

INTRODUCED BY COUNCILMEMBER _____


CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

ORDINANCE NO. _____ C.M.S.

ORDINANCE AMENDING SECTIONS 10.52.060 AND 10.52.120 OF THE OAKLAND MUNICIPAL CODE TO UPDATE TRUCK PROHIBITED STREETS AND DESIGNATE NEW TRUCK ROUTES, RESPECTIVELY; AND ADOPTING APPROPRIATE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FINDINGS.

WHEREAS, the West Oakland Truck Management Plan (TMP) was adopted in 2019 and included 10 strategies to reduce the impact of truck travel on local streets; and

WHEREAS, the TMP included Strategy 3: Update the Network of Truck Routes and Truck Prohibited Streets, which is addressed by this legislation; and

WHEREAS, the West Oakland Community Action Pla, prepared in response to Assembly Bill 617, contains Strategy 39, which includes language to “adds to, or changes, truck routes and prohibited streets;” and

WHEREAS, the City of Oakland (City) and Port of Oakland (Port) vetted the proposed parking regulations updates with the West Oakland stakeholders through a multi-lingual survey, virtual neighborhood group meetings, virtual meetings with industry and trade groups among other community-based stakeholder group meetings; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF OAKLAND DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 10.52.060 of the Oakland Municipal Code (OMC), entitled “Vehicles exceeding four and one-half tons prohibited use on certain streets” is hereby amended as follows (additions are in double underline and deletions are in strikethrough):

When such streets are appropriately sign posted, the use of the hereinafter described portion of the hereinafter named streets by any motor vehicle (other than passenger buses and passenger stages referred to in Section 50-1/4 of the Public Utilities Act of the state of California), when the total weight of the vehicle and load exceeds four and one-half tons, except for the purpose of loading and unloading thereon, is prohibited.

The streets, or portions thereof, referred to in the preceding paragraph are as follows:

Street	From	To
21st Avenue	Foothill Boulevard	East 27th Street
39th Avenue	MacArthur Boulevard	Mountain Boulevard
50th Avenue	East 12th Street	East 14th Street
50th Avenue	International Boulevard	East 12th Street
51st Avenue	San Leandro Street	East 14th Street
52nd Avenue	San Leandro Street	East 14th Street
53rd Avenue	East 12th Street	East 14th Street
54th Avenue	San Leandro Street	East 14th Street
73rd Avenue	MacArthur Boulevard	Hillmont Drive
85th Avenue	International Boulevard	G Street
92nd Avenue	International Boulevard	G Street
100th Avenue	East 14th Street	E Street
102nd Avenue	East 14th Street	E Street
103rd Avenue	East 14th Street	E Street
104th Avenue	East 14th Street	E Street
3rd Street	Peralta Street	Mandela Parkway
5th Street	Peralta Street	Mandela Parkway <u>Union Street</u>
8th Street	Nelson Mandela Parkway <u>Market Street</u>	Wood Street <u>Pine Street</u>
9th Street	Pine Street	Willow Street
9th Street	Peralta Street	Mandela Parkway
10th Street	Center Street	Mandela Parkway
10th Street	Peralta Street	Pine Street
11th Street	Pine Street	Peralta Street
11th Street	Center Street	Mandela Parkway
12th Street	Wood Street	Mandela Parkway
13th Street	Wood Street	Center Street
14th Street	Brush Street	Union Street
14th Street	Union Street <u>Brush Street</u>	Mandela Parkway <u>Wood Street</u>

15th Street	Willow Street	Peralta Street
16th Street	Willow Street	Peralta Street
18th Street	Market Street	Mandela Parkway
24th Street	Peralta Street <u>Union Street</u>	Adeline Street
26th Street	Peralta Street <u>Union Street</u>	Adeline Street
28th Street	Poplar Street <u>Mandela Parkway</u>	<u>Adeline Street</u>
28th Street	Telegraph Avenue	Webster Street
29th Street	Broadway	Harrison Street
29th Street	Telegraph Avenue	Broadway
30th Street	Peralta Street	Adeline Street
30th Street	San Pablo Avenue	Telegraph Avenue
30th Street	Telegraph Avenue	Broadway
32nd Street	Mandela Parkway	Peralta Street
32nd Street	Peralta Street	Adeline Street
34th Street	Telegraph Avenue	Webster Street
45th Street	Linden Street	Market Street
45th Street	Market Street	Linden Street
53rd Street	Emeryville City Limit	Lowell Street
53rd Street	Market Street	Martin Luther King Jr. Way
54th Street	Emeryville City Limit	San Pablo Avenue
56th Street	Telegraph Avenue	Shattuck Avenue
57th Street	Gaskill Street	Lowell Street
57th Street	San Pablo Avenue	Gaskill Street
57th Street	Lowell Street	Adeline Street
57th Street	Shattuck Avenue	Telegraph Avenue
58th Street	Telegraph Avenue	Shattuck Avenue
60th Street	Telegraph Avenue	Canning Street
63rd Street	Shattuck Avenue	Racine Street
63rd Street	Vallejo Street	San Pablo Avenue
65th Street	Berkeley City Limit	Shattuck Avenue
East 10th Street	50th Avenue	54th Avenue

