



TOWN OF TIBURON
Tiburon Town Hall
1505 Tiburon Boulevard
Tiburon, CA 94920

Regular Meeting
Tiburon Town Council
February 21, 2007
7:30 p.m.

AGENDA

TIBURON TOWN COUNCIL

CLOSED SESSION (6:30 p.m.)

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
(Section 54956.9(b))

One Case – (Kol Shofar Appeal, letter from appellant's attorney dated September 6, 2006)

CALL TO ORDER AND ROLL CALL

Councilmember Fredericks, Councilmember Berger, Councilmember Smith, Vice Mayor Slavitz, Mayor Gram

CLOSED SESSION ANNOUNCEMENT

ORAL COMMUNICATIONS

Persons wishing to address the Town Council on subjects not on the agenda may do so at this time. Please note however, that the Town Council is not able to undertake extended discussion or action on items not on the agenda. Matters requiring action will be referred to the appropriate Commission, Board, Committee or staff for consideration or placed on a future Town Council meeting agenda. Please limit your comments to three (3) minutes.

CONSENT CALENDAR

All items on the Consent Calendar may be approved by one motion of the Town Council unless a request is made by a member of the Town council, public or staff to remove an item for separate discussion and consideration. If you wish to speak on a Consent Calendar item, please seek recognition by the Mayor and do so at this time.

1. **2005-06 Street Rehabilitation Project** – Accept Project as Complete (Director of Public Works/Town Engineer Nguyen)
 - (a) A Resolution of the Town Council of the Town of Tiburon Accepting the 2005-06 Street Rehabilitation Project (2006-07 Phase I) and Authorizing the Filing of the Notice of Completion for the Work

2. **6 Mateo Drive Drainage Easement** – Accept New Easement for Public Drainage Purposes and Abandon Old Easement; AP No. 038-381-21 (Director of Community Development Anderson)
 - (a) A Resolution of the Town Council of the Town of Tiburon Accepting an Easement for Public Drainage Purposes over Property Located at 6 Mateo Drive, Tiburon (AP#038-381-21)
 - (b) A Resolution of the Town Council of the Town of Tiburon Abandoning a Portion of a Ten (10) foot Wide Storm Drainage Easement over Property Located at 6 Mateo Drive (AP #038-381-21)
3. **Stormwater Master Plan** – Authorize Town Manager to Execute Agreement with CSW-ST2 (Director of Public Works/Town Engineer)

ACTION ITEMS

4. **Appeals of Planning Commission Decisions to Certify the Environmental Impact Report and to Deny the Conditional Use Permit Application for Expansion of an Existing Religious Facility and Day School** - Report by Director of Community Development Scott Anderson and Planning Consultant Lisa Newman – *continued from February 7, 2007*

Address: 215 Blackfield Drive
 Assessor Parcel No.: 038-351-34
 Applicant/Appellant: Congregation Kol Shofar (“CKS”)
 Appellant: Tiburon Neighborhood Coalition (“TNC”)

Actions for Council Consideration:

- a) Adopt Resolution Denying CKS appeal of Environmental Impact Report (EIR) Certification
- b) Adopt Resolution Denying TNC appeal of Environmental Impact Report (EIR) Certification
- c) Adopt Resolution Certifying the Environmental Impact Report (EIR) for the project
- d) Adopt Resolution Making California Environmental Quality Act (CEQA) Findings of Fact
- e) Adopt Resolution Making Consistency Findings for the Conditional Use Permit (CUP) Approval
- f) Adopt Resolution Partially Granting the CKS appeal of the Conditional Use Permit (CUP) denial, approving a Conditional Use Permit, and adopting a Mitigation Monitoring Program

TOWN COUNCIL REPORTS

TOWN MANAGER’S REPORT

WEEKLY DIGESTS

- Town Council Weekly Digest – February 9, 2007
- Town Council Weekly Digest – February 16, 2007

ADJOURNMENT

GENERAL PUBLIC INFORMATION

ASSISTANCE FOR PEOPLE WITH DISABILITIES

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Town Clerk at (415) 435-7377. Notification 48 hours prior to the meeting will enable the Town to make reasonable arrangements to ensure accessibility to this meeting.

AVAILABILITY OF INFORMATION

Copies of all agenda reports and supporting data are available for viewing and inspection at Town Hall and at the Belvedere-Tiburon Library located adjacent to Town Hall. Agendas and minutes are posted on the Town's website, www.ci.tiburon.ca.us.

Upon request, the Town will provide written agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services, to enable individuals with disabilities to participate in public meetings. Please send a written request, including your name, mailing address, phone number and brief description of the requested materials and preferred alternative format or auxiliary aid or service at least 5 days before the meeting. Requests should be sent to the Office of the Town Clerk at the above address.

PUBLIC HEARINGS

Public Hearings provide the general public and interested parties an opportunity to provide testimony on these items. If you challenge any proposed action(s) in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing(s) described later in this agenda, or in written correspondence delivered to the Town Council at, or prior to, the Public Hearing(s).

TIMING OF ITEMS ON AGENDA

While the Town Council attempts to hear all items in order as stated on the agenda, it reserves the right to take items out of order. No set times are assigned to items appearing on the Town Council agenda.