

CITY OF OAKLAND

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2016 DEC -1 PM 1:38 **AGENDA REPORT**

**TO:** Sabrina B. Landreth  
City Administrator

**FROM:** Jeff Tumlin  
Interim Director  
Department of Transportation

**SUBJECT:** Tract No. 7877 Subdivision Map  
466 37th Street

**DATE:** December 6, 2016

City Administrator Approval

Date:

11/29/16

**RECOMMENDATION**

**Staff Recommends That The City Council Adopt A Resolution Approving A Final Map For Tract No. 7877 Located At 466 37th Street For Conversion Of Eight Rental Housing Units To Condominium Ownership For Mosswood Builders, LLC, a California Limited Liability Company.**

**EXECUTIVE SUMMARY**

Adopting this Resolution will approve a Final Subdivision Map (Tract No. 7877) for Mosswood Builders, LLC, a California limited liability company ("Subdivider"), converting an existing eight-unit rental housing at 466 37th Street to condominiums. Submission of the Final Subdivision Map to the City Council is to ensure that the Council and the public remain informed while the controlling discretionary action was at the Tentative Subdivision Map stage. Tract Map No. 7877 is attached to the Resolution. There is no cost to this action by the City and processing fees were paid by the Subdivider.

**BACKGROUND/ LEGISLATIVE HISTORY**

Subdivider is the owner in fee title and the Subdivider of the parcel comprising approved Tentative Tract Map No. 7877. On September 19, 2007, the Planning Commission approved the tentative subdivision map and land use entitlements subject to conditions of approval and environmental determination that the proposal was exempt from California Environmental Quality Act (CEQA) review under Section 15301(k) for division of existing residences into common-interest ownership and Section 15183 for projects consistent with a community plan or zoning. For condominium conversions, the Subdivider must satisfy various requirements in the Oakland Municipal Code (OMC), including OMC section 15.08.060, which requires that residential units meet Oakland Building Maintenance Code requirements for habitability (renewal Certificate of Occupancy).

Item: \_\_\_\_\_  
Public Works  
Committee  
December 6, 2016

The Building Department issued building permits to the Subdivider beginning on April 2, 2007 with the last permit being issued on August 09, 2016. The Building Department issued and finalized building, plumbing, electrical, mechanical, sound insulation, roofing, and related permits indicating conformance with the condominium conversion requirements for the building as stated in the OMC. The requirements in the Subdivision Map Act and the conditions of approval by the Planning Department have been met by the Subdivider.

### **ANALYSIS AND POLICY ALTERNATIVES**

California Government Code section 66474.1 (Subdivision Map Act) provides that approval of a Final Subdivision Map is an administrative, ministerial, and mandatory action by the City Council once the City Engineer has determined that the Final Subdivision Map conforms substantially with the previously approved Tentative Subdivision Map and is technically correct. The City Engineer has determined that the Final Subdivision Map is in substantial compliance with the approved tentative subdivision map.

Adoption of this resolution will authorize the City Engineer and City Clerk to execute the Final Subdivision Map to be recorded with the Alameda County Clerk-Recorder.

### **FISCAL IMPACT**

Staff costs for processing the Final Subdivision Map are covered by fees collected in accordance with the Master Fee Schedule and paid by the Subdivider.

### **PUBLIC OUTREACH/ INTEREST**

The adjoining property owners were notified of the project as part of the Tentative Subdivision Map approval process.

### **COORDINATION**

The Office of the City Attorney has reviewed the resolution for form and legality, and the Controller's Bureau has reviewed this agenda report.

### **SUSTAINABLE OPPORTUNITIES**

***Economic:*** The subdivision will provide opportunities for home ownership for the Oakland community.

Item: \_\_\_\_\_  
Public Works  
Committee  
December 6, 2016

**Environmental:** Land use approvals and construction permits for new buildings require that the permittee comply with City ordinances and regional Best Management Practices for reducing nuisance noise, fugitive dust, construction debris disposal, and storm drainage pollutant runoff.

**Social Equity:** The proposed development will provide housing opportunities and assist the economic revitalization of the City.

**CEQA**

Approval of the final subdivision maps for Tract No. 7877 is ministerial and exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code section 21080(b)(1) (ministerial projects) and CEQA Guidelines section 15268 (ministerial projects).

**ACTION REQUESTED OF THE CITY COUNCIL**

Staff recommends that the City Council Adopt A Resolution Approving A Final Map For Tract No. 7877 Located At 466 37th Street For Conversion of Eight Rental Housing Units To Condominium Ownership For Mosswood Builders, LLC, a California limited liability company.

For questions regarding this report, please contact Kevin Kashi, Engineering Design and Right of Way at 510-238-7116.

Respectfully submitted,

  
\_\_\_\_\_  
JEFF TUMLIN, Interim Director  
Department of Transportation

Reviewed by:  
Michael J. Neary, P.E., Assistant Director  
OPW, Bureau of Engineering and Construction

Prepared by:  
Kevin Kashi, P.E. Supervising Civil Engineer  
Public Works Engineering Services

Item: \_\_\_\_\_  
Public Works  
Committee  
December 6, 2016

2016 DEC -1 PM 1:38

## OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C.M.S.

---

**RESOLUTION APPROVING A FINAL MAP FOR TRACT NO. 7877  
LOCATED AT 466 37TH STREET FOR CONVERSION OF EIGHT  
RENTAL HOUSING UNITS TO CONDOMINIUM OWNERSHIP FOR  
MOSSWOOD BUILDERS, LLC, A CALIFORNIA LIMITED LIABILITY  
COMPANY**

**WHEREAS**, Mosswood Builders, LLC, a California limited liability company (“Subdivider”) is the subdivider of eight (8) rental housing units to condominium ownership, identified by the Alameda County Assessor as APN number 012-0945-015-00 and by the Alameda County Clerk-Recorder as Tract No. 7877, and by the City of Oakland as 466 37th Street; and

**WHEREAS**, the Subdivider is the owner in fee title of the parcel comprising Tract Map No. 7877; and

**WHEREAS**, on September 19, 2007, the Planning Commission approved the tentative subdivision map and land use entitlements subject to conditions of approval and environmental determination and approval of the final subdivision maps for Tract No. 7877 is ministerial and exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301(k) for division of existing residences into common-interest ownership and Section 15183 for projects consistent with a community plan or zoning; and

**WHEREAS**, the Building Department has issued and finalized building permits to the Subdivider beginning on 04/02/2007 with the last permit on 08/09/2016 meeting apartment building to condominium conversion requirements stated in the building code; and

**WHEREAS**, the Building Department has issued and finalized building, plumbing, electrical, mechanical, sound insulation, and roofing permits indicating that the Subdivider has met the Oakland Municipal Code (OMC) requirements for condominium conversions; and

**WHEREAS**, City staff has determined that the Subdivider has met all Final Map conditions of approval, requirements in Chapter 16.36 of the Oakland Municipal Code, and requirements of the Subdivision Map Act, Government Code section 66410 et seq.; and

**WHEREAS**, the City Engineer has determined that the Final Map for Tract No. 7877, delineated diagrammatically in the Attachment hereto, incorporated herein, is substantially the same as the Tentative Map approved by the Planning Commission; and

