CONSENT CALENDAR PROCEDURES

Due to the extreme length of the Zoning Adjustments Board agenda, a Consent Calendar will be used to approve certain types of applications at one time. The Consent Calendar is divided into two parts:

Part 1  Routine business such as amendments of use permits not subject to a public hearing and items proposed for continuance. (Please note that items proposed for continuance to a date certain will not be re-noticed by mail or posting on site.)

Part 2  Public hearings on use permits and variances that are apparently non-controversial, on which no adverse comment has been received, and on which the Zoning Officer has made a favorable recommendation.

The Chairperson of the Board will announce the items on the Consent Calendar at 7:05 p.m. Anyone present who wishes to speak on an item should raise his or her hand and advise the chairperson, and the item will be pulled. Any applicant, member of the audience, or Zoning Adjustments Board Member may require that a Consent Calendar II item be removed the Calendar for discussion and testimony. Items pulled from the Consent Calendar will be heard following "Continued" Matters.

PUBLIC TESTIMONY PROCEDURES

The Board may limit the number of speakers and the length of time allowed to each speaker. Persons Wishing to offer testimony are encouraged to submit their comments in writing. If you want to speak at a public hearing, you must turn in a speaker card by 7:15 p.m. on the night of the hearing. Cards may also be submitted at the Zoning Counter at 2120 Milvia Street prior to 5 p.m. on the day of the hearing.

Note: Attendees at public meetings are reminded that other attendees may be sensitive to various odors, Whether natural or manufactured, in products and materials. Please help the City respect these needs.
AGENDA

Roll Call 7:00 PM

Public Comment 7:00 PM

Business Meeting

1. Chair’s Report

2. Current Business/Committee Appointments

3. Future Agenda Items

4. Other Matters

NOTE: PSA = Permit Streamlining Act Date For Action

Consent Calendar I

5. 1431 BANCROFT WAY Request by Mike Rogers to construct a new single family residence and to pre-existing fences with heights greater than 6 feet – UP #00-10000089 (Pierce Macdonald)

   PSA Action Date: 04-04-01
   Continued From: None
   Recommendation: Continue to 03-08-01

6. 702 HARRISON STREET Request by Ken Holland to convert 13,910 square feet of manufacturing into six industrial and manufacturing lease spaces – UP #00-10000109 (Giselle Sorensen)

   PSA Action Date: 04-25-01
   Continued From: 01-25-01
   Recommendation: Continue to 03-08-01
Consent Calendar I - Continued

7.  2176 KITTREDGE STREET   Request by Thomas Reddy to modify Use Permit #99-70000030 to permit the alteration to an approved plan for an enclosed cashier and open waiting area in conjunction with an existing car wash - MOD #00-70000020 (Gisele Sorensen)
   PSA Action Date: 03-12-01
   Continued From: 12-14-00, 01-11&25-01, 02-08-01
   Recommendation: Continue to 03-08-01

8.  3001 TELEGRAPH AVENUE   Request by Western States Engineering and John Coffin for TOSCO to demolish an existing gas and service station and construct a new 1,850 square foot gas station and snack shop, open 24 hours a day, 7 days a week and to allow sales of beer and wine for off-site consumption – UP #00-10000076 (Christina Ratcliffe)
   PSA Action Date: 03-25-01
   Continued From: None
   Recommendation: Continue to 03-08-01

Consent Calendar II

9.  1320 HASKELL STREET   Request by Northern California Land Trust to modify Use Permit #01-70000075 to eliminate community building - MOD #01-70000003 (Xandra Grube)
   PSA Action Date: 04-12-01
   Continued From: None
   Recommendation: Approve

Hearing on Continued Items

10.  2025 CHANNING WAY   Request by Clark Plehiers to construct a four story, 17,281 square foot 43 unit residential building; to construct a 38 foot high, five story building where a maximum height of 35 feet and maximum of 3 stories are allowed by right and; a Variance to allow 58% coverage where 35% is the maximum allowed by right - UP #00-10000022 (Gisele Sorensen)
    PSA Action Date: 04-22-01
    Continued From: 01-11&25-01, 02-08-01
    Recommendation: Deny
Hearing on Continued Items - Continued

11. 1225/1255 EASTSHORE HIGHWAY
    Request by Bob Dailey to construct more than 40,000 square feet of new floor area in a new three story building consisting of approximately 13,500 square feet of manufacturing and 7,800 square feet of parking on the ground floor and a total of approximately 43,900 square feet of mini-storage warehouse on the second and third floors; to permit more than 40,000 square feet of mini-storage warehouse, approximately 43,900 square feet requested; to allow demolition of a non-residential building; to reduce the required off-street parking from 35 spaces to 18 spaces and; to allow a driveway in excess of 20 feet in width, 24 feet requested - UP #00-10000071 (Matt LeGrant)
    PSA Action Date: 05-07-01
    Continued From: 12-14-00, 01-11&25-01
    Recommendation: Approve as Modified

