



Town of Fairfax Town Council Regular Meeting Notice of Public Hearing

FEBRUARY 7, 2024, 6:30 PM
Women's Club, 46 Park Road

This meeting will be held in-person at the Fairfax Women's Club, 46 Park Road, Fairfax, and the 6:30 p.m. meeting is also being held virtually on Zoom. It will be broadcast on Channels 27 and 99, and livestreamed on <https://www.townoffairfax.org/watch-live-2/> or <https://www.cmcm.tv/27>.

How to attend and participate in the meeting: The meeting agenda will include information on how to attend and participate in the meeting. The agenda will be posted at least 72 hours prior to the hearing online at www.townoffairfax.org and on the bulletin boards at Town Hall, the Fairfax Post Office, and the Fairfax Women's Club. Items shown on the agenda may be taken out of order so all interested parties should be at the meeting at 6:30 p.m. If the item is continued to a date certain, it is the responsibility of interested parties to note the new meeting date. Written comments on an item must be received **before** 3:00 pm on the day of the meeting. You may e-mail written comments to the Town Council at cfoster@townoffairfax.org. Comments will be provided to the Town Council prior to the meeting and will become part of the meeting record but will not be read out loud.

PUBLIC HEARING ITEM

79 Wood Lane; Application No. 21-17

APN # 002-062-03; RS-6 Single-family Residential Zone; Coby Friedman, applicant/owner; CEQA categorically exempt, § 15303(a).

Directed Referral on the suspension of construction by the Fairfax Planning Commission to consider revocation of the approval granted by Resolution No 2022-01, "A Resolution of the Fairfax Planning Commission Conditionally Approving Application No. 21-17 for a Hill Area Residential Development Permit, Design Review Permit, Excavation Permit, and Tree Removal Permit, and a Minimum and Combined Side-Yard Setback and Retaining Wall Height Variance for a Residence at 79 Wood Lane" for non-compliance with the conditions of the project approval in accordance with Town Code § 17.024.090(D). The hearing is being held and conducted as provided in Chapter 17.036, section 17.036.090, which permits the Town Council to assume jurisdiction on applications where action has been taken and is normally final at a lesser level of authority. In accordance with Town Code section 17.036.130, any action brought before the Town Council by the directed referral process is before the Council and the Council may conduct a de novo hearing on the pending application. All alternatives available to the primary authority are also available to the Council.

Staff reports: Staff reports and associated materials will be available for public review on the Town website at www.townoffairfax.org the Saturday before the meeting.

Court Challenges: If you challenge the matter(s) described 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 at, or prior to the above referenced public hearing [Govt. Code section 65009(b)].

If an item is continued to a date certain, it is the responsibility of interested parties to note the new meeting date. Notices will not be sent out for items continued to a specific hearing date.

Materials related to an item on this Notice submitted to the Town Council after distribution of the agenda packet are available for public inspection on the Town's website at "townoffairfax.org", subject to the staff's ability to post the documents before the meeting.

Accommodation: If you need accommodation to attend or participate in this meeting due to a disability, please contact the Town Clerk at [\(415\) 453-1584](tel:4154531584) a minimum of 48 hours prior to the meeting.

The Final Agenda will be posted on the Friday evening before the hearing at the Fairfax Post Office, the Women's Club and Town Hall in accordance with Government Code section 54954.2(a)(1). Items shown on this notice may be taken out of order so all interested parties should be at the meeting at 6:30 PM.

I, Kara Spencer, Assistant Planner of the Town of Fairfax, County of Marin, State of California, do hereby certify that I posted a copy of this notice at three public places in the Town of Fairfax, to wit: 1) Bulletin Board, Town Hall Offices; 2) Bulletin Board, Fairfax Post Office; and 3) Bulletin Board, Fairfax Women's Club and that each of the postings was completed on or before January 26, 2024.

Date: January 26, 2024