

2009 DEC -3 PM 5:10



AGENCY COUNSEL

REDEVELOPMENT AGENCY
OF THE CITY OF OAKLAND
RESOLUTION NO. 2010-0005 C.M.S.

**RESOLUTION APPROVING THE RESIDENTIAL AND COMMERCIAL
RELOCATION PLANS FOR THE MACARTHUR TRANSIT VILLAGE
PROJECT**

WHEREAS, on December 7, 2004, the Five-year Implementation Plan for the Broadway/MacArthur/San Pablo Redevelopment Project Area was adopted; and

WHEREAS, the Implementation Plan identified the MacArthur Transit Village Redevelopment Project and related streetscape improvements as a key catalyst project, and the Redevelopment Agency of the City of Oakland (the "Agency") is pursuing implementation of the project in the redevelopment project area; and

WHEREAS, the project developer MacArthur Transit Community Partners, LLC (MTCP) plans to construct a number of improvements as the MacArthur Transit Village project, including 624 residential rental and ownership units (516 market rate units and 108 below market rate units); 42,500 square feet of commercial/neighborhood serving retail space; 5,000 square feet of community space; 400 replacement parking spaces for BART in a new parking structure and a commitment to park an additional 110 BART patrons through either an expanded parking garage, shared parking, satellite lots, and/or attended parking in the garage; and a new public plaza located across from the existing BART plaza; and

WHEREAS, construction of the project will require the purchase and demolition of seven privately owned properties which collectively contain eight commercial occupants, two low-income residential tenants, and one very-low income residential owner occupant that will have to be permanently relocated; and

WHEREAS, the displacement of those commercial and residential tenants and residential owner occupant is necessary to proceed with the acquisition of the properties in preparation for the development of the MacArthur Transit Village project; and

WHEREAS, the relocation of these displacees will be governed by state relocation law (Government Code §7260, et seq.) and implementing regulations (25 CCR §6000, et seq.); and

WHEREAS, state relocation regulations (25 CCR sec. 6038) require the preparation of relocation plans when there will be displacement resulting from the actions of a local agency, and the adoption of that plan by the local legislative body; and

WHEREAS, MTCP has prepared a residential relocation plan for the relocation of current residential owner occupants and residential tenants who will be displaced due to the development of the MacArthur Transit Village project; and

WHEREAS, MTCP has prepared a draft commercial relocation plan for the relocation of current commercial tenants who will be displaced due to the development of the MacArthur Transit Village project; and

WHEREAS, the City of Oakland is the lead agency for this project for purposes of environmental review; now, therefore, be it

RESOLVED: That the Redevelopment Agency hereby approves and adopts the Residential Relocation Plan for the MacArthur Transit Village project, attached as Attachment A to the staff report accompanying this Resolution; and be it further

RESOLVED: That the Redevelopment Agency hereby approves and adopts the Commercial Relocation Plan for the MacArthur Transit Village project, attached as Attachment B to the staff report accompanying this Resolution; and be it further

RESOLVED: That the Agency hereby finds and determines that the necessary resources are available to implement the Relocation Plans; and be it further

RESOLVED: That the Agency Administrator or his designee is hereby authorized to take whatever action is deemed necessary to implement the Relocation Plans consistent with this Resolution and its basic purpose.

IN AGENCY, OAKLAND, CALIFORNIA, JAN - 5 2010, 2010

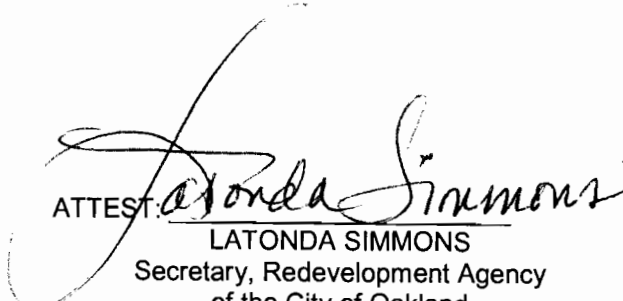
PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND
CHAIRPERSON BRUNNER - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST: 
LATONDA SIMMONS
Secretary, Redevelopment Agency
of the City of Oakland