



REGULAR MEETING OF THE PLANNING COMMISSION

Wednesday, January 14, 2004
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 Staff Report:* Report on upcoming planning issues and recent Council actions.
7. *Approval of Minutes:* Approved Minutes of November 12, 2003, Draft Minutes of December 10, 2003 (copies 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. **Public Hearing:** Proposed Amendments to the Proposed Amendment to the Berkeley Municipal code Sections 23D.12.060A, 23D.12.060C, 23E.28.060, and 23E.28.030C, concerning criteria for joint use of off-street parking spaces (Planning file no. ZA 04-01).
 - a). Staff Report
 - b). Public Hearing Notice
10. **Public Hearing:** Proposed Amendment to Sections 23B.32.050 and 23B.32.060 of the Berkeley Municipal Code Concerning Appeals from Zoning Adjustments Board: Additional Requirements When a Ground of Appeal is That the Board's Action Constituted a Taking of Property Under the California or United States Constitution (Planning file no. ZA 04-02).
 - a). Staff Report
 - b). Public Hearing Notice

11. Proposed Housing Element Modifications to be Set for Hearing: Incorporation of Clarifications to the City of Berkeley General Plan Housing Element Requested by the California Department of Housing and Community Development (copy of memo from Housing Department attached).

12. General Plan Work Plan (Staff memo 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. Mayor's Task Force on Permitting: Final Report (copy of report previously distributed to Planning Commission; available at www.ci.berkeley.ca.us/mayor/PermitTaskForce/PermitTaskForce.htm)

14. Additional Options for the Berkeley Bowl Project: Zoning Text Amendment and General Plan Amendment Application (staff memo attached).

15. Southside Plan Request for Qualifications (staff memo with RFQ attached).

16. Planning Commission Attendance Report, July 1 through December 31, 2003

17. Planning Commission Meeting Schedule for 2004

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 981-7480 (voice) or 981-7474 (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.