

**APPROVED MINUTES OF REGULAR PLANNING COMMISSION MEETING  
JANUARY 14, 2004**

**1 ROLL CALL**

2  
3 Time: The meeting was called to order at 7:05 by Chair Bronstein.

4  
5 Location: North Berkeley Senior Center.

6  
7 Commissioners Present: Bronstein, Curl, Pollack, Poschman, Stoloff (7:20), Tabb (7:15),  
8 Wengraf, Wiggins, Wrenn.

9  
10 Commissioners Absent: None.

11  
12 Staff Present: Grimes, Homrighausen, Rhoades

13  
14 **ORDER OF THE AGENDA**

15  
16 Item 14 was moved from Information to Action.

17  
18 **PUBLIC COMMENT PERIOD**

19  
20 There were 3 speakers. Michai Freeman spoke to urge the Planning Commission to  
21 support a domestic violence safe house in Berkeley, and said the Commission on the  
22 Status of Women will be send the Planning Commission a letter on the subject. Rick  
23 Aurbach spoke regarding the Berkeley Bowl options, in support of the variance option.  
24 David Snipper spoke concerning the Berkeley Bowl, saying the project should not result  
25 in traffic impacts on the neighborhood.

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27 **CHAIRPERSON'S REPORT**

28  
29 No report.

30  
31 **COMMITTEE REPORTS**

32  
33 Commissioner Wrenn reported on the UC Hotel/Conference Center Subcommittee, which  
34 is now underway. The next meeting is Tuesday January 20, at 1:30 p.m., in the Permit  
35 Service Center 2<sup>nd</sup> floor conference room. Staff will consult with the City Attorney to  
36 determine if more than four Planning Commissioners may attend the subcommittee  
37 meeting, or if this would be a Brown Act violation.

38  
39 **PLANNING STAFF REPORT**

40  
41 Mark Rhoades reported that the City Council has approved Dan Marks as the permanent  
42 Director of Planning and Development. On January 13, the Council approved new  
43 condominium inclusionary zoning amendments, with a two-year sunset provision. The  
44 Planning Department is addressing a proposed medical marijuana use at Sacramento and  
45 Russell.

46  
47 **APPROVAL OF MINUTES**

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49 M/S/C to approve the minutes of the December 10, 2003 meeting (Poschman/Stoloff).  
50 Ayes: Bronstein, Curl, Pollack, Stoloff, Tabb, Wengraf, Wiggins, Wrenn. Noes: None.  
51 Abstentions: None. Absent: None.

52  
53 **FUTURE AGENDAS**

54  
55 The Commission discussed timing for review of the University Avenue Strategic Plan.  
56 Staff indicated it is scheduled February 11, 2004. The Commission discussed the  
57 Council referral on Euclid Avenue Food Service. Land Use Planning Manager Rhoades  
58 commented on the timing of this Council referral and an appeal to Council for a proposed  
59 food service use on Euclid.

60  
61 **PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE BERKELEY**  
62 **MUNICIPAL CODE SECTIONS 23D.12.060A, 23D.12.060C, 23E.28.060, AND**  
63 **23E.28.030C, CONCERNING CRITERIA FOR JOINT USE OF OFF-STREET**  
64 **PARKING SPACES (PLANNING FILE NO. ZA 04-01).**

65  
66 M/S/C to open the public hearing. (Poschman/Wiggins). Ayes:  
67 Bronstein, Curl, Pollack, Poschman, Stoloff, Tabb, Wengraf, Wiggins, Wrenn. Noes:  
68 None. Abstentions: None. Absent: None.

69  
70 There were no speakers.

71  
72 M/S/C to close the public hearing. (Poschman/Wiggins). Ayes:  
73 Bronstein, Curl, Pollack, Poschman, Stoloff, Tabb, Wengraf, Wiggins, Wrenn. Noes:  
74 None. Abstentions: None. Absent: None.

75  
76 Land Use Planning Manager Rhoades summarized the proposed Zoning Text  
77 Amendment.

78  
79 M/S/C to move the staff report. (Wengraf/Poschman). Ayes:  
80 Bronstein, Curl, Pollack, Poschman, Stoloff, Tabb, Wengraf, Wiggins, Wrenn. Noes:  
81 None. Abstentions: None. Absent: None.

82  
83 **PUBLIC HEARING ON PROPOSED AMENDMENTS TO THE BERKELEY**  
84 **MUNICIPAL CODE SECTIONS 23B.32.050 and 23B.32.060 23E.28.060,**  
85 **CONCERNING APPEALS FROM ZONING ADJUSTMENTS BOARD:**  
86 **ADDITIONAL REQUIREMENTS WHEN A GROUND OF APPEAL IS THAT**  
87 **THE BOARD'S ACTION CONSTITUTED A TAKING OF PROPERTY UNDER**  
88 **THE CALIFORNIA OR UNITED STATES CONSTITUTION. (PLANNING FILE**  
89 **NO. ZA 04-02).**

90  
91 M/S/C to open the public hearing. (Wengraf/Poschman). Ayes:  
92 Bronstein, Curl, Pollack, Poschman, Stoloff, Tabb, Wengraf, Wiggins, Wrenn. Noes:  
93 None. Abstentions: None. Absent: None.

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94

95 There were no speakers.

96

97 M/S/C to close the public hearing. (Wengraf/Wiggins). Ayes:  
98 Bronstein, Curl, Pollack, Poschman, Stoloff, Tabb, Wengraf, Wiggins, Wrenn. Noes:  
99 None. Abstentions: None. Absent: None.

100

101 Land Use Planning Manager Rhoades summarized the proposed Zoning Text  
102 Amendment.

103

104 M/S/C to move the staff report. (Wiggins/Curl). Ayes:  
105 Bronstein, Curl, Pollack, Poschman, Stoloff, Tabb, Wengraf, Wiggins, Wrenn. Noes:  
106 None. Abstentions: None. Absent: None.

107

108 **PROPOSED HOUSING ELEMENT MODIFICATIONS TO BE SET FOR**  
109 **PUBLIC HEARING:**

110

111 The Commission set up a subcommittee to review the proposed changes with staff and  
112 bring the matter to the Commission to be set for public hearing. Commissioner  
113 Poschman was named to the subcommittee.

114

115 **GENERAL PLAN WORK PLAN**

116

117 Land Use Planning Manager Rhoades commented on the work plan. He indicated the  
118 implementation of some items from the Mayor's Permitting Task Force will also address  
119 items on the General Plan work plan.

120

121 **ADDITIONAL OPTIONS FOR BERKELEY BOWL PROJECT**

122

123 Staff Grimes summarized the staff report. The Commissioners discussed the options and  
124 issues related to them. In particular traffic and parking impacts were discussed. The  
125 Commission discussed the benefits and drawbacks of the options.

126

127 M/S/C to ask staff to focus on options B and C of the January 14 staff report, and report  
128 back with a more detailed analysis at the February 11 meeting. (Stoloff/Wiggins) Ayes:  
129 Bronstein, Curl, Pollack, Poschman, Stoloff, Tabb, Wengraf, Wiggins. Noes: Wrenn.  
130 Abstentions: None. Absent: None.

131

132

133 **ADJOURNMENT**

134

135 Meeting was adjourned at 8:35.