

**AGENDA – REGULAR MEETING
BELVEDERE CITY COUNCIL
OCTOBER 14, 2019
5:45 PM CLOSED SESSION
6:30 PM OPEN SESSION
COUNCIL CHAMBERS
450 SAN RAFAEL AVENUE, BELVEDERE, CALIFORNIA**

COMMENTS ON AGENDA ITEMS BY MEMBERS OF THE AUDIENCE

The audience will be given an opportunity to speak on each agenda item when it is called. Upon being recognized by the Mayor, please state your name and address, and limit your oral statement to no more than three minutes. The Council welcomes comments and questions raised by interested citizens but is not required to respond during the comment period.

**5:45 PM CALL TO ORDER
PUBLIC COMMENT ON CLOSED SESSION AGENDA ITEM
ADJORN TO CLOSED SESSION**

CLOSED SESSION

* Conference with Legal Counsel – Anticipated Litigation
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraph (1) of subdivision (e) of Section 54956.9.

**6:30 PM RETURN TO OPEN SESSION
CALL TO ORDER
PLEDGE OF ALLEGIANCE
ANNOUNCE ACTIONS TAKEN IN CLOSED SESSION IF ANY**

OPEN FORUM

This is an opportunity for any citizen to briefly address the City Council on any matter that does not appear on this agenda and/or any item on the consent calendar. Upon being recognized by the Mayor, please state your name, address, and limit your oral statement to no more than three minutes. Matters that appear to warrant a more lengthy presentation or Council consideration may be agendaized for further discussion at a later meeting. Pursuant to Government Code section 54954.2, with limited exceptions, the Council is not permitted have an extended discussion or take action on items not on the agenda.

REPORTS & PRESENTATIONS

1. City Council reports.
2. City Manager reports.
3. Introduction and swearing-in of Belvedere Police Officer Jeremy Clark – Police Chief Jason Wu

CONSENT CALENDAR

The Consent Calendar consists of items that the City Council considers to be non-controversial. Unless any item is specifically removed by any member of the City Council, staff, or audience, the Consent Calendar will be adopted by one motion. Items removed will be considered in the sequence as they appear below. If any member of the audience wishes to have an item removed, please step to the microphone, state your name, and indicate the item.

4. [Approve minutes of the September 9, 2019, regular meeting.](#)
5. [Approve warrants of September, 2019.](#)
6. [Adoption of an ordinance adding Chapter 19.94 “Wireless Telecommunication Facilities” to Title 19, “Zoning” of the Belvedere Municipal Code regarding the regulation of wireless telecommunication facilities.](#)
7. [Adopt a resolution authorizing the City of Belvedere to apply with the County of Marin and other local Marin jurisdictions for a SB 2 \(Atkins\) Building Jobs and Homes Act planning grant to facilitate Housing Element programs.](#)
8. [Adopt a resolution declaring the City’s intention to reimburse expenditures for a potential seawall project from the proceeds of tax-exempt revenue bonds or certificates of participation.](#)

INDIVIDUAL CONSENT CALENDAR

Individual Consent Calendar Items are considered non-controversial but require individual motions for approval due to necessary recusals.

- 9. [Approve revocable license for existing private improvements in the City street right-of-way in front of 329 San Rafael Avenue.](#)

PUBLIC HEARING

- 10. [Appeal of the August 20, 2019, Planning Commission decision regarding Interpretation of Project approval and Condition J on Resolution 2015-21 at 36 Cove Road.](#)
 Property owner: [Robert and Constance Peirce](#)
 Staff recommendation: [Property owner/appellant has requested the item be continued to the November 2019 Council meeting. Staff recommends that the Council continue this item pursuant to the appellant’s request.](#)

- 11. [Appeal of the August 20, 2019, Planning Commission decision for Retro-Active Design Review and Exception to Total Floor Area at 130 Bella Vista Avenue.](#)
 Property owner: Kurt and Carmen Steil
 Staff recommendation: Deny the appeal. [CLICK HERE TO VIEW PLANS.](#)

- 12. [Appeal of the August 20, 2019, Planning Commission decision of City of Belvedere Resolution No. 2019-062 granting Design Review approval to allow waterside improvements and Resolution No. 2019-063 granting a Conditional Use Permit for private recreational use of a water parcel at 121 Belvedere Avenue.](#)
 Property owner: INJ, LLC and its Managing Agent, Anthony Piazza
 Staff recommendation: Deny the appeal. [CLICK HERE TO VIEW PLANS.](#)

- 13. [Introduction and first reading of Amendment to Municipal Code section 10.36.200 “72-hour parking rule.”](#)
 Staff recommendation: [Approve the introduction of the ordinance and waive future reading of the ordinance.](#)

OTHER SCHEDULED ITEMS

- 14. [Consideration of a Resolution to join Marin County wide JPA and place a parcel tax measure on the March 2020 ballot.](#)

ADJOURN

NOTICE: WHERE TO VIEW AGENDA MATERIALS

Staff reports and other materials distributed to the City Council are available for public inspection at the following locations:

- Online at www.cityofbelvedere.org/archive.aspx
- Belvedere City Hall, 450 San Rafael Avenue, Belvedere. *(Materials distributed to the City Council after the Thursday before the meeting are available for public inspection at this location only.)*
- Belvedere-Tiburon Library, 1501 Tiburon Boulevard, Tiburon.

To request automatic mailing of agenda materials, please contact the City Clerk at 415/435-3838.

NOTICE: AMERICANS WITH DISABILITIES ACT

The following accommodations will be provided, upon request, to persons with a disability: agendas and/or agenda packet materials in alternate formats and special assistance needed to attend or participate in this meeting. Please make your request at the Office of the City Clerk or by calling 415/435-3838. Whenever possible, please make your request four working days in advance.