

FILED
OFFICE OF THE CITY CLERK
APPROVED AS TO FORM AND LEGALITY
Deanna 2003 MAY 15 PM 4:38
Deputy City Attorney

OAKLAND CITY COUNCIL
RESOLUTION No. 77885 C.M.S.

**A RESOLUTION CERTIFYING AND MAKING FINDINGS AS TO
THE FINAL ENVIRONMENTAL IMPACT REPORT ON THE
CENTRAL CITY EAST REDEVELOPMENT PROJECT**

WHEREAS, an Environmental Impact Report (the "EIR") on the Redevelopment Plan (the "Redevelopment Plan") for the Central City East Redevelopment Project (the "Project") was prepared by the City pursuant to the California Environmental Quality Act (Public Resources Code Section 21000 et seq., hereinafter "CEQA"), the Guidelines for Implementation of the California Environmental Quality Act (14 Cal. Code Regs. Section 15000 et seq., hereinafter the "State CEQA Guidelines"), and the City's Environmental Review Regulations adopted pursuant thereto; and

WHEREAS, copies of the Draft EIR were distributed to the State Clearinghouse and to those public agencies which have jurisdiction by law with respect to the Project and to other interested persons and agencies, and the comments of such persons and agencies were sought; and

WHEREAS, the Draft EIR was thereafter revised and supplemented to adopt changes suggested and to incorporate comments received and the City's response to said comments, and as so revised and supplemented, a Final EIR was prepared and submitted to the City Council for review and consideration in conjunction with consideration of approval and adoption of the Redevelopment Plan; and

WHEREAS, the Planning Commission has certified and made findings as to the Final EIR; and

WHEREAS, a joint public hearing was held by the Redevelopment Agency of the City of Oakland (the "Agency") and the Council on June 17, 2003, on the Redevelopment Plan and the Final EIR relating thereto, following notice duly and regularly given as required by law, and all interested persons expressing a desire to comment thereon or object thereto having been heard, and said Final EIR and all comments and responses thereto having been considered; and

WHEREAS, the Final EIR consists of the Draft EIR, as revised and supplemented, made a part of the Agency's Report to Council on the Redevelopment Plan, incorporating

all comments received and the response of the Agency and the City thereto as of the date hereof; now, therefore, be it

RESOLVED: That the City hereby certifies that the Final EIR for the Central City East Redevelopment Plan has been completed in compliance with CEQA, the State CEQA Guidelines and the City's Environmental Review Regulations; and be it further

RESOLVED: That the City hereby finds that the Final EIR reflects the independent judgment of the City, as required by Public Resources Code Section 21082.1; and be it further

RESOLVED: That the City Council has independently reviewed and analyzed the Final EIR and considered the information contained therein and all comments, written and oral, received at the public hearing on the Final EIR prior to approving this resolution and acting on the proposed Project; and be it further

RESOLVED: That the City hereby adopts the CEQA Findings attached as Attachment A and the Statement of Overriding Considerations attached as Attachment B, which are incorporated herein by reference; and be it further

RESOLVED: That upon approval and adoption of the Redevelopment Plan by the City Council, the City Clerk is hereby directed to file a Notice of Determination with the County Clerk of Alameda County and the Office of Planning and Research pursuant to the provisions of Section 15094 of the State CEQA Guidelines.

JUN 17 2003

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2003

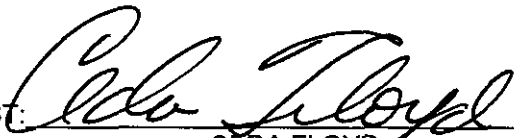
PASSED BY THE FOLLOWING VOTE:

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

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST: 
CEDA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California