



AGENDA

Planning Commission

Planning Commissioners:

Linda Barrera	Chair
D. Miguel Guerrero	Vice Chair
Gail Donaldson	Commissioner
Jonathan Hidalgo	Commissioner
Steven Keller	Commissioner
Christine Scott Thomson	Commissioner
C. Tito Young	Commissioner

REGULAR MEETING

Thursday, September 27, 2018

6:30 PM

Council Chambers

A complete copy of the agenda packet is available for public viewing at the Information Counter at the Civic Center at 1333 Park Avenue, Emeryville, California, during normal business hours (Monday through Friday, 9:00 AM to 5:00 PM, excluding legal holidays). All writing that are public records and relate to an agenda item which are distributed to a majority of the legislative body less than 72 hours prior to the meeting noticed will be made available at the Civic Center Information Counter. The meeting is broadcast live on the City of Emeryville Television Channel (ETV), Cable Channel 27, and will be rebroadcast as part of the regular City agency bodies' meetings according to the published ETV schedule or programs.

You can request free copies of Planning Commission meetings in digital format via email or text by visiting the City's Notification Center at www.emeryville.org. Simply enter your email address to subscribe or sign-in. You will then need to fill in your information and choose your desired available subscription lists by clicking on the email or text icon for each list-serve. For Planning Commission meeting agendas, please choose "Planning Commission Agendas". You will then receive an email or text message asking you to confirm your subscription. Once completed, you will begin to receive notifications of Planning Commission meeting agendas.

All matters listed under Consent Calendar are considered routine and will all be enacted by one motion in the form listed on the Agenda. There will be no separate discussion of these items unless good cause is shown prior to the time the Planning Commission votes on the motion to adopt. Any person who desires to address the Planning Commission on any item listed under the Consent Calendar, or on a matter not on the Agenda which item is within the subject matter jurisdiction of the Planning Commission, may do so during that portion of the Agenda called Public Comment. Persons who wish to speak on matters set for Public Hearings will be heard when the Presiding Officer calls for comments from those persons who are in support of or in opposition thereto. After persons have spoken, the Public Hearing is closed and brought back to the Planning Commission for discussion and action. There is no further comment permitted from the audience unless requested by the Planning Commission. The speaker's time is limited to 3 minutes and can only be extended upon approval of the Presiding Officer.

In compliance with the Americans with Disabilities Act, a person requiring an accommodation, auxiliary aid, or service to participate in this meeting should contact the City Clerk's Office at 510-450-7800 or city_clerk@emeryville.org as far in advance as possible, but no later than 72 hours prior to the scheduled event. The best effort to fulfill the request will be made. Assistive listening devices are available in the Council Chambers for anyone with hearing difficulty, and must be returned at the end of the meeting. All documents are available in alternative formats upon request. No animals shall be allowed at, or brought in to, a public meeting by any person except (i) as to members of the public or City staff utilizing the assistance of a service animal, which is defined as a guide dog, signal dog, or other animal individually trained to provide assistance to an individual with a disability; or (ii) as to police officers utilizing the assistance of a dog(s) in law enforcement duties.

The AGENDA for this regular meeting is as follows:

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **PUBLIC COMMENT**
4. **[APPROVAL OF ACTION MINUTES OF AUGUST 23, 2018](#)**
5. **COMMUNITY DEVELOPMENT DIRECTOR'S REPORT**
6. **COMMISSION MATTERS**
 - 6.1 **[Consideration of Planning Commission meeting schedule for 2019.](#)**
7. **DISCLOSURE OF CONFLICTS OF INTEREST AND EX PARTE COMMUNICATIONS**
8. **PUBLIC HEARINGS**
 - 8.1. **[Marketplace Parcel B Temporary Parking Lot \(UP18-010\)](#)** – Consideration of a Conditional Use Permit to allow a temporary surface parking lot at 6000 Shellmound Street accommodating approximately 200 spaces to support existing uses at the Marketplace Planned Unit Development (PUD) site until a new garage building (identified as Parcel B on approved Final Development Plan FDP15-001) is constructed. CEQA Status: Environmental Impact Report for Marketplace Redevelopment Project PUD certified by City Council on January 15, 2008. General Plan Land Use Classification: Mixed Use with Residential and Major Transit Hub; Zoning District: Planned Unit Development (PUD-2) (Applicant: City Center Realty Partners)(Owner: AG-CCRP Public Market, L.P.) (APN: 49-1556-16)
 - 8.2. **[East Bay Therapeutics Cannabis Retail Dispensary Amendment \(UP18-004\)](#)** – Consideration of an amendment to Conditional Use Permit UP18-004 to allow on-site consumption of cannabis at an existing cannabis retail dispensary at 5745 Peladeau Street that was approved by the Planning Commission on April 26, 2018. CEQA Status: This project is exempt from environmental review under State CEQA Guidelines Section 15332 which applies to in-fill development projects, and under the “general rule” at Section 15061(b)(3) because it can be seen with certainty that there is no possibility that the proposal may have a significant effect on the environment. General Plan Land Use Classification: Mixed Use with Residential and Major Transit Hub; Zoning District: Mixed Use with Residential (MUR) and Transit Hub Overlay (TH). (Applicant: Nasser Azimi) (Owner: Eric S. & Kenneth J. Schmier Property Trust) (APN: 49-1319-2-2)
 - 8.3. **[San Pablo Avenue General Plan and Planning Regulations Amendment \(GPA18-002\)](#)** – Consideration of a General Plan Amendment and Planning Regulations Amendment to increase the maximum development potential that could occur within an area of approximately 2.5 acres fronting the east side of San Pablo Avenue from 40th Street to approximately 170 feet south of 45th Street by increasing the allowable floor area ratio (FAR), building height, and residential density. CEQA Status: An addendum to the General Plan Environmental Impact Report that was certified by the City Council on October 13, 2009 has been prepared. General Plan Land Use Classification: Mixed Use with Residential, Neighborhood Retail Overlay, and Major Transit Hub; Zoning District: Mixed Use with Residential (MUR), Neighborhood Retail Overlay (NR), Pedestrian Priority Zone (PP), and Transit Hub Overlay (TH). (Applicant: City of Emeryville) (Owner: Various) (APNs: 49-1026-2 (partial), -22 (partial), -23, -24 (partial), -26-2 (partial); 49-1079 -13 (partial), 14-1, 17-1, 19-4 (partial); 49-1555-11 through 19; 65, 66, and 67 (partial))

9. PLANNING COMMISSIONERS COMMENTS

10. ADJOURNMENT

THE NEXT SCHEDULED REGULAR MEETING WILL BE HELD ON THURSDAY, OCTOBER 25, 2018 AT 6:30 P.M. IN THE CITY COUNCIL CHAMBERS, CITY HALL, 1333 PARK AVENUE, EMERYVILLE, CA 94608.