East 12th Street	50th Avenue	54th Avenue
Adeline Street	7th Street	West Grand Avenue
Aileen Street	Shattuck Avenue	Telegraph Avenue
Andover Street	34th Street	Northerly terminus at MacArthur Freeway
Apricot Street	San Leandro City Limits	107th Avenue
Argyle Avenue	Dublin Avenue	Kearney Avenue
Bond Street	46th Avenue	Havenscourt Boulevard
Campbell Street	7th Street	16th Street
Campbell Street	Mandela Parkway	28th Street
Carso Street	Tompkins Avenue	Aliso Avenue
Center Street	3rd Street	12th Street
Center Street	7th Street	Peralta Street
Central Avenue	Summit Street	Webster Street
Chabot Road	Claremont Avenue	College Avenue
Chase Street	Pine Street	Willow Street
Chester Street	3rd Street	12th Street
Denslowe Street	Caswell Avenue	Darien Avenue
Dublin Avenue	Mountain Boulevard	Argyle Avenue
Durant Avenue	International Boulevard	MacArthur Boulevard
E Street	98th Avenue	105th Avenue
E Street	92nd Avenue	94th Avenue
Edwards Avenue	Sunkist Drive	Eastbound I-580 Offramp
Elm Street	Hawthorne Avenue	Northerly terminus at MacArthur Freeway
Empire Road	Cairo Road	98th Avenue
<u>Ettie Street</u>	<u>28th Street</u>	<u>34th Street</u>
Fitzgerald Street	Peralta Street	Haven Street
Goss Street	Pine Street	Willow Street
Hannah Street	Peralta Street	34th Street
Havenscourt Boulevard	East 14th Street	Bancroft Avenue
Hawthorne Street	Telegraph Avenue	Broadway

Helen Street	Peralta Street	34th Street
Henry Street	3rd Street	7th Street
High Street	MacArthur Boulevard	Tompkins Avenue
Hillmont Drive	Sunnymere Avenue	73rd Avenue
Kearney Avenue	Mountain Boulevard	Argyle Avenue
Lee Street	Grand Avenue	Van Buren Avenue
Lewis Street	3rd Street	Peralta Street
Lincoln Avenue (Southbound)	Monterey Boulevard	MacArthur Boulevard
Louise Street	Peralta Street	34th Street
Lyndhurst Street	98th Avenue	Stoneford Avenue
Maddux Drive	Edes Avenue	Stoneford Avenue
Manila Avenue	MacArthur Boulevard	38th Avenue
McClude Street	29th Street	30th Street
McElroy Street	Chase Street	9th Street
Napier Avenue	Piedmont Avenue	Richmond Boulevard
Oak Grove Avenue	College Avenue	Forest Street
Peralta Street	3rd Street	16th Street
Peralta Street	Mandela Parkway	28th Street
Pine Street	Goss Street	10th Street
Poplar Street	West Grand Avenue <u>28th Street</u>	Peralta Street
Ramona Avenue	Piedmont Avenue	Moraga Avenue
Salem Street	Alcatraz Avenue	Northerly terminus of Salem Street
San Leandro Tunnel	Moorpark Street	Stone Street
Shorey Street	Wood Street	Pine Street
Summit Street	28th Street	Central Avenue
Sunkist Drive	Hillmont Drive	Edwards Avenue
Sunnymere Avenue	Seminary Avenue	Edwards Avenue
Tompkins Avenue	High Street	Carson Street
Union Street	West Grand Avenue <u>28th Street</u>	Peralta Street
Webster Street	27th Street	34th Street

Willow Street	7th Street	13th Street
Wood Street	7th Street	12th Street

SECTION 2. Section 10.52.120 of the OMC, entitled “Local truck routes,” is hereby amended as follows (additions are in double underline and deletions are in strikethrough):

The following truck routes are established for the movement of motor trucks and trucking combinations as defined in Section 10.52.070:

