



REGULAR MEETING OF THE PLANNING COMMISSION

Wednesday, January 8, 2003
North Berkeley Senior Center
7:00 PM

1901 Hearst Avenue

AGENDA

1. *Roll Call*
2. *Order of Agenda*
3. *Public Comment Period:* Speakers are customarily allotted up to three minutes 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 December 11, 2002 (copy attached for Commissioners only)
8. *Future Planning Commission Agenda Items and Other Planning-Related Events* (copy attached).

Action Items: Matters for discussion and possible action.

9. Marina Plan- Draft Marina Plan with Initial Study and Negative Declaration, from the Parks, Recreation and Waterfront Department: opportunity for the Planning Commission to review consistency with the General Plan and other relevant matters (see Initial Study pages 17 –22; copies were distributed to Commissioners in the November 20, 2002 packet. Additional comments are attached).
 - A. Comments submitted by Commissioner Poschman
 - B. Response from Parks, Recreation and Waterfront staff to Commission questions at the December 11, 2002 Planning Commission meeting.
10. General Plan publication schedule (copy of General Plan previously distributed).
11. Continued public hearing on Draft Zoning Amendments to the C-2 Downtown Commercial District Regulations (continued from December 11, 2002; Civic Arts Commission recommendation attached. Commissioners are requested to bring materials distributed for the October 23 and November 13 meetings).
 - A. Civic Arts Commission's December 18, 2002 recommendation regarding the Arts Density Bonus.
12. City and Department Budget for upcoming 2 year cycle.

- A. Planning Commission input to City's Budget Process. (Commissioners' FY 2004 and FY 2005 Budget Worksession materials attached).
- B. Planning Department work program for FY 2004 and FY 2005 (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.

- 13. Southside Plan- Revised time frame for plan completion and preparation of a Draft Environmental Impact Report (copy attached).
- 14. Council Rules of Procedure regarding Rules Committee (Copy attached).
- 15. Letter from State Department of Housing and Community Development to Mr. and Mrs. Hart re. Denial of Housing Development Application on Hearst Avenue, Berkeley (copy attached).

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.

Letter to the Planning Commission from Clifford Fred regarding Downtown Zoning Ordinance amendments (copy attached).

Letter from the Downtown Berkeley Association to the Zoning Adjustments Board regarding support for Longs Pharmacy proposal at 2300 Shattuck Avenue (copy attached).

Report Received:

A copy of the "Land Use for Child Care Facilities" report has been received from the Alameda County Child Care Planning Council. The report is on file at the Advance Planning Division, 2118 Milvia St., Third Floor.

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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-judicative 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.