of actions taken by the Zoning Administrator, and/or Community Development

Director for the week ending September 8, 2023.

COMMUNITY DEVELOPMENT DIRECTOR OR ZONING ADMINISTRATOR ACTIONS

(Non-Hearing Items)

Item 1: Clear Water Comprehensive Sign Program – (PA2023-0058)

Site Address: 101 Bayview Place

Action: Approved Council District 3

APPEAL PERIOD: An appeal or call for review may be filed with the Director of Community Development or City Clerk, as applicable, within fourteen (14) days following the date the action or decision was rendered unless a different period is specified by the Municipal Code (e.g., Title 19 allows ten (10) day appeal period for tentative parcel and tract maps, lot line adjustments, or lot mergers). For additional information on filing an appeal, contact the Planning Division at 949 644-3200.



COMMUNITY DEVELOPMENT DEPARTMENT

PLANNING DIVISION

100 Civic Center Drive, P.O. Box 1768, Newport Beach, CA 92658-8915 949-644-3200

www.newportbeachca.gov

ZONING ADMINISTRATOR ACTION LETTER

Subject: Clearwater Sign Program (PA2023-0058)

Comprehensive Sign Program

Site Location 101 Bayview Place

Applicant Ryan Cain

Legal Description Lot 1 of Tract 12528

On <u>September 7, 2023</u>, the Zoning Administrator approved the Comprehensive Sign Program filed as PA2023-0058 establishing a comprehensive sign program for a new senior convalescent and congregate care facility. This approval is in accordance with the provisions of Chapter 20.42 (Sign Standards) of the Newport Beach Municipal Code (NBMC).

LAND USE AND ZONING

- General Plan Land Use Plan Category: Private Institutions (PI)
- **Zoning District**: Bayview Planned Community (PC32)

SUMMARY

As listed in the attached Comprehensive Sign Program Matrix (Attachment No. ZA 2) and required by Chapter 20.42.120 (Comprehensive Sign Program) of the NBMC, the Comprehensive Sign Program covers all signage for the project including the following:

- One (1) project identification blade sign;
- One (1) freestanding monument sign;
- One (1) parking clearance sign;
- Five (5) nonilluminated addressing signs; and
- Two (2) illuminated addressing signs.

A comprehensive sign program is required for this site because it has more than 300 linear feet of frontage on a public street. The Comprehensive Sign Program will allow the following deviation from Chapter 20.42 of the NBMC:

1. Freestanding signs set back less than ten (10) feet from the edge of a driveway.

This approval is based on the following findings and standards and subject to the following conditions.

FINDINGS AND STANDARDS

<u>Finding</u>

A. The project is exempt from environmental review under the requirements of the California Environmental Quality Act pursuant to Section 15311, Class 11 (Accessory Structures).

Fact in Support of Finding:

1. Class 11 exempts minor structures accessory to existing commercial facilities, including signs. The proposed Comprehensive Sign Program (hereafter "Program") includes signs are incidental and accessory to the principal commercial use of the property and do not intensify or alter the use.

Standard

B. The proposed sign program shall comply with the purpose and intent of this Chapter [Chapter 20.42], any adopted sign design guidelines, and the overall purpose and intent of this Section [Section 20.42.120 – Comprehensive Sign Program].

Facts in Support of Standard

- 1. The purpose of a comprehensive sign program is to integrate all of a project's signs. A comprehensive sign program provides a means for the flexible application of sign regulations for projects that require multiple signs to provide incentive and latitude in the design and display of signs, and to achieve, not circumvent, the purpose of Chapter 20.42. As proposed, the Program will allow the installation of one (1) project identification blade sign along Bristol Street, one (1) freestanding monument sign along Bayview Place, one (1) parking clearance sign, five (5) non illuminated address signs, and two (2) illuminated address signs. The font, colors, and materials of all proposed signage are coordinated to complement both the architecture of the building and colors used by the restaurant chain.
- 2. The Program complies with the purpose and intent of Chapter 20.42 (Sign Standards) of the NBMC because it provides the senior convalescent and congregate care facility with adequate identification while guarding against an excessive sign proliferation. The project identification blade sign will be limited to halo illuminated reverse pan channel letters proportional to the building façade in the general location depicted on the project plans. The freestanding monument sign will be limited to one (1) monument sign with a height of six (6) feet and width of three (3) feet, four (4) inches with a total sign area of 20 square feet.
- 3. The Program includes one freestanding monument sign that is set back five (5) feet, five (5) inches from the edge of the driveway, where a minimum ten-foot setback from the driveway is required. This sign cannot feasibly be placed greater

than ten (10) feet from the driveway. Relocating the sign farther away from the driveway to the northeast is not feasible due to the location of the existing fire department connection and utility boxes. In addition, the pilaster has been built as part of the development and is not easy to relocate. The monument sign complies with all other the standards of Section 20.42.070 (Standards for Permanent Signs) of the NBMC to the greatest extent possible, including compliance with height, sign area, illumination, and landscaping standards. The Public Works Department has reviewed the location of the freestanding monument sign and determined that it will provide adequate sight distance. In addition, a condition of approval has been included to the ensure the freestanding monument sign complies with City sight distance standard 105.

- 4. The Program is consistent with the Citywide Sign Design Guidelines because the proposed signs are designed to be compatible with the building design in terms of scale, size, and materials. The proposed signs are designed to effectively identify the facility property without creating sign clutter by using legible text that contrasts with the background. The placement and size of the signs are consistent with the proportions of the street frontages on which they are located. The proposed signage is adequately spaced to prevent large clusters of signage and appear less obtrusive to neighboring motorists and pedestrians.
- 5. The proposed wall sign complies with the regulations for permanent signs identified in Table 3-16 of Section 20.42.070 (Standards for Permanent Signs) of the NBMC.

