

City Attorney

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2012 NOV 15 PM 3:08 **OAKLAND CITY COUNCIL**

RESOLUTION No. 84107 C.M.S.

Introduced by Councilmember _____

RESOLUTION CERTIFYING THAT THE BICYCLE MASTER PLAN, UPDATED DECEMBER 4, 2007, IS CURRENT AND IN COMPLIANCE WITH THE CALIFORNIA STREETS AND HIGHWAYS CODE SECTION 891.2; ACKNOWLEDGING FIVE YEARS OF PROGRESS ON PLAN IMPLEMENTATION; AFFIRMING THE CURRENT PRIORITY LANE CONVERSION PROJECTS; RECOMMENDING SOLUTIONS THAT ADDRESS BARRIERS TO PLAN IMPLEMENTATION; AND ESTABLISHING THE CITY'S 2014 BICYCLE FRIENDLY COMMUNITY CAMPAIGN

WHEREAS, the Bicycle Master Plan was updated as part of the Oakland General Plan on December 4, 2007; and

WHEREAS, bicycle transportation plans must be updated or reaffirmed every five fiscal years to ensure eligibility for funding through the State's Bicycle Transportation Account; and

WHEREAS, the 2007 Plan ensured funding eligibility through the 2011/2012 fiscal year; and

WHEREAS, Bicycle Transportation Account requirements allow for the re-affirmation by Council resolution of an existing bicycle transportation plan to ensure funding eligibility for an additional five years; and

WHEREAS, the 2007 Plan continues to meet and exceed the minimum requirements for a bicycle transportation plan as specified by the California Streets and Highways Code Section 891.2; and

WHEREAS, Council re-affirmation of the 2007 Plan will allow the Public Works Agency to apply for grants from the Bicycle Transportation Account through the 2016/2017 fiscal year; and

WHEREAS, the City has made substantial progress on the implementation of the Bicycle Master Plan through the creation of bikeways and the installation of bicycle parking; and

WHEREAS, key barriers have emerged to realizing the Plan's vision and goals; and

WHEREAS, the Bicycle Master Plan identifies priority projects for implementing the citywide bikeway network; and

WHEREAS, Oakland received national recognition in 2010 from the League of American Bicyclists as a Bicycle Friendly Community at the Bronze level; and

WHEREAS, the Environmental Impact Report (EIR) prepared under the California Environmental Quality Act (CEQA) for the 2007 Plan does not identify any significant and unavoidable impacts; and

WHEREAS, the proposed actions would not result in any new or more severe significant environmental impacts; there is no new information of substantial importance that would result in any new or more severe significant impacts; there are no substantial changes in circumstances that would result in any new or more severe significant impacts; and there is no feasible mitigation measure or alternative that is considerably different from others previously analyzed that has not been adopted; now, therefore be it

RESOLVED, that the City Council certifies that the Bicycle Master Plan, updated December 4, 2007, is current and in compliance with the California Streets and Highways Code Section 891.2; and be it

FURTHER RESOLVED, that the City Council acknowledges five years of progress on this fifth anniversary of the 2007 Bicycle Master Plan; and be it

FURTHER RESOLVED, that the City Council affirms the priority lane conversion projects as established by the prioritization of the Bicycle Master Plan, listed in Attachment D to the Agenda Report, and incorporated herein by reference; and be it

FURTHER RESOLVED, that it is the policy of the City Council to work toward overcoming key barriers to the implementation of the Bicycle Master Plan as they are identified; and be it

FURTHER RESOLVED, that the City Council establishes the 2014 Bicycle Friendly Community Campaign to pursue recognition from the League of American Bicyclists that Oakland is a great place to bicycle; and be it

FURTHER RESOLVED, that the City Council, as the CEQA Lead Agency, has independently reviewed, analyzed, and considered the 2007 Bicycle Master Plan EIR prior to acting on the approvals, and based upon such independent review, analysis, and consideration, and exercising its independent judgment, the City Council confirms that the 2007 Bicycle Master Plan EIR can be applied to this set of proposed actions, and that the City Council adopts the Mitigation Monitoring and Reporting Program, as set forth in Attachment F to the Agenda Report, and incorporated herein by reference.

DEC 4 2012

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, ~~BRUNNER~~, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF and PRESIDENT REID - 7

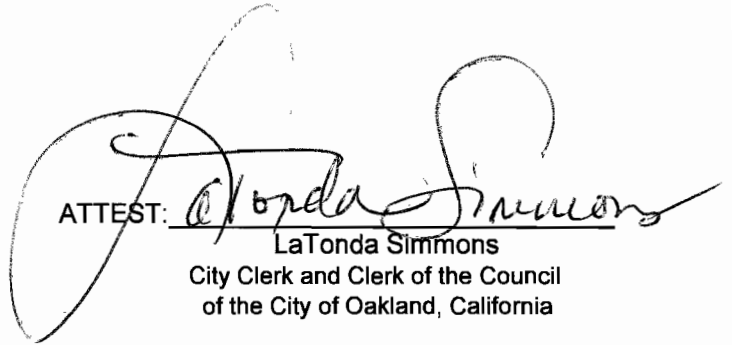
NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Brunner - 1

ATTEST:



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