12. 2316 GLEN AVENUE
    Request by Thomas and Alisa Caulfield to construct a new single family house (revised) with attached accessory dwelling unit and attached two car garage - UP #00-10000029 (Xandra Grube)
    PSA Action Date: 04-26-01
    Continued From: 01-25-01
    Recommendation: Approve revised design

13. 2025 ROSE STREET
    Request by Robert Richerson to modify Use Permit #97-1000003 to reduce the number of approved dwelling units from four to three, replace open parking spaces with private garages and increase the floor area by 1,960 square feet – MOD # (Matt LeGrant)
    PSA Action Date: 03-22-01
    Continued From: 11-27-00, 12-14-00, 01-11&25-01, 02-08-01
    Recommendation: Approve revised design
Hearing on Continued Items - Continued

14. 1301 OXFORD STREET

Request by Harry Pollack on behalf of Congregation Beth El to construct a two story, approximately 35,000 square foot religious assembly use that will include a 7,500 square foot nursery school and afternoon religious school with 35 uncovered parking spaces – UP #99-10000079 (Steve Solomon)

PSA Action Date: 03-08-01
Continued From: 11-09 & 27-00, 12-14-00, 01-11 & 25-01, 02-08-01
Recommendation: Re-open Public Hearing and Continue to 03-08-01

New Hearing

15. 2140 DURANT AVENUE

Request by Greg Bunton & Associates to allow the change of use to office; to allow the addition of over 3,000 square feet; to allow an access drive over 20 feet in width; to allow parking within 20 feet of Durant Avenue and; to allow 28 parking spaces – UP #00-10000106/VAR #00-10000012 (Greg Powell)

PSA Action Date: 03-22-01
Continued From: None
Recommendation: Approve

16. 2525 TELEGRAPH AVENUE

Request by Carlos Garcia to allow the establishment of an oxygen bar with occasional live entertainment with the following hours of operation: from 11:00 AM to 11:00 PM, Monday through Saturday and from 11:00 AM to 6:00 PM, Sunday – UP #00-10000114 (Gisele Sorensen)

PSA Action Date: 03-22-01
Continued From: None
Recommendation: Approve

17. 54 VICENTE ROAD

Request by Adam King to construct a dwelling in the R-1 Zone; for a cupola to project above the height limitations and; for eave to project into side yard – UP #00-10000112 (Deborah Diamond)

PSA Action Date: 07-09-01
Continued From: None
Recommendation: Approve with modification

ZONING ADJUSTMENTS BOARD AGENDA
THURSDAY, FEBRUARY 22, 2001
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18. Administrative Use Permits Approved by the Zoning Officer

<table>
<thead>
<tr>
<th>Address 1</th>
<th>Address 2</th>
<th>Address 3</th>
</tr>
</thead>
<tbody>
<tr>
<td>510 Colusa Ave</td>
<td>1012 Jones St</td>
<td>1008 Middlefield Rd</td>
</tr>
<tr>
<td>11 Senior Ave</td>
<td>2150 Shattuck Ave</td>
<td>1086 Spruce St</td>
</tr>
<tr>
<td>227 Tunnel Rd</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

19. Information/Communication

Adjourn

Legal Notice Concerning Your Legal Rights

If you object to a decision by the Zoning Adjustments Board to approve or deny a permit or variance for a project, the following requirements and restrictions apply:

1. You must appeal to the City Council within fourteen (14) days after the Notice of Decision of the action of the Zoning Adjustments Board is mailed. It is your obligation to notify the Current Planning Division in writing to receive a Notice of Decision when it is completed.

2. Pursuant to Code of Civil Procedure, Section 1094.6(b), no lawsuit challenging a City Council decision to deny a permit or variance may be filed more than ninety (90) days after the date the decision becomes final, as defined in Code of Civil Procedure, Section 1094.6(b), which has been adopted by the City. Any lawsuit not filed within that ninety (90) day period will be barred.

3. Pursuant to Government Code, Section 65009(c)(5), no lawsuit challenging a City Council decision to approve (with or without conditions) a permit or variance may be filed more than ninety (90) days after the date the decision becomes final, as defined in Code of Civil Procedure, Section 1094.6(b), which has been adopted by the City. Any lawsuit not filed within that ninety (90) day period will be barred.

4. If you believe that this decision or any condition attached to it denies you any reasonable economic use of the
subject property, was not sufficiently related to a legitimate public purpose, was not sufficiently proportional to any impact of the project, or for any other reason constitutes a “taking” of property for public use without just compensation under the California or United States Constitutions, the following requirements apply:

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Legal Notice Concerning Your Legal Rights - Continued

A. That this belief is a basis of your appeal.

B. Why you believe that the decision or condition constitutes a “taking” of property as set forth above.

C. All evidence and argument in support of your belief that the decision or condition constitutes a “taking” as set forth above.

If you do not do so, you will waive any legal right to claim that your property has been taken, both before the City Council and in court.

Communication Access

To request a meeting agenda in large print, Braille, or on cassette, or to request a sign language interpreter for the meeting, call 644-6480 (voice) or 644-6915 (TDD); at least five (5) working days notice will ensure availability.

Ag022201