<u>Standard</u>

C. The proposed signs shall enhance the overall development, be in harmony with, and relate visually to other signs included in the Comprehensive Sign Program, to the structures and/or developments they identify, and to surrounding development when applicable.

Facts in Support of Standard

- 1. The site is being developed with a new senior convalescent and congregate care facility and the signage design has been integrated with the design and character of the building. The number and location of signs will not contribute to an overabundance of signage that will have a detrimental effect on the neighborhood. The freestanding sign is located near the driveway along Bayview Place, where vehicular access to the site is located. The sign is designed and sited such that it is visible to motorists along Bayview Place without being excessively visually obtrusive to other visitors to the area.
- 2. The proposed project identification blade sign is located along Bristol Street, where vehicle access to the site is located. The sign is designed such that it is visible to motorists along Bristol Street and is compatible with the design of the development. The facility's permitted signage will ensure adequate visibility is

provided at the site, Bristol Street, and Bayview Place to the greatest extent possible. The proposed freestanding sign ensures visibility to motorists and pedestrians along Bayview Place, and the placement provides an identification for the vehicular access point at the driveway. The wall sign ensures visibility to motorists and pedestrians along Bristol Street.

3. All proposed signage will be in harmony with the character and architectural style of the building. The placement and size of the wall signs are complementary to the building's larger frontage (213' along Bristol Street and 192' along Bayview Place) and will comply with the limitations in the sign matrix and project plans. The proposed signs have been designed to use a consistent color pallet that is complementary to the building façade. Materials include stone veneer, embedded bronze panels, and aluminum cabinets painted to match the building elements, which are architecturally compatible with the development. The proposed signs are not excessively illuminated.

Standard

D. The sign program shall address all signs, including permanent, temporary, and exempt signs.

Fact in Support of Standard

The Program includes all project signage. Any future temporary and exempt signs not specifically addressed in the program shall be regulated by the provisions of Chapter 20.42 of the NBMC.

Standard

E. The sign program shall accommodate future revisions that may be required because of changes in use or tenants.

Fact in Support of Standard

The Program has been developed to be effective for the facility and development on the site. The Program provides adequate identification from Bayview Place and Bristol Street. It is not anticipated that future revisions to the comprehensive sign program will be necessary to accommodate changes in tenants or uses. However, consistent with Section 20.42.120 (Comprehensive Sign Program) of the NBMC, the Community Development Director may approve minor revisions to the Program if the intent of the original approval is not affected.

Standard

F. The program shall comply with the standards of this Chapter [Chapter 20.42], except that deviations are allowed with regard to sign area, total number, location, and/or height of signs to the extent that the Comprehensive Sign Program will enhance the

overall development and will more fully accomplish the purposes and intent of this Chapter [Chapter 20.42].

Fact in Support of Standard

Fact 3 in Support of Standard B are hereby incorporated by reference.

Standard

G. The approval of a Comprehensive Sign Program shall not authorize the use of signs prohibited by this Chapter [Chapter 20.42].

Fact in Support of Standard

The Program does not authorize the installation of any prohibited signs.

Standard

H. Review and approval of a Comprehensive Sign Program shall not consider the signs' proposed message content.

Fact in Support of Standard

The Program contains no regulations affecting sign message content.

CONDITIONS OF APPROVAL

- 1. The development shall be in substantial conformance with the approved site plan, details, and elevations, except as noted in the following conditions.
- 2. Upon demolition or substantial structural and nonstructural changes to the exterior of the development on which this approval is based, this Program shall be rendered nullified, and a new comprehensive sign program shall be obtained for the new or altered development the Zoning Code Provisions in effect at the time the new development is approved.
- 3. Locations of the signs are limited to the designated areas and shall comply with the limitations specified in the Sign Program Matrix included in Attachment No. ZA 2.
- 4. All signs shall be maintained in accordance with NBMC Section 20.42.170 (Maintenance Requirements). Temporary and exempt signs not specifically addressed in the program shall be regulated by the provisions in Chapter 20.42 of the NBMC.
- 5. In accordance with 20.42.060 (Provisions Applying to All Sign Types) of the NBMC, each illuminated sign shall be subject to a thirty (30) day review period, during which

time the Director may determine that a reduction in illumination is necessary due to negative impacts on surrounding property or the community in general. In addition, and at any time, the Director may order the dimming of any illumination found to be excessively bright. The Director's determination will be made without regard to the message content of the sign.

- 6. Locations of the signs are limited to the designated areas and shall comply with the limitations specified in the Sign Program Matrix included in Attachment No. ZA 2 and any applicable sight distance provisions of Chapter 20.42 of the NBMC or required by the Public Works Department (City Standard 110-L, for Bayview Place). Additionally, the applicant shall provide Sight Distance Exhibits for review and approval by the Public Works Department before the issuance of building permits.
- 7. In accordance with Section 20.42.120(F) of the NBMC, the Community Development Director may approve minor revisions to the Program if the intent of the original approval is not affected. This may include deviations on the tenant configurations, such as combining or dividing suites.
- 8. Prior to issuance of building permits, the applicant shall submit to the Planning Division an additional copy of the approved architectural plans for inclusion in the Planning file. The plans shall be identical to those approved by all City departments for building permit issuance. The approved copy shall include architectural sheets only and shall be reduced in size to 11 inches by 17 inches. The plans shall accurately depict the elements approved by this approval and shall highlight the approved elements such that they are readily discernible from other elements of the plans.
- 9. A building permit shall be obtained prior to commencement of the construction and/or installation of the signs.
- 10. A copy of the approval action letter, including conditions of approval and sign matrix, shall be incorporated into the City and field sets of plans prior to issuance of the building permits for the freestanding signs, and the initial wall sign installations to identify this approval as the authority for location, size, and placement.
- 11. To the fullest extent permitted by law, applicant shall indemnify, defend and hold harmless City, its City Council, its boards and commissions, officials, officers, employees, and agents from and against any and all claims, demands, obligations, damages, actions, causes of action, suits, losses, judgments, fines, penalties, liabilities, costs and expenses (including without limitation, attorney's fees, disbursements and court costs) of every kind and nature whatsoever which may arise from or in any manner relate (directly or indirectly) to City's approval of the Clear Water Sign Program including, but not limited to Comprehensive Sign Program PA2023-0058 and the determination that the project is exempt under the requirements of the California Environmental Quality Act. This indemnification shall include, but not be limited to, damages awarded against the City, if any, costs of suit, attorneys' fees, and other expenses incurred in connection with such claim, action, causes of action,