**WHEREAS**, in accordance with the Subdivision Map Act, the City Engineer has further determined that the Final Map is technically correct and accurately delineates the proposed metes and bounds of the property boundaries separating the proposed eight (8) lots, the limits of which have been established by a field boundary survey performed by a competent Land Surveyor, who is licensed by the State of California to practice land surveying, and can be re-established from the monuments, property corners, radii, bearings, and distances shown on the Final Map for Tract No. 7877; and

**WHEREAS**, the City's approval of the final subdivision map is exempt from CEQA review pursuant to Public Resources Code section 21080(b)(1) (ministerial projects) and CEQA Guidelines section 15268 (ministerial projects); now, therefore, be it

**RESOLVED**: That the Final Map for Tract No. 7877 conforms to all the requirements in Subdivision Map Act, Chapter 16.36 of the Oakland Municipal Code, and CEQA, and is hereby approved; and be it

**FURTHER RESOLVED**: That all documents related to this Resolution are and shall be reviewed and approved by the City Attorney's Office prior to execution; and be it

**FURTHER RESOLVED**: That the City Engineer is hereby authorized to endorse the Final Map for Tract No. 7877; and be it

**FURTHER RESOLVED**: That the City Clerk of the City of Oakland is hereby authorized to endorse the Final Map for Tract No. 7877, upon its execution by the City Engineer; and be it

**FURTHER RESOLVED**: That the City Engineer is hereby authorized to cause the fully executed Final Map for Tract No. 7877 to be filed for recordation by the Alameda County Clerk-Recorder; and be it

**FURTHER RESOLVED:** That this Resolution shall be effective upon its adoption by a sufficient affirmative votes of the elected members of Council of the City of Oakland, as provided in the Charter of the City of Oakland.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID AND PRESIDENT GIBSON MCELHANEY

NOES -

ABSENT -

ABSTENTION -

ATTEST: \_\_\_\_\_

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

Attachment: Tract Map No. 7877 (three pages)

**OWNER'S STATEMENT:**

THE UNDERSIGNED HEREBY STATES THAT IT IS THE OWNER OF THE LAND DELINEATED AND EMBRACED WITHIN THE EXTERIOR BOUNDARY LINES ON THE HEREIN EMBODIED TRACT MAP ENTITLED "TRACT MAP 7877, CITY OF OAKLAND, COUNTY OF ALAMEDA, STATE OF CALIFORNIA", THAT SAID OWNER ACQUIRED TITLE TO SAID LAND BY VIRTUE OF THE GRANT DEED RECORDED AUGUST 03, 2006 UNDER SERIES NO. 2006-288503 IN THE OFFICIAL RECORDS OF ALAMEDA COUNTY, STATE OF CALIFORNIA; THAT IT CONSENTS TO THE PREPARATION AND FILING PREPARATION AND FILING OF THIS TRACT MAP.

THE UNDERSIGNED ALSO STATES THAT:

A) EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS HAS RECEIVED, PURSUANT TO SECTION 66452.9 OF THE SUBDIVISION MAP ACT OF THE GOVERNMENT CODE, WRITTEN NOTIFICATION OF INTENTION TO CONVERT AT LEAST 60 DAYS PRIOR TO THE FILING OF A TENTATIVE MAP PURSUANT TO SECTION 66452 OF SAID SUBDIVISION MAP ACT; EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS, AND EACH PERSON APPLYING FOR THE RENTAL OF A UNIT IN SUCH RESIDENTIAL REAL PROPERTY, HAS, OR WILL HAVE, RECEIVED ALL APPLICABLE NOTICES AND RIGHTS NOW OR HEREAFTER REQUIRED BY CHAPTER 2 OR CHAPTER 3 OF SAID SUBDIVISION MAP ACT.

B) THE DIRECTOR OF THE PLANNING DEPARTMENT OF THE CITY OF OAKLAND AND EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS, HAS, OR WILL HAVE, RECEIVED ALL APPLICABLE NOTICES NOW OR HEREAFTER REQUIRED BY SECTION 16.36.040 OF THE OAKLAND MUNICIPAL CODE. EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS HAS, OR WILL HAVE, RECEIVED WRITTEN NOTIFICATION WITHIN 10 DAYS OF APPROVAL OF THIS FINAL MAP.

C) EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS HAS BEEN, OR WILL BE, GIVEN 180 DAYS WRITTEN NOTICE OF THE INTENTION TO CONVERT PRIOR TO TERMINATION OF TENANCY DUE TO THE CONVERSION OR PROPOSED CONVERSION. THE PROVISIONS OF THIS SUBDIVISION SHALL NOT ALTER OR ABRIDGE THE RIGHTS OR OBLIGATIONS, INCLUDING, BUT NOT LIMITED TO, THE PROVISIONS OF SERVICES, PAYMENTS OF RENT OR THE OBLIGATIONS IMPOSED BY SECTION 1941, 1941.1, AND 1941.2 OF THE CIVIL CODE.

D) EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS HAS BEEN, OR WILL BE, GIVEN NOTICE OF AN EXCLUSIVE RIGHT TO CONTRACT FOR THE PURCHASE OF HIS OR HER RESPECTIVE UNIT UPON THE SAME TERMS AND CONDITIONS THAT SUCH UNIT WILL BE INITIALLY OFFERED TO THE GENERAL PUBLIC OR TERMS MORE FAVORABLE TO THE TENANT. THE RIGHT SHALL RUN FOR A PERIOD OF NOT LESS THAN 90 DAYS FROM THE DATE OF THE ISSUANCE OF THE SUBDIVISION PUBLIC REPORT PURSUANT TO SECTION 11018.2 OF THE BUSINESS AND PROFESSIONAL CODE, UNLESS THE TENANT GIVES PRIOR WRITTEN NOTICE OF HIS OR HER INTENTION NOT TO EXERCISE THE RIGHT.

E) THE DIRECTOR OF THE PLANNING DEPARTMENT OF THE CITY OF OAKLAND HAS, OR WILL HAVE, RECEIVED COPIES OF THE PROPERTY REPORT, STRUCTURAL PEST REPORT, AND UTILITIES/STORAGE SPACE/LAUNDRY FACILITIES REPORT, ALL MORE FULLY DESCRIBED IN SECTION 16.36.120 OF THE OAKLAND MUNICIPAL CODE, ALONG WITH THE OWNER'S REQUEST FOR A CERTIFICATE OF OCCUPANCY INSPECTION. EACH OF THE PROSPECTIVE BUYERS OF THE CONVERTED UNITS HAS, OR WILL HAVE, RECEIVED SAID REPORTS PLUS A COPY OF A WRITTEN NOTICE, MORE FULLY DESCRIBED IN SECTION 16.36.120 OF THE OAKLAND MUNICIPAL CODE. THE UNDERSIGNED FURTHER CERTIFIES THAT SAID REPORTS AND SAID WRITTEN NOTICE HAVE BEEN, OR WILL BE FILED WITH CALIFORNIA DEPARTMENT OF REAL ESTATE IN THE OWNER'S APPLICATION FOR A PUBLIC REPORT, AND THE OWNER (S) HAS/HAVE REQUESTED OR SHALL REQUEST THAT SAID NOTICES TO PROSPECTIVE BUYERS BE INCLUDED IN THE SUBDIVISION PUBLIC REPORT.

