Exhibit C



CITY OF LONG BEACH

DEPARTMENT OF DEVELOPMENT SERVICES

333 West Ocean Blvd., 5th Floor

Long Beach, CA 90802

(562) 570-6194

FAX (562) 570-6068

PLANNING BUREAU

January 2, 2019

CERTIFICATE OF APPROPRIATENESS

Applicant:

Aaron and Kilty Devine

PO Box 8495

South Lake Tahoe, CA 96158

Project Address: 800 Gladys Avenue

Long Beach, CA 90804 (App. No. HP18-494)

Dear Mr. And Ms. Devine:

The Planning Bureau reviewed your Certificate of Appropriateness application for 800 Gladys Avenue (Rose Park Historic Landmark District). Your application has been denied based on the following findings.

In compliance with Section 2.63.080 of the City of Long Beach Municipal Code (Cultural Heritage Commission), the Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings (the Standards):

The subject site, 800 Gladys Avenue, is located on the northeast corner of the intersection of Gladys Avenue and 8th Street. The site is located within the R-2-N zone (Two-Family Residential District with Normal Lots) and is improved with a two-story single-family residence. According to building permits the structure was constructed in 1950. The structure maintains the massing, orientation, and design of its original construction and is a contributing structure to the Rose Park Historic Landmark District (Ordinance C-7497). The residence was originally constructed with metal casement windows as referenced by survey photos and photos provided by the property owner.

On May 22, 2018, the property owner was cited for replacing twelve of the original metal windows without the approval of a Certificate of Appropriateness or the issuance of a building permit. The applicant has requested the approval of a Certificate of Appropriateness (retroactively) for the installation of twelve vinyl windows located on the two street elevations of the residence ("Proposed Project").

January 2, 2019 HP18-494 800 Gladys Avenue Page 2

The approval of a Certificate of Appropriateness is subject to compliance with the Rose Park Historic District Ordinance, The Rose Park Historic District Guidelines and the Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings (the Standards). Any replacement of windows should be selected for their compatibility and appropriateness with the surrounding district context character and architectural styles.

In compliance with Section 2.63.080 of the City of Long Beach Municipal Code (Cultural Heritage Commission), the Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings (the Standards), and the Rose Park Design Guidelines, staff has analyzed the proposed project and found the project does not meet these requirements; therefore, it is appropriate to deny the request for a Certificate of Appropriateness.

FINDINGS: (from Section 2.63.080(D) of the Long Beach Municipal Code)

1. (It) will adversely affect any significant historical, cultural, architectural or aesthetic feature of the Landmark or subject property within the Landmark District and that issuance of the certificate of appropriateness is consistent with the spirit and intent of this chapter.

The proposed project, legalizing twelve vinyl windows, would affect significant historical, cultural, architectural and aesthetic features of the subject property. The subject property is a contributing structure within the Rose Park Historic District. However, all structures are required to comply with the Rose Park Historic District Ordinance (Ord. C-7497) and the adopted Rose Park Historic District Design Guidelines. Vinyl windows are not compatible with the year of construction of the building or period of significance for the Rose Park Historic The original windows for the structure were metal windows, as District. evidenced by remaining original windows and photos of the residence prior to the window replacement. Any replacement of original metal windows, should have been with like materials, in this case metal or aluminum windows. Replacement with substitute materials is an aesthetic and architectural alteration that is not in conformance with the Secretary of the Interior's Standards for Rehabilitation nor consistent with the Rose Park Design Guidelines. The Rose Park Design Guidelines state "historic windows should always be regularly maintained and protected, and repaired rather than replaced. In the event that an original widow on any elevation is demonstrated to be damaged beyond repair and needs to be replaced, it should be replaced in kind. The installation of new incompatible windows such as vinyl is not permitted."

2. (It) will not remedy any condition determined to be immediately dangerous or unsafe by the Fire Marshal and/or Building Official.

January 2, 2019 HP18-494 800 Gladys Avenue Page 3

There is an active code enforcement case or dangerous conditions at this site. The current vinyl windows were not installed with valid building permits.

