



AUTHORIZATION, CONSENT, AND DISCLOSURE STATEMENT P- 1(A)

Development Services

Planning Division
1635 Faraday Avenue
442-339-2600
www.carlsbadca.gov

APPLICATION AND ACKNOWLEDGEMENT INFORMATION

This submittal form (Part A through Part F) must be completed as part of your application with the City of Carlsbad. Your project cannot be reviewed until this information is completed.

PART A. Owner Authorization and Consent

NOTE: This Consent and Disclosure Form must list the name of the principal owners (10% or greater) and attach a copy of the current corporate articles, partnership agreement, or trust document, as applicable. Provide name(s) of the person(s) authorized to sign on behalf of the organization. (A separate page may be attached if necessary.) IF NO INDIVIDUALS OWN MORE THAN 10% OF THE SHARES, PLEASE INDICATE NOT-APPLICABLE (N/A) IN THE SPACE BELOW.

This is to certify under penalty of perjury that the undersigned is/are the record owner(s) of the property known as:

Assessor’s Map Book, Page and Parcel (APN/APNs): _____
_____ ; and

Street Address (if applicable): _____.

that I/we (full legal name of all record owners) consent to the filing of the Land Use Review Application on our property for processing by the City of Carlsbad Planning Division. I/We declare under penalty of perjury that I/we have reviewed this Affidavit and the information is true and correct.

1. Name: _____ Signature: _____

Signature: _____

Phone Number: _____ Email: _____

Contact Address: _____

2. Name: _____ Signature: _____

Phone Number: _____ Email: _____

Contact Address: _____

NOTE: For additional names, please use a separate sheet of paper.

IMPORTANT: A Grant Deed is required if the ownership does not match city records. Ownership on the deed must correspond exactly with the ownership listed. If the owner noted on the Grant Deed does not match the person signing as Property Owner, provide paperwork documenting the person signing is authorized to sign as a Property Owner.

Whenever any excavation, fill, or other project-related improvement requires entry onto adjacent property for any reason, the Land Use Review Application shall include the written consent or legal easements or other property rights of the adjacent property owner or their authorized representative, and shall include such consent with the application package. The application will not be deemed complete unless and until all necessary consent documents are so filed. The consent shall be in a form acceptable to the City Planner. If the proposed improvements on the adjacent property change the nature of the property's development rights (or implied bundle of rights), the city might require recordation of a Covenant and Agreement for Offsite Improvements and Release of Liability as a condition of project approval.

Does the project's limits of disturbance encroach on property not owned by the Property Owner?

Yes No If yes, attach adjacent owner authorization.

PART B. Owner Declarations (to be signed by Property Owner)

I/We hereby certify that I/we have read the information below and that:

1. I/We understand that it is the responsibility of the Applicant to substantiate the request through the requirements of the application.
2. I/We understand that if there is a zoning violation on the property, application review may be delayed. Any unpermitted structures or uses must either be removed or legalized at part of this application.
3. I/We understand that if this application is approved, I/we may be required to record a covenant with the County Recorder's Office, the form and content that is satisfactory to the City and its City Attorney, to notify future owners of the project approval and restrictions.
4. If this Land Use Review Application is approved or conditionally approved, I/we hereby certify that I/we will comply with all conditions attached to the approval action. I/We understand that the failure to comply with any conditions shall constitute grounds for the revocation or modification of the approval, permit, or other authorizations provided.
5. Prior to any use of the project site pursuant to the permit issued, all conditions of approval (if any) will be completed or secured in the manner as stated or required.

Property Owner Signature(s): _____

Name(s): _____ Date: _____

PART C. Project Team Information (complete all applicable fields)

Applicant: Same as Owner Different from Owner

Name (if different from Owner): _____

Company or Firm: _____

Phone Number: _____ Email: _____

Contact Address: _____ City: _____ State: _____ Zip Code: _____

Agent or Representative: Same as Applicant Different from Applicant N/A

Name (if different from Applicant): _____

Company or Firm: _____

Phone Number: _____ Email: _____

Contact Address: _____ City: _____ State: _____ Zip Code: _____

Other (specify Architect, Engineer, CEQA Consultant, etc.): _____

Name: _____

Company or Firm: _____

Phone Number: _____ Email: _____

Contact Address: _____ City: _____ State: _____ Zip Code: _____

NOTE: A Letter of Authorization (LOA) from the Property Owner empowering a person or persons to act on the behalf of the Property, is required if anyone other than the Property Owner signs the Land Use Review Application as the Applicant or Agent. The authorized person (Applicant or Agent) on the LOA must correspond with the name and signature, above.

PART D. Single "Point of Contact" Designation

A single "point of contact" is an individual that handles all communications with the city and its review team for the purposes of sending and receiving application materials, information, reports, etc. The point of contact is to be the single individual elected on the Land Use Review Application form for all communications and to remain as the primary contact for all status updates relating to the Land Use Review Application.

Single Point of Contact: Applicant Property Owner Agent Other _____

PART E. Contribution Disclosure

Has the Property Owner, Applicant, or Agent had more than \$900 worth of business transacted with any member of city staff, Boards, Commissions, Committees and/or Council within the past 12 months?

Yes No If yes, indicate person(s): _____

NOTE: Attach additional sheets if necessary.

