

ROUGHLY EDITED COPY
CITY OF BERKELEY
ZONING ADJUSTMENTS BOARD
REMOTE BROADCAST CAPTIONING
NOVEMBER 8, 2018

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>> Vice Chair D. Pinkston: I WOULD LIKE TO CALL THE MEETING OF THE ZONING ADJUSTMENTS BOARD TO ORDER.

GOOD TO SEE EVERYBODY.

SORRY FOR MY EXTENDED ABSENCE.

THERE'S A COUPLE THINGS I JUST WANT TO TAKE CARE OF BEFORE WE GET THE MEETING GOING AROUND THE AGENDA.

I WOULD LIKE TO MOVE ACTION ITEM NUMBER 6 TO THE BEGINNING OF THE ACTION CALENDAR TO PRECEDE ITEM NUMBER 4, SO WE HEAR THE SAHA PROJECT EARLY ON.

THEY HAVE A FUNDING DEADLINE, AND I WANT TO MAKE SURE WE HAVE TIME TO TEND TO IT THIS EVENING.

SECONDLY, WE GOT A LETTER THIS EVENING FROM BERKELEY HONDA.

AND I HAD A COUPLE OF CONTACTS FROM COUNCILMEMBERS WHO ASKED IF WE COULD DELAY OUR HEARING ON THAT ITEM IN DECEMBER TO JANUARY TO ALLOW TIME FOR MEDIATION BETWEEN THE CONDO OWNERS AND TENANTS.

IF ZAB MEMBERS DON'T HAVE ANY OBJECTION I WOULD LIKE TO ASK STAFF TO SCHEDULE IT FOR JANUARY.

[OFF MIC].

>> Vice Chair D. Pinkston: COULD YOU PULL YOUR MIC UP?

>> P. Sheahan: FROM THE INFORMATION I HAVE SEEN, I THINK HONDA HAS DEMONSTRATED BAD FAITH.

I FEEL WE SHOULD HEAR IT.

AND I THINK THERE MAY BE OPPORTUNITIES TO SUGGEST
MEDIATION AFTER.

BUT THE CAMPAIGN OF INTIMIDATION AND STALKING
NEIGHBORS THAT DARE TO DOCUMENT TRANSGRESSIONS BY HONDA IS
BEYOND THE PALE.

AND I THINK WE JUST, I THINK IT'S PAST TIME THAT WE
HEAR FROM THE DIRECTOR.

>> Vice Chair D. Pinkston: DO OTHER FOLKS HAVE STRONG
FEELINGS ABOUT THIS?

ONE WAY OR THE OTHER?

WHAT I WOULD LIKE FOR STAFF TO DO, IT'S NOT ON OUR
AGENDA TO TAKE ACTION TONIGHT.

SO IF THERE'S A CONCERN ABOUT HOLDING IT OVER UNTIL
JANUARY, I WANT THE STAFF TO COME BACK TO US WITH A PROPOSAL,
PRESUMABLY WE WILL BE TALKING ABOUT THAT.

>> T. Clarke: WHY DON'T WE HAVE IT ON THE AGENDA NEXT
MEETING.

THAT'S THE DECEMBER MEETING, RIGHT?

>> Vice Chair D. Pinkston: YEAH.

WE WOULD HAVE IT ON THE AGENDA.

AND I SUPPOSE THE ACTION WOULD BE TO HOLD THE HEARING
AND CONTINUE IT AS AN ACTION ITEM.

BUT I DON'T WANT TO PRE-JUDGE WHAT WE DO IN DECEMBER
BECAUSE IT'S NOT ON OUR AGENDA TONIGHT.

CARRIE?

>> C. Olson: SORRY, I'M ALSO UPSET ABOUT IT NOT -- I
MEAN THE NEIGHBORS AREN'T HERE TONIGHT.

THEY EXPECT WE WERE CLEAR ABOUT WHEN WE WERE GOING TO
HEAR IT.

SO I FEEL A RESPONSIBILITY TO GO ALONG WITH THE
SCHEDULE WE SET UP.

