



Planning Commission

AGENDA

REGULAR MEETING OF THE PLANNING COMMISSION

This meeting is held in a wheelchair accessible location.

**December 19, 2007
7:00 PM**

**North Berkeley Senior Center
1901 Hearst Avenue**

1. *Roll Call*

CONSENT CALENDAR ITEMS:

The Consent Calendar allows the Commission to take action with no discussion on projects to which no one objects. The Chair will announce items for the Consent Calendar at 7:05 p.m. The Commission may place action items on the Consent Calendar if no one present wishes to testify on an item. Anyone present who wishes to speak on an item should submit a speaker card or raise his or her hand and advise the Chairperson, and the item will be pulled from the consent calendar.

NONE

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 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 at the meeting.
7. *Approval of Minutes:* Draft minutes of November 14 and final of October 24.
8. *Future Agenda Items and Other Planning-Related Events*

ACTION ITEMS: *Matters for discussion and possible action.*

9. **Lawrence Berkeley National Laboratory Presentations:** Helios Energy Research ("Helios") Facility and the Computational Research and Theory (CRT) Facility.
10. **Discussion: Implementation of State density bonus law and Berkeley's Inclusionary Ordinance.**

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.

None.

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.

Late Communications received at previous meeting:

- Handout, "Increased Flexibility for West Berkeley Key Goals, Actions and Policies."
- Handout of PowerPoint, "Increased Flexibility for West Berkeley."
- Letter from Commissioner Poschman to Planning Director Dan Marks, December 12, 2007.
- Thirteen images related to Tract Map application 7755, 1552-1556 Milvia Street.
- Handout, Section 66474 of the Subdivision Map Act.
- City Council report, Changes to West Berkeley Zoning, from Councilmember Maio, June 13, 2006.
- Letter from Allan Hardy regarding West Berkeley flexibility, December 6, 2007.
- Email from Eric Taylor regarding West Berkeley flexibility, December 5, 2007.
- Letter from Jennifer Pearson regarding Tract Map application 7755, 1552056 Milvia Street, December 5, 2007.

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Please refrain from wearing scented products to public meetings.

Procedures for correspondence to the Commissioners:

- To distribute correspondence to Commissioners prior to the meeting date -- submit comments by 12:00 noon, seven (7) days before the meeting. Please provide 15 copies of any correspondence with more than ten (10) pages.
- Any correspondence received after this deadline will be given to Commissioners on the meeting date just prior to the meeting.
- Staff will not deliver to Commissioners any additional written (or email) materials received after 12:00 noon on the day of the meeting.
- Members of the public may submit written comments themselves early in the meeting. To distribute correspondence at the meeting, please provide 15 copies and submit it to the Planning Commission Secretary just before or at the beginning of the meeting.
- Written comments should be directed to the Planning Commission Secretary at the Land Use Planning Division (Attn: Planning Commission Secretary).

Written material may be viewed in advance of the meeting at the Planning and Development Department, 2118 Milvia Street, First 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 a disability-related accommodation(s) to participate in the meeting, including auxiliary aids or services, please contact the Disability Services specialist at 981-6346(V) or 981-7075 (TDD) at least three business days before the meeting date.

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.