

**BELVEDERE PLANNING COMMISSION**  
**REGULAR MEETING AGENDA**  
**AUGUST 16, 2022, 6:30 PM**

**REMOTE MEETING**  
***COVID-19 ADVISORY NOTICE***

On March 3, 2020, Governor Newsom proclaimed a State of Emergency due to the COVID-19 pandemic that remains in effect. This meeting will be held remotely consistent with Executive Order N-29-20 and Assembly Bill 361, modifying provisions of the Brown Act to allow remote meetings at the current time. Members of the Planning Commission and staff will participate in this meeting remotely. Members of the public are encouraged to participate remotely via Zoom or telephone pursuant to the information and link below. Public comment will be accepted during the meeting. The public may also submit comments in advance of the meeting by emailing the Director of Planning and Building at: [iborba@cityofbelvedere.org](mailto:iborba@cityofbelvedere.org). Please write "Public Comment" in the subject line. Comments submitted one hour prior to the commencement of the meeting will be presented to the Planning Commission and included in the public record for the meeting. Those received after this time will be added to the record and shared with Planning Commission member after the meeting.

**City of Belvedere is inviting you to a scheduled Zoom meeting.**  
**Topic: Belvedere Planning Commission Meeting**  
**Time: August 16, 2022, 06:30 PM**

**Join Zoom Meeting**  
**[https://us02web.zoom.us/j/85897196668?](https://us02web.zoom.us/j/85897196668?pwd=SHV6dWtLWEo5N3M2WVc0OWxNakdyUT09)**  
**[pwd=SHV6dWtLWEo5N3M2WVc0OWxNakdyUT09](https://us02web.zoom.us/j/85897196668?pwd=SHV6dWtLWEo5N3M2WVc0OWxNakdyUT09)**

Webinar ID: 858 9719 6668  
Passcode: 255983  
**888 -788- 0099 (Toll Free)**  
**877- 853- 5247 (Toll Free)**

The City encourages that comments be submitted in advance of the meeting. However, for members of the public using the Zoom video conference function, those who wish to comment on an agenda item should write "I wish to make a public comment" in the chat section of the remote meeting platform. At the appropriate time, the Meeting Host will allow oral public comment through the remote meeting platform. Any member of the public who needs special accommodations to access the public meeting should email the **Director of Planning and Building**, [iborba@cityofbelvedere.org](mailto:iborba@cityofbelvedere.org) who will use her best efforts to provide assistance.

**HEARING PROCEDURE:**

*The Planning Commission will follow the following procedure for all listed public hearing items:*

1. The Chair will ask for presentation of the staff report;
2. The Commissioner will have the opportunity to question staff in order to clarify any specific

points;

3. The applicant and project representative will be allowed to make a presentation, **not to exceed 10 minutes for large, or 5 minutes for small, projects, as total for the applicant's design team;**
  4. The public hearing will be opened;
  5. Members of the audience in favor or against the proposal will be allowed to speak, **for a maximum of 3 minutes per speaker;**
  6. The applicant will be given an opportunity to respond to comments made by the audience, **for a maximum of 5 minutes total for the applicant's design team;**
  7. The public hearing will be closed; and
  8. Discussion of the proposal will return to the Commission with formal action taken to approve, conditionally approve, deny or continue review of the application.
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## **A. CALL TO ORDER OF REGULAR MEETING**

### **B. OPEN FORUM**

*This is an opportunity for any citizen to briefly address the Planning Commission on any matter that does not appear on this agenda. Upon being recognized by the Chair, 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 Commission consideration will be agendaized for further discussion at a later meeting.*

### **C. REPORTS**

*The Reports agenda item consists of any oral reports from standing Planning Commission committees (if any), an individual member of the Planning Commission, and staff.*

### **D. CONSENT CALENDAR**

*The Consent Calendar consists of items that the Planning Commission considers to be non-controversial. Unless any item is specifically removed by any member of the Planning Commission, 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, follow the remote meeting procedures referenced above, state your name in the "chat" section of the remote meeting platform, and indicate the item. If you do not have access to the Zoom meeting platform, please email the Director of Planning and Building, Irene Borba at [iborba@cityofbelvedere.org](mailto:iborba@cityofbelvedere.org) and indicate that you would like to remove a consent calendar item and identify the item. After removing the item, the City will call for comment at the appropriate time.*

## **1. Draft Minutes of the July 19, 2022, regular meeting of the Planning Commission.**

Documents:

[Item 1 Draft Minutes of the July 19 2022 Planning Commission meeting \(1\).pdf](#)

## **2. Motion to Approve Meeting by Remote Teleconference and Adopt the following findings:**

- a. On March 4, 2020, Governor Newsom proclaimed a State of Emergency declared by Governor Newsom under the California Emergency Services Act due to COVID-19, which is still in existence;
- b. State or local officials continue to impose or recommend measures to promote social distancing; and
- c. The State of Emergency declared by Governor Newsom on March 4, 2020, continues to directly impact the ability of Commission members, staff, and the public to meet safely indoors in person; and
- d. The Belvedere City Council has directed all legislative bodies within the City to meet by Teleconference until further notice.

## **3. 206 Bayview Avenue**

Consideration of the property at **206 Bayview Avenue** for local historic landmark designation. Applicants and Property Owners Gian Solomon & Ariane Mahler. *Staff recommends that the Commission recommend to City Council to approve the request for local historic designation. No Recusals.*

Documents:

[Item 3 206 Bayview Ave.pdf](#)

## **E. PUBLIC HEARINGS**

### **4. 19 Eucalyptus Road**

Design Review and Revocable License to construct a new tiered block retaining walls to repair a landslide upslope of **19 Eucalyptus Road** and to install landscaping and stairs. Portions of the proposed retaining walls and landscaping as well as some access stairs will be within the right-of-way and therefore a Revocable License is required. Applicant: Nathan Klemen (Miller Pacific Engineers). Property Owner: Gary Friedman. *Staff recommends approval of the proposed project. Recusals: Commissioners Hart and Slaymaker*

Documents:

[Item 4 19 Eucalyptus Road.pdf](#)

## ADJOURNMENT

**APPEALS:** The Belvedere Municipal Code provides that the applicant or any interested person may appeal the action of the Planning Commission on any application. The appeal must be in writing and submitted with a fee of \$523.00 not later than ten (10) calendar days following the date of the Planning Commission action. Appeals received by City staff via mail after the tenth day will not be accepted. For purposes of filing an appeal, if the final day to appeal falls on a City Hall observed holiday or a day when City hall is closed, the final day to appeal shall be extended to the next day City Hall is open for public business. Please note that if you challenge in court any of the matters described above, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Planning Commission at, or prior to, the above- referenced public hearing [Government Code Section 65009(b)(2)].

### NOTICE: WHERE TO VIEW AGENDA MATERIALS

Staff reports and other writings distributed to the Planning Commission are available for public inspection at the following locations:

- Online at [www.cityofbelvedere.org](http://www.cityofbelvedere.org)
- Belvedere City Hall, 450 San Rafael Avenue, Belvedere (*Writings distributed to the Planning Commission after the posting date of this agenda 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) 435-8913.

### 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 Planning Department or by calling (415) 435-3838. Whenever possible, please make your request four working days in advance of the meeting.

Items will not necessarily be heard in the above order, nor, because of possible changes or extenuating conditions, be heard. For additional information, please contact City Hall, **450 San Rafael Avenue, Belvedere, CA 94920 (415) 435-3838**

Posted: 8/11/2022