



Office of the City Attorney

2021 Mar -3 AM 3:25

OAKLAND CITY COUNCIL

RESOLUTION NO. 88519 C.M.S.

RESOLUTION ACCEPTING IRREVOCABLE OFFER OF DEDICATION FOR PUBLIC SIDEWALK PURPOSES FROM THE CITY OF OAKLAND AND THE HOUSING AUTHORITY OF OAKLAND, COLLECTIVELY THE PARCEL A OWNERS OF 389 9TH AVENUE

WHEREAS, The City of Oakland, a municipal corporation, and the Housing Authority of the City of Oakland, California, a public body corporate and politic, collectively the Parcel A Owners, identified by the Alameda County Assessor as APN 018-0465-012, and Parcel A as identified on Alameda County Clerk-Recorder Tract Map 7621, and by the City of Oakland as 389 9th Avenue; and

WHEREAS, the Parcel A Owners recorded an Irrevocable Offer of Dedication for Public Sidewalk Purposes (Parcel A) on December 9, 2020, Alameda County Recorder Series Number 2020-344299; and

WHEREAS, application and fees to process the Irrevocable Offer of Dedication were received by the City Engineer (permit number PPE2000053); and

WHEREAS, As set forth in the California Government Code section 7050 (Dedication of Real Property for Public Purposes) provides for owners to dedicate real property for any public purpose, including sidewalk easements, and City Council may accept an offer by adopting a resolution or ordinance or reject an offer by summary vacation (Streets and Highways Code section 8300); and

WHEREAS, the requirements of the California Environmental Quality Act (CEQA) have been satisfied due to the fact the project qualifies for exemptions under CEQA Guidelines Sections 15332 (Class 32; Infill Projects) and 15301 (permitting, minor alteration of existing facilities) now, therefore, be it

RESOLVED: That pursuant to California Government Code section 7050, the Irrevocable Offer of Dedication as described and delineated in **Exhibit A** of approximately 713 square feet for a public sidewalk easement located at 389 9th Avenue is hereby accepted; and be it

FURTHER RESOLVED: That the City Engineer is hereby authorized to file a certified copy of the resolution along with a copy of the Irrevocable Offer of Dedication with the Alameda County Clerk-Recorder for recordation; and be it

FURTHER RESOLVED, That this Resolution satisfies the requirements of the California Environmental Quality Act (CEQA) due to the fact the project qualifies for exemptions under CEQA Guidelines Sections 15332 (Class 32; Infill Projects) and 15301 (permitting, minor alteration of existing facilities).

FURTHER RESOLVED: That this Resolution shall be effective upon its adoption by a sufficient affirmative vote 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, FEB 16 2021

PASSED BY THE FOLLOWING VOTE:

AYES: FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, ~~THORNTON~~ AND PRESIDENT FORTUNATO BAS - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Thaw - 1

