



REGULAR MEETING OF THE PLANNING COMMISSION

Wednesday, June 9, 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.
7. *Approval of Minutes:* Approved Minutes of May 12, 2004, and May 19, 2004, and Draft Minutes of May 26, 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. **Proposed Amendments to the Zoning Ordinance to Implement the University Avenue Strategic Plan: Continued Public Hearing** Continued from March 24, April 14, April 28, May 12, and May 26, 2004. Planning file ZA 04-04. (Staff report to be delivered) (Communications concerning this matter are listed below)
10. **Public hearing on proposed Tract Map 7533, to allow condominium ownership for a six-unit project comprised of four dwelling units and two live/work units at 915-25 Pardee Street, Berkeley.** The units are proposed to be created in a three-story building currently under construction. The Zoning Officer granted an administrative use permit (AUP #02-20000137) to construct the six units on August 2, 2003 (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.

11. Staff Memorandum concerning the Brown Act and Use of E-mails (attached)

12. Draft Disaster Mitigation Plan for the City of Berkeley (Comments were due to the City Manager's office by May 31, 2004; if the Commission wishes, comments after the deadline will be transmitted to the City Manager) (memo from City Manager, plan, and initial study previously distributed. Plan and initial study are available at www.ci.berkeley.ca.us/Manager)
13. Transmittals and correspondence from Planning Dept. staff
 - a. Letter from Dan Marks to Cathy Cresswell, State Dept. of Housing and Community Development, concerning City's Housing Element
 - b. Transmittal to City Council of Planning Commission minutes and written materials from the May 19, 2004 hearing on the UC Berkeley Draft 2020 Long Range Development Plan Draft Environmental Impact Report

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.

- E-mail from Jennifer Pearson and Carole Schemmerling concerning Task Force Recommendations dated May 24, 2004
- Letter from Andrea Pflaumer, David Nasatir, & Monika Heinrich concerning UC Berkeley's 2020 LRDP, dated May 25, 2004
- Letter from Stephen Wollmer concerning UASP Zoning Changes, dated May 19, 2004, Revised May 20, 2004
- Handout titled "Panoramic Interests, The Ten Commandments if Moses had been an infill developer", from Steve Wollmer
- Information titled "Livable Santa Monica" from Merrilie Mitchell (undated)
- Reprint titled "Tip of the Iceberg" from Merrilie Mitchell, dated April 2001
- Report titled "San Francisco Bay Area Housing Crisis Report Card", 2002, from Merrilie Mitchell.
- Letter from Lynda Winslow concerning UASP, dated May 26, 2004
- E-mail from Judi Stampss concerning UASP, dated May 25, 2004
- Statement titled "The University Ave. Strategic Plan deserves to be implemented, with four signers (Herbert Diamant, McKinley Thompson, Emily Fox and Ray Wheeler, dated April 2004
- E-mail from Jeff Hobson concerning UASP Zoning dated May 24, 2004
- Letter from Christopher Hudson concerning UASP dated May 24, 2004
- Letter from Deborah Green concerning University Avenue dated May 1, 2004
- Letter from Wendy Alfsen, Walk and Roll Berkeley, concerning Recommendations for University Ave. Plan Zoning Implementation, dated May 19, 2004
- Letter from Robert Allen concerning UASP, dated May 18, 2004
- Letter from Merrilie Mitchell concerning UASP dated May 12, 2004
- E-mail from Wendy Alfsen to Philip Kamlarz & Sherry Kelly, concerning University Ave. Pedestrian ADA & BMC Violations, dated May 27, 2004
- Letter from Wendy Alfsen to Phil Kamlarz concerning Priority for pedestrian improvements on University Ave. dated April 20, 2004

- E-mail from Steve Wollmer to Janet Homrighausen with cc to Planning Commission and others, concerning UASP staff report and attachments, dated May 27, 2004
- E-mail from Tim Perry to Steve Wollmer & Janet Homrighausen, with cc to Planning Commission and others, concerning UASP staff report and attachments
- E-mail from Tim Perry to Steve Wollmer concerning Incentives in UASP dated May 24, 2004
- E-mail from Richard Graham to David Tabb, Tim Perry, and others concerning Incentives in UASP dated May 24, 2004
- E-mail from Steve Wollmer to Tim Perry and others concerning Incentives in UASP dated May 24
- E-mail from Tim Perry to Richard Graham, David Tabb, and others concerning incentives in UASP dated may 24, 2004
- Illustrations of development envelopes prepared by K. Leimkuhler, handed out May 26, 2004
- Letter from Doug Greenholz, Chair of the Board of Trustees, Ecole Bilingue de Berkeley, concerning the West Berkeley Bowl project, dated May 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.