suit or proceeding whether incurred by applicant, City, and/or the parties initiating or bringing such proceeding. The applicant shall indemnify the City for all of City's costs, attorneys' fees, and damages which City incurs in enforcing the indemnification provisions set forth in this condition. The applicant shall pay to the City upon demand any amount owed to the City pursuant to the indemnification requirements prescribed in this condition.

Building Division

12. Accessible parking signs shall comply with CBC 11B-502.6& 11B-502.8.

Public Works Department

13. The freestanding monument sign shall comply with City sight distance standard 105.

APPEAL PERIOD: An appeal or call for review may be filed with the Director of Community Development or City Clerk, as applicable, within fourteen (14) days following the date the action or decision was rendered. For additional information on filing an appeal, contact the Planning Division at 949-644-3200.

Prepared by:

Approved by:

Oscar Orozco Assistant Planner Benjamin M. Zdeba, AICP, Zoning Administrator

CC/oo

Attachments: ZA No. 1 Vicinity Map

ZA No. 2 Comprehensive Sign Program Matrix

ZA No. 3 Project Plans

Attachment No. ZA 1

Vicinity Map

VICINITY MAP



Comprehensive Sign Program PA2023-0058

101 Bayview Place

Attachment No. ZA 2

Comprehensive Sign Program Matrix

Comprehensive Sign Program Summary Matrix

Clearwater Living- Newport Beach

PA2023-0058

PRIMARY FRONTAGE: (A) Bristol St- 265' frontage	
SECONDARY FRONTAGE: (B) Bayview Place- 250' frontage	

SECOND/ (TITIONTAGE. (b) bayvic	W 1 1000 250 110	Titage		
SIGN NO.	TYPE	SIZE	FRONTAGE	ALLOWED AREA PER CODE	NOTES
	projecting wall sign	26sf- 12'-1" X		26sf with comprehensive sign	
S1.0	(blade sign)	2'-1 3/4"	(A) 265'	program	
		7.5sf- 8'-0" X		8sf under business directory	
S2.0	parking clearance sign	10"	NA	listing	
	ID plaque pilaster and	20sf- 3'-4" x 6'-			pilasters permitted under
S3.0	address	0"	(B) 250'	75sf max	original building permit
S4.0	address sign	3 sf	(B) 250'	75sf max	required at each entrance
S4.1	address sign	3sf	(A) 265'	75sf max	required at each entrance
	non illuminated address				
S5.0	sign	3sf	(A) 265'	NA	required at each entrance
	non illuminated address				
S5.1	sign	3sf	NA	NA	required at each entrance
	non illuminated address				
S5.2	sign	3sf	(B) 250'	NA	required at each entrance
	non illuminated address				
S5.3	sign	3sf	NA	NA	required at each entrance
	non illuminated address				
S5.4	sign	3sf	NA	NA	required at each entrance

Attachment No. ZA 3

Project Plans



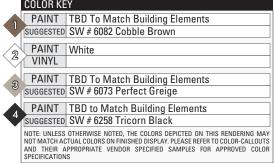
CLEARWATER NEWPORT BEACH

Sign Package OPY #51534 R9

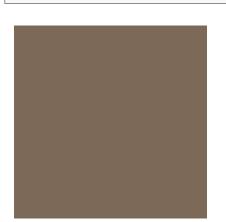
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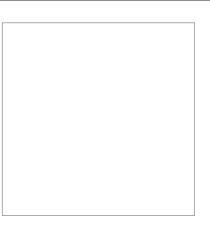