3. (It) will not comply with the Secretary of the Interior's Standards for the Treatment of Historic Properties and Guidelines for Preservation, Rehabilitating, Restoring, and Reconstructing Historic Buildings.

The proposed vinyl windows are not consistent with the Secretary of the Interior's Standards for Rehabilitation. In order to make the finding to support this application, the project must meet both the standards of the Rose Park Historic District Ordinance and the Secretary of the Interior's Standards. In this case. staff finds this request does not meet Standard #6 of Secretary of the Interior's Standards. The Standards instruct that when replacement is necessary the new feature, "shall match the old in design, color, texture, and other visual qualities and where possible, materials." The proposed windows do not match the design. texture and visual qualities of the original aluminum windows. Furthermore, new metal (aluminum) windows are manufactured, and may be ordered from manufacturers and local suppliers, and would meet Secretary of the Interior's Standard # 6 for materials. Additionally, the Rose Park Design Guidelines state "historic windows should always be regularly maintained and protected, and repaired rather than replaced. In the event that an original widow on any elevation is demonstrated to be damaged beyond repair and needs to be replaced, it should be replaced in kind. The installation of new incompatible windows such as vinyl is not permitted."

4. (It) will not comply with the Design Guidelines for Landmark Districts, for a property located within a Landmark District.

The subject property is a contributing structure within the Rose Park Historic District. However, all structures are required to comply with the Rose Park Historic District Ordinance (Ord. C-7497) and the adopted Rose Park Historic District Design Guidelines. Upon review, staff determined that the vinyl windows do not maintain the original design of all-metal windows from this era of construction. Therefore, the City cannot approve the application of this non-historic material and design. The Guidelines for the Rose Park Historic District require that projects comply with the Secretary of Interior's Standards for Rehabilitation. As noted in the guidelines, "The City of Long Beach does not allow the installation of new incompatible windows – such as vinyl – on historic buildings." As proposed, the project would not meet Standard # 6 which states "shall match the old in design, color, texture, and other visual qualities and where possible, materials." In this case, the proposed materials do not match the design and visual qualities of metal windows nor are they the original metal materials. The proposed windows would be inconsistent with this Standard.

January 2, 2019 HP18-494 800 Gladys Avenue Page 4

Pursuant to Long Beach Municipal Code Section 2.63.090.B and 2.63.100 this determination is subject to appeal. Any aggrieved party may file a notice of appeal, in writing, with the Department of Development Services within ten (10) calendar days after the issuance of this written determination. All appeals require the payment of requisite fees and should include a written set of facts describing any error or abuse of distraction in the determination.

Respectfully,

Gina Casillas

Planner

Type 1—Fire Resistive Type 2—Heavy Timber LONG BLACH 12 Type 3-Ordinary Masonry Type 4-Meta France DEPARTMENT OF BUILDING AND SAFETY Type 5-Wood Frame SUPERINTENDENT OF BUILDING games any eight as galactory to may may tacking to still a still a state of the control of the City of La & New York and may also also and allowed by a game and the city of La & New York and a still a state of the city of La & New York and the city of the ci (Use tak or handide Penell) DESCRIPTION OF PROPERTY Vaerhees Contractor's Firm Name. Contractor's Address Proposed Use of Building or Structure LOCATION OF JOS "Value" of a Building Shall Be this VALUATION OF PROPOSED WORK Estimated Cost to Repute the) Building in Kind. Architect (State Certificate No Engineer Minimum distance from proposes new building. Any other buildings on lot? A.C. How used 13 / 6 /21 Size of proposed building ... Area of First Finer feet. Number of stories in height Height to highest point. Material of ro. i... All applications small be filled out by the Applicant, PLANS AND SPECIFICATIONS and other data must also be filed. (Sign Here) (NOTE-Turn over and fill) out blank on other side.] FOR DEPARTMENTAL USE ONLY HELED BY THE LAND OF 5 DU# SET BACKE TAKEN BY **JAMPS** 8 D 42

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Types of Construction

John R. Calhoun City Attorney of Long Beach 333 West Ocean Boulevard ong Beach, California 90802-4664 (562) 570-2200

ORDINANCE NO. C- 7497

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AMENDING ORDINANCE NO.

