

**BENICIA HISTORIC PRESERVATION REVIEW COMMISSION  
CITY HALL COMMISSION ROOM**

**REGULAR MEETING AGENDA**

**Thursday, May 24, 2007  
6:30 P.M.**

Please file a speaker's slip if you wish to address the Commission. Anyone wishing to address the Commission regarding the agenda items or during Communications from Audience may speak for a maximum of 5 minutes per agenda item if the subject is before the Commission.

**Note:** All items listed, except under Communications, are for Commission Discussion and/or Action.

- CALL TO ORDER
  - Pledge of Allegiance
  - Roll Call of Commissioners
  - Reference to Fundamental Rights of Public - A plaque stating the Fundamental Rights of each member of the public is posted at the entrance to this meeting room per Section 4.04.030 of the City of Benicia's Open Government Ordinance.
- OPPORTUNITY FOR PUBLIC
  - COMMENT
  - WRITTEN
- PUBLIC COMMENT
- CONSENT CALENDAR
  - Approval of Agenda
  - Approval of [May 3, 2007](#)
- REGULAR AGENDA ITEMS
  - [126 EAST E STREET](#) - Continued from May 3, 2007  
06PLN-52 Design Review  
126 East E Street; APN: 89-372-050

**PROPOSAL:**

The applicant is proposing demolition of a designated Potential Contributing Building to the Historic District, relocation to the site of a historic structure from Napa, which would be lifted above a new first floor; and an addition of a third floor deck to the structure.

Recommendation: Historic Preservation Review Commission re-open the public hearing, receive public testimony and other relevant documents, and make a recommendation to the Planning Commission on the adoption of the Initial Study/Mitigated Negative Declaration; 2) determine whether the designated structure has substantial historical, architectural or cultural interest or value; 3) and approve or deny the demolition permit; the relocation of a historic structure from the City of Napa to the Historic Overlay District; and design review permit.

- WINDOW REPLACEMENT IN HISTORIC OVERLAY DISTRICT WITHOUT PROPER APPROVAL/PERMITS -

Discussion on window replacements done without the proper approval or permits.

- COMMUNICATIONS FROM COMMISSIONERS
- COMMUNICATIONS FROM STAFF
- [STATUS OF PRIORITY DISCUSSION ITEMS](#)
- ADJOURNMENT

---

## **Public Participation**

The Benicia Planning Commission welcomes public participation. Pursuant to the Brown Act, each public agency must provide the public with an opportunity to speak on any matter within the subject matter jurisdiction of the agency and which is not on the agency's agenda for that meeting. The Planning Commission allows speakers to speak on agenda and non-agenda matters under public comment. Comments are limited to no more than 5 minutes per speaker. By law, no action may be taken on any item raised during the public comment period although informational answers to questions may be given and matters may be referred to staff for placement on a future agenda of the Planning Commission.

Should you have material you wish to enter into the record, please submit it to the Secretary.

---

## **Disabled Access**

In compliance with the Americans with Disabilities Act (ADA), if you need special assistance to participate in this meeting, please contact Diane O'Connell, the ADA Coordinator, at (707) 746-4211. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

---

## **Meeting Procedures**

All items listed on this agenda are for Commission discussion and/or action. In accordance with the Brown Act, each item is listed and includes, where appropriate, further description of the item and/or a recommended action. The posting of a recommended action does not limit, or necessarily indicate, what action may be taken by the Commission.

The Planning Commission may not begin new public hearing items after 11 p.m. Public hearing items which remain on the agenda may be continued to the next regular meeting of the Commission, or to a special meeting.

Pursuant to Government Code Section 65009; if you challenge a decision of the Planning Commission 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 Planning Commission at, or prior to, the Public Hearing. You may also be limited by the ninety (90) day statute of limitations in which to file and serve a petition for administrative writ of mandate challenging any final City decisions regarding planning or zoning.

Appeals of Planning Commission decisions which are final actions, not recommendations, are considered by the City Council. Appeals must be filed in the Community Development Department in writing, stating the basis of appeal with the appeal fee within 10 days of the date of action.