COLORS & MATERIALS

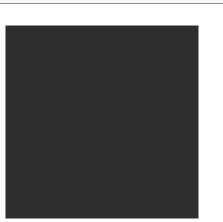
















DESIGN

4679 South River Road St. George, UT 84790 435.628.0350

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A/E Sign / Date

Client Sign / Date

Landlord Sign / Date

Clearwater Newport

101 Bayview Place

Newport Beach, California 92660

Acct. Exec: Ryan Cain
Designer: Tyler Young

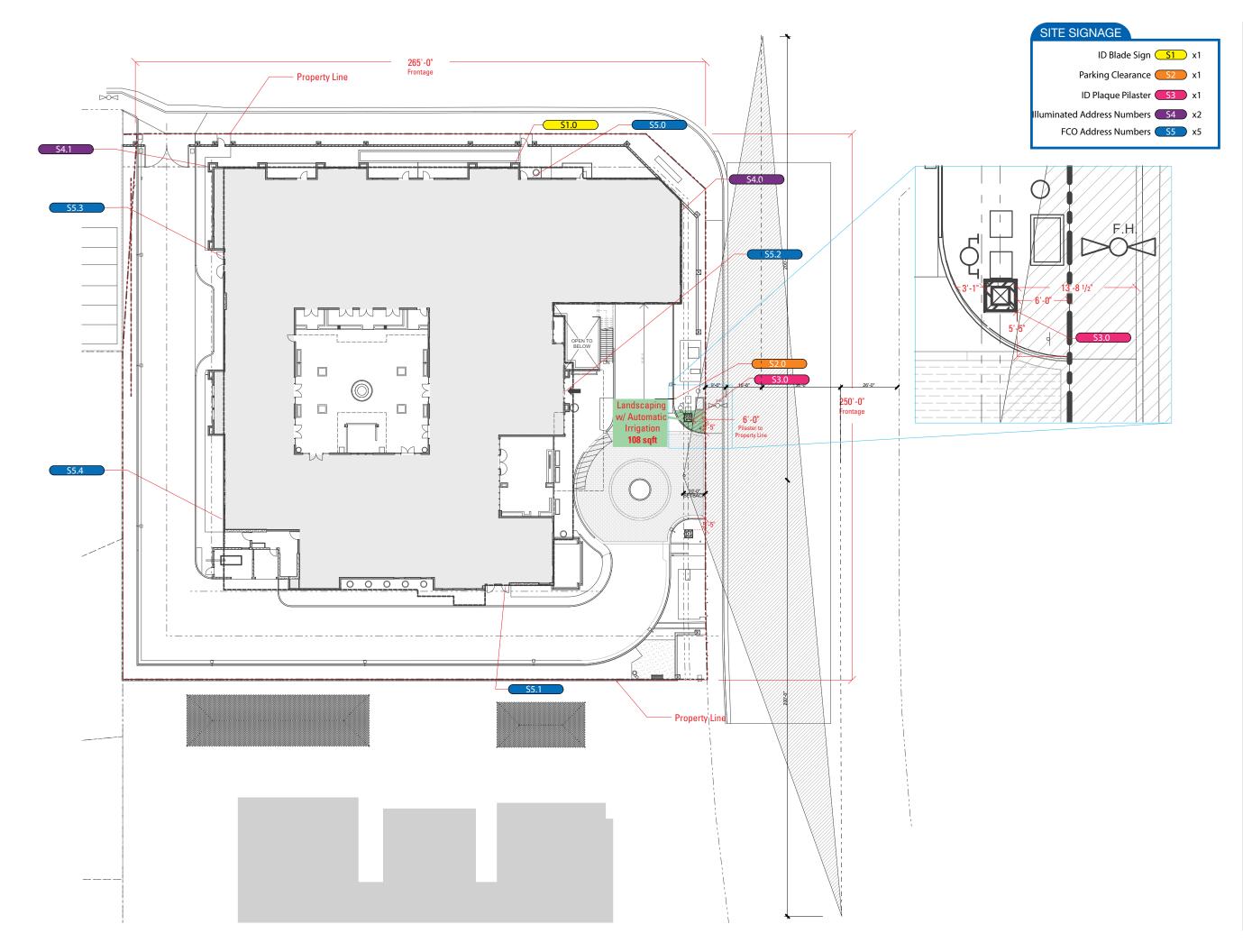
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Design Notes

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Client Sign / Date

Landlord Sign / Date

Clearwater Newport

101 Bayview Place

Newport Beach, California 92660

Acct. Exec: Ryan Cain
Designer: Tyler Young

Orig: 11.01.2022

Site Map

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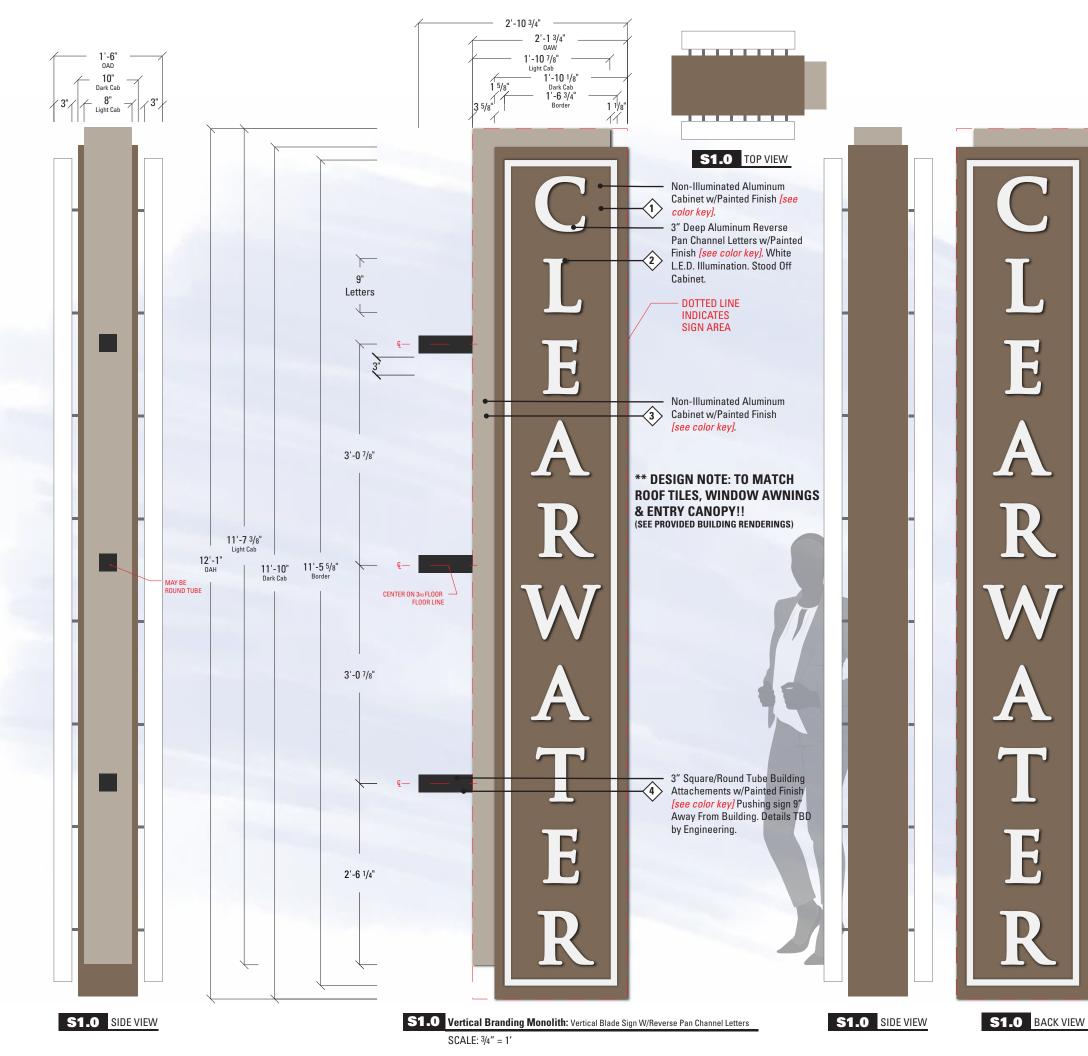
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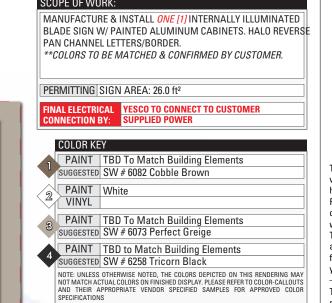
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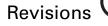
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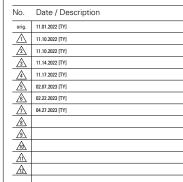
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Clearwater Newport

