



REGULAR MEETING OF THE PLANNING COMMISSION

Wednesday, April 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. *Planning Staff Report:* Report on upcoming planning issues and recent Council actions. In addition to the items below, additional matters may be reported to the Commission at the meeting.
5. *Chairperson's Report:* Report by Commission Chair.
6. *Committee Reports:* Reports by Commission committees or liaisons. In addition to the items below, additional matters may be reported to the Commission at the meeting.
 - a. Report from Planning Commission Subcommittee on the UC Hotel-Conference Center Task Force.
7. *Approval of Minutes:* Approved Minutes of March 10, 2004, Draft Minutes of March 24, 2004 (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. UC Foothill Bridge: Presentation to Planning Commission by UC Staff (Informational material attached)
 - a. Memo from City Berkeley Planning staff
 - b. Informational materials from UC Berkeley
 - c. e-mail and Public Works Commission hearing notice from Jeff Egeberg, Public Works Commission Secretary
10. **Public Hearing:** Proposed Amendments to the Zoning Ordinance to Implement the University Avenue Strategic Plan (Planning file ZA 04-04) (Staff report attached).
11. **Public Hearing:** Public Hearing: Proposed Amendments to the Zoning Ordinance to clarify R-1A District Minimum Lot Size Standard (BMC Section 23D.20.070.B, Planning file ZA 04-03) (Staff report attached). (Staff report attached).

12. Discussion of City Manager's Report Regarding Frequency of Commission Meetings and/or Other Possible Cost Reductions. (Memo from City Manager dated March 23, 2004 attached. Matter referred to Boards and Commissions by Council; any written comments due to City Manager's office by May 17).
13. Mayor's Request for Comment on City of Berkeley Ex Parte Communication Rules - Mayor's Task Force on Permitting and Development Report Recommendation G 5.1 recommended that Council conduct a hearing on Ex Parte rules. The Mayor has requested comment from Boards and Commissions (a position taken by the Commission and/or as individual Commissioners) on Ex Parte rules. (letter from Mayor Bates, Council staff report, and City Attorney opinion 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. Council Referral CF 2004-22 Cultural Density Bonus (staff memo 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.

- Memo received from Steve Wollmer re. University Ave. Strategic Plan, dated March 31, 2004
- Letter from Livable Berkeley re. University Avenue Rezoning, dated March 24, 2004
- Summary of construction costs of three projects submitted at Planning Commission meeting, March 24, 2004, provided by J.H. Fitzmaurice, Inc.
- Comments on University Avenue rezoning submitted by Dan Deibel at Planning Commission meeting, March 24, 2004.
- Letter from Stephen Wollmer re. University Ave. rezoning, dated March 23, 2004.
- E-mail from Kristin Leimkuhler re. University Ave. rezoning, March 23, 2004
- Memo from Sue T. Parker to Planning Commission re. development proposal at McGee and University Ave. dated March 20, 2004
- Letter from University Ave. Association re. University Ave. Strategic Plan dated March 18, 2004
- Comments from Cheryl T. Cohen Greene re. new senior housing on University Ave. received March 22, 2004
- Comments from Kirpal Khanna, President of the University Avenue Association, re. University Ave. rezoning, dated March 19, 2004
- Memo from McKinley Addison Allston Grant Neighborhood Association re. Proposed Zoning Code Revisions on University Ave.
- Letter from Dr. Meredith Sabini re. 1698 University Ave. dated March 18, 2004
- Letter from Gary Earl Parsons, Architect, re. University Avenue Proposal, dated March 8, 2004
- Letter from Susan Cerny re. 1698 University Ave. dated Feb. 24, 2004
- E-mail from Robin Kibby re. University Avenue Strategic Plan dated April 6, 2004
- Letter from Livable Berkeley re. University Avenue Rezoning, dated April 6, 2004
- Letter from Kris Eggen re. University Avenue Strategic Plan dated April 6, 2004
- Letter from Elizabeth Filmer re. University Avenue Strategic Plan dated April 8, 2004
- Letter from Gustavo Mata, Vice President of Academic Affairs, Associated Students of the University of California, in support of the Foothill Bridge

- Flyer from Ecocity Builders for “A Creek Runs Through It Berkeley Community Field Trip to San Luis Obispo, May 20-21, 2004”

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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.