

INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

FILED  
OFFICE OF THE CITY  
OAKLAND  
Mark P. Wald  
CITY ATTORNEY

2005 JUN 16 PM 6:38

# OAKLAND CITY COUNCIL

RESOLUTION NO. 79389 C. M. S.

## RESOLUTION AMENDING RESOLUTION No. 66328 C.M.S. BY ADOPTING CHANGES TO THE BAY TRAIL ALIGNMENT THROUGH OAKLAND

**WHEREAS**, California Senator Bill Lockyer authored legislation in 1987 (SB100) which required that the Association of Bay Area Governments (ABAG) plan a regional trail, responsive to all Bay Area interests; and

**WHEREAS**, In July 1989, a plan for creating and developing a 400 mile regional hiking and biking trail around the perimeter of the San Francisco and San Pablo Bays was adopted by ABAG; and

**WHEREAS**, On June 13, 1989, the City of Oakland passed Resolution no. 66328 affirming support for the Bay Trail plan and the proposed alignment through Oakland; and

**WHEREAS**, the Estuary Policy Plan, adopted as a part of the Oakland General Plan on June 8, 1999, calls for an extensive network of open space and public access improvements along the Oakland waterfront; and

**WHEREAS**, the City Council directed staff to pursue funding to study the feasibility of creating a continuous pathway for bicyclists and pedestrians along the Oakland Estuary between Jack London Square and the Oakland Airport; and

**WHEREAS**, the City of Oakland was awarded grants of \$200,000 each from the California Coastal Conservancy and the San Francisco Bay Trail Regional Development Program for a total of \$400,000 to fund a design and feasibility study for the proposed waterfront pathway; and

**WHEREAS**, over the course of a year, the nationally recognized landscape architecture and urban design firm of EDAW, Inc. in collaboration with Hood Design, led a multi-disciplinary consulting team in conducting a feasibility and master planning process for the Oakland Waterfront Bay Trail that involved a wide range of park users, local businesses, residents, issue-specific advocates and other members of the public as well as staff from many City agencies; and which included a community survey process, an "open house" at which the general public was welcome to provide comments and feedback to feasibility study and master plan recommendations and alternatives, interviews with stakeholders, two "visioning" sessions, a series of roundtable discussions with organized constituencies, and meetings with technical staff; and

**WHEREAS**, In September 2003, at the end of the feasibility study funded by the San Francisco Bay Trail Project and the California Coastal Conservancy, EDAW, Inc. has produced a feasibility and design guidelines document that contains well-thought-out recommendations in the areas of recreation, ecology, access and circulation, water quality, historic preservation, and maintenance for the Oakland Waterfront

Trail ; and

**WHEREAS**, the feasibility study concluded that it is possible to align the Bay Trail directly adjacent to the waterfront; and

**WHEREAS**, in order to be eligible for grant funding available from the Bay Trail grant program, the City of Oakland is required to formally recognize modifications to the Bay Trail plan as set forth in the Oakland Waterfront/Bay Trail Feasibility Study; and

**WHEREAS**, the Oakland Waterfront Feasibility Study and Design Guidelines is a planning and feasibility study for potential future actions that are not currently approved, or adopted, and which will inform future decision-making but does not have a legally binding effect on later activities; and

**WHEREAS**, the City of Oakland has met California Environmental Quality Act (CEQA) requirements for capital development projects that will result in a shoreline Bay Trail alignment through the preparation and certification of an Addendum for the Clean Water, Safe Waterfront Parks, and Recreation Trust Fund Ballot Measure (Measure DD) in June 2002, which was based upon the previously certified Environmental Impact Reports (EIRs) for the Oakland Land Use and Transportation element (LUTE) of the General Plan; the Estuary Policy Plan, and the Coliseum Redevelopment Plan; and

**WHEREAS**, none of the circumstances in CEQA Guidelines Sections 15162 and 15163 apply and that further environmental review is not required; **now, therefore, be it**

**RESOLVED:** That the City Council has independently reviewed and considered the environmental documents for the proposed project and finds this resolution complies with CEQA for the reasons stated above and directs that a Notice of Determination be filed with the County; and be it further

**FURTHER RESOLVED:** That the City Council amends Resolution No. 66328 by changing the preferred alignment of the Bay Trail through Oakland to that depicted on Attachment A; and be it

**FURTHER RESOLVED** that the City Council commends EDAW and Hood Design and its subconsultants for the outstanding work involved in developing the Oakland Waterfront Bay Trail Feasibility Study and Design Guidelines plan; and be it

**FURTHER RESOLVED** that the City Council expresses its desire to see the plan implemented using Measure DD funds in order to acknowledge Oakland as a waterfront City, and provide access and recreation opportunities to the citizens of Oakland.

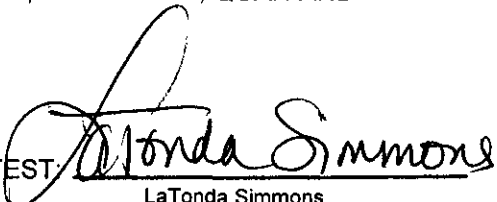
IN COUNCIL, OAKLAND, CALIFORNIA, 20

**JUL 19 2005**

**PASSED BY THE FOLLOWING VOTE:**

AYES- BRUNNER, CHANG, BROOKS, NADEL, REID, KERNIGHAN, QUAN AND  
PRESIDENT DE LA FUENTE - 8

NOES- 0  
ABSENT- 0  
ABSTENTION- 0

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