



SPECIAL MEETING OF THE PLANNING COMMISSION

Wednesday, October 19, 2005
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. Creeks Task Force
 - b. Density Bonus Procedure/Inclusionary Housing Provisions Subcommittee
 - c. Downtown BART Plaza and Transit Area Design Plan Citizens Advisory Committee
7. *Approval of Minutes:* Approved minutes of September 14, 2005; draft minutes of September 28, 2005
8. *Future Planning Commission Agenda Items and Other Planning-Related Events*

ACTION ITEMS: Matters for discussion and possible action.

9. **Home Occupation Permitting Thresholds** Review possible zoning amendments for reduced permitting threshold for teaching-related home occupations per City Council referral. (Report to be delivered).
10. **Fee for Filing an Appeal to Council Regarding Land Use Matters** (Report attached).

11. **Downtown Area Plan - Planning Commission Member Appointments to the Downtown Area Plan Advisory Committee (DAPAC)** (Copy of Report to Council from City Manager dated September 27, 2005 on "Downtown Area Plan Work Program and Public Participation Process" 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.

12. Transportation Services Fee Nexus Study, Final Draft (Report and study attached).
13. West Berkeley Bowl Draft Environmental Impact Report
 - a. Notice of Availability (Copy attached)
 - b. West Berkeley Bowl Draft Environmental Impact Report (DEIR) (Copies distributed to Planning Commissioners only. For electronic access, go to www.ci.berkeley.ca.us/planning/landuse/Heinz/DEIR/default.htm)
 - c. West Berkeley Bowl DEIR Appendices (Copies distributed to Planning Commissioners only. For electronic access, go to www.ci.berkeley.ca.us/planning/landuse/Heinz/DEIR/default.htm)

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. Normally, communications received by the end of the day on the Wednesday one week before the Planning Commission meeting will be transmitted with the staff report packet to the commissioners. Communications received later will be sent to the Commission separately, either by handing out at the meeting or including in the next available Planning Commission packet.

- Letter from Julie Dickinson dated September 22, 2005 regarding 2700 San Pablo Ave.
- Letter from Stephen Sharnoff dated September 27, 2005 regarding West Berkeley Bowl
- Letter from Nora L. Burns dated September 30, 2005 regarding parking difficulties in District Four

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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.