



## REGULAR MEETING OF THE PLANNING COMMISSION

Wednesday, April 10, 2002  
7:00 PM

North Berkeley Senior Center  
1901 Hearst Avenue

### AGENDA

1. *Roll Call*
2. *Order of Agenda*
3. *Public Comment Period:* Speakers are allotted three minutes or less each. Speakers are encouraged to submit more extensive comments in writing. To ensure adequate time for action items on the Agenda, the Planning Commission may limit the number of public speakers during the public comment period.
4. *Chairperson's Report:* Report by Commission Chair
5. *Committee Reports:* Reports by Commission committees or liaisons.
6. *Planning Director's Report:* Report on upcoming planning issues and recent Council actions.
7. *Approval of Minutes:* November 14, 2001, March 13, 2002. (Attached). Note that the minutes from Nov. 14, 2001 are also included because of need for clarification regarding the action taken by the Commission on the MULI item.
8. *Southside Plan:* Discussion of Housing and Land Use Elements (report attached).
9. *Public Hearing:* Zoning Ordinance text amendment revising Berkeley Municipal Chapter 23A.20, Regarding Zoning Ordinance Amendments, to clarify and conform to state law (report attached).
10. *Public Hearing:* Zoning Ordinance amendment to prohibit the use of dangerous and/or sharp material in or on top of fences in residential districts (report attached).
11. *Discussion:* Downtown Commercial District Regulations draft amendments (report attached)
12. *Discussion:* Possible initiative to amend Measure Q,
  - 12a. Memorandum from the City Manager: Clarification of Remaining "Development Rights" on the North Basin Strip of the Berkeley Waterfront (attached).
  - 12b. A report from the City Attorney (attached).
13. *Action:* Referral to Commissions regarding Public Hearings not starting after 10 p.m. (memo from Sherry Kelly attached).

**Information Items:** Action may be taken on any information report if any Commissioner requests its placement on the agenda as an action item.

14. *General Plan:* City Council Staff Report (draft) for April 23, 2002, regarding the adoption of the outstanding draft General Plan components (attached).
15. *The U.C. Theater:* Current Status and Future Potential (attached).

16. *University Avenue Landscape Plan* prepared by the Parks and Waterfront Department (enclosed).

**Communications:** In compliance with Brown Act regulations, no action may be taken on these items.

However, discussion may occur at this meeting upon a Commissioner request.

17. Memorandum to AC Transit General Office from Kathy Berger, Executive Director, Telegraph Area Association, Regarding Short Range Transit Plan.

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**Please refrain from wearing scented products to public meetings.**

**Written material** may be viewed in advance of the meeting at the Planning and Development Department, 2118 Milvia Street, third floor, during working hours or at the Main Branch Library, Shattuck/Kittredge Streets, during regular library hours.

**Accommodations Provided Upon Request.** To request meeting materials in large print, Braille, or on cassette, or to request a sign language interpreter, assistive-listening device, real-time captioning or other accommodation for the meeting, call 705-8116 (voice) or 981-6903 (TDD). Providing at least five working days' notice will help to ensure availability at the meeting.

**Note: If you object to a project or to any City action** or procedure relating to the project application, any lawsuit which you may later file may be limited to those issues raised by you or someone else in the public hearing on the project, or in written communication delivered at or prior to the public hearing. The time limit within which to commence any lawsuit or legal challenge related to these applications is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitations period is specified by any other provision. Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge, which is not filed within that 90-day period, will be barred.