

FILE COPY

Date Submitted: 3-3-09

Fee: 100

Receipt No.:

APPEAL

I/We hereby appeal the action by the

- Planning Commission
- Zoning Administrator
- Planning Director

regarding Application No. ER-1-07, DP-5-07, UP-3-08, V-1-08, TPM-1-08

for Sierra Point Office Project

at 3000-3500 Marina Boulevard

The reasons for the appeal are: For City Council to have the opportunity to review concerns raised by members of the public.

Names: Mayor Sepi, Richardson, I. Moreno, Pro Tem Clark, Bergman

Phone Number: (415) 508-3113

Mailing Address: 70 Park Place, Berkeley, CA 94705

Signature(s): Sepi, Richardson, I. Moreno, Clark, Bergman

Date: 3-11-09 3-11-09

Spediacci, Sheri

From: Dana Dillworth [earthhelp@earthlink.net]
Sent: Wednesday, March 04, 2009 6:55 AM
To: Richardson Sepi at SBC; Conway Clarke at AOL; Spediacci, Sheri
Subject: Request appeal of 3000-3500 Marina Boulevard Office Project

Dear Madam Mayor and Councilmember Conway,

I am asking that you intervene in a development issue and appeal the decision made by the Planning Commission on February 26, 2007 approving the following:

3000-3500 Marina Boulevard, Sierra Point Office Project; Environmental Review ER-1-07, Design Permit DP-5-07 Parking Modification Use Permit UP-3-08, Variance V-1-08, and Tentative Parcel Map TPM-1-08; Proposal to construct 438,104 square feet of office space in two buildings (8 and 10 stories), 1,386 parking spaces, including a 5-level parking structure, and improvements to the Bay Trail on approximately 8.87 vacant acres; Opus West Corporation, applicant; Sierra Point LLC, owner; APN 007-165-020

Please note that as an individual concerned citizen and as a non-profit group, the fee for appeal is beyond our means and it is in the public's interest that I (and a number of members of the public) make this request.

While I/we believe that the Planning Commission did all that was within their power, it is painfully apparent that trying to fit this new concept for Sierra Point, based on 1980's environmental review is not working. The areas in which the public has voiced its concern are

- 1.) the environmental traffic, capacity, and visual impacts of the mass of the project,
- 2.) the design placement which renders solar gain nearly impossible, and
- 3.) the impacts to the aquatic Bay environment of shading a natural feature.

We can provide additional information, but time is of the essence. The extraordinarily short appeal period of ten days is upon us. I/we would hope that we don't approve things like South San Francisco, where people drive by and wonder "what were they thinking?"

You may base your appeal request on the fact that the Design Guidelines for Sierra Point, which support the new heights and density, have not been approved or fully investigated. Approval of this project is premature.

Thanking you for your consideration and acting in the public's interest,

Sincerely,
Dana Dillworth
Director, CLEAN