



Oakland City Planning Commission

AGENDA CANCELLATION

Amanda Monchamp, Chair
Tom Limon, Vice-Chair
Jonathan Fearn
Nischit Hegde
Clark Manus
Sahar Shirazi

June 24, 2020

SPECIAL Meeting
CANCELLATION

BUSINESS MEETING

3:00 PM

**Via: Tele-
Conference**

PURSUANT TO THE GOVERNOR'S EXECUTIVE ORDER 4-29-20, ALL MEMBERS OF THE PLANNING COMMISSION, CITY ATTORNEY AND PLANNING BUREAU PERSONNEL WILL JOIN THE MEETING VIA PHONE/VIDEO CONFERENCE AND NO TELECONFERENCE LOCATIONS ARE REQUIRED.

THE JUNE 24, 2020 MEETING AS BEEN CANCELLED AS THE ITEM NO LONGER NEEDS TO BE CONSIDERED AT THIS TIME

HOW TO ADDRESS THE PLANNING COMMISSION

- Please work with the case planner listed for each item prior to the meeting regarding items that may be continued. Any agenda item may be continued without the hearing on the matter being opened, or public testimony taken, at the discretion of the Chair. Persons wishing to address the continued item may do so under Open Forum.
- Staff reports are available online, generally by 5:00 p.m. the Friday before the meeting, at www.oaklandca.gov (under "Planning Commission.") You will need to ensure that your computer will accept pop-ups from the host site (oaklandca.gov) and that your computer has a later version of Adobe Acrobat Reader installed. For further information, please email Desmona Armstrong at Drarmstrong@oaklandca.gov.
- If you challenge a Commission decision in court, you will be limited to issues raised at the hearing or in correspondence delivered to the Planning and Building Department, at, or prior to, the hearing. Any party seeking to challenge in court those decisions that are final and not administratively appealable to the City Council must do so within ninety (90) days of the date of the announcement of the final decision, pursuant to Code of Civil Procedure Section 1094.6, unless a shorter period applies. If you wish to be notified of the decision of any of these cases, please provide the case planner with a regular mail or email address.
- Please note that the descriptions of the applications found below are preliminary in nature and that the projects and/or descriptions may change prior to a decision being made.
- Applicants or members of the public that plan to make electronic presentations (e.g., PowerPoint presentations): Please contact Desmona Armstrong at Drarmstrong@oaklandca.gov or 510-238-6343 at least **48 hours** prior to the meeting. We are unable to accommodate late material at this time.
- Interested parties are encouraged to submit written material on agenda items in advance of the meeting and prior to the close of the public hearing on the item. To allow for distribution to the Commission, staff, and the public, comments must be provided electronically prior to the meeting being started.



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MEETING CALL TO ORDER

ROLL CALL

WELCOME BY THE CHAIR

COMMISSION BUSINESS

- Agenda Discussion
- Director's Report
- Committee Reports
- Commission Matters
- City Attorney's Report

OPEN FORUM

At this time members of the public may speak on any item of interest within the Commission's jurisdiction. At the discretion of the Chair, speakers are generally limited to two minutes or less if there are six (6) or less speakers on an item, and one minute or less if there are more than six (6) speakers.

CONSENT CALENDAR

The Commission will take a single roll call vote on all of the items listed below in this section. The vote will be on approval of the staff report and recommendation in each case. Members of the Commission may request that any item on the Consent Calendar be singled out for separate discussion and vote.



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PUBLIC HEARINGS

The hearing provides opportunity for all concerned persons to speak; the hearing will normally be closed after all testimony has been heard. If you challenge a Commission decision in court, you will be limited to issues raised at the public hearing or in correspondence delivered to the Planning and Building Department, at, or prior to, the public hearing.

The Commission will then vote on the matter based on the staff report and recommendation. If the Commission does not follow the staff recommendation and no alternate findings for decision have been prepared, then the vote on the matter will be considered a “straw” vote, which essentially is a non-binding vote directing staff to return to the Commission at a later date with appropriate findings for decision and, as applicable, conditions of approval that the Commission will consider in making a final decision.

If you wish to be notified on the decision of an agenda item, please indicate the case number and submit a self-addressed stamped envelope, for each case.

1.	Location:	Citywide
	Proposal:	The proposal is to suspend Planning Code regulations related to sidewalk cafes and required off-street parking for retail and restaurant uses. The proposal would add Planning Code section 17.07.060(B) and O.M.C. Section 12.08.250 to create a streamlined and affordable administrative process whereby the applicant may apply for an over-the-counter permit with Department of Transportation without requiring Planning approvals. The streamlined process will help facilitate the use of private parking lots and rights-of-ways, including sidewalks and parklets, for Oakland businesses to expand outdoor dining, retail, and other uses into these areas. This proposal furthers the public health, safety, and welfare by helping our local businesses comply with state and local social distancing requirements, while also helping to protect the health of Oakland residents and visitors. Given the urgent need for these code changes to protect the public health, safety and welfare, staff plans to bring this as an emergency ordinance at the June 30, 2020 City Council meeting.
	Applicant:	City of Oakland
	Planning Code Amendments Required:	Planning Code Amendment to add Oakland Planning Code Section 17.07.060(B); modify Oakland Planning Code Section 17.103.090 (Sidewalk Cafés), and Oakland Planning Code, Section 17.116.080 (Off-street parking – Commercial Activities)
	General Plan:	Various



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Zoning:	Various
Environmental Determination:	Public Resources Code Section. 21080(b)(4); CEQA Guidelines Section 15269(b)(c), Exempt, Section 15301 of the State CEQA Guidelines: Existing Facilities (operations); and Section 15183: Projects Consistent with a Community Plan, General Plan or Zoning
City Council district	All
Staff Recommendation	Based on Staff Report
Finality of Decision:	This action is a recommendation to City Council
For further information:	Please contact Ed Manasse at (510)238-7733 or at emanasse@oaklandca.gov

APPEALS

The Commission will take testimony on each appeal. If you challenge a Commission decision in court, you will be limited to issues raised at the public hearing or in correspondence delivered to the Planning and Building Department, at, or prior to, to the public hearing; provided, however, such issues were previously raised in the appeal itself.

Following the testimony, the Commission will vote on the staff report and recommendation. If the Commission reverses/overturns the staff decision and no alternate findings for decisions have been prepared, then the vote on the matter will be considered a “straw” vote, which essentially is a non-binding vote directing staff to return to the Commission at a later date with appropriate findings for decision and, as applicable, conditions of approval that the Commission will consider in making a final decision. Unless otherwise noted, the decisions in the following matters are final and not administratively appealable. Any party seeking to challenge these decisions in court must do so within ninety (90) days of the date of the announcement of the final decision, pursuant to Code of Civil Procedure section 1094.6, unless a shorter period applies.

COMMISSION BUSINESS

- Approval of Minutes
- Correspondence
- City Council Actions

ADJOURNMENT By 7:30 P.M. unless a later time is agreed upon by a majority of Commissioners present.



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ROBERT D. MERKAMP
Zoning Manager
Secretary to the Planning Commission
Planning and Building Department

NEXT REGULAR MEETING: July 1, 2020