



**AGENDA
ST. HELENA PLANNING COMMISSION
VINTAGE HALL BOARD ROOM – 2ND FLOOR
465 MAIN STREET, ST. HELENA
FEBRUARY 3, 2015**

5:30 P.M. CLOSED SESSION

6:00 P.M. REGULAR MEETING

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1. PUBLIC COMMENTS PERTAINING TO THE CLOSED SESSION

1.1 CLOSED SESSION

- Conference with Legal Counsel—Existing Litigation; Government Code § 54956.9, subdiv. (d)(1): Mark D. Kaye and Michael H. Fahn v. City of St. Helena, City Council of the City of St. Helena, Planning Commission of the City of St. Helena, Napa County Superior Court Case No. 26-65665

1.2 OPEN SESSION – PLANNING COMMISSION WILL RETURN TO OPEN SESSION AND ANNOUNCE ACTIONS TAKEN IF ANY (6:00 P.M.)

1.3 CALL TO ORDER AND ROLL CALL:

Chairperson: Sarah Parker

Vice Chair: Grace Kistner

Commissioners: Mathew Heil, Bobbi Monnette, Tracy Sweeney

City staff present at the meeting will be noted in the minutes.

2. PLEDGE OF ALLEGIANCE

3. APPROVAL OF MINUTES: *October 21, 2014, November 18, 2014, December 2 2014, December 16, 2014 and January 20, 2015.*

4. PUBLIC FORUM: This is an opportunity for the public to address the Commission on items of interest to the public that are NOT listed on the agenda. Because of restrictions imposed by the Brown Act, the Commission may not engage in discussion nor take action on matters not described on the agenda.

5. COMMUNICATIONS AND PETITIONS: *None*

6. SCHEDULED MATTERS: *None*

7. CONSENT CALENDAR: *None*

8. SIGN PERMIT/ADMINISTRATIVE DETERMINATION: *None*

9. PUBLIC HEARINGS/PLANNING COMMISSION:

9.1 PL15-001: Design Review

LOCATION: 395 S. Crane Avenue

APPLICANT: Greg Scheinfeld & Ashley Hepworth

APN: 009-350-029

CEQA: Exempt pursuant to §15301, Class 1: Minor alteration of private structure.

DESCRIPTION: Request by Greg Scheinfeld & Ashley Hepworth for Design Review approval to demolish a portion of an existing single-family residence in order to make way for an updated and larger single-family residence at 395 S. Crane Avenue in the LR: Low Density Residential district.

RECOMMENDED ACTION: Staff concludes that Design Review findings can be made and recommends that the Planning Commission approve the project.

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9.2 PL14-024: Demolition Permit, Parcel Map, Use Permit, and Design Review

LOCATION: 1837 Pine Street

APPLICANT: Marc Kaye and Michael Fahn

APN: 009-304-003

DESCRIPTION: Declaring null and void and vacation of prior actions taken by the Planning Commission on September 16 & 30, 2014 concerning a Demolition Permit, Parcel Map, Use Permit and Design Review at 1837 Pine Street in the MR: Medium Density Residential district.

RECOMMENDED ACTION: Staff recommends that Planning Commission should first proceed by adopting the attached Resolution. After taking such action, the Planning Commission would proceed to consider the matter anew, as discussed in the following staff report.

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9.3 PL14-024: Demolition Permit, Parcel Map, Use Permit, and Design Review

LOCATION: 1837 Pine Street

APPLICANT: Marc Kaye and Michael Fahn

APN: 009-304-003

DESCRIPTION: Consider the request by Marc Kaye and Michael Fahn for a Demolition Permit, Parcel Map, Use Permit, and Design Review at 1837 Pine Street in the MR: Medium Density Residential district.

RECOMMENDED ACTION: Staff recommends that the Planning Commission select one of the options presented in the staff report for a Demolition Permit, Parcel Map, Use Permit and Design Review at 1837 Pine Street.

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10. RECOMMENDATIONS TO CITY COUNCIL: None

11. VERBAL REPORTS AND UPDATES BY STAFF AND PLANNING COMMISSION:

11.1 Update on the status of the Hunter Project.

11.2 Discuss minimum submittal standards for Design Review plans and graphics.

13. ADJOURNMENT

A motion will be in order to adjourn to a scheduled meeting of the Planning Commission on February 17, 2015 at 6:00 p.m. in the Vintage Hall Board Room, 465 Main Street, St. Helena, CA.

This agenda was posted at City Hall, 1480 Main Street, and at Vintage Hall, 465 Main Street, St. Helena, California on January 30, 2015.

Cindy Black, City Clerk

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Appeal. A person who is dissatisfied with a decision of the Planning Commission may appeal that decision to the City Council pursuant to Municipal Code Section 17.08.180, Appeal procedure. Actions of the Planning Commission will be listed on the City Council agenda the following Tuesday to give the City Council opportunity to review the Planning Commission's decision. Absent of an appeal by the City Council or by a citizen, the appeal period will terminate two weeks after the Planning Commission hearing.

Special Assistance for the Disabled. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in the meeting, please contact City Hall, (707) 967-2792. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CFR35.102-35.104 ADA Title II). However, City staff will attempt to assist at any time with accessibility. The City Clerk has equipment to assist those with a hearing impairment.

Public Testimony Procedures. Pursuant to the Government Code Section 54954.3, the public may address the Commission on each agenda item during the Commission's consideration of that item. Each speaker has the option to state his or her name for the record before testifying. Depending on the number of speakers or the interest of the item, the Planning Commission Chairman may also restrict, at his/her discretion, the speaker's time to three minutes. The Chairman may also restrict public comments if they become irrelevant to the agenda item or repetitious of prior comments.

All persons interested may appear and be heard or submit written statements prior to the Planning Commission meeting. Please note that if you challenge the City's decision on any of these matters in court, you may be limited to raising only those issues you or someone else raised at the meeting or in written correspondence delivered to the City at, or prior to, the meeting.

Challenging Decisions of City Entities. The time limit within which to commence any lawsuit or legal challenge to any quasi-adjudicative decision made by the City of St. Helena is governed by Section 1094.6 of the Code of Civil Procedure, unless a shorter limitation period is specified by any other provision, including without limitation Government Code section 65009 applicable to many land use and zoning decisions, Government Code section 66499.37 applicable to the Subdivision Map Act, and Public Resources Code section 21167 applicable to the California Environmental Quality Act (CEQA). Under Section 1094.6, any lawsuit or legal challenge to any quasi-adjudicative decision made by the City must be filed no later than the 90th day following the date on which such decision becomes final. Any lawsuit or legal challenge, which is not filed within that 90-day period, will be barred. Government Code section 65009 and 66499.37, and Public Resources Code section 21167, impose shorter limitations periods and requirements, including timely service in addition to filing.

If a person wishes to challenge the above actions in court, they may be limited to raising only those issues they or someone else raised at the meeting described in this notice, or in written correspondence delivered to the City of St. Helena, at or prior to the meeting. In addition, judicial challenge may be limited or barred where the interested party has not sought and exhausted all available administrative remedies.

Supplemental Material Received After the Posting of the Agenda. Any supplemental writings or documents distributed to a majority of the Planning Commission regarding any item on this Agenda, after the posting of the Agenda, will be available for public review in the Planning Department's Office located at 1480 Main Street, St. Helena, California, during normal business hours. In addition, such writings or documents will be made available on the City's web site at <http://cityofsthenelena.org> and will be available for public review at the respective meeting.

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