



**CITY OF MODESTO
PLANNING COMMISSION AGENDA
MONDAY, FEBRUARY 6, 2023 6:00 PM
BASEMENT CHAMBERS
1010 TENTH STREET – MODESTO, CA**

I. ROLL CALL

Some Commissioners may be participating in the meeting remotely via teleconferencing or other electronic means consistent with AB 361.

**THIS MEETING WILL BE PHYSICALLY OPEN TO THE PUBLIC AND BY ZOOM
VIDEO CONFERENCING AND TELEPHONE**

In order to minimize the spread of the COVID-19 virus, this meeting will be conducted pursuant to AB 361, which amended the Brown Act's teleconferencing provisions. You may choose to attend the Commission meeting in person, or you may observe a livestream of the meeting at <http://media.modestogov.com>. You may also participate in the meeting as indicated below.

Joining the Planning Commission meeting via Zoom

The City of Modesto is offering the ability to view and participate in Planning Commission meetings via telephonic conferencing via "Zoom" video conferencing computer technology. The meeting may be accessed through the use of Zoom using the following options:

- Enter the following link into an Internet Browser <https://us02web.zoom.us/j/6152421565>
- Enter the following link into an Internet Browser <https://zoom.us/> and using the Webinar ID 615 242 1565
- To use Zoom, please visit: <https://zoom.us/> and either sign-up for a free Zoom account or continue as a guest. Once you have downloaded the app onto your mobile device, joined from your web browser, or downloaded the Zoom software on your computer you will be ready for the upcoming Commission meeting.

Providing Public Comment on Zoom and via Email

The Planning Commission Chair will open each public hearing item for public comment. Once the Chair has announced the public comment period, please do one of the following.

Using a Computer or Smart Phone App:

- Click on the "Raise Hand" feature in the webinar controls. This will notify City staff that you have raised your hand.
- City staff will unmute your microphone when it is your turn to provide public comment.
- A prompt will appear to confirm you would like to be unmuted and then you will be able to provide your comments.

- Once your public comment has ended, you will be muted again.

Providing Public Comment via Email

If you wish to submit a public comment in writing, please submit your comment, to the Recording Secretary at planning@modestogov.com prior to the start of the meeting. All comments will be shared with the Commission and placed in the record. Every effort will be made to read your comment into the record, but some comments may not be read due to time limitations.

II. APPROVAL OF MINUTES

Minutes of the regular meeting of January 23, 2023.

III. CONFLICT OF INTEREST DECLARATION

Commissioners and staff may now declare conflicts of interest for the purpose of determining if a quorum will be present to act on each item in the order shown on the agenda.

IV. CONSENT AND JOINT PUBLIC HEARING ITEMS

These items are judged by staff to be consistent with City policies, regulations, and the General Plan. The Chair will open consideration of the Consent/Joint Public Hearing items and will ask if any Commissioner or member of the audience wishes to discuss any item. If not, the Commission, with one vote and without discussion, will adopt the findings and recommendations for each item as shown in the agenda report. If there is a request to discuss an item that item will be handled as a separate matter in the order shown in the agenda.

CONSENT ITEMS:

Item A Continuing Assembly Bill 361 – Remote Teleconference Meetings

V. PUBLIC HEARING ITEMS:

Item B Street Name Change from North Franklin to Kansas Avenue Extension - by California Department of Transportation

Contact Info: Edwin Borquez, 577-5267, eborquez@modestogov.com

Item C Amendment to Title 10 (Zoning Regulations) Regarding Accessory Dwelling Units and Density Bonus State Laws

Contact Info: Diana Lowrance, 577-5267, dlowrance@modestogov.com

VI. OTHER BUSINESS

None

VII. ORAL COMMUNICATIONS

These matters may be presented by interested persons in the audience, staff or Commissioners (see Notice at end of agenda cover). Under State law, Commissioners may respond to matters being presented under this item only as follows:

- (a) Briefly respond to statements made or questions raised;
- (b) Ask a question for clarification;
- (c) Provide a reference to staff or other resources for factual information;
- (d) Request staff to report back at a subsequent meeting;
- (e) Finally, a Commissioner, or the Commission itself, may take action to direct staff to place a matter of business on a future agenda.

VIII. MATTERS TOO LATE FOR THE AGENDA

These may be presented by members of the Planning Commission and staff, upon determination by a majority vote that an emergency exists, as defined by State law, or by a 2/3 vote that: 1) there is a need to take immediate action, and 2) that the need for action came to the City's attention after the agenda was posted.

IX. ADJOURNMENT

Copies of the agenda are on file at the Stanislaus Library Reference Room, 1500 I Street, Modesto, in the office of the Planning Division, Third Floor, 1010 Tenth Street, Modesto, CA., and online at <https://www.modestogov.com/AgendaCenter/Planning-Commission-11>.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Planning Commission Secretary at 209.577.5267. Assistive listening devices are available upon request to the Planning Commission Secretary. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. In accordance with the requirements of Title II of the Americans with Disabilities Act ("ADA") of 1990, the Fair Employment & Housing Act ("FEHA"), the Rehabilitation Act of 1973 (as amended), Government Code section 11135 and other applicable codes, the City of Modesto ("City") will not discriminate against individuals on the basis of disability in the City's services, programs, or activities. For more information, please visit the City of Modesto website at <https://www.modestogov.com/865/Americans-with-Disabilities-Act-ADA>

Notice: Persons who wish to speak to the Planning Commission regarding any item on the printed agenda, including oral communications, are encouraged to please submit your comment, to the Recording Secretary at planning@modestogov.com. All comments will be shared with the Commission and placed in the record. Every effort will be made to read your comment into the record, but some comments may not be read due to time limitations.

Posted pursuant to Government Code Section 54954.2 on _____ at _____

by _____ on the bulletin board at Tenth Street Place.