



Town of Atherton

Planning Department

80 Fair Oaks Lane

Atherton, California 94027

Phone: (650) 752-0544

Fax: (650) 614-1224

**TOWN OF ATHERTON
PLANNING COMMISSION
DRAFT VARIANCE CERTIFICATE**

THIS IS TO CERTIFY THAT the Atherton Planning Commission at a regular meeting thereof, held on February 22, 2023 **denied** a Variance to Chris Kummerer of Chris Kummerer Architects, applicant, on behalf of property owners Joyce He, pursuant to Atherton Municipal Code Chapter 17.16, 17.32 and 17.40 to allow for a 0-foot front setback for a detached accessory structure (carport) at 42 San Benito Avenue in Atherton (Assessor's Parcel Number 060-162-190).

1. Applicant shall defend, indemnify, and hold harmless the Town of Atherton and its agents, officers and employees from any claim, action or proceeding against the Town, or its agents, officers and employees to attach, set aside, void, or annul, an approval of the Planning Commission, or City Council concerning this project.

Sung Kwon
Town Planner

Effective Date: _____
Atherton, CA



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**TOWN OF ATHERTON
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DRAFT VARIANCE CERTIFICATE**

THIS IS TO CERTIFY THAT the Atherton Planning Commission at a regular meeting thereof, held on 22 February 2023 **approved** a Variance to Chris Kummerer of Chris Kummerer Architects, applicant, on behalf of property owners Joyce He, pursuant to Atherton Municipal Code Chapter 17.16, 17.32 and 17.40 to allow for a 0-foot front setback for a detached accessory structure (carport) at 42 San Benito Avenue in Atherton (Assessor's Parcel Number 060-162-190). The Variance was approved subject to the following conditions:

2. Construction of the carport shall be in substantial compliance with the plans prepared by Chris Kummerer Architects dated 18 November 2022 and as reviewed by the Planning Commission at its 22 February 2023 meeting. Any substantive changes to the plans shall be reviewed by the Planning Commission.
3. The Variance is limited to the location of the carport as shown on the plans stated in COA#1
4. A separate formal application for any future site improvements shall be submitted to the Planning Department. This and all other present and future improvements to the property shall comply with R1-A zoning provisions and other applicable ordinances.
5. Applicant, its contractors, employees, assigns and agents shall comply with all applicable state laws and the Town's Municipal Code.
6. If no action has been taken in one year, this Variance will become null and void.
7. Applicant shall defend, indemnify, and hold harmless the Town of Atherton and its agents, officers and employees from any claim, action or proceeding against the Town, or its agents, officers and employees to attach, set aside, void, or annul, an approval of the Planning Commission, or City Council concerning this project.

Sung Kwon
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