C-7439 SO AS TO ADJUST THE BOUNDARY OF THE ROSE PARK HISTORIC DISTRICT BY ELIMINATING PROPERTIES LOCATED AT 822, 830, 840 AND 848 ST.

LOUIS AVENUE FROM SAID HISTORIC DISTRICT

The City Council of the City of Long Beach ordains as follows:

Section 1. Ordinance No. C-7439, adopted November 26, 1996, is hereby amended in its entirety to read as follows:

Designation of an Historic Landmark District.

Pursuant to the provisions of Section 2.63.010, et seq., of the Long Beach Municipal Code and with the recommendation of the Planning Commission, the City Council of the City of Long Beach hereby designates the area known as Rose Park as an Historic Landmark District:

ROSE PARK HISTORIC LANDMARK DISTRICT

A. Location, Description and Characteristics. The boundaries of the Rose Park Historic Landmark District are approximately Tenth Street on the north, the alley north of Seventh Street on the South, the east side of St. Louis Avenue on the west, and Coronado Avenue on the East. Said boundaries are more particularly set forth on the maps

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which are attached hereto and incorporated herein by this reference as Exhibit "A" (Part I) and Exhibit "A" (Part II). Historically, the Rose Park Historic Landmark District is one of the City's older neighborhoods, with subdivisions of land into tracts occurring from 1905 to The earliest existing homes in the District were built circa 1905 in the Victorian style. Most of the homes constructed in the District are single family Craftsman Bungalows. The Craftsman Bungalow style was predominant in residential construction from circa 1910 It was during this period that the to 1922. intensive development of this District occurred. multi-family units were constructed in the 1920's in the Spanish Colonial Revival Style, and in the 1930's and 1940's, Ranch Style and Neo-Traditional houses were built The period of significance for this in the District. District is 1905 to 1953, which constitutes the evolution and development of the District through these successive Although different architectural styles appear, the homes built from approximately 1905 to approximately 1953 have cohesiveness of scale, height, proportion, materials, rhythm, and siting. The current predominant architectural style remains the Craftsman Bungalow, or the California Bungalow. The primary period of significance is the Bungalow era, 1910 to 1922. The District today reflects the explosive growth of residential communities in Long Beach from 1910 to 1929, and its evolution over time reflects the residential development of the City as

a whole.

- B. Rationale for Historic Landmark District Designation. In accordance with the provisions of Section 2.63.050 of the Long Beach Municipal Code, the City Council finds that the following reasons exist relative to the designation of the Rose Park area as an Historic Landmark District:
- 1. The area possesses a significant character, interest and value attributable to the development, heritage and cultural characteristics of the City of Long Beach, the Southern California region, and the State of California.
- 2. The area is associated with the life of a person or persons significant to the community, city, region or nation in that Rose Park was donated to the City of Long Beach by the Alamitos Land Company whose pioneering principals included Lewellyn, Jotham and George Bixby, as well as I.W. Hellman.
- 3. The area portrays the environment in an era of history characterized by a distinctive architectural style. The predominant architectural style in Rose Park is the Craftsman Bungalow. Its architecture is characterized by a horizontal orientation to the site, medium to low pitched gable roofs, a broad open porch framed by heavy piers, use of wood clapboard or shingles as cladding, and wide windows, usually with broad wood framing. The roof form and the structural elements of the house are emphasized. There is no decoration used to

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adorn the directly expressed structure of the house. Typical Craftsman windows have a subdivided transom, usually into rectangular sections, and the doors are massive with geometrical windows. The porch supports usually consist of heavy rectangular wood piers, sometimes tapered, resting on brick, stone or concrete piers.