AND I WOULD LIKE TO ASK THAT, IF WE HAVE FUTURE
CONTACT FROM THE HONDA FOLKS THAT IT GO THROUGH STAFF AND NOT
COME DIRECTLY TO US, BECAUSE I'M NOT COMFORTABLE WITH THAT.

>> Vice Chair D. Pinkston: YEAH, I THINK WE JUST GOT A
LETTER TODAY ON THE DAIS, SO TECHNICALLY THAT CAME FROM STAFF.

>> P. Sheahan: AND WE GOT A DIRECT EMAIL.

SO THAT'S WHAT'S OBJECTIONABLE.

IT CAME DIRECTLY TO US IN ADDITION TO CITY STAFF.

>> C. Olson: CITY STAFF GAVE OUT OUR EMAIL ADDRESSES,
WHICH I HAVE NOT KNOWN TO HAPPEN BEFORE.

>> Vice Chair D. Pinkston: IT LOOKS LIKE FOLKS WOULD
LIKE TO TALK ABOUT THIS IN DECEMBER.

>> C. Kahn: CAN I MOVE AN ITEM OFF THE AGENDA?

>> G. Powell: SO THE BOARD'S DESIRE IS TO CONSIDER
WITH THE ORIGINAL THOUGHT WHICH IS A NOTICE FOR PUBLIC HEARING
FOR DECEMBER.

BECAUSE THAT'S WHAT WE WILL BE DOING.

WE WILL SEND OUT A NOTICE WITHIN A 300 FOOT RADIUS OF
HONDA.

>> Vice Chair D. Pinkston: YEP.

>> G. Powell: THANK YOU.

>> Vice Chair D. Pinkston: IF THERE'S NO OBJECTION TO
MOVING ITEM 6 TO THE ACTION CALENDAR, I THINK WE COULD MOVE TO
THE OTHER --

>> T. Clarke: SO THE FACT IT IS IN DECEMBER, IS THAT A
MOTION.

>> Vice Chair D. Pinkston: WE CAN'T ACTUALLY MAKE A
MOTION.

>> T. Clarke: TALKING ABOUT WHEN WE INITIALLY MADE
DECEMBER.

WE SAID DECEMBER IS WHEN WE WANTED THEM BACK, CORRECT?

>> Vice Chair D. Pinkston: YEAH.

>> T. Clarke: IT WASN'T A VOTED MOTION?

NORMALLY WE WOULDN'T BE VOTING WHEN TO PUT SOMETHING
ON THE AGENDA, BUT DID WE?

>> G. Powell: I CAN CHECK THAT, BUT I KNOW IT WASN'T
SPECIFICALLY THE DECEMBER MEETING.

THE DIRECTION I HEARD, EITHER IT WAS TONIGHT OR THE
DECEMBER MEETING.

>> T. Clarke: OKAY.

I JUST CAN'T REMEMBER WHETHER WE SPECIFICALLY SAID IT
SHOULD BE ON THE DECEMBER MEETING.

>> I'M HAPPY TO LOOK INTO THIS BEFORE WE FINISH THIS TOPIC, MAYBE REVISIT IT SOMETIME TONIGHT.

>> Vice Chair D. Pinkston: WE'RE NOT MAKING A DECISION TONIGHT BECAUSE IT'S NOT ON OUR CALENDAR TO MAKE A DECISION TONIGHT.

>> T. Clarke: DO WE MAKE DECISIONS ON AGENDA ITEMS?

>> Vice Chair D. Pinkston: WE DID IN THE PAST DIRECT STAFF TO HOLD A HEARING ON ONE OF TWO MEETINGS AND THEY WERE GOING TO GET WITH US WITH THE RECOMMENDED DATE.

>> T. Clarke: RIGHT.

THAT'S WHAT I'M SAYING.

NORMALLY WE WOULDN'T TAKE AN ACTION ON WHEN SOMETHING IS ON THE AGENDA THAT'S NOT NECESSARILY --

>> Vice Chair D. Pinkston: CORRECT.