F) THE DIRECTOR OF THE PLANNING DEPARTMENT OF THE CITY OF OAKLAND AND EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS, HAS, OR WILL HAVE, RECEIVED ALL APPLICABLE NOTICES NOW OR HEREAFTER REQUIRED BY SECTION 16.36.040 OF THE OAKLAND MUNICIPAL CODE. EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS, OR WILL HAVE, RECEIVED WRITTEN NOTIFICATION WITHIN 10 DAYS OF APPROVAL OF THIS FINAL MAP.

G) THE DIRECTOR OF THE PLANNING DEPARTMENT OF THE CITY OF OAKLAND AND EACH TENANT OF THE PROPOSED CONDOMINIUM OR CONDOMINIUM APARTMENT HOUSE PROJECT WILL RECEIVE THE NOTICE OF THE SUBDIVISION PUBLIC REPORT, MORE FULLY DESCRIBED IN SECTION 16.36.110 OF THE OAKLAND MUNICIPAL CODE.

H) WITHIN 30 DAYS OF THE DATE OF ISSUANCE OF THE FINAL SUBDIVISION PUBLIC REPORT, THE OWNER (S) WILL BEGIN SUBMITTING ANNUAL REPORTS TO THE DIRECTOR OF THE PLANNING DEPARTMENT OF THE CITY OF OAKLAND, ON FORMS PROVIDED BY THE PLANNING DEPARTMENT, CONTAINING INFORMATION ON TENANTS BEING DISPLACED AND ON BUYERS OF THE CONDOMINIUM UNITS. THE AFORESAID ANNUAL REPORTS WILL BE SUBMITTED UNTIL ALL CONVERTED CONDOMINIUM UNITS HAVE BEEN SOLD.

I) NO UNIT IN CONVERSION WILL BE OFFERED FOR SALE UNTIL THE UNIT CONFORMS TO NOISE INSULATION STANDARDS PROMULGATED IN TITLE 25 OF THE CALIFORNIA ADMINISTRATIVE CODE, SECTION 1092, OR ITS SUCCESSOR.

MOSSWOOD BUILDERS LLC, A CALIFORNIA LIMITED LIABILITY COMPANY

JOSH WHITTON  
TITLE MEMBER

JODY WHITE  
TITLE MEMBER

**OWNER'S ACKNOWLEDGEMENT:**

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THE DOCUMENT.

STATE OF CALIFORNIA

COUNTY OF \_\_\_\_\_

ON \_\_\_\_\_ BEFORE ME,

A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED

\_\_\_\_\_ JOSH WHITTON

WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME IN HIS AUTHORIZED CAPACITY, AND THAT BY HIS SIGNATURE ON THE INSTRUMENT, THE PERSON, OR THE ENTITY UPON BEHALF OF WHICH THE PERSON ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.

WITNESS MY HAND AND OFFICIAL SEAL

NOTARY PUBLIC

NAME: \_\_\_\_\_

MY COMMISSION EXPIRES: \_\_\_\_\_ COMMISSION NUMBER: \_\_\_\_\_

PRINCIPAL COUNTY OF BUSINESS: \_\_\_\_\_

**OWNER'S ACKNOWLEDGEMENT:**

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THE DOCUMENT.

STATE OF CALIFORNIA

COUNTY OF \_\_\_\_\_

ON \_\_\_\_\_ BEFORE ME,

A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED

\_\_\_\_\_ JODY WHITE

WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME IN HIS AUTHORIZED CAPACITY, AND THAT BY HIS SIGNATURE ON THE INSTRUMENT, THE PERSON, OR THE ENTITY UPON BEHALF OF WHICH THE PERSON ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.

WITNESS MY HAND AND OFFICIAL SEAL

NOTARY PUBLIC

NAME: \_\_\_\_\_

MY COMMISSION EXPIRES: \_\_\_\_\_ COMMISSION NUMBER: \_\_\_\_\_

PRINCIPAL COUNTY OF BUSINESS: \_\_\_\_\_

**SURVEYOR'S STATEMENT:**

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF JOSHUA D. WHITE IN MARCH OF 2008. I HEREBY STATE THAT THIS TRACT MAP SUBSTANTIALLY CONFORMS TO THE APPROVED OR CONDITIONALLY APPROVED TENTATIVE TRACT MAP, IF ANY. I HEREBY STATE THAT THE MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS INDICATED AND THAT THE MONUMENTS ARE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.



MICHAEL J. FOSTER, L.S. 7170  
DATE: JUNE 10, 2016

**CLERK OF THE BOARD OF SUPERVISORS STATEMENT:**

I, ANKA CAMPBELL-BENTON, CLERK OF THE BOARD OF SUPERVISORS OF THE COUNTY OF ALAMEDA, STATE OF CALIFORNIA, DO HEREBY STATE THAT CERTIFICATES HAVE BEEN FILED AND DEPOSITS HAVE BEEN MADE IN CONFORMANCE WITH THE REQUIREMENTS OF SECTION 66492 AND 66493 OF THE GOVERNMENT CODE OF THE STATE OF CALIFORNIA.

DATE: \_\_\_\_\_

ANKA CAMPBELL-BENTON, CLERK OF THE BOARD OF SUPERVISORS, COUNTY OF ALAMEDA, STATE OF CALIFORNIA

BY: \_\_\_\_\_  
DEPUTY

**RECORDER'S STATEMENT:**

FILED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2016, AT \_\_\_\_\_ M. IN BOOK OF PARCEL MAPS, AT PAGE \_\_\_\_\_, AT THE REQUEST OF OLD REPUBLIC TITLE COMPANY.

STEVE MANNING  
COUNTY RECORDER

BY: \_\_\_\_\_  
DEPUTY COUNTY RECORDER

**TRACT MAP NO. 7877**

A LOT MERGER AND ONE LOT SUBDIVISION FOR CONDOMINIUM PURPOSES—8 UNITS

LOT 75-1/2 AND A PORTION OF LOT 75, AMENDED MAP OF SUBDIVISION OF MOSSWOOD TRACT (9 M 41) CITY OF OAKLAND, ALAMEDA COUNTY, CALIFORNIA

JUNE, 2016

**BAY AREA LAND SURVEYING INC.**

961 MITCHELL WAY  
EL SOBRANTE, CA 94803  
(510) 223-5167

**BENEFICIARY'S STATEMENT:**

THE UNDERSIGNED, JP MORGAN CHASE BANK, N.A., AS THE CURRENT BENEFICIARY BY VIRTUE OF THE DEED OF TRUST RECORDED AUGUST 5, 2008 UNDER SERIES NUMBER 2008234852, OF OFFICIAL RECORDS OF ALAMEDA COUNTY, DOES HEREBY CONSENT TO THE PREPARATION AND RECORDATION OF THE HEREBIN EMBODIED MAP OF TRACT 7877.

IN WITNESS WHEREOF, THE UNDERSIGNED, \_\_\_\_\_  
HAVE/HAS EXECUTED THIS STATEMENT THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2016.  
BY: \_\_\_\_\_ BY: \_\_\_\_\_  
NAME: \_\_\_\_\_ NAME: \_\_\_\_\_  
TITLE: \_\_\_\_\_ TITLE: \_\_\_\_\_

**BENEFICIARY'S ACKNOWLEDGEMENT:**

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THE DOCUMENT.