101 Bayview Place

Newport Beach, California 92660

Acct. Exec: Ryan Cain
Designer: Tyler Young

Orig: 11.01.2022

S1-Blade Sign

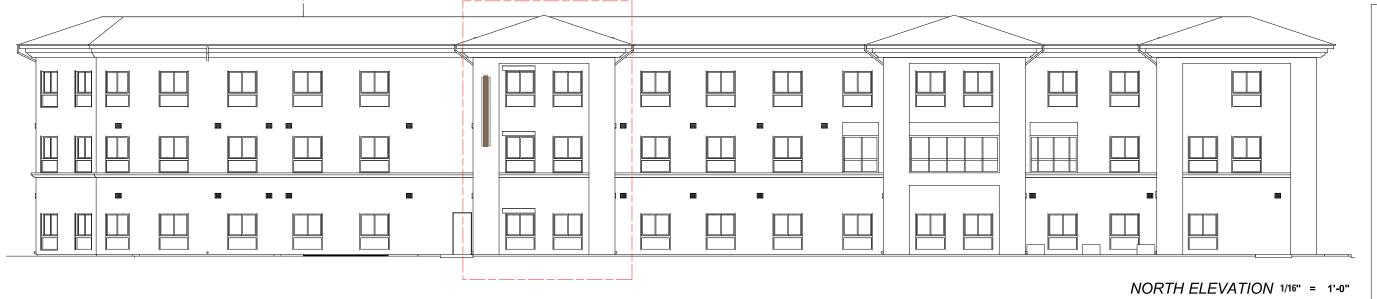
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WEST ELEVATION 1/16" = 1'-0"

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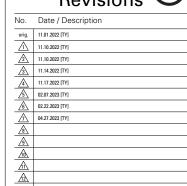
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Revisions



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Clearwater Newport

101 Bayview Place

Newport Beach, California 92660

Acct. Exec: Ryan Cain

Designer: Tyler Young

Orig: 11.01.2022

S1-Blade Sign

OPY_51534

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scale: as noted

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Landlord Sign / Date

Clearwater Newport

101 Bayview Place

Newport Beach, California 92660

Acct. Exec: Ryan Cain

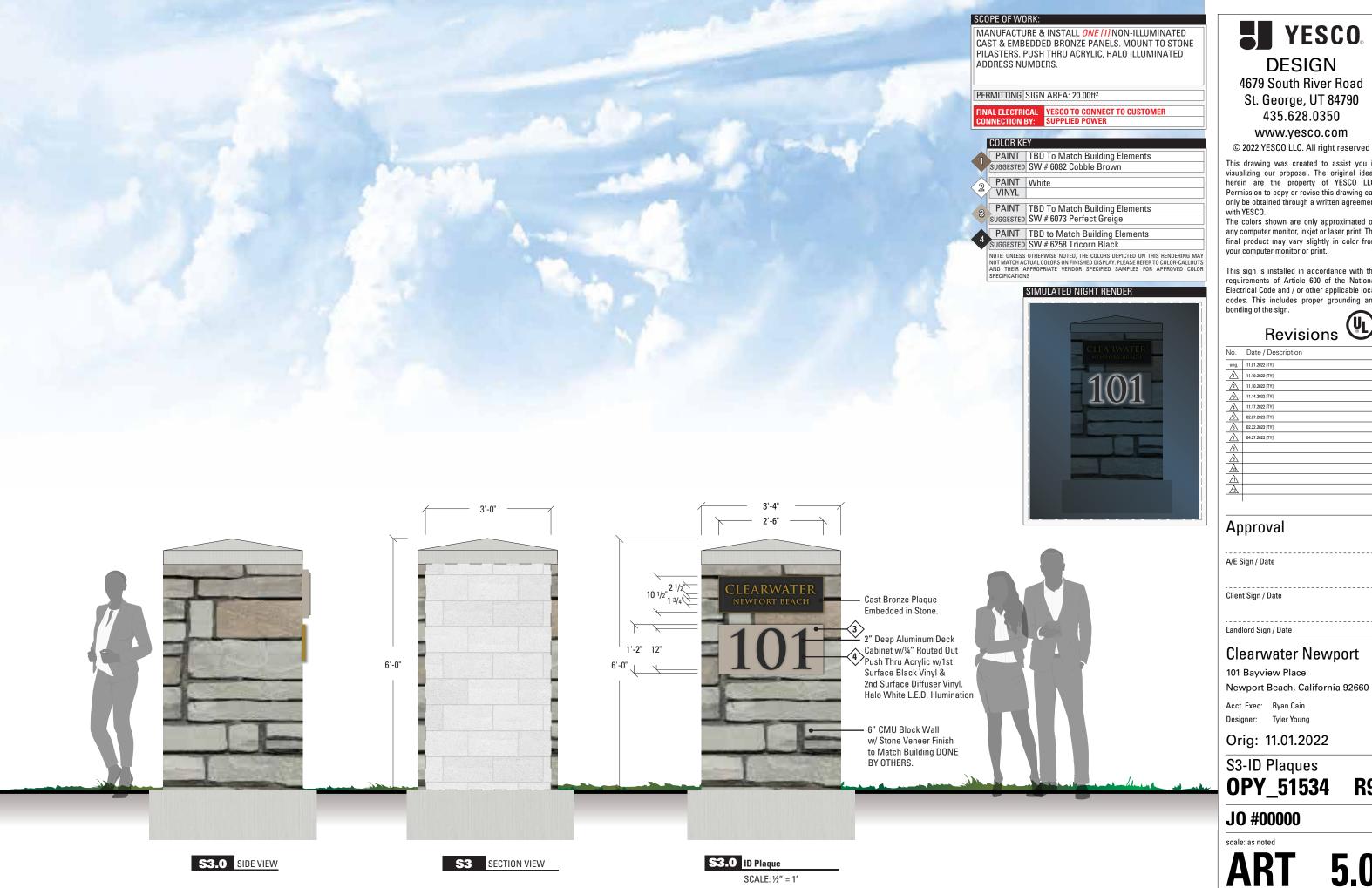
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S3-Parking Bar