The area is a part of or related to a distinctive area and should be developed or preserved according to a specific historical, cultural or architectural motif. The Rose Park Historic District contains a concentration of Craftsman Bungalows constructed between 1910 to 1922, giving a distinctive architectural motif and visual cohesion to the neighborhood. Other architectural styles, while reflecting evolution the of residential neighborhood, remain subordinate to the main theme of the Craftsman Bungalow style. The Bungalows of Rose Park manifest all the richness and variations possible in that style.

C. General Guidelines and Standards for Any Changes.

The "Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings" prepared by the United States Secretary of the Interior (Revised, 1991), as amended, as well as the "Procedures for Administering the Certificate of Appropriateness" found in Section 2.63.070 of the Long Beach Municipal Code are incorporated herein by this reference. The guidelines are to be used as standards for the Cultural Heritage Commission in making decisions about Certificates of Appropriateness as

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required by Chapter 2.63 of the Long Beach Municipal Code. The guidelines are an aid to property owners and others formulating plans for new construction, for rehabilitation or alteration of an existing structure, and for site development. The goal of the Certificate of Appropriateness review is to retain and preserve all original architectural materials and design features; to encourage rehabilitation which restores original historic fabric rather than remodels; and to ensure architectural compatibility between new and old. The guidelines pertain to all buildings regardless of occupancy or construction type, sizes and materials, and pertain to construction on the exterior of existing buildings as well as to new, attached or adjacent construction, and shall include the following additional guidelines:

- D. <u>Standards and Guidelines</u>.
- 1. Existing Structures.

Demolitions, alterations, additions and all environmental changes shall be regulated by the provisions of Chapter 2.63 of the Long Beach Municipal Code and in accordance with the Secretary of the Interior's "Standard for Rehabilitation and Guidelines for Rehabilitating Historic Buildings."

Changes requiring a Certificate of Appropriateness from the Cultural Heritage Commission are as follows:

- (a) Alterations or additions to roof; change in roof materials.
 - (b) Room additions.

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- Alterations to structure foundation. (c)
- Alterations to windows. (d)
- (e) Changes to doors and doorways.
- (f) Changes to exterior materials or colors.
- Relocation of exterior walkways or driveways. (q)
- (h) Alteration or addition to fencing and exterior patio walls.
- The following guidelines shall be standards to guide property owners, architects, contractors and the Heritage Commission in reviewing proposed Cultural changes:
- Additions shall be compatible in materials and design, and shall be subordinate in scale, to the existing building.
- (b) Important architectural features which define the character of the historic style shall not be removed These include roofs and rafter tails, or obscured. exterior cladding, historic wood sash windows on the facade or sides of the house, porch supports, original doors, and other original structural and decorative features.
- For minor alterations in the rear of buildings which are not visible from the public right-of-way, more flexible standards are permitted.
 - 3. New Construction.
- Construction of new buildings in the Rose Park Historic Landmark District shall conform to the bulk, massing, scale, setbacks, height, materials, color and

John R. Calhoun	City Attorney of Long Beach	333 West Ocean Boulevard	Long Beach, California 90802-4664	(562) 570-2200
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design of the majority of existing historic structures on both sides of the street on the block on which the new building is to be erected.

- (b) The style of architecture and use of materials shall conform to the predominant style of existing historic structures on the same block.
- (c) New structures shall be finished on the exterior with materials, colors and architectural details that are consistent with the architectural style predominant on the same block.
- (d) Driveways and garage entrances shall conform to the existing standard on the same block.
- (e) Existing mature trees should be preserved if feasible.
- (f) Fences shall be compatible in materials and style with the architecture of the house. Chain link and unfinished concrete block are not acceptable materials.
 - 4. General Rules.
- (a) Repairs and maintenance which do not involve removal or alteration of original materials are exempt from review under this ordinance.
- (b) All applicable building and safety health codes shall be observed.
- (c) Properties shall be properly maintained so as to avoid deterioration, visual blight and physical conditions conducive to health and safety code violations.

Sec. 2. The City Clerk shall certify to the passage of this ordinance by the City Council of the City of Long Beach and cause the same to be posted in three conspicuous places in the City of Long Beach, and it shall take effect on the thirty-first day after it is approved by the Mayor.

