



Office of the City Manager

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COUNCIL MEETING OF:

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OFFICE OF THE CITY CLERK  
CITY OF BERKELEY

## SUPPLEMENTAL AGENDA MATERIAL

**Meeting Date:** February 9, 2016

**Item Number:** 20

**Item Description:** ZAB Appeal: 2029-2035 Blake Street

**Supplemental/Revision Submitted By:** Eric Angstadt, Director, Planning & Development

**“Good of the City” Analysis:**

*The analysis below must demonstrate how accepting this supplement/revision is for the “good of the City” and outweighs the lack of time for citizen review or evaluation by the Council.*

Page 3 of the Staff Report notes that a second Condition of Approval, Condition 39, has been added to further address air quality during construction, requiring EPA-Certified Tier 2 emission standards for off-road diesel-powered construction equipment. However, due to staff oversight, this new Condition 39 was not added to the Findings and Conditions, which is Attachment 1, Exhibit A. Below please find the proposed Condition 39 (and existing conditions 39 through 92 shall be renumbered) for Council’s consideration.

39. The construction contractor shall use equipment that meets the United States Environmental Protection Agency (EPA)-Certified Tier 2 emissions standards for off-road diesel-powered construction equipment greater than 50 horsepower. Prior to construction, the project engineer shall ensure that all demolition and grading plans clearly show the requirement for EPA Tier 2 or higher emissions standards for construction equipment over 50 horsepower. During construction, the construction contractor shall maintain a list of all operating equipment in use on the project site for verification by the City of Berkeley Building Official or their designee. The construction equipment list shall state the makes, models, the CARB Engine Identification Number (EIN), and number of construction equipment onsite. The construction equipment shall be properly serviced and maintained in accordance with the manufacturer’s recommendations. Construction contractors shall also ensure that all nonessential idling of construction equipment is restricted to five minutes or less in compliance with CARB Rule 2449.

***Consideration of supplemental or revised agenda material is subject to approval by a two-thirds vote of the City Council. (BMC 2.06.070)***

A minimum of **42 copies** must be submitted to the City Clerk for distribution at the Council meeting. This completed cover page must accompany every copy.

Copies of the supplemental/revised agenda material may be delivered to the City Clerk Department by 12:00 p.m. the day of the meeting. Copies that are ready after 12:00 p.m. must be delivered directly to the City Clerk at Council Chambers prior to the start of the meeting.

Supplements or Revisions submitted pursuant to BMC § 2.06.070 may only be revisions of the original report included in the Agenda Packet.