OPY_51534

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Clearwater Newport

101 Bayview Place

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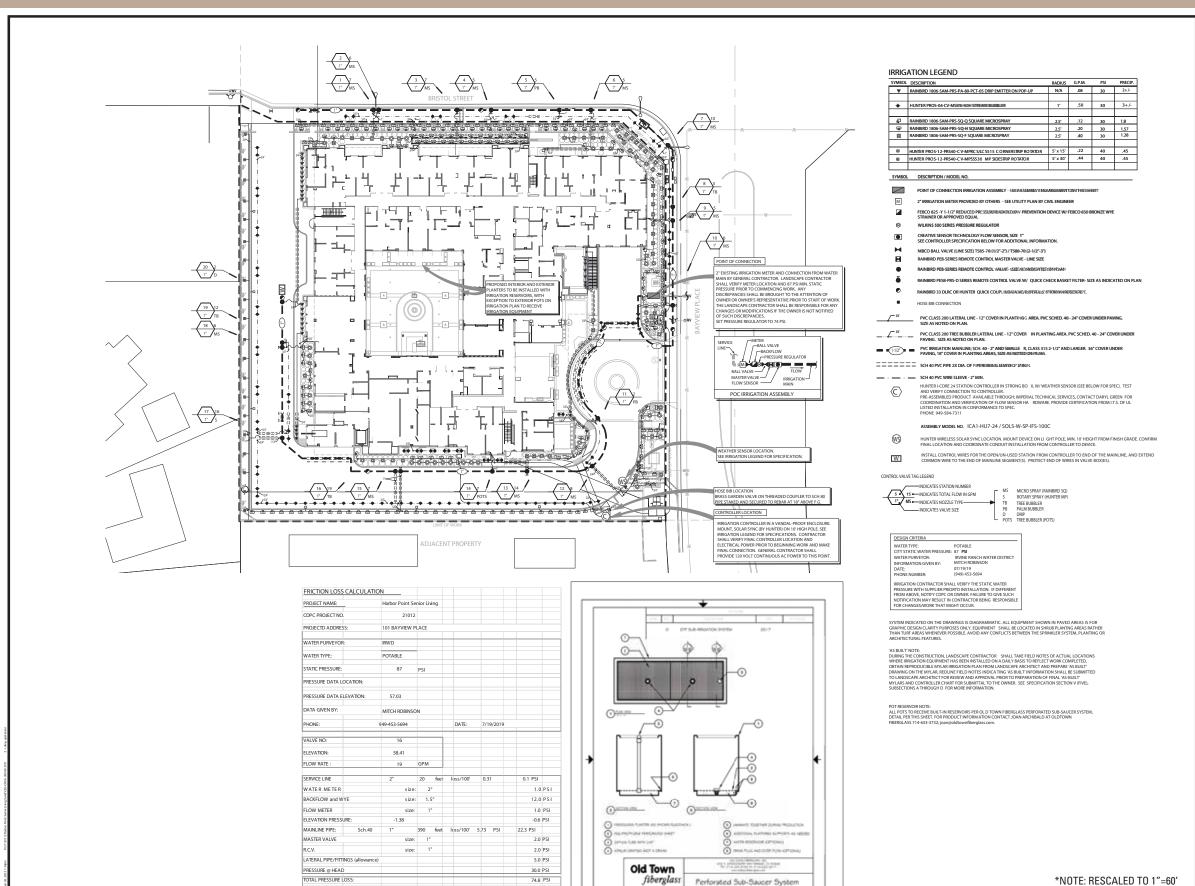
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LANDSCAPE DETAIL REQUIREMENT FOR MONUMENT PILASTERS



