

APPROVED AS TO FORM AND LEGALITY



Agency Counsel

**REDEVELOPMENT AGENCY  
OF THE CITY OF OAKLAND**

RESOLUTION NO. 2003-79 C.M.S.

FILED  
CITY CLERK  
OFFICE OF THE CITY CLERK  
OAKLAND  
2003 OCT -2 PM 1:33

---

**A RESOLUTION APPROVING THE REDEVELOPMENT PLAN  
FOR THE WEST OAKLAND REDEVELOPMENT PROJECT**

**WHEREAS**, on July 25, 2000 (Resolution No. 75903 C.M.S.), the City Council of the City of Oakland designated an area in East Oakland (the "West Oakland survey area") as a survey area pursuant to Section 33310 of the California Community Redevelopment Law ("CRL"), California Health and Safety Code Section 33000, et seq.; and

**WHEREAS**, on July 11, 2001, pursuant to Sections 33322 through 33325 of the CRL, the Planning Commission of the City of Oakland formulated and submitted to the Agency a Preliminary Redevelopment Plan for the West Oakland Redevelopment Project Area and selected a redevelopment project area (the "Project Area") that encompasses the entire West Oakland survey area; and

**WHEREAS**, on November 27, 2001 (Resolution No. 01-77 C.M.S.), the Agency accepted the Preliminary Redevelopment Plan for the West Oakland Redevelopment Project Area adopted by the Planning Commission; and

**WHEREAS**, a Project Area Committee for the West Oakland Redevelopment Project (the "PAC") was formed and has been meeting pursuant to Health and Safety Code Section 33385, et seq.; and

**WHEREAS**, the Agency has prepared and submitted to the Council a proposed Redevelopment Plan for the West Oakland Redevelopment Project (the "West Oakland Redevelopment Plan" or "Plan"); and

**WHEREAS**, the Planning Commission has submitted to the Agency its report and recommendations for approval of the West Oakland Redevelopment Plan and its certification that the Plan conforms to the General Plan of the City of Oakland; and

**WHEREAS**, the PAC has submitted to the Agency its report and recommendations for approval of the West Oakland Redevelopment Plan; and

**WHEREAS**, the Agency has prepared a Report to the City Council for the West Oakland Redevelopment Project (the "Report to Council") pursuant to Health and Safety Code Section 33352, including: the reasons for the selection of the Project Area; a description of the physical and economic conditions existing in the Project Area, including a blight analysis of the Project Area; a description of the programs proposed by the Agency, including a five-year implementation plan for the Project, and an explanation of how these programs will eliminate blight; an explanation of why private enterprise acting alone or alternative financing cannot eliminate blight and redevelop the Project Area; the proposed method of financing the redevelopment of the Project; rules for the relocation of property owners and tenants who may be displaced from the Project Area; an analysis of the Preliminary Plan; the report and recommendation of the Planning Commission on the Plan; the minutes and records of all PAC meetings and the report and recommendation of the PAC on the Plan; a summary of consultations with and community participation by residents, community organizations and others in the Project Area; the Final Environmental Impact Report on the West Oakland Redevelopment Plan (the "Final EIR"); a neighborhood impact report on the Project; and the report of the County Fiscal Officer on the Plan and the Agency's analysis thereof, including a summary of consultations with affected taxing agencies; and

**WHEREAS**, the Council and the Agency held a joint public hearing on November 4, 2003, on adoption of the West Oakland Redevelopment Plan; and

**WHEREAS**, a notice of said hearing was duly and regularly published in a newspaper of general circulation in the City of Oakland, once a week for four successive weeks prior to the date of said hearing; and

**WHEREAS**, copies of the notice of joint public hearing were mailed by first class mail to the last known address of each assessee of each parcel of land in the Project Area as shown on the last equalized assessment roll of the County of Alameda, and to all residents and businesses within the Project Area; and

**WHEREAS**, copies of the notice of joint public hearing were mailed by certified mail with return receipt requested to the governing body of each taxing agency which receives taxes from property in the Project Area; and

**WHEREAS**, the Agency has prepared and submitted a program for the relocation of persons and businesses who may be displaced as a result of carrying out the Project in accordance with the Plan; and

**WHEREAS**, on or about November 4, 2003, the Agency adopted Owner Participation and Business Preference Rules for the Project; and

**WHEREAS**, the Agency has considered the report and recommendations of the Planning Commission and the PAC, and the Final EIR, and has provided an opportunity for all persons to be heard, and has received and considered all evidence and testimony presented for or against any and all aspects of the Plan; and

**WHEREAS**, the Agency has reviewed and considered the Final EIR for the Plan, prepared and submitted by the City pursuant to Public Resources Code Section 21151 and Health and Safety Code Section 33352, which the Agency has certified by resolution; now, therefore, be it

**RESOLVED**: That the Agency hereby approves the Redevelopment Plan for the West Oakland Redevelopment Project; and be it further

**RESOLVED**: That the mitigation measures as set forth in the Final EIR on the Plan are incorporated into the proposed redevelopment of the Project Area; and be it further

**RESOLVED**: That the Agency hereby approves the Report to Council, including the relocation rules and the implementation plan contained therein, and authorizes the submission of the Report to Council to the City Council for its consideration in adoption of the Plan; and be it further

**RESOLVED**: That the Agency Secretary is hereby directed to transmit a copy of this Resolution to the City Council for its consideration in adoption of the Plan.

NOV 04 2003

IN AGENCY, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2003

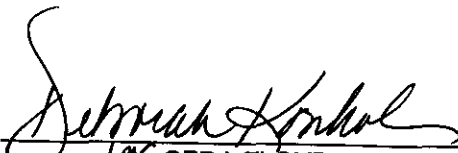
**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN, and CHAIRPERSON DE LA FUENTE -8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:   
CEDRA FLOYD  
Secretary of the Redevelopment Agency  
of the City of Oakland