

FILED
OFFICE OF THE CITY CLERK
OAKLAND
OAKLAND CITY COUNCIL

K. Jain
City Attorney

2012 MAY 10 ... 12:12
RESOLUTION No. 83883 C.M.S.

Introduced by Councilmember _____

RESOLUTION TO AUTHORIZE THE CITY ADMINISTRATOR TO EXECUTE A CLOSE OUT AGREEMENT WITH THE U.S. ENVIRONMENTAL PROTECTION AGENCY, REGION 9, FOR THE BROWNFIELD CLEANUP REVOLVING LOAN FUND, ALLOWING THE CITY OF OAKLAND AUTONOMY, WHILE COMMITTING TO FOLLOW EPA ELIGIBILITY AND ENVIRONMENTAL STANDARDS, IN THE EXECUTION OF GRANTS AND/OR LOANS TO PRIVATE AND NON-PROFIT ENTITIES FOR THE ENVIRONMENTAL CLEAN-UP OF CONTAMINATED PROPERTY

WHEREAS, Oakland has an abundance of brownfields sites within the City limits, defined as sites which are blighted, vacant or underutilized sites due to the real or perceived presence of contaminants; and

WHEREAS, the high cost of environmental site assessment, cleanup and related legal and insurance issues are major barriers in the reuse of these sites; and

WHEREAS, to encourage development of brownfields sites, the City of Oakland has had a Cooperative Agreement with the United States Environmental Protection Agency to operate a Brownfields Cleanup Revolving Loan Fund program, providing loans for environmental cleanup of such sites and designates; and

WHEREAS, The City of Oakland's Brownfields Cleanup Revolving Loan Fund Cooperative Agreement with United States Environmental Protection Agency expired in December, 2011; now, therefore be it

RESOLVED: That the City of Oakland hereby authorizes the City Administrator to execute a Closeout Agreement with the United States Environmental Protection Agency; and be

FURTHER RESOLVED: That the City of Oakland has independently reviewed and considered this environmental determination, and the Council finds and determines that this action complies with CEQA because this action on the part of the City is exempt from CEQA pursuant to Section 15061(b)(3) (general rule) of the CEQA guidelines.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 5 2012

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, ~~BRUNNER~~, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF and ~~PRESIDENT~~
~~REID~~ - 6


NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Reid, Brunner - 2

ATTEST: _____


LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California