



**PLANNING COMMISSION
AGENDA**

TUESDAY, JULY 21, 2009

REGULAR MEETING 7:30 P.M.

**COUNCIL CHAMBERS
3575 PACIFIC AVENUE
LIVERMORE, CA 94550**

1. CALL TO ORDER 7:30 P. M.

1.01 Roll Call

1.02 Pledge of Allegiance

2. MINUTES APPROVAL

2.01 Meeting Minutes of July 7, 2009

[Draft Minutes](#)

3. OPEN FORUM

An opportunity for members of the audience to speak on an item not listed on the agenda. Each speaker is limited to five minutes.

4. COMMUNICATIONS

5. REPORT FROM COMMUNITY DEVELOPMENT DEPARTMENT STAFF

AGENDA REVIEW: *At this time, the Planning Commission may consider reordering or continuing agenda items.*

NOTE: *The Chairperson will inform the public of any continued items on this agenda.*

6. CONSENT CALENDAR

7. PROJECT REVIEW

8. PUBLIC HEARINGS

8.01 Hearing to consider an appeal of the denial of Design Review 09-040 requesting to expand a non-conforming commercial use with new exterior storage.

[Staff Report](#)

- Location: 2339 First Street
- Applicant: Russ Morgan
- On-site and off-site public improvements: None
- Site Area: 5,271 square feet
- Zoning: Downtown Specific Plan (DSP)
- General Plan: Downtown Area (DA)
- Historic Status: 6Z
- CEQA: Staff is recommending denial of the project. No CEQA review is required for

- project denial.
- Application Number: Appeal 09-002
- Project Planner: Crystal DeCastro

8.02 Hearing to consider a request for a Conditional Use Permit, authorizing the installation of a wireless telecommunications facility located in the southeast corner of the Piazza Rubino Center. The facility consists of a 65-foot tall faux bell tower containing six antennas and an adjacent 360 square foot equipment building.

[Staff Report](#)

- Location: 101 East Vineyard Avenue
- Applicant: Verizon Wireless
- On-site and off-site public improvements: Include telecommunications equipment and landscaping
- Site Area: 6.18 acres
- Zoning: Planned Development Commercial 00-189 (PDC00-189)
- General Plan: Neighborhood Commercial (NC)
- Historic Status: None
- CEQA: Staff is recommending denial of the project. No CEQA review is required for project denial.
- Application Number: Conditional Use Permit/ Design Review 08-012
- Project Planner: Crystal DeCastro

[Addendum](#)

9. NEW BUSINESS

10. UNFINISHED BUSINESS

11. MATTERS INITIATED BY PLANNING COMMISSION AND STAFF

12. ADJOURNMENT

NEXT PLANNING COMMISSION MEETING DATE: August 4, 2009 ZONING CODE WORKSHOP

RULES OF PROCEDURE - PLANNING COMMISSION MEETINGS

Pursuant to Rules of Procedure adopted by the Planning Commission, members of the audience will be recognized as follows:

All speakers: Please walk to the podium, state your name, address, and subject of your discussion. Each individual is limited to a total of five minutes for all listed agenda items. Longer presentations must be in writing.

The Planning Commission Agenda and Agenda Reports are prepared by City staff and are available for public review after 3:00 p.m. on the Friday prior to the Planning Commission meeting at the City Library, 1188 South Livermore Avenue and at the Planning Division's Office, 1052 South Livermore Avenue. Copies may be obtained from the Planning Division's Office and in the City Council Chambers lobby prior to the meeting.

Under Government Code 54957.5, any supplemental material distributed to the members of the Planning Commission after the posting of this agenda will be available for public review in the Planning Division's Office.

If supplemental materials are made available to the members of the Planning Commission at the meeting, a copy will be available for public review at the Council Chambers, 3575 Pacific Avenue, Livermore.

APPEALS: FINAL DECISIONS OF THE PLANNING COMMISSION MAY BE APPEALED TO THE CITY COUNCIL BY ANY INTERESTED PARTY. APPEALS MUST BE FILED WITH THE PLANNING DIVISION WITHIN 14 DAYS OF THE PLANNING COMMISSION'S DECISION. THE FILING FEE FOR SUCH APPEALS IS \$350.00. PLEASE CONTACT THE CITY PLANNING DIVISION AT (925) 960-4450 FOR FURTHER INFORMATION AND TO OBTAIN THE APPEAL FILING FORM.

The Telecommunications Device for the Deaf (TDD) number is (925) 960-4104.

Pursuant to Title II of the Americans with Disabilities Act (codified at 42 United States Code Section 12101 and 28 Code of Federal Regulations Part 35), the City of Livermore does not discriminate on the basis of race, color, religion, national origin, ancestry, sex, disability, age, or sexual orientation in the provision of any services, programs, or activities. To arrange an accommodation in order to participate in this public meeting, please call (925) 460-4200 (voice) or (925) 960-4104 (TDD) at least 72 hours in advance of the meeting.

If you challenge any of these Planning Commission agenda items in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Planning Commission or City Council at, or prior to, the public hearing.