

**NOTICE OF PUBLIC HEARING-BERKELEY CITY COUNCIL
CITY COUNCIL CHAMBERS, 2134 MARTIN LUTHER KING JR. WAY**

General Plan re-designation and re-zone of a portion of the parcel, within the building at 1000 – 1010 Gilman (APN 060-235200100), from Industrial/Mixed Use Light Industrial (MU-LI) to Commercial/West Berkeley Commercial (C-W).

Notice is hereby given that on **OCTOBER 29, 2013 at 7:00 P.M.** the City Council will conduct a public hearing to consider a General Plan Re-designation, as recommended by the Planning Commission, of a portion of the parcel identified as 1000 – 1010 Gilman (APN 060-235200100).

Rezone and General Plan re-designate a portion of a parcel, inside an existing building, proposed by the property owner for rezone/ re-designation. The proposed area for action is inside of a building, which has been used as commercial space for more than a decade. The goal of the proposal is to allow the use of that tenant space within the building for commercial uses. The rest of the building (common space) is currently zoned as C-W. Another small building, approximately 6,000 square feet, with a common wall sits to the west of the space and is designated as MU-LI. The developer has already received approval to expand that space by adding a second floor of approximately 6,000 square feet. These spaces, old and new, will remain in MU-LI zoning under this application. The remainder of the lot is a parking lot designated as MU-LI.

A copy of the agenda material for this hearing will be available at the City Clerk's Office and on the City's website at www.CityofBerkeley.info as of **October 17, 2013**.

For further information, please contact Alex Amoroso, Secretary to the Planning Commission, (510) 981-7410

Written comments should be mailed or delivered directly to the City Clerk, 2180 Milvia Street, Berkeley, CA 94704, in order to ensure delivery to all Councilmembers and inclusion in the agenda packet.

Communications to the Berkeley City Council are public record and will become part of the City's electronic records, which are accessible through the City's website. **Please note: e-mail addresses, names, addresses, and other contact information are not required, but if included in any communication to the City Council, will become part of the public record.** If you do not want your e-mail address or any other contact information to be made public, you may deliver communications via U.S. Postal Service or in person to the City Clerk. If you do not want your contact information included in the public record, please do not include that information in your communication. Please contact the City Clerk at 981-6900 or clerk@cityofberkeley.info for further information.

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California Government Code §65090(a)

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I hereby certify that the Notice for this Public Hearing of the Berkeley City Council was posted at the display case located near the walkway in front of Council Chambers, 2134 Martin Luther King Jr. Way, as well as on the City's website, on October 17, 2013.



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Mark Numainville, CMC, City Clerk

**NOTICE CONCERNING YOUR LEGAL RIGHTS:** *If you object to a decision by the City Council to approve or deny (Code Civ. Proc. 1094.6(b)) or approve (Gov. Code 65009(c)(5)) an appeal, the following requirements and restrictions apply: 1) Pursuant to Code of Civil Procedure Section 1094.6, no lawsuit challenging a City decision to deny or approve a Zoning Adjustments Board decision may be filed more than 90 days after the date the Notice of Decision of the action of the City Council is mailed. Any lawsuit not filed within that 90-day period will be barred. 2) In any lawsuit that may be filed against a City Council decision to approve or deny a Zoning Adjustments Board decision, the issues and evidence will be limited to those raised by you or someone else, orally or in writing, at a public hearing or prior to the close of the last public hearing on the project.*

*If you challenge the above 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 City of Berkeley at, or prior to, the public hearing. Background information concerning this proposal will be available at the City Clerk Department and posted on the City of Berkeley webpage at least 10 days prior to the public hearing.*