PART F. Applicant Declarations (to be signed by Applicant)

I hereby certify that I have read the information below and that:

1. I have carefully reviewed and prepared the application and plans in accordance with the instructions.
2. I understand that the specific information needed to initiate planning case processing corresponds to those items listed in the application form's "**Minimum Submittal Intake Requirements Checklist.**" I also understand that even if the application is duly filed and accepted for intake processing, each application submitted to the Planning Division is **required** to have specified information included in the application packet **before** it is **determined to be complete**. The specific information to determine completeness is in "**Completeness Determination Requirements Checklist.**"
3. The Planning Division has developed policies to help ensure that discretionary permit applications are timely processed. The Permit Streamlining Act shot clock starts on the intake date the Planning staff accepts a duly filed application.
4. I understand that once an application is determined to be complete, project or design changes that will increase the number of units, add uses that were not previously listed, substantially change the site plan, or other changes that trigger the need for additional discretionary approvals will require a new application, or the filing of other application permit types, which would restart the review "clock" and extend processing timelines.
5. I understand that upon city review, additional information, documents, reports, entitlements and fees might be required, including any referral fees. I understand that all fees and deposits submitted with this application will be refunded only as provided for by the ordinances, regulations, or policies in effect at the time of the application submittal.
6. I certify that the description of the development and all the plans and supporting documentation are accurate in all material respects as of the date when made. I understand that it is my responsibility to ensure that statements and representations are not misleading. Furthermore, I agree to promptly remove, correct, or add information as needed to correct any misleading or materially inaccurate information. I understand that any misstatement or omission of the requested information or of any information subsequently requested might be

grounds for rejecting the application, deeming the application incomplete, denying the application, suspending or revoking a permit issued on the basis of these or subsequent representations, or for the seeking of such other and further relief as deemed appropriate by the City of Carlsbad.

7. If discrepancies exist between the architectural plans and the structural plans, the architectural plans shall take precedence. Ultimately, the scope of work, as described on the permit that authorizes construction, takes precedence over the plans. If there is a discrepancy between the plans and the description on the permit, the permit governs.
8. I understand that all materials submitted in connection with this application might become public record subject to inspection and copying by the public. I acknowledge and understand that the public might inspect and copy these materials and that some or all of the materials might be posted on the city website or elsewhere online, outside of the city's control.
9. I understand there are no assurances at any time, implicitly or otherwise, whether provided to me in writing or by oral communications regarding final staff recommendations to the decision-making body about this application or the determination of any decision-making body.
10. I understand that the overall design process consists of several steps, each with increasingly more detail. The planning phase is one of the first steps in the design process. A Land Use Review Application (or "planning application") consists only of a schematic design package. If the project is approved or conditionally approved, the schematic design phase is immediately followed by a design development phase (with construction drawings). Construction drawings, such as grading and drainage plans, are much more comprehensive and provide additional detail, specificity, and instructions on how to build and implement the project.

Review comments, statements, or approvals from the City of Carlsbad concerning a Land Use Review Application are based on the representations of the intent of design and construction. City comments and statements are believed to be accurate; however, such accuracy is not guaranteed when implementing the intended design solution. I understand that the approval or conditional approval of a Land Use Review Application does not replace the more thorough review of the construction drawings by the city or another agency during the design development phase; or services or recommendations provided by design professionals, such as architects, engineers, code professionals, etc. Furthermore, the approval or conditional approval of a Land Use Review Application does not relieve the Applicant of the obligation from complying with all applicable regulations, standards, policies, and guidelines applicable to the design development phase. Therefore, the ultimate design solutions required in construction drawings may differ from the project's initial schematic design.

The approved plan set of project drawings, civil plans/grading, sections, site plans, floor plans, architectural elevations, and landscape plans shall not be altered without express authorization by the City Planner. Once a permit has been issued, the Applicant may request permit modifications. "Minor" modifications might be granted if found by the City Planner to be in substantial conformity with the approved plan set, including all exhibits and permit conditions.

Modifications beyond the scope described in the approved plan set might require submittal of an amendment to the permit and approval by the authorized review body.

11. Should any proponent of the project fail to file a timely and valid appeal of the permit within the applicable appeal period, such inaction shall be deemed to constitute acceptance of the permit by the Applicant; and agreement by the Applicant to be bound by, to comply with, and to do all things required of or by the Applicant pursuant to all of the terms, provisions, and conditions of the issued permit or other approval.

12. As part of this application, the Applicant hereby agrees to defend, indemnify, and hold harmless the City of Carlsbad, its Council, boards and commissions, officers, employees, volunteers, and agents from any claim, action, or proceeding against the City of Carlsbad, its Council, boards and commissions, officers, employees, volunteers and agents, to attack, set aside, void or annul an approval of the application or related decision, including environmental documents, or to challenge a denial of the application or related decisions. 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 the city's costs, attorneys' fees, and damages that the city incurs in enforcing the indemnification provisions set forth herein. The Applicant shall pay to the city upon demand any amount owed to the city pursuant to the indemnification requirements prescribed.

By signing below, I acknowledge that I have completely read, understand, and agree to the declarations above and accept all terms set forth herein.

Applicant Signature: _____

Name: _____ Date: _____

This form must be stapled/attached to the application and shall be effective until replaced or revoked in writing.