STATE OF TEXAS )  
COUNTY OF \_\_\_\_\_ )  
ON \_\_\_\_\_ BEFORE ME,  
A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED

WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/ THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(ES), AND THAT BY HIS/HER/ THEIR SIGNATURE(S) ON THE INSTRUMENT, THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND, \_\_\_\_\_  
NOTARY PUBLIC  
NAME: \_\_\_\_\_

MY COMMISSION EXPIRES: \_\_\_\_\_  
MY COMMISSION NUMBER: \_\_\_\_\_  
COUNTY OF PRINCIPAL PLACE OF BUSINESS: \_\_\_\_\_

**CITY CLERK'S STATEMENT:**

I, THE UNDERSIGNED, LATONDA SIMMONS, CITY CLERK AND CLERK OF THE CITY COUNCIL OF THE CITY OF OAKLAND, COUNTY OF ALAMEDA, STATE OF CALIFORNIA, DO HEREBY STATE THAT THIS MAP, CONSISTING OF 2 SHEETS AND ENTITLED "TRACT MAP 7877" WAS PRESENTED TO SAID COUNCIL, AS PROVIDED BY LAW AT A REGULAR MEETING HELD ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2015 AND THAT SAID COUNCIL DID THEREUPON APPROVE SAID MAP.

I FURTHER STATE THAT ALL AGREEMENTS AND SURETY AS REQUIRED BY LAW TO ACCOMPANY THE MAP HAVE BEEN APPROVED BY THE CITY COUNCIL OF THE CITY OF OAKLAND AND ARE FILED IN MY OFFICE.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2016.

LATONDA SIMMONS, CITY CLERK AND CLERK OF THE COUNCIL  
OF THE CITY OF OAKLAND, COUNTY OF ALAMEDA,  
STATE OF CALIFORNIA

**CITY SURVEYOR'S STATEMENT:**

I, GILBERT E. HAYES, CITY SURVEYOR, HAVING BEEN AUTHORIZED TO PERFORM THE FUNCTIONS OF THE CITY SURVEYOR OF THE CITY OF OAKLAND, COUNTY OF ALAMEDA, STATE OF CALIFORNIA, DO HEREBY CERTIFY THAT I HAVE EXAMINED THE HEREBIN EMBODIED TRACT MAP ENTITLED "TRACT MAP 7877, CITY OF OAKLAND, COUNTY OF ALAMEDA, STATE OF CALIFORNIA";

I AM SATISFIED THAT THE TRACT MAP IS TECHNICALLY CORRECT.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND THIS \_\_\_\_\_  
DAY OF \_\_\_\_\_ 2016.

GILBERT E. HAYES, P.L.S. NO. 4700  
CITY SURVEYOR  
CITY OF OAKLAND, ALAMEDA COUNTY  
STATE OF CALIFORNIA



**CITY PLANNING COMMISSION'S STATEMENT:**

I HEREBY STATE THAT THE PLANNING COMMISSION OF THE CITY OF OAKLAND APPROVED ON SEPTEMBER 24, 2007, THE TENTATIVE MAP OF "TRACT NO. 7877, UPON WHICH THIS FINAL MAP IS BASED.

DATED \_\_\_\_\_  
ROBERT D. MERKAMP  
SECRETARY OF THE CITY PLANNING COMMISSION

**CITY ENGINEER'S STATEMENT:**

I, WLADIMIR WLASSOWSKY, ACTING CITY ENGINEER, HAVING BEEN AUTHORIZED TO PERFORM THE FUNCTIONS OF THE CITY ENGINEER OF THE CITY OF OAKLAND, COUNTY OF ALAMEDA, STATE OF CALIFORNIA, FOR THE PURPOSE OF REVIEWING SUBDIVISION MAPS, DO HEREBY CERTIFY THAT I HAVE EXAMINED THE HEREBIN EMBODIED TRACT MAP ENTITLED "TRACT MAP 7877, CITY OF OAKLAND, COUNTY OF ALAMEDA, STATE OF CALIFORNIA"; THAT THE SUBDIVISION AS SHOWN UPON SAID TRACT MAP IS SUBSTANTIALLY THE SAME AS THAT APPEARING ON THE TENTATIVE TRACT MAP AND ANY APPROVED ALTERATIONS THEREOF; THAT SAID TRACT MAP COMPLIES WITH ALL PROVISIONS OF THE SUBDIVISION MAP ACT OF THE GOVERNMENT CODE AND THE LOCAL ORDINANCES APPLICABLE AT THE TIME OF THE TENTATIVE TRACT MAP; AND THAT I AM SATISFIED THAT THE TRACT MAP IS TECHNICALLY CORRECT.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND THIS \_\_\_\_\_  
DAY OF \_\_\_\_\_ 2016.

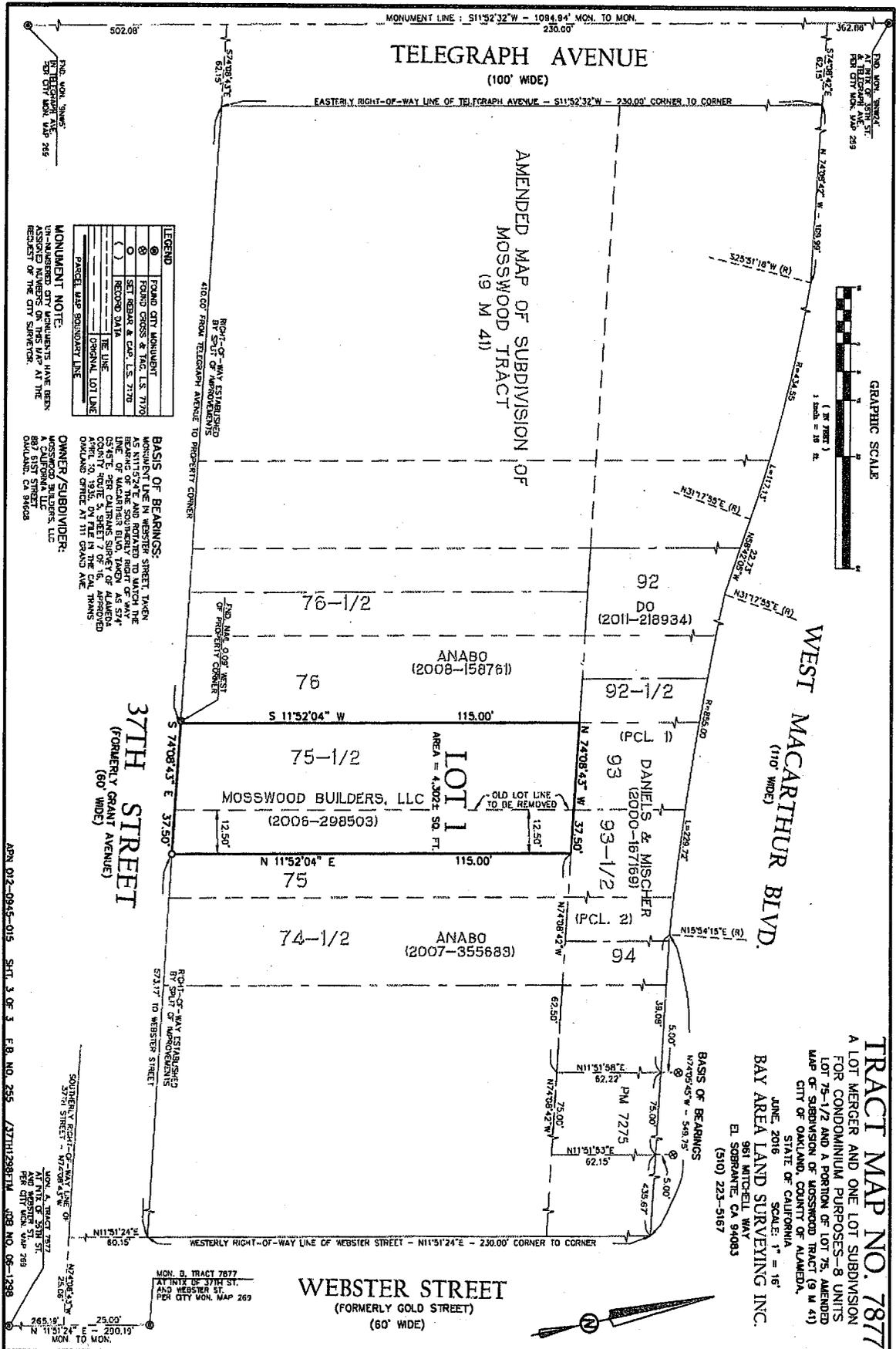
MICHAEL J. HEARY R.C.E. NO. 38547  
CITY ENGINEER  
CITY OF OAKLAND, ALAMEDA COUNTY  
STATE OF CALIFORNIA