I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of

 September	9, 1997, by	the following vote:
Ayes:	Councilmembers:	Oropeza, Lowenthal, Drummond,
		Roosevelt, Donelon, Kellogg, Shultz.
Noes:	Councilmembers:	None.
Absent:	Councilmembers:	Robbins, Topsy-Elvord.

Approved: $\frac{G-12-97}{\text{(Date)}}$

MJM:kjm:vmh:kjm 8/1/97;8/7/97 [010]ROSE-AMD.ORD

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Windows

Removing or replacing historic windows is one of the most detrimental changes that can be made to a historic home; preservation of historically appropriate windows is critical to maintaining the historic character of a property. As the old saying goes, if the eyes are the windows to the soul, then the windows are the soul of a house.

The majority of windows in the Rose Park Historic District appear to be original, or are generally compatible with their respective historic styles. However, there are windows that have been incompatibly replaced with aluminum or vinyl.

Window Replacement

Original or historically appropriate windows should be retained.

Historic windows should always be regularly maintained and protected, and repaired rather than replaced. Replacement should only be considered when the window is demonstrated to be damaged beyond repair.

In the event that an original window on any elevation is demonstrated to be damaged beyond repair and needs to be replaced, it should be replaced in kind. Use the historic window to guide the new design, or refer to the appropriate style guide in Chapter 4: Architectural Style Guides for additional information on compatible windows. Refer to Chapter 2: Maintenance and Repair for additional information on maintaining and repairing historic windows, as well as information about energy efficiency.

 The City of Long Beach does not allow the installation of new incompatible windows—such as vinyl or aluminum—on historic buildings.

In the event that an existing, incompatible window requires replacement on a contributing building, owners will be required to replace it with a window in a style that is compatible with the appropriate style guide in Chapter 4: Architectural Style Guides. Property owners may be required to restore to historically appropriate windows as a condition of approval for Certificates of Appropriateness.





Historically compatible or original windows (top) are always preferable to incompatible replacements, especially vinyl or aluminum (bottom).













City of Long Beach Department of Development Services Historic Preservation Division 333 West Ocean Blvd., 5th floor Long Beach, CA 90802 (562) 570-6194 Fax: (562) 570-6068

CERTIFICATE OF APPROPRIATENESS

Minor (Staff) Project Application

Please print legibly or type	DATE: 11/11/2018	PROJECT NO:	CASE NO: HP 10-494				
PROJECT ADDRESS (NOT MAILING LIST): 800	Gladys	HISTORIC DISTRICT/LANDMARK NAME	E: Rose Park				
APPLICANT'S NAME: Aaron and Kilty D		PROPERTY OWNER'S NAME: Aaro	on and Kilty Devine				
APPLICANT'S ADDRESS: Po Box 8495		PROPERTY OWNER'S ADDRESS: PO	Box 8495				
CITY, STATE, ZIP: South Lake Tahoe	, CA 96158		te Tahoe, CA 96158				
	545-2225	TELEPHONE (INCLUDING AREA COD	1 (530)545-2225				
EMAIL ADDRESS: devineshine@me.d		EMAIL ADDRESS: devineshine@me.com					
PRIMARY CONTACT PERSON:	Applicant	Property Owner					
Please check the appropriate boxes below. Only check a box if it accurately and describes your proposed work, otherwise leave boxes blank. In addition, please briefly describe your project noting materials, colors, location, and type of work proposed. Also note the reason for the requested modification.							
1. PROPOSED PROJECT	_	_	_				
☐ New Construction☐ Restoration/Rehabilitation	☐ Relocation ☐ Alteration	☐ Addition☐ Demolition	☐ Signage/Awning ☐ Other: Windows				
Gladys Ave-Replacing 2 upstairs			rs windows (5)				
Replacing with Crystal windows		OS					
WWW.crystalpacificwindow.com							
3. REASON FOR CHANGE(S) Not able to repair. Safety issues to tenants and emergency personal in the event of any emergency. Some windows will not open and close properly.							
TOTAL SQUARE FEET OF THIS PROJECT:	MISC	VALUATION OF WORK COVERED BY	Y THIS APPLICATION:				
I, the undersigned, declare under penalty of perjury under the laws of the State of California that the information on this Certificate of Appropriateness application is true and correct. In addition, I understand that I cannot proceed with the environmental changes requested in this application unless and until a Certificate of Appropriateness is issued by the Cultural Heritage Commission or the Historic Preservation Officer. I further understand that neither this application nor a subsequently issued Certificate of Appropriateness supersedes the need to obtain the necessary building permits and other applicable permits under the City of Long Beach Municipal Code. Signature: Date: 1/1-1/8							
CEQA Review: Exemp	OR DEPARTMENT USE O		ite type):				
Project Review: Appro	C	Referred to Ch	- 21 /-/1 /72				
This information is availa (562) 570-6651	able in an alternative forma or (562) 570-6793 TDD – \	nt by request to the Developmer /isit our website at www.longbe	nt Services Center at each.gov/plan				

