
City Attorney

2019 FEB -7 PM 2: 32

OAKLAND CITY COUNCIL

RESOLUTION No. 87557 C.M.S.

Introduced by Councilmember _____

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HER DESIGNEE TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE CITY OF PIEDMONT FOR THE DEVELOPMENT OF A REPLACEMENT SINGLE FAMILY RESIDENCE AT 30 BLAIR PLACE, A PROPERTY LOCATED WITHIN BOTH JURISDICTIONS

WHEREAS, the property owner of 30 Blair Place, which is located in the cities of Oakland and Piedmont, approached both jurisdictions regarding construction of a replacement single family residence at 30 Blair Place; and

WHEREAS, the property owner requests that land use and building permits for the proposal be processed by the City of Piedmont; and

WHEREAS, the City of Oakland agrees that the issuance of planning and building permits and building inspections should be solely handled by the City of Piedmont as there is little difference between Piedmont and Oakland's codes in regards to single family residence development standards; and

WHEREAS, the City of Oakland is committed to seeing properties developed in as efficient a manner as possible; and

WHEREAS, the City Council hereby finds and determines that CEQA exemptions 15268(b) (Projects that are Ministerial) and 15303(a) (Construction of replacement single family residence in a Residential Zone) apply to this project, both of which provide a separate and independent basis for CEQA clearance; now, therefore be it

RESOLVED, that the City Administrator or her designee is authorized to negotiate and execute a Memorandum of Agreement for the development of a replacement single family residence at 30 Blair Place that is consistent with the Agenda Report and to negotiate and execute all documents, amendments, agreements and instruments reasonably necessary or required to implement this Resolution; and be it

FURTHER RESOLVED, that the Memorandum of Agreement and all such other documents, amendments, agreements and instruments, shall be reviewed and approved by the City Attorney's Office as to form and legality prior to execution; and be it

FURTHER RESOLVED, that CEQA exemptions 15268(b) (Projects that are Ministerial) and 15303(a) (Construction of replacement single-family residence in a Residential Zone) apply to this project, both of which provide a separate and independent basis for CEQA clearance.

IN COUNCIL, OAKLAND, CALIFORNIA, FEB 26 2019

PASSED BY THE FOLLOWING VOTE:

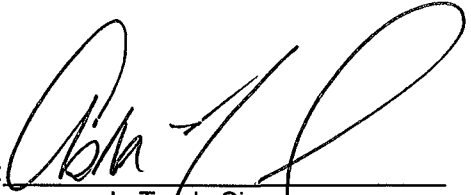
AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, , TAYLOR, THAO AND PRESIDENT KAPLAN - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Enclosed - Red - 1

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