BY: \_\_\_\_\_  
WLADIMIR WLASSOWSKY, R.C.E. NO. 40013  
ACTING CITY ENGINEER

**TRACT MAP NO. 7877**  
A ONE LOT SUBDIVISION FOR CONDOMINIUM  
CONVERSION PURPOSES—8 UNITS  
LOT 75-1/2 AND A PORTION OF LOT 75, AMENDED  
MAP OF SUBDIVISION OF MOSSWOOD TRACT (9 M 41)  
CITY OF OAKLAND, ALAMEDA COUNTY, CALIFORNIA  
JUNE, 2016  
BAY AREA LAND SURVEYING INC.

961 MITCHELL WAY  
EL SOBRANTE, CA 94803  
(510) 223-5167

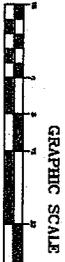


MONUMENT LINE : S11°52'32" W - 1094.94' MON. TO MON. 230.00'

**TELEGRAPH AVENUE**  
(100' WIDE)

EASTERLY RIGHT-OF-WAY LINE OF TELEGRAPH AVENUE - S11°52'32" W - 230.00' CORNER TO CORNER

AMENDED MAP OF SUBDIVISION OF  
MOSSWOOD TRACT  
(9 M 41)



**WEST MACARTHUR BLVD.**  
(110' WIDE)

**37TH STREET**  
(FORMERLY GRANT AVENUE)  
(60' WIDE)

**WEBSTER STREET**  
(FORMERLY GOLD STREET)  
(60' WIDE)

**TRACT MAP NO. 7877**

A LOT MERGER AND ONE LOT SUBDIVISION  
FOR CONDOMINIUM PURPOSES - 8 UNITS  
LOT 75-1/2 AND A PORTION OF LOT 75 AMENDED  
MAP OF SUBDIVISION OF MOSSWOOD TRACT (9 M 41)  
CITY OF OAKLAND, COUNTY OF ALAMEDA,  
STATE OF CALIFORNIA  
JUNE, 2016 SCALE: 1" = 16'  
BAY AREA LAND SURVEYING INC.  
981 MATTHEW WAY  
SAN RAFAEL, CA 94903  
(910) 223-5167

**LEGEND**

⊙	FOUND CITY MONUMENT
⊗	FOUND CROSS & TAG, L.S. 7170
○	SET MARK & CAP, L.S. 7170
( )	RECORD DATA
—	THE LINE
---	PARCEL MAP BOUNDARY LINE

**MONUMENT NOTE:**  
UN-NUMBERED CITY MONUMENTS HAVE BEEN ASSIGNED NUMBERS ON THIS MAP AT THE REQUEST OF THE CITY SURVEYOR.

**BASIS OF BEARINGS:**  
MONUMENT LINE IN WEBSTER STREET TAKEN AS N11°52'41" E AND ROTATED TO MATCH THE BEARING OF THE SUBDIVISION RIGHT-OF-WAY LINE OF 37TH STREET. MONUMENT LINE IN TELEGRAPH AVENUE TAKEN AS N11°52'32" W AND ROTATED TO MATCH THE BEARING OF THE SUBDIVISION RIGHT-OF-WAY LINE OF TELEGRAPH AVENUE. MONUMENT LINE IN WEST MACARTHUR BLVD. TAKEN AS N11°52'35" E AND ROTATED TO MATCH THE BEARING OF THE SUBDIVISION RIGHT-OF-WAY LINE OF WEST MACARTHUR BLVD. MONUMENT LINE IN WEBSTER STREET TAKEN AS N11°51'24" E AND ROTATED TO MATCH THE BEARING OF THE SUBDIVISION RIGHT-OF-WAY LINE OF WEBSTER STREET.

**OWNER/SUBDIVIDER:**  
MOSSWOOD BUILDERS, LLC  
A CALIFORNIA LLC  
1000 BAY STREET  
OAKLAND, CA 94608

APN 012-0845-015 SHT. 3 OF 3 F.B. NO. 255 / 37TH12987M 008 NO. 06-1298

MON. 9, TRACT 7877  
AT N11°51'24" E 25.00'  
AND WEBSTER ST.  
PER CITY MON. MAP 269

MON. 4, TRACT 7877  
AT N11°51'24" E 25.00'  
AND WEBSTER ST.  
PER CITY MON. MAP 269



  
Office of the City Attorney

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2016 DEC -1 PM 1:38

# OAKLAND CITY COUNCIL

## RESOLUTION NO. \_\_\_\_\_ C.M.S.

RESOLUTION APPROVING A FINAL MAP FOR TRACT NO. 7877 LOCATED AT 466 37TH STREET FOR CONVERSION OF EIGHT RENTAL HOUSING UNITS TO CONDOMINIUM OWNERSHIP FOR THE SHERI MATZA REVOCABLE TRUST, THE ELEANOR F. LEW FAMILY TRUST, AND THE GUINNANE CONSTRUCTION COMPANY MOSSWOOD BUILDERS, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY

WHEREAS, ~~the Sheri Matza Revocable Trust, the Eleanor F. Lew Family Trust, and the Guinnane Construction Company Mosswood Builders, LLC, a California limited liability company (collectively, the "Subdividers")~~ is the subdividers of eight (8) rental housing units to condominium ownership, identified by the Alameda County Assessor as APN number 012-0945-015-00 and by the Alameda County Clerk-Recorder as Tract No. 7877, and by the City of Oakland as 466 37th Street; and

WHEREAS, the Subdividers ~~are~~ is the owner in fee title of the parcel comprising Tract Map No. 7877; and

