



REGULAR MEETING OF THE PLANNING COMMISSION

Wednesday, December 11, 2002
North Berkeley Senior Center
7:00 PM

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:* Draft minutes from the Regular Meeting of November 13, 2002, and the Special Meeting of November 20, 2002 (copies attached for Commissioners only)
8. *Future Planning Commission Agenda Items and Other Planning-Related Events* (copy attached).

Action Items: Matters on which the Planning Commission may discuss and possibly take action

9. *Discussion and Possible Action:* **Public Hearing** on a draft Zoning Amendment to add a section to permit the summary denial of applications to legalize public nuisances that the City has already ordered abated (copy attached).
10. *Discussion and Possible Action:* Southside Plan- text for Commission review and proposed time frame for plan completion and preparation of a Draft Environmental Impact Report (copy attached).
11. *Discussion and Possible Action:* Marina Plan- Draft Marina Plan with Initial Study and Negative Declaration, from the Parks, Recreation and waterfront Department. The Planning Commission will consider comments for the Waterfront Commission's Public Hearing on January 8, 2003 (copies were distributed to Commissioners in the packet for the November 20, 2002 meeting).
12. *Discussion and Possible Action:* Continued discussion on Draft Zoning Amendments to the Downtown Commercial District Regulations (continued from November 13, 2002; material from previous meetings attached).
13. *Discussion and Possible Action:* Evaluation of Fee Structure for Zoning Appeals (copy attached).

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

14. Schedules for 2003 for the Planning Commission, Zoning Adjustments Board, and Landmarks Preservation Commission (copy attached).

15. Transportation Nexus Study – Identifying requirements for a Transportation Nexus Study that would allow the City to collect development fees (copy attached).

16. Planning Commission Request for staff clarification of potential impacts of not having a state-certified Housing Element (to be delivered).

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.

None

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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 at the Reference Desk.

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.