LICENSED CONTRACTO	DRS DECLARATION		1		WORK	FR'S COMPE	MOITARM	DECLARATION
I hereby affirm that I am licensed under provisions of Chapter 9 (Commencing with Section 7000) of Division 3 of the Business and Professional Code, and my license is			3	WORKER'S COMPENSATION DECLARATION —I have and will maintain workers' compensation insurance, as required by Section 3700 of the Labor Code, for the performance of the work for which this permit is				
License License				issued. My workers' compensation insurance carrier and policy number are:				
Dat Contract			C	arrier			Policy	
OWNER-BUILDER DECLARATION I hereby affirm that I am exempt from the Contractors License Law for the following reason (Sec.7031 California Business and Professional Code: Any City which requires a permit to construct, alter, improve, demolish or repair any structure prior to its issuance also requires the applicant for such permit to file a signed statement that he is a licensed contractor pursuant to the provisions of the Contractors License Law (Ch.9) (Commencing with Sec.7000 of Div.3 of the B. & P. C.) or that he is exampt therefrom and the basis for the alleged exemption. Any violation of Sec.7031.5 by any applicant for a permit subjects the applicant to a civil penalty of not more than five hundred dollars (\$500.00): • i as owner of the property, or my employees with wages as their sole			is — I no is consistent with the consistent	—I certify that in the performance of the work for which this permit is issued, I shall not employ any person in any manner so as to become subject to the workers' compensation laws of Celifornia, and agree that if I should become subject to the workers' compensation provisions of Section 3700 of the Labor Code, I shall Dat Applica				
compensation, will do the work and the struction (Sec.7044, B. & P. C.: The Contractors Licer property who builds or improves thereon, and his own employees, provided that such improvable. If, however, the building or improvement the context-builder will have burden of proving to	ture is not intended or onese Law does not apply to who does such work him vernents are not intended to is sold within one year	offered for sal o an owner of self or throug or offered for of completion	of AND TO TO	UNLAWFUL, AND SHALL SUBJECT AN EMPLOYER TO CRIMINAL PENALTIES AND CIVIL FINES UP TO ONE HUNDRED THOUSAND DOLLARS, IN ADDITION TO THE COST OF COMPENSATION DAMAGES AS PROVIDED FOR IN SECTION! hereby state that there is a construction lending agency for the performance of the work for which this permit is issued (Sec.3907, Civ. C.).				
e I am exempt under, B. & P. C. for the second seco	this	···-	Lender - Lender					
- IMPORANT - Application is hereby made to the Superintendent of Building and Safety for a permit subject to the conditions and restrictions set forth on the front faces of this application					ree to comp	ly with all	City and	state that the above information is State laws relating to the building of this city to enter upon the
2. Any permit issued as a result of this app	olication becomes null and	void if work i	is	Si	gnature of Owne	er or Contractor		Date
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Paid by: AARON J. & KILTY N. DEVINE CK 12:

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8100507	19.00	Surcharge General Plan	
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