WHEREAS, on September 19, 2007, the Planning Commission approved the tentative subdivision map and land use entitlements subject to conditions of approval and environmental determination and approval of the final subdivision maps for Tract No. 7877 is ministerial and exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301(k) for division of existing residences into common-interest ownership and Section 15183 for projects consistent with a community plan or zoning; and

WHEREAS, the Building Department has issued and finalized building permits to the Subdividers beginning on 04/02/2007 with the last permit on 08/09/2016 meeting apartment building to condominium conversion requirements stated in the building code; and

WHEREAS, the Building Department has issued and finalized building, plumbing, electrical, mechanical, sound insulation, and roofing permits indicating that the Subdividers ~~has~~ have met the Oakland Municipal Code (OMC) requirements for condominium conversions; and

WHEREAS, City staff has determined that the Subdividers ~~has~~ have met all Final Map conditions of approval, requirements in Chapter 16.36 of the Oakland Municipal Code, and requirements of the Subdivision Map Act, Government Code section 66410 et seq.; and

**WHEREAS**, the City Engineer has determined that the Final Map for Tract No. 7877, delineated diagrammatically in the Attachment hereto, incorporated herein, is substantially the same as the Tentative Map approved by the Planning Commission; and

**WHEREAS**, in accordance with the Subdivision Map Act, the City Engineer has further determined that the Final Map is technically correct and accurately delineates the proposed metes and bounds of the property boundaries separating the proposed eight (8) lots, the limits of which have been established by a field boundary survey performed by a competent Land Surveyor, who is licensed by the State of California to practice land surveying, and can be re-established from the monuments, property corners, radii, bearings, and distances shown on the Final Map for Tract No. 7877; and

**WHEREAS**, the City's approval of the final subdivision map is exempt from CEQA review pursuant to Public Resources Code section 21080(b)(1) (ministerial projects) and CEQA Guidelines section 15268 (ministerial projects); now, therefore, be it

**RESOLVED**: That the Final Map for Tract No. 7877 conforms to all the requirements in Subdivision Map Act, Chapter 16.36 of the Oakland Municipal Code, and CEQA, and is hereby approved; and be it

**FURTHER RESOLVED**: That all documents related to this Resolution are and shall be reviewed and approved by the City Attorney's Office prior to execution; and be it

**FURTHER RESOLVED**: That the City Engineer is hereby authorized to endorse the Final Map for Tract No. 7877; and be it

**FURTHER RESOLVED**: That the City Clerk of the City of Oakland is hereby authorized to endorse the Final Map for Tract No. 7877, upon its execution by the City Engineer; and be it

**FURTHER RESOLVED**: That the City Engineer is hereby authorized to cause the fully executed Final Map for Tract No. 7877 to be filed for recordation by the Alameda County Clerk-Recorder; and be it

**FURTHER RESOLVED:** That this Resolution shall be effective upon its adoption by a sufficient affirmative votes of the elected members of Council of the City of Oakland, as provided in the Charter of the City of Oakland.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID AND PRESIDENT GIBSON MCELHANEY

NOES -

ABSENT -

ABSTENTION -

ATTEST: \_\_\_\_\_

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

Attachment: Tract Map No. 7877 (three pages)

**OWNER'S STATEMENT:**

THE UNDERSIGNED HEREBY STATES THAT IT IS THE OWNER OF THE LAND DELINEATED AND EMBRACED WITHIN THE EXTERIOR BOUNDARY LINES ON THE HEREBY EMBODIED TRACT MAP ENTITLED "TRACT MAP 7877, CITY OF OAKLAND, COUNTY OF ALAMEDA, STATE OF CALIFORNIA," THAT SAID OWNER ACQUIRED TITLE TO SAID LAND BY VIRTUE OF THE GRANT DEED RECORDED AUGUST 03, 2008 UNDER SERIES NO. 2008-298503 IN THE OFFICIAL RECORDS OF ALAMEDA COUNTY, STATE OF CALIFORNIA; THAT IT CONSENTS TO THE PREPARATION AND FILING PREPARATION AND FILING OF THIS TRACT MAP.

THE UNDERSIGNED ALSO STATES THAT:

A) EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS HAS RECEIVED, PURSUANT TO SECTION 66452.9 OF THE SUBDIVISION MAP ACT OF THE GOVERNMENT CODE, WRITTEN NOTIFICATION OF INTENTION TO CONVERT AT LEAST 60 DAYS PRIOR TO THE FILING OF A TENTATIVE MAP PURSUANT TO SECTION 66452 OF SAID SUBDIVISION MAP ACT. EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS, AND EACH PERSON APPLYING FOR THE RENTAL OF A UNIT IN SUCH RESIDENTIAL REAL PROPERTY, HAS, OR WILL HAVE, RECEIVED ALL APPLICABLE NOTICES AND RIGHTS NOW OR HEREAFTER REQUIRED BY CHAPTER 2 OR CHAPTER 3 OF SAID SUBDIVISION MAP ACT.

B) THE DIRECTOR OF THE PLANNING DEPARTMENT OF THE CITY OF OAKLAND AND EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS, HAS, OR WILL HAVE, RECEIVED ALL APPLICABLE NOTICES NOW OR HEREAFTER REQUIRED BY SECTION 16.36.040 OF THE OAKLAND MUNICIPAL CODE. EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS HAS, OR WILL HAVE, RECEIVED WRITTEN NOTIFICATION WITHIN 10 DAYS OF APPROVAL OF THIS FINAL MAP.

C) EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS HAS BEEN, OR WILL BE, GIVEN 180 DAYS WRITTEN NOTICE OF THE INTENTION TO CONVERT FROM SO TERMINATION OF TENANCY DUE TO THE CONVERSION OR PROPOSED CONVERSION. THE PROVISIONS OF THIS SUBDIVISION SHALL NOT ALTER OR ABRIDGE THE RIGHTS OR OBLIGATIONS, INCLUDING, BUT NOT LIMITED TO, THE PROVISIONS OF SERVICES, PAYMENTS OF RENT OR THE OBLIGATIONS IMPOSED BY SECTION 1941, 1941.1, AND 1941.2 OF THE CIVIL CODE.

D) EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS HAS BEEN, OR WILL BE, GIVEN NOTICE OF AN EXCLUSIVE RIGHT TO CONTRACT FOR THE PURCHASE OF HIS OR HER RESPECTIVE UNIT UPON THE SAME TERMS AND CONDITIONS THAT SUCH UNIT WILL BE INITIALLY OFFERED TO THE GENERAL PUBLIC OR TERMS MORE FAVORABLE TO THE TENANT. THE RIGHT SHALL RUN FOR A PERIOD OF NOT LESS THAN 90 DAYS FROM THE DATE OF THE ISSUANCE OF THE SUBDIVISION PUBLIC REPORT PURSUANT TO SECTION 110101.2 OF THE BUSINESS AND PROFESSIONAL CODE, UNLESS THE TENANT GIVES PRIOR WRITTEN NOTICE OF HIS OR HER INTENTION NOT TO EXERCISE THE RIGHT.

