



# Action Minutes

Planning & Development Department  
Land Use Planning Division

## Zoning Adjustments Board Thursday, July 8, 2021 - 7:01 PM

### Preliminary Matters:

#### Roll Call:

**Commissioners Present:** Igor Tregub (Mayor Appointee), Kimberly Gaffney (District 2), Michael Thompson (District 3), Carrie Olson (District 4), Shoshana O'Keefe (Vice Chairperson, District 5), Charles Kahn (Chairperson, District 6), Dohee Kim (District 7), Debra Sanderson (District 8).

**Excused Absence:** None.

**Unexcused Absence:** Yes Duffy (District 1),

**Staff Present:** Secretary Samantha Updegrave, Allison Riemer, Nick Armour, Shannon Allen, Jordan Klein

**Ex Parte Communication Disclosures:** I. Tregub: Received an email from Ana Vasudeo of the Berkeley School Board.

S O'Keefe: Got an email from Win Steels, who is working for Ana Vasudeo, advocating for a larger benefits package.

C. Kahn: Received an email from Erin Rhodes, on Mayor's Task Force on Bayer.

**Public Comment:** Speakers: 1

**Agenda Changes:** None.

### Consent Calendar

#### 1. Approval of Action Minutes from June 24, 2021

**Recommendation:** APPROVE

**Motion / Second:** D. Kim / D. Sanderson

**Vote:** 8-0-0-1 (Absent: Y. Duffy)

**Action:** APPROVED

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### Consent Calendar

#### 2. [1630 Carleton Street](#) – New Public Hearing

<b>Application:</b>	<b>Use Permit # ZP2020-0136</b> to demolish an existing single-family dwelling and construct a new 1,487 square-foot, two-story single-family dwelling with an average height of 20 feet-1 inch, and a new 633 square-foot accessory building on a 5,302 square-foot lot.
<b>Zoning:</b>	R-2 – Restricted Two-Family Residential District
<b>CEQA Recommendation:</b>	Categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15303 (New Construction or Conversion of Small Structures) of the CEQA Guidelines.
<b>Applicant/ Owner:</b>	Darrell Rupe and Sharon Foster Rupe, 1628 Carleton Street, Berkeley
<b>Staff Planner:</b>	Nick Armour, <a href="mailto:narmour@cityofberkeley.info">narmour@cityofberkeley.info</a> , (510) 981-7485
<b>Recommendation:</b>	<b>APPROVE</b> Use Permit # ZP2020-0136 pursuant to BMC Section 23B.32.030.
<b>Motion / Second:</b>	<b>D. Kim / D. Sanderson</b>
<b>Vote:</b>	<b>7-0-0-1-1</b> (Absent: Y. Duffy; Recused: Michael Thompson, as he lives within 300 feet.)
<b>Action:</b>	<b>APPROVED</b>

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**Action Calendar**

**3. [800 Dwight Way](#)**


<b>Application:</b>	<p><b>Development Agreement Amendment #PLN2020-0008:</b> Amend the existing DA between the City of Berkeley and Miles Inc., now Bayer HealthCare LLC (“Bayer”) by:</p> <ul style="list-style-type: none"><li>a. Extending the term of the DA for an additional 30 years to February 2052;</li><li>b. Including the “South Properties” (2700 Seventh Street) in the DA; and</li><li>c. Modifying various development standards and permit processes in the existing DA to accommodate Bayer’s plans for long term development of biopharmaceutical manufacturing facilities allowing a maximum buildout of 1,738,000 square feet (148,000 sq. feet less than currently entitled).</li></ul> <p>As part of the Development Agreement Amendment, Bayer has submitted an updated Community Benefits Proposal for consideration, which will be discussed at this meeting.</p>
<b>Zoning:</b>	MM – Mixed Manufacturing District
<b>CEQA Status:</b>	A Draft Subsequent Environmental Impact Report (DSEIR) was published on May 21, 2021, with the comment period ending on July 6, 2021. DSEIR is available on the Zoning Adjustments Board (ZAB) website.
<b>Applicant/ Owner:</b>	Bayer HealthCare LLC, 800 Dwight Way, Berkeley
<b>Staff Planner:</b>	Shannon Allen, shallen@cityofberkeley.info, (510) 981-7430
<b>Recommendation:</b>	Take comments from the public and ZAB members.
<b># of Speakers:</b>	16
<b>Action:</b>	Comments taken.

**Adjourn: 9:23 PM; Motion / Second: S. O’Keefe / C. Kahn**

**Members of the Public:**

**Present: 29**

**Speakers: 17**

  
Samantha Updegrave, Principal Planner  
Co-Secretary of the Zoning Adjustments Board