Street	From	To
23rd Avenue	East 12th Street	29th Avenue
29th Avenue	23rd Avenue	Alameda City Limits
85th Avenue	San Leandro Street	G Street
92nd Avenue	San Leandro Street	G Street
3rd Street	Market Street <u>Martin Luther King Jr. Way</u>	Adeline Street
<u>5th Street</u>	<u>Broadway</u>	<u>Union Street</u>
<u>6th Street</u>	<u>Brush Street</u>	<u>Adeline Street</u>
7th Street	Fallon Street	Port of Oakland <u>Union Street</u>
<u>7th Street</u>	<u>Wood Street</u>	<u>Port of Oakland</u>
8th Street	Fallon Street	Nelson Mandela Parkway <u>Castro Street</u>
East 8th Street	Fallon Street	14th Avenue
East 12th Street	14th Avenue	Fruitvale Avenue
<u>West 14th Street</u>	<u>Maritime Street</u>	<u>End of Road</u>
Adeline Street	8th Street <u>7th Street</u>	Middle Harbor Road
<u>Admiral Toney Way</u>	<u>Maritime Street</u>	<u>End of Road</u>
Alameda Avenue	High Street	Fruitvale Avenue
<u>Burma Road</u>	<u>Maritime Street</u>	<u>West End of Berth 7</u>
Castro Street	7th Street	12th Street
Doolittle Drive	County Line	Alameda City Limits
<u>Frontage Road</u>	<u>7th Street</u>	<u>West Grand Avenue</u>
Fruitvale Avenue	Alameda Avenue	Alameda City Limits

G Street	85th Avenue	92nd Avenue
Hegenberger Road	East 14th Street	Doolittle Drive
High Street	San Leandro Street	Alameda City Limits
MacArthur Freeway	Distribution Structure	Grand Avenue
Macarthur Freeway	Edwards Avenue Interchange	Warren Freeway (State Route 13 Interchange)
MacArthur Freeway	Warren Freeway (State Route 13 Interchange)	Edwards Avenue Interchange
Maritime Street	7th Street <u>Middle Harbor Road</u>	West Grand Avenue
Martin Luther King, Jr. Way	8th Street	Port of Oakland
Middle Harbor Road	Adeline Street	Naval Supply Depot <u>7th Street</u>
Nelson Mandela Parkway	8th Street <u>West Grand Avenue</u>	7th Street <u>Peralta Street</u>
Northgate Avenue	West Grand Avenue	27th Street
Peralta Street	12th Street <u>Nelson Mandela Parkway</u>	Emeryville City Limits
San Francisco-Oakland Bay Bridge and Approach	Distribution Structure	Oakland-San Francisco Boundary
San Pablo Avenue	Berkeley City Limits	Emeryville City Limits
West Grand Avenue	Maritime Street	Northgate Avenue

SECTION 3. California Environmental Quality Act (CEQA). On July 31, 2002, the City certified an Environmental Impact Report (EIR) for the OAB Redevelopment Plan and on the same date the City, acting as the Oakland Base Reuse Authority and Oakland Redevelopment Agency, approved the Final OAB Reuse Plan. Subsequently in 2012, the City Council in their role as the Oakland Redevelopment Successor Agency adopted an amended OAB Reuse Plan, supported by an Addendum to the 2002 EIR. On July 16, 2013, the City Council adopted a revised Standard Conditions of Approval/Mitigation Monitoring and Reporting Plan (SCA/MMRP). Preparation of the TMP was undertaken expressly to comply with and to implement mitigation measure 4.3-7 of the SCA/MMRP which states: “The City and the Port shall continue and shall work together to create a TMP designed to reduce the effects of transport trucks on local streets.” This action of implementing the TMP by updating the West Oakland parking regulations complies with the requirements of MM 4.3-7. This action implements a previous mitigation measure and, as a result, there is no new information or substantial changes to the previously certified EIR and approved Addendum requiring further analysis pursuant Public Resources Code Section 21166 and CEQA Guidelines Section 15162.

In addition, Staff has also determined that the implementation of the TMP is exempt from CEQA pursuant to CEQA Guidelines Sections 15301 (existing facilities), 15308 (actions by

regulatory agencies for protection of the environment), and 15061(b)(3) (common sense exemption). Each of the foregoing provides a separate and independent basis for CEQA compliance, and when viewed collectively, provides an overall basis for CEQA compliance.

SECTION 4. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the Chapter. The City Council hereby declares that it would have passed this Ordinance and each section, subsection, clause or phrase thereof irrespective of the fact that one or more other sections, subsections, clauses or phrases may be declared invalid or unconstitutional

SECTION 5. Effective Date. This ordinance shall become effective immediately on final adoption if it receives six or more affirmative votes; otherwise it shall become effective upon the seventh day after final adoption.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES – FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND
PRESIDENT FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

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

Date of Attestation: _____

NOTICE AND DIGEST

ORDINANCE AMENDING SECTIONS 10.52.060 AND 10.52.120 OF THE OAKLAND MUNICIPAL CODE TO UPDATE TRUCK PROHIBITED STREETS AND DESIGNATE NEW TRUCK ROUTES, RESPECTIVELY; AND ADOPTING APPROPRIATE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FINDINGS.

This ordinance amends section 10.52.060 of the OMC to update truck prohibited streets and amends section 10.52.120 of the OMC to designate local truck routes. New truck prohibited streets are proposed near residential areas in West Oakland. New truck routes are proposed for the new streets at the former Oakland Army Base and for streets that are key connectors between the Port and main highways, to sustain supply chains. The City Council also adopted appropriate CEQA findings related to the ordinance adoption.