E) THE DIRECTOR OF THE PLANNING DEPARTMENT OF THE CITY OF OAKLAND HAS, OR WILL HAVE, RECEIVED COPIES OF THE PROPERTY REPORT, STRUCTURAL PEST REPORT, AND UTILITIES/STORAGE SPACE/LAUNDRY FACILITIES REPORT, ALL MORE FULLY DESCRIBED IN SECTION 16.36.120 OF THE OAKLAND MUNICIPAL CODE, ALONG WITH THE OWNER'S REQUEST FOR A CERTIFICATE OF OCCUPANCY INSPECTION. EACH OF THE PROSPECTIVE BUYERS OF THE CONVERTED UNITS HAS, OR WILL HAVE, RECEIVED SAID REPORTS PLUS A COPY OF A WRITTEN NOTICE, MORE FULLY DESCRIBED IN SECTION 16.36.120 OF THE OAKLAND MUNICIPAL CODE. THE UNDERSIGNED FURTHER CERTIFIES THAT SAID REPORTS AND SAID WRITTEN NOTICE HAVE BEEN, OR WILL BE, FILED WITH CALIFORNIA DEPARTMENT OF REAL ESTATE IN THE OWNER'S APPLICATION FOR A PUBLIC REPORT, AND THE OWNER (S) HAS/HAVE REQUESTED OR SHALL REQUEST THAT SAID NOTICES TO PROSPECTIVE BUYERS BE INCLUDED IN THE SUBDIVISION PUBLIC REPORT.

F) THE DIRECTOR OF THE PLANNING DEPARTMENT OF THE CITY OF OAKLAND AND EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM UNITS, HAS, OR WILL HAVE, RECEIVED ALL APPLICABLE NOTICES NOW OR HEREAFTER REQUIRED BY SECTION 16.36.040 OF THE OAKLAND MUNICIPAL CODE. EACH OF THE TENANTS OF THE PROPOSED CONDOMINIUM HAS, OR WILL HAVE, RECEIVED WRITTEN NOTIFICATION WITHIN 10 DAYS OF APPROVAL OF THIS FINAL MAP.

G) THE DIRECTOR OF THE PLANNING DEPARTMENT OF THE CITY OF OAKLAND AND EACH TENANT OF THE PROPOSED CONDOMINIUM OR CONDOMINIUM APARTMENT HOUSE PROJECT WILL RECEIVE THE NOTICE OF THE SUBDIVISION PUBLIC REPORT, MORE FULLY DESCRIBED IN SECTION 16.36.110 OF THE OAKLAND MUNICIPAL CODE.

H) WITHIN 30 DAYS OF THE DATE OF ISSUANCE OF THE FINAL SUBDIVISION PUBLIC REPORT, THE OWNER (S) WILL BEGIN SUBMITTING ANNUAL REPORTS TO THE DIRECTOR OF THE PLANNING DEPARTMENT OF THE CITY OF OAKLAND, ON FORMS PROVIDED BY THE PLANNING DEPARTMENT, CONTAINING INFORMATION ON TENANTS BEING DISPLACED AND ON BUYERS OF THE CONDOMINIUM UNITS. THE AFORESAID ANNUAL REPORTS WILL BE SUBMITTED UNTIL ALL CONVERTED CONDOMINIUM UNITS HAVE BEEN SOLD.

I) NO UNIT IN CONVERSION WILL BE OFFERED FOR SALE UNTIL THE UNIT CONFORMS TO NOISE INSULATION STANDARDS FURNACULATED IN TITLE 25 OF THE CALIFORNIA ADMINISTRATIVE CODE, SECTION 10992, OR ITS SUCCESSOR.

MOSSWOOD BUILDERS LLC, A CALIFORNIA LIMITED LIABILITY COMPANY

JOSH WHITON  
TITLE: MEMBER

JOSBY WHITE  
TITLE: MEMBER

**OWNER'S ACKNOWLEDGEMENT:**

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THE DOCUMENT.

STATE OF CALIFORNIA  
COUNTY OF \_\_\_\_\_  
ON \_\_\_\_\_ BEFORE ME,  
A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED \_\_\_\_\_  
JOSH WHITON

WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME IN HIS AUTHORIZED CAPACITY, AND THAT BY HIS SIGNATURE ON THE INSTRUMENT, THE PERSON, OR THE ENTITY UPON BEHALF OF WHICH THE PERSON ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.

WITNESS MY HAND AND OFFICIAL SEAL  
NOTARY PUBLIC  
NAME: \_\_\_\_\_

MY COMMISSION EXPIRES: \_\_\_\_\_ COMMISSION NUMBER: \_\_\_\_\_

PRINCIPAL COUNTY OF BUSINESS: \_\_\_\_\_

**OWNER'S ACKNOWLEDGEMENT:**

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THE DOCUMENT.

STATE OF CALIFORNIA  
COUNTY OF \_\_\_\_\_  
ON \_\_\_\_\_ BEFORE ME,  
A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED \_\_\_\_\_  
JOSBY WHITE

WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME IN HIS AUTHORIZED CAPACITY, AND THAT BY HIS SIGNATURE ON THE INSTRUMENT, THE PERSON, OR THE ENTITY UPON BEHALF OF WHICH THE PERSON ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.

WITNESS MY HAND AND OFFICIAL SEAL  
NOTARY PUBLIC  
NAME: \_\_\_\_\_

MY COMMISSION EXPIRES: \_\_\_\_\_ COMMISSION NUMBER: \_\_\_\_\_

PRINCIPAL COUNTY OF BUSINESS: \_\_\_\_\_

**SURVEYOR'S STATEMENT:**

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCES AT THE REQUEST OF JOSUAIA D. WHITE IN MARCH OF 2008. I HEREBY STATE THAT THIS TRACT MAP SUBSTANTIALLY CONFORMS TO THE APPROVED OR CONDITIONALLY APPROVED TENTATIVE TRACT MAP, IF ANY. I HEREBY STATE THAT THE MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS INDICATED AND THAT THE MONUMENTS ARE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.



MICHAEL J. FOSTER, L.S. 7170  
DATE: JUNE 10, 2016

**CLERK OF THE BOARD OF SUPERVISORS STATEMENT:**

I, ANIKA CAMPBELL-BENTON, CLERK OF THE BOARD OF SUPERVISORS OF THE COUNTY OF ALAMEDA, STATE OF CALIFORNIA, DO HEREBY STATE THAT CERTIFICATES HAVE BEEN FILED AND DEPOSITS HAVE BEEN MADE IN CONFORMANCE WITH THE REQUIREMENTS OF SECTION 66492 AND 66493 OF THE GOVERNMENT CODE OF THE STATE OF CALIFORNIA.

DATE:

ANIKA CAMPBELL-BENTON, CLERK OF THE BOARD OF SUPERVISORS, COUNTY OF ALAMEDA, STATE OF CALIFORNIA

BY: \_\_\_\_\_  
DEPUTY

**RECORDER'S STATEMENT:**

FILED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2016, AT \_\_\_\_\_ M. IN \_\_\_\_\_ OF PARCEL MAPS, AT PAGE \_\_\_\_\_, AT THE REQUEST OF OLD REPUBLIC TITLE COMPANY.

