

City of Malibu
Planning Department / Building Safety Division
Concurrent Submittal Agreement: APR-WF

Project Address: _____ Planning Case Number: _____

Project Description: _____

For an Administrative Plan Review for Woolsey Fire Rebuild (APR-WF) application, submittal to Building Plan Check prior to issuance of a Notice of Decision and during any required noticing for a site plan review (SPR) may be authorized **ONLY if the project meets the following conditions:**

- a. The project is an APR-WF application and qualifies for CDP and CEQA exemption.
- b. The project has obtained all Planning stage conformance approvals from all applicable departments/agencies, including Los Angeles County Fire Department and Water District 29.
- c. The Planning Director and Building Official determine the project is appropriate for concurrent submittal.

Concurrent Submittal Agreement

The Owner and Applicant assume all risks associated with this concurrent submittal and understand that if changes in the project are required for any reason, revised project and building plans will be required and additional fees will be charged. Owner and Applicant also acknowledge that submittal into, or approval of, plan check does not guarantee that a particular Planning entitlement will be approved. **Owner and Applicant acknowledge that the APR-WF with SPR could be appealed to the Planning Commission and City Council, and that subsequent decisions by the Planning Commission and City Council could require changes to the project at the Owner's sole expense, including additional fees.** The Owner and Applicant understand that plan check will expire one year from the date of submittal, although one 180-day extension shall be allowed if applied for in writing before the date of expiration, upon payment of required fees. If permits have not been issued within the allotted plan check period, Owner and Applicant agree to pay all required fees for a new plan check. Building and Grading permits will not be issued until final Planning Department approval has been issued and all appeal periods have expired.

The property owners, applicants and their successors in interest, agree that they shall indemnify and defend the City of Malibu and its officers, employees and agents from and against all liability and costs relating to the City's actions concerning this project, including (without limitation) any award of litigation expenses in favor of any person or entity who seeks to challenge the validity of any of the City's actions or decisions in connection with this project. The City shall have the sole right to choose its counsel and property owners shall reimburse the City's expenses incurred in its defense of any lawsuit challenging the City's actions concerning this project.

*Owner (print name) _____

Signature: _____

Date: _____

*Applicant (print name) _____

Signature: _____

Date: _____

*This form **MUST BE NOTARIZED** if not witnessed by City of Malibu staff.

Witnessed by:

Staff (print name) _____

Signature: _____

Date: _____

(second page must be attached)

For Staff Use Only

The project has obtained all applicable Planning stage conformance approvals and meets the requirements for this concurrent submittal program.

Case Planner (print name) _____

Signature: _____

Date: _____

Planning Director (print name) _____

Signature: _____

Date: _____

Building Official (print name) _____

Signature: _____

Date: _____

Public Works Director (print name) _____

Signature: _____

Date: _____