



*Clark Manus, Chair  
Jonathan Fearn, Vice-Chair  
Sahar Shirazi  
Tom Limon  
Vince Sugrue  
Jennifer Renk  
Ron Jones*

**June 15, 2022**  
SPECIAL Meeting

**BUSINESS MEETING**

**3:00 PM**

**Via: Tele-Conference**

*PURSUANT TO THE CALIFORNIA GOVERNMENT CODE, SECTION 54953(e), ALL MEMBERS OF THE PLANNING COMMISSION, BOARD MEMBERS/COMMISSIONERS, CITY ATTORNEY, AS WELL AS CITY STAFF, WILL PARTICIPATE VIA PHONE/VIDEO CONFERENCE AND NO TELECONFERENCE LOCATIONS ARE REQUIRED.*

**MEETING CALL TO ORDER**

Chair Manus

**WELCOME BY THE CHAIR**

Chair Manus

**ROLL CALL**

**Commissioners Present:**

Ron Jones, Sahar Shirazi, Vince Sugrue, Jennifer Renk, Tom Limon, Clark Manus

**Commissioner(s) Absent:** Jonathan Fearn

**Staff Present:** Catherine Payne, Deb French, Stephanie Skelton, Michael Branson, Danny Thai, Heather Klein

**SECRETARY RULES OF CONDUCT** Catherine Payne

**SECRETARY MATTERS** - none

**COMMISSION BUSINESS**

- Agenda Discussion            none
- Director’s Report            none
- Informational Reports        none
- Committee Reports           none.
- Commission Matters        none
- City Attorney’s Report      none

- 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.

**PUBLIC SPEAKERS:** none

**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.

|           |                                     |  |
|-----------|-------------------------------------|--|
| <b>#1</b> | <b>Location:</b>                    | Citywide   |
|           | <b>Assessor's Parcel Number:</b>    | N/A  |
|           | <b>Proposal:</b>                    | Renew The Adoption of a Resolution Determining that Conducting In-Person Meetings of the Planning Commission And Its Committees Would Present Imminent Risks to Attendees' Health, And Electing to Continue Conducting Meetings Using Teleconferencing In Accordance With City Planning Commission Resolution, dated October 6, 2021, to Allow Continuation of Planning Commission Meetings. |
|           | <b>Applicant:</b>                   | Catherine Payne, Secretary to the Planning Commission  |
|           | <b>Phone Number:</b>                | (510) 915-0577   |
|           | <b>Owner:</b>                       | NA   |
|           | <b>Case File Number:</b>            | NA   |
|           | <b>Planning Permits Required:</b>   | Renew the adoption of Resolution Pursuant to AB-361  |
|           | <b>General Plan:</b>                | NA   |
|           | <b>Zoning:</b>                      | NA   |
|           | <b>Environmental Determination:</b> | Exempt pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15061(b)(3) (Common Sense Exemption).  |
|           | <b>Historic Status:</b>             | NA   |
|           | <b>City Council District:</b>       | NA   |
|           | <b>Status:</b>                      | NA   |
|           | <b>Staff Recommendation:</b>        | Receive public testimony and consider renewing the adoption of Resolution.   |
|           | <b>Finality of Decision:</b>        | Decision Final.  |
|           | <b>For further information:</b>     | Contact case planner <b>Catherine Payne</b> at (510) 915-0577 or by e-mail at <a href="mailto:cpayne@oaklandca.gov">cpayne@oaklandca.gov</a>   |

**Case Planner Catherine Payne** gave a description of the Consent Calendar Proposal

**Public Speakers** – none

**Motion to approve by:** Commissioner Sugrue

**Seconded by:** Commissioner Limon

**Action:** 6 Ayes, 0 Noes, 1 Absent

**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 contact the case planner for the specific agenda item.

|           |                                     |   |
|-----------|-------------------------------------|---|
| <b>#2</b> | <b>Location:</b>                    | <b>5319 Broadway Terrace</b>  |
|           | <b>Assessor's Parcel Number:</b>    | <b>048A703100901</b>  |
|           | <b>Proposal:</b>                    | Installation of a wireless Macro Telecommunications Facility involving six panel antennas, six new radios, and two ray caps screened behind enclosures on the rooftop of an existing residential building. The proposal also includes two ray caps and an associated equipment cabinet area located at ground level behind the building at the rear within an existing (9' x 18'-6") fence enclosure. |
|           | <b>Applicant:</b>                   | SAC Wireless for Verizon Wireless.  |
|           | <b>Phone Number:</b>                | (916)337-4133   |
|           | <b>Owner:</b>                       | MAHAN FREDERICK & GRAINGER MAUREEN L TRS  |
|           | <b>Case File Number:</b>            | <b>PLN20080</b>   |
|           | <b>Planning Permits Required:</b>   | Major Conditional Use Permit and Regular Design Review to install new roof-top antennas and associated equipment (Macro Telecommunications Facility) located in a residential zone.   |
|           | <b>General Plan:</b>                | Urban Residential   |
|           | <b>Zoning:</b>                      | RU-2  |
|           | <b>Environmental Determination:</b> | Exempt per the State CEQA Guidelines Section 15301 – Minor alterations to existing facilities; Section 15303- Construction of Small Structures; and Section 15183 – Projects Consistent with a Community Plan, General Plan, or Zoning  |
|           | <b>Historic Status:</b>             | X   |
|           | <b>City Council district</b>        | 1   |
|           | <b>Status:</b>                      | Pending   |
|           | <b>Staff Recommendation</b>         | Approval subject to the attached conditions   |
|           | <b>Finality of Decision:</b>        | Appealable to City Council within 10 days   |
|           | <b>For further information:</b>     | Contact Case Planner <b>Danny Thai</b> at (510)238-3584 or by email at <b>dthai@oaklandca.gov</b>   |

Case Planner Danny Thai gave a verbal presentation of the project

Applicant: Michelle Duarte gave a verbal and visual presentation of the project. Paul Albritton & Brian Ung were present to address additional questions

Commissioners provided questions and comments regarding item.

Public Speakers: • Rena Rickles • Ashley O’Neill • Eleanor • Bruce O’Neill • Nora Reza • Margaret Ann Kennedy

Motion by Commissioner Jones to approve project based upon staff recommendations.

Commissioner Sugrue read staff recommendations:

1. Affirm staff’s environmental determination
2. Approve the Major Conditional Use Permitand Design Review application subject to the attached Findings and Conditions of Approval.

Seconded by Commissioner Renk

Action: 6 Ayes, 0 Noes. 1 Absent

**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.

- none

**COMMISSION BUSINESS**

- Approval of Minutes

**Date:** June 1, 2022

**Motion to approve:** Commissioner Sugrue

**Seconded by:** Commissioner Limon

**Action:** 6 Ayes, 0 Noes, 1 Absent

- Correspondence none
- City Council Actions none

**ADJOURNMENT**

Chair Manus at 4:15 pm



**CATHERINE PAYNE**  
Development Planning Manager  
Planning and Building Department

**NEXT SPECIAL MEETING:** July 6, 2022

**DRAFT**