STEVE MANNING  
COUNTY RECORDER

BY: \_\_\_\_\_  
DEPUTY COUNTY RECORDER

**TRACT MAP NO. 7877**

A LOT MERGER AND ONE LOT SUBDIVISION FOR CONDOMINIUM PURPOSES—8 UNITS

LOT 75-1/2 AND A PORTION OF LOT 75, AMENDED MAP OF SUBDIVISION OF MOSSWOOD TRACT (9 M 41) CITY OF OAKLAND, ALAMEDA COUNTY, CALIFORNIA

JUNE, 2016  
BAY AREA LAND SURVEYING INC.

961 MITCHELL WAY  
EL SOBRANTE, CA 94803  
(510) 223-5167

**BENEFICIARY'S STATEMENT:**

THE UNDERSIGNED, JP MORGAN CHASE BANK, N.A., AS THE CURRENT BENEFICIARY BY VIRTUE OF THE DEED OF TRUST RECORDED AUGUST 3, 2008 UNDER SERIES NUMBER 2008235852, OF OFFICIAL RECORDS OF ALAMEDA COUNTY, DOES HEREBY CONSENT TO THE PREPARATION AND RECORDATION OF THE HEREIN EMBODIED MAP OF TRACT 7877.

IN WITNESS WHEREOF, THE UNDERSIGNED, \_\_\_\_\_  
HAVE/HAS EXECUTED THIS STATEMENT THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2016.  
BY: \_\_\_\_\_ BY: \_\_\_\_\_  
NAME: \_\_\_\_\_ NAME: \_\_\_\_\_  
TITLE: \_\_\_\_\_ TITLE: \_\_\_\_\_

**BENEFICIARY'S ACKNOWLEDGEMENT:**

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THE DOCUMENT.

STATE OF TEXAS) \_\_\_\_\_  
COUNTY OF \_\_\_\_\_ )  
ON \_\_\_\_\_ BEFORE ME, \_\_\_\_\_  
A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED

WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/ THEY EXECUTED THE SAME IN HIS/HER/ THEIR AUTHORIZED CAPACITY(IES), AND THAT BY HIS/HER/ THEIR SIGNATURE(S) ON THE INSTRUMENT, THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND, \_\_\_\_\_  
NOTARY PUBLIC  
NAME: \_\_\_\_\_

MY COMMISSION EXPIRES: \_\_\_\_\_  
MY COMMISSION NUMBER: \_\_\_\_\_  
COUNTY OF PRINCIPAL PLACE OF BUSINESS: \_\_\_\_\_

**CITY CLERK'S STATEMENT:**

I, THE UNDERSIGNED, LATONDA SIMMONS, CITY CLERK AND CLERK OF THE CITY COUNCIL OF THE CITY OF OAKLAND, COUNTY OF ALAMEDA, STATE OF CALIFORNIA, DO HEREBY STATE THAT THIS MAP, CONSISTING OF 2 SHEETS AND ENTITLED "TRACT MAP 7877" WAS PRESENTED TO SAID COUNCIL, AS PROVIDED BY LAW AT A REGULAR MEETING HELD ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2015 AND THAT SAID COUNCIL DID THEREUPON APPROVE SAID MAP.

I FURTHER STATE THAT ALL AGREEMENTS AND SURETY AS REQUIRED BY LAW TO ACCOMPANY THE MAP HAVE BEEN APPROVED BY THE CITY COUNCIL OF THE CITY OF OAKLAND AND ARE FILED IN MY OFFICE.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2016.

\_\_\_\_\_  
LATONDA SIMMONS, CITY CLERK AND CLERK OF THE COUNCIL  
OF THE CITY OF OAKLAND, COUNTY OF ALAMEDA,  
STATE OF CALIFORNIA

**CITY SURVEYOR'S STATEMENT:**

I, GILBERT E. HAYES, CITY SURVEYOR, HAVING BEEN AUTHORIZED TO PERFORM THE FUNCTIONS OF THE CITY SURVEYOR OF THE CITY OF OAKLAND, COUNTY OF ALAMEDA, STATE OF CALIFORNIA, DO HEREBY CERTIFY THAT I HAVE EXAMINED THE HEREON ENDSOICED TRACT MAP ENTITLED "TRACT MAP 7877, CITY OF OAKLAND, COUNTY OF ALAMEDA, STATE OF CALIFORNIA";

I AM SATISFIED THAT THE TRACT MAP IS TECHNICALLY CORRECT.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2016.

\_\_\_\_\_  
GILBERT E. HAYES, P.L.S. NO. 4700  
CITY SURVEYOR  
CITY OF OAKLAND, ALAMEDA COUNTY  
STATE OF CALIFORNIA



**CITY PLANNING COMMISSION'S STATEMENT:**

I HEREBY STATE THAT THE PLANNING COMMISSION OF THE CITY OF OAKLAND APPROVED ON SEPTEMBER 24, 2007, THE TENTATIVE MAP OF "TRACT NO. 7877, UPON WHICH THIS FINAL MAP IS BASED.

DATED: \_\_\_\_\_

\_\_\_\_\_  
ROBERT D. WERKAMP  
SECRETARY OF THE CITY PLANNING COMMISSION

**CITY ENGINEER'S STATEMENT:**

I, WLADIMIR WLASSOWSKY, ACTING CITY ENGINEER, HAVING BEEN AUTHORIZED TO PERFORM THE FUNCTIONS OF THE CITY ENGINEER OF THE CITY OF OAKLAND, COUNTY OF ALAMEDA, STATE OF CALIFORNIA, FOR THE PURPOSE OF REVIEWING SUBDIVISION MAPS, DO HEREBY CERTIFY THAT I HAVE EXAMINED THE HEREON EMBODIED TRACT MAP ENTITLED "TRACT MAP 7877, CITY OF OAKLAND, COUNTY OF ALAMEDA, STATE OF CALIFORNIA"; THAT THE SUBDIVISION AS SHOWN UPON SAID TRACT MAP IS SUBSTANTIALLY THE SAME AS THAT APPEARING ON THE TENTATIVE TRACT MAP AND ANY APPROVED ALTERATIONS THEREOF; THAT SAID TRACT MAP COMPLIES WITH ALL PROVISIONS OF THE SUBDIVISION MAP ACT OF THE GOVERNMENT CODE AND THE LOCAL ORDINANCES APPLICABLE AT THE TIME OF THE TENTATIVE TRACT MAP; AND THAT I AM SATISFIED THAT THE TRACT MAP IS TECHNICALLY CORRECT.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2016.

\_\_\_\_\_  
MICHAEL J. HEARY R.C.E. NO. 38547  
CITY ENGINEER  
CITY OF OAKLAND, ALAMEDA COUNTY  
STATE OF CALIFORNIA



BY: \_\_\_\_\_  
WLADIMIR WLASSOWSKY, R.C.E. NO. 40013  
ACTING CITY ENGINEER

**TRACT MAP NO. 7877**  
A ONE LOT SUBDIVISION FOR CONDOMINIUM  
CONVERSION PURPOSES—8 UNITS  
LOT 75-1/2 AND A PORTION OF LOT 75, AMENDED  
MAP OF SUBDIVISION OF MOSSWOOD TRACT (9 M 41)  
CITY OF OAKLAND, ALAMEDA COUNTY, CALIFORNIA  
JUNE, 2016  
**BAY AREA LAND SURVEYING INC.**

961 MITCHELL WAY  
EL SOBRANTE, CA 94803  
(510) 223-5167

