

FILED
OFFICE OF THE CITY CLERK
OAKLAND
APPROVED AS TO FORM AND LEGALITY

Mark 2004 APR 22 PM 1:09

INTRODUCED BY COUNCILMEMBER _____

CITY ATTORNEY

ORDINANCE No. 12599 C.M.S.

AN ORDINANCE DESIGNATING THE SAMM/DALTON/COOPER MANSION AND COOPER BROTHERS GROCERY (HISTORIC NAME: SAMM (JACOB)/DALTON (HENRY)/COOPER (FREDDIE) HOUSE AND CORNER STORE) AT 1454 8TH STREET (THE HOUSE) AND 1450 8TH STREET (THE STORE) AS A LANDMARK PURSUANT TO SECTION 17.102.030 OF THE OAKLAND PLANNING CODE

WHEREAS, the owner, Freddie Cooper along with Rodney Karr and Randolph Belle, submitted a Landmark nomination for 1454 8th Street and 1450 8th Street (Samm/Dalton/Cooper Mansion and Cooper Brothers Grocery; historic name – Samm(Jacob)/Dalton (Henry)/Cooper (Freddie) House and Corner Store) on November 13, 2003; and

WHEREAS, the Landmarks Preservation Advisory Board at its meeting of January 12, 2004, recommended designation of the 1454 8th Street and 1450 8th Street (Samm/Dalton/Cooper Mansion and Cooper Brothers Grocery; historic name – Samm(Jacob)/Dalton (Henry)/Cooper (Freddie) House and Corner Store) as a Landmark pursuant to Section 17.102.030 of the Oakland Planning Code; and

WHEREAS, notice of public hearing on this matter was given to the owner of the subject property, the property was posted, and a hearing was held by the City Planning Commission on April 7, 2004; and

WHEREAS, after the hearing, the City Planning Commission voted on April 7, 2004, to recommend landmark designation of the property; and

WHEREAS, notice of public hearing on this matter was given to the owner of the subject property, the property was posted, and a hearing was held by the City Council on May 4, 2004; and

WHEREAS, the City Council at its meeting of May 4, 2004 has determined that the proposed Landmark has historical and architectural significance as described and presented in the Landmarks Preservation Advisory Board Resolution 2004-1, and is a unique asset to the City; and that for these reasons the Landmark is worthy of preservation; now therefore; and

WHEREAS, the provisions of the California Environmental Quality Act (CEQA) and the guidelines as prescribed by the Secretary for Resources, as amended, have been satisfied, and pursuant to Sections 15061(b)(3), 15308, and 15331 of the California Code of Regulations, this designation is exempt from CEQA;

Now. Therefore, the Council of the City of Oakland does ordain as follows:

SECTION 1. The Samm/Dalton/Cooper Mansion and Cooper Brothers Grocery (historic name – Samm(Jacob)/Dalton (Henry)/Cooper (Freddie) House and Corner Store) at 1454 8th Street and 1450 8th Street is hereby designated as a Landmark pursuant to Section 17.102.030 of the Oakland Planning Code as described and presented in Landmarks Preservation Advisory Board Resolution 2004-1, attached as Exhibit A and incorporated herein by reference.

SECTION 2. Said Landmark shall be preserved in all its particular exterior features as existing on the date hereof, and as described and depicted in the photographs, case reports, Case File LM04-001, and other material in the Department of City Planning; provided, however, it may be modified to replicate or more closely resemble its original appearance.

SECTION 3. The Development Director is hereby directed to execute and cause to be recorded in the Recorder’s Office of the County of Alameda a notice of designation of said Landmark.

SECTION 4. This ordinance complies with the California Environmental Quality Act.

IN COUNCIL, OAKLAND, CALIFORNIA, ~~2004~~ **MAY 18 2004**

PASSED BY THE FOLLOWING VOTE:

AYES-Brunner, Wan, Nadel, Quan, ~~De La Fuente~~, Brooks, Reid, Chang - **7**

NOES- **0**

ABSENT- **0**

ABSTENTION- **0**

EXCUSED - DE LA FUENTE - 1

ATTEST

Ceda Floyd
CEDA FLOYD

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

Introduction Date:

MAY 4 2004

mpw

NOTICE & DIGEST

AN ORDINANCE DESIGNATING THE SAMM/DALTON/COOPER MANSION AND COOPER BROTHERS GROCERY (HISTORIC NAME: SAMM (JACOB)/DALTON (HENRY)/COOPER (FREDDIE) HOUSE AND CORNER STORE) AT 1454 8TH STREET (THE HOUSE) AND 1450 8TH STREET (THE STORE) AS A LANDMARK PURSUANT TO SECTION 17.102.030 OF THE OAKLAND PLANNING CODE

This ordinance designates the Samm/Dalton/Cooper Mansion and Cooper Brothers Grocery at 1454 8th street (the house) and 1450 8th street (the store) as a City of Oakland Landmark

PUBLIC NOTICES

NOTICE AND DIGEST

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This ordinance designates the Samm/Dalton/Cooper Mansion and Cooper Brothers Grocery at 1454 8th Street (the house) and 1450 8th Street (the store) as a City of Oakland Landmark.

Notice of Publication

This Ordinance was introduced at the City Council meeting, Tuesday evening, May 4, 2004, and passed to print 8 Ayes. Hearing on final adoption has been scheduled for the City Council meeting Tuesday evening May 18, 2004, 6:00 p.m., at One Frank H. Ogawa Plaza, Council Chambers, on the third floor in Oakland, California.

Three full copies are available for use and examination by the public in the Office of the City Clerk at One Frank H. Ogawa Plaza, 1st floor, Oakland, California.

CEDA FLOYD, City Clerk

**The Oakland Tribune, #388824
May 15, 2004**