NORMALLY WE WOULDN'T.

WE THOUGHT THIS WAS AN EXTRAORDINARY CIRCUMSTANCE.

>> T. Clarke: SO IF WE DID, WE SHOULD PROBABLY KEEP IT THAT WAY.

IF WE DIDN'T, WE REALLY HAVE TO -- I MEAN I DON'T THINK IT HAS TO BE IN DECEMBER.

>> Vice Chair D. Pinkston: ALL RIGHT.

>> T. Clarke: THAT'S JUST MY --

>> Vice Chair D. Pinkston: OKAY, WELL, GREG WHY DON'T YOU TAKE A LOOK AND LET'S KEEP MOVING.

I DON'T WANT TO GET HUNG UP ON THAT ITEM.

CHARLES YOU HAD SOMETHING ELSE?

>> C. Kahn: YEAH, I GUESS A COUPLE THINGS.

I JUST WANT TO SAY TUESDAY WAS A GOOD DAY.

IN MY OPINION.

TO VOTE.

NOT ONLY BECAUSE I PERSONALLY WAS HAPPY THAT THE HOUSE
WENT BACK TO DEMOCRATIC PARTY BUT ALSO BECAUSE JOHN SELAWSKY,
OUR COLLEAGUE HERE GOT RE-ELECTED TO THE RENT CONTROL BOARD.

[APPLAUSE].

I JUST WANT TO SAY THANK GOD.

>> Vice Chair D. Pinkston: WELL ON THAT NOTE, LET'S
TAKE THE ROLL.

SORRY, WE HAVEN'T TAKEN THE ROLL YET.

>> Staff: BOARD MEMBER SELAWSKY.

ANY EX PARTE?

>> J. Selawsky: NO EX PARTE.

>> Staff: BOARD MEMBER TERESA CLARKE.

>> T. Clarke: PRESENT, 1951, 1901 SHATTUCK.

BETSY EMAILED ME A LETTER INDICATING HER SUPPORT OF
2701 SHATTUCK AND A TEXT REGARDING HER SUPPORT OF 1901 SHATTUCK.

>> THANK YOU.

I WILL COME BY AND GET THAT IN A MOMENT.

BOARD MEMBER WRIGHT?

>> PRESENT, NO EX PARTE.

>> BOARD MEMBER O'KEEFE?

>> PRESENT, NO EX PARTE.

>> OLSON?

>> C. Olson: PRESENT NO EX PARTE.

>> P. Sheahan: PRESENT NO EX PARTE.

>> C. Kahn: NO EX PARTE, PRESENT.

>> VICE CHAIR PINKSTON?

>> Vice Chair D. Pinkston: PRESENT.

I DID RECEIVE THE EMAIL DESCRIBED FROM BERKELEY HONDA AND I ALSO GOT A TEXT FROM MY COUNCILMEMBER APPOINTER ASKING IF WE WOULD CONSIDER PROVIDING TIME FOR MEDIATION ON THE SAME ITEM.

OKAY, WITH THOSE TWO ITEMS WE NOW HAVE PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA.

I HAVE ONE CARD FROM LAURIE BAUMGARTEN, WOULD YOU COME FORWARD?

THANKS.

>> GOOD EVENING.

MY NAME IS LAURIE BAUMGARTEN, A RESIDENT OF SOUTH BERKELEY.

I WANT TO TALK ABOUT THE CORRIDOR.

I'M NOT A NIMBY, I'M A SIMBY.

SUSTAINABLE IN MY BACKYARD.

FOR A CITY THAT'S DECLARED A CLIMATE EMERGENCY TO BUILD UNIT AFTER UNIT, I CAN ENVISION EVERY TIME SOMEONE MAKES A CUP OF TEA, COOKS DINNER, TAKES A BATH, TAKES A SHOWER, THEY ARE EMITTING, EMITTING, EMITTING CARBON DIOXIDE INTO THE ATMOSPHERE.