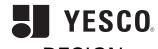




CLEARWATER AT NEWPORT BEACH OPPIDAN INCORPORATED 1 BAYVIEW PLACE, NEWPORT BEACH, CALIFORNIA 9







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Client Sign / Date

Landlord Sign / Date

Clearwater Newport

101 Bayview Place

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Designer: Tyler Young

Orig: 11.01.2022

S3-Landscaping **OPY_51534**

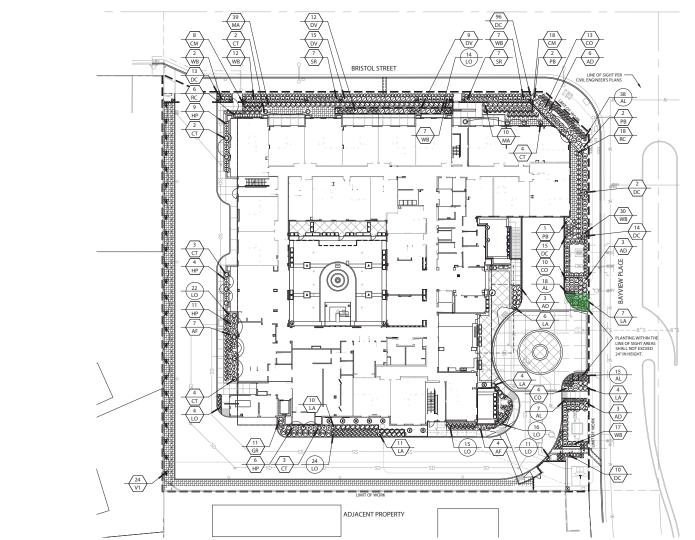
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LANDSCAPE DETAIL REQUIREMENT FOR MONUMENT PILASTERS



(Julia)	.c Lone					
Sym.	Key	Botanical Name	Common Name	Size	(Region 3)	Quantity
Ø	AD	Aloe 'Moonglow'	Moonglow Aloe	5 gallon	Low	15
0	* AL	Aloe 'Blue Elf'	Blue Elf Aloe	1 gallon	Low	78
Ø	AF	Anigozanthos 'Harmony Yellow'	Kangaroo Paw	5 gallon	Low	11
•	CM	Coprosma 'Marble Queen'	Variegated Mirror Plant	Ballon	Mod	26
⊚	CO	Cordyline burgundy 'Design-A-Line'	Fe stiva I Grass C ordyline	5 gallon	Low	27
0	CT	Cupressus 'Tiny Tower'	Thy Tower Cypress	5 gallon	Low	18
0	DC	Dianella r. 'Little Rev'	Little Rev Flax Lily	5 gallon	Low	150
0	DV	Dietes vegeta	Fortnight Lily	5 gallon	Low	27
⊗	GR	Grevillea lanigera 'Coastal Gem'	Coastal Gem Wooley Grevillea	5 gallon	Low	11
Ø	HP	Hesperaloe parviflora	Red Yucca	5 gallon	Low	30
0	*LA	Lavandula 'Meerlo'	Meerlo Lavender	5 gallon	Low	42
0	LO	Lomandra 'Breeze'	Breeze Lomandra	1 gallon	Low	106
0	MA	Mahonia 'Soft Caress'	Soft Caress Mahonia	5 gallon	Mod	49
\otimes	PB	Phormium t. 'Atropurpureum'	Purple New Zealand Flax	5 gallon	Low	5
Φ	RC	Rhamnus californica 'Eve Case'	Dwarf Coffeberry	5 gallon	Low	24
⊗	SR	Strelitzia reginae	Bird of Paradise	5 gallon	Low	14
@	WB	Westringia 'Blue Gem'	Blue Gem Coast Rosemary	5 gallon	Low	75
W	V1	Macfadyena unguis-cati	Cat's Claw Vine	5 gallon	Low	24
111111	語	Carissa grandiflora 'Green Carpet'	Dwa rf Na ta i Plum	3 gal. @ 36" o.c.	Low	367

SIZING LEGEND



SUBMIT CUT SHEETS OF ALL LANDSCAPE SUPPLIES THAT WILL BE USED FOR LANDSCAPE INSTA**TION** PRIOR







н.							
П	PROJECT: 21012						
ш	DRAWN BY: EP	DRAWN BY: EP					
ш	CHECKED BY: MK						
ш	CAD FILE NAME: 210	012 - P.dwg					
ш	DATE OF ISSUE: 202						
	PERMIT REV2 PC	1 2023-02-0					
ш	PERMIT REV. 2	2022-11-2					
	PERMIT REV. 1	2022-10-1					
	4TH SUBMITTAL	2022-07-2					
	3RD SUBMITTAL	2022-04-1					
	2ND SUBMITTAL	2022-01-2					
	1ST SUBMITTAL	2021-10-0					
П	DRAWING DESCRIPTION						
	SHRUB AND						

*NOTE: RESCALED TO 1"=60'









11.10.2022 [TY] 3 11.14.2022 [TY] 11.17.2022 [TY] 5 02.07.2023 [TY] 02.22.2023 ITY 7 04.27.2023 [TY] Approval

with YESCO.

YESCO.

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This sign is installed in accordance with the requirements of Article 600 of the National Electrical Code and / or other applicable local

codes. This includes proper grounding and

Revisions

your computer monitor or print.

bonding of the sign.

Landlord Sign / Date Clearwater Newport

101 Bayview Place

A/E Sign / Date

Client Sign / Date

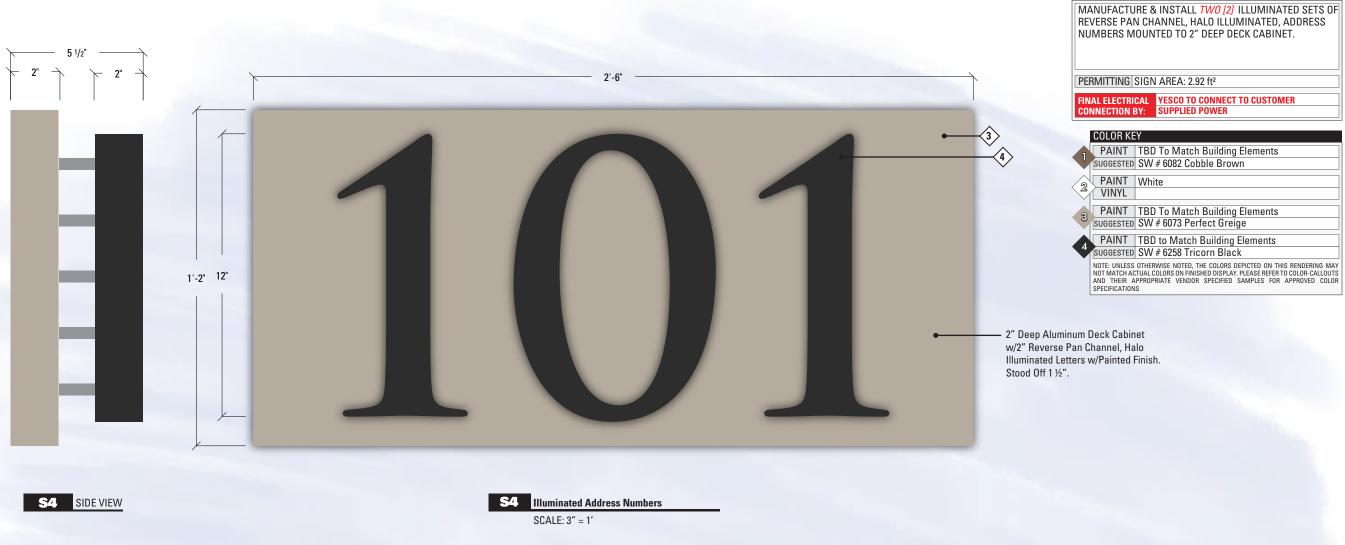
Newport Beach, California 92660

Acct. Exec: Rvan Cain Designer: Tyler Young

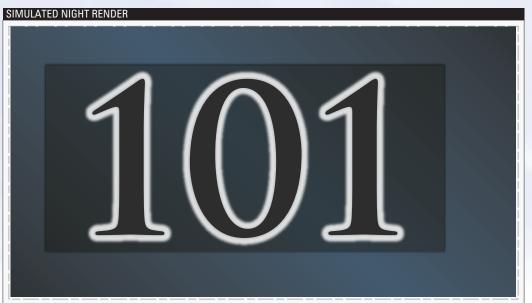
Orig: 11.01.2022

S3-Landscaping **OPY_51534**

JO #00000



101 101



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	11011010110
No.	Date / Description
orig.	11.01.2022 [TY]
\triangle	11.10.2022 [TY]
2	11.10.2022 [TY]
3	11.14.2022 [TY]
4	11.17.2022 [TY]
5	02.07.2023 [TY]
6	02.22.2023 [TY]
\triangle	04.27.2023 [TY]
8	
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19	
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/12	

	Approval
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A/E Sign / Date

Client Sign / Date

Landlord Sign / Date

Clearwater Newport

101 Bayview Place

Newport Beach, California 92660

Acct. Exec: Ryan Cain

Designer: Tyler Young

Orig: 11.01.2022

S3-ID Plaques

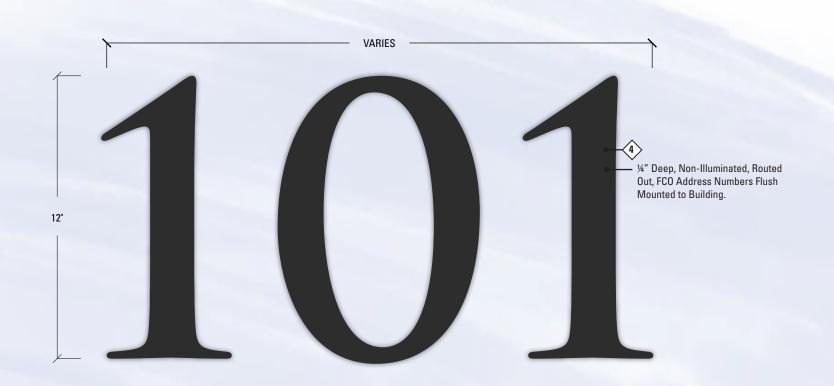
OPY_51534

JO #00000

ecale: ae note

ART

6.0



MANUFACTURE & INSTALL FIVE [5] NON-ILLUMINATED ALUMINUM PANELS W/FCO ADDRESS NUMBERS.

PERMITTING SIGN AREA: 2.92 ft²

FINAL ELECTRICAL NOT INCLUDED CONNECTION BY:

COLOR KEY

PAINT TBD To Match Building Elements
SUGGESTED SW # 6082 Cobble Brown

PAINT White VINYL

PAINT TBD To Match Building Elements
SUGGESTED SW # 6073 Perfect Greige

SUGGESTED SW # 6073 Perfect Greige

PAINT TBD to Match Building Elements
SUGGESTED SW # 6258 Tricorn Black

NOTE: UNLESS OTHERWISE NOTED, THE COLORS DEPICTED ON THIS RENDERING MAY NOT MATCH ACTUAL COLORS ON FINISHED DISPLAY. PLEASE REFER TO COLOR-CALLOUTS AND THEIR APPROPRIATE VENDOR SPECIFIED SAMPLES FOR APPROVED COLOR SPECIFICATIONS

S5 SIDE VIEW

S5 FCO Address Numbers

SCALE: 3" = 1'

101 101

101 101 101

\$5.2 \$5.3

S5.4





DESIGN

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\triangle	04.27.2023 [TY]
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12	

Approva

A/E Sign / Date

Client Sign / Date

Landlord Sign / Date

Clearwater Newport

101 Bayview Place

Newport Beach, California 92660

Acct. Exec: Ryan Cain
Designer: Tyler Young

Orig: 11.01.2022

S3-ID Plaques

OPY_51534

JO #00000

ART 7.0



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