

## AGENDA FOR THE



### CITY OF PINOLE ZONING ADMINISTRATOR MEETING

**Wednesday, September 29, 2021**

**2:00 P.M.**

Via Zoom Videoconference

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**DUE TO THE STATE OF CALIFORNIA'S DECLARATION OF EMERGENCY – THIS MEETING IS BEING HELD VIRTUALLY PURSUANT TO AUTHORIZATION FROM GOVERNOR NEWSOM'S EXECUTIVE ORDERS – CITY COUNCIL AND COMMISSION MEETINGS ARE NOT CURRENTLY OPEN TO IN-PERSON ATTENDANCE.**

#### **WAYS TO WATCH THE MEETING**

- LIVE ON CHANNEL 26. The Community TV Channel 26 schedule is published on the City's website at [www.ci.pinole.ca.us](http://www.ci.pinole.ca.us). The meeting can be viewed again as a retelecast on Channel 26.
- VIDEO-STREAMED LIVE ON THE CITY'S WEBSITE, [www.ci.pinole.ca.us](http://www.ci.pinole.ca.us). and remain archived on the site for five (5) years.
- If none of these options are available to you, or you need assistance with public comment, please contact Planning Manager David Hanham at (510) 724-8912 or [ghanham@ci.pinole.ca.us](mailto:ghanham@ci.pinole.ca.us).

#### **TO PARTICIPATE IN PUBLIC COMMENT DURING THE MEETING**

Members of the public may submit a live remote public comment via Zoom video conferencing. Download the Zoom mobile app from the Apple Appstore or Google Play. If you are using a desktop computer, you can test your connection to Zoom by clicking [here](#). Zoom also allows you to join the meeting by phone.

**From a PC, Mac, iPad, iPhone or Android:**

<https://zoom.us/join>

**Webinar ID: 862 5429 0223**

**By phone:** +1 (669) 900-6833 or +1 (253) 215-8782 or +1 (346) 248-7799

- Speakers will be asked to provide their name and city of residence, although providing this is not required for participation.
- Each speaker will be afforded up to 3 minutes to speak.
- Speakers will be muted until their opportunity to provide public comment.

When the Zoning Administrator opens the comment period for the item you wish to speak on, please use the "raise hand" feature (or press \*9 if connecting via telephone) which will alert staff

that you have a comment to provide. Once you have been identified to speak, please check to make sure you have unmuted yourself in the videoconference application (or press \*6 if connecting via telephone).

### **COMMENTS**

Please submit public comments to Planning Staff before or during the meeting via email [ghanham@ci.pinoles.ca.us](mailto:ghanham@ci.pinoles.ca.us). Comments received before the close of the item will be read into the record and limited to 3 minutes. Please include your full name, city of residence and agenda item you are commenting on.

### **AMERICANS WITH DISABILITIES ACT**

In compliance with the Americans with Disabilities Act of 1990, if you need special assistance to participate in a City meeting or you need a copy of the agenda, or the agenda packet in an appropriate alternative format, please contact the Development Services Department at (510) 724-8912. Notification of at least 48 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.

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### **CITIZEN PARTICIPATION:**

Persons wishing to speak on an item listed on the Agenda may do so when the Zoning Administrator asks for comments in favor of or in opposition to the item under consideration. After all of those persons wishing to speak have done so, the hearing will be closed and the matter will be discussed amongst the Commission prior to rendering a decision.

**NOTE FOR VIDEOCONFERENCE MEETINGS:** Public comments may be submitted to Planning Staff before or during the meeting via email [ghanham@ci.pinoles.ca.us](mailto:ghanham@ci.pinoles.ca.us). Comments received before the close of the item will be read into the record and limited to 3 minutes. Please include your full name, city of residence and agenda item you are commenting on.

Persons wishing to speak when items are opened for public comment may use the raise hand feature if connected via Zoom or press \*9 if connected via telephone. When identified to speak, persons should ensure they have unmuted themselves or press \*6 to unmute if connected via telephone.

Any person may appeal an action of the Planning Commission or of the Planning Manager by filing an appeal with the City Clerk, in writing, within ten (10) days of such action. Following a Public Hearing, the City Council may act to confirm, modify or reverse the action of the Planning Commission and the Planning Commission may act to confirm, modify, or reverse the action of the Planning Manager. The cost to appeal a decision is \$500 and a minimum \$2,500 deposit fee.

**Note:** If you challenge a decision of the Zoning Administrator regarding a project in court, you may be limited to raising only those issues you or someone else raised at the public hearing or in writing delivered to the City of Pinole at, or prior to, the public hearing.

### **A. CALL TO ORDER**

### **B. CITIZENS TO BE HEARD:**

The public may address the Zoning Administrator on items that are within its jurisdiction and not otherwise listed on the agenda. Time allowed: five (5) minutes each.

### **C. PUBLIC HEARINGS:**

At the beginning of an item, the Zoning Administrator will read the description of that item as stated on the Agenda. The City Staff will then give a brief presentation of the proposed project. The Commission may then ask Staff questions about the item.

For those items listed as Public Hearings, the Zoning Administrator will open the public hearing and ask the applicant if they wish to make a presentation. Those persons in favor of the project will then be given an opportunity to speak followed by those who are opposed to the project. The applicant will then be given an opportunity for rebuttal.

The Public Hearing will then be closed and the Zoning Administrator may ask questions. The Zoning Administrator will take comments into consideration and will make a decision at or within one week following the meeting.

**1. Administrative Use Permit CUP21-02 Fishbone Outdoor Dining**

**Request:** Consideration of an Administrative Use Permit for outdoor dining at Fishbone Seafood restaurant, located at 1514 Fitzgerald Drive.

**Applicant:** Nathan Menard  
MENARCH  
345 W 6th Street, Unit A  
Tustin, CA 92780

**Location:** 1514 Fitzgerald Drive  
(APN 426-391-008)

**Planner:** David Hanham

**F. OLD BUSINESS:**

None

**G. NEW BUSINESS:**

None

**I. ADJOURNMENT**

**POSTED: September 23, 2021**

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**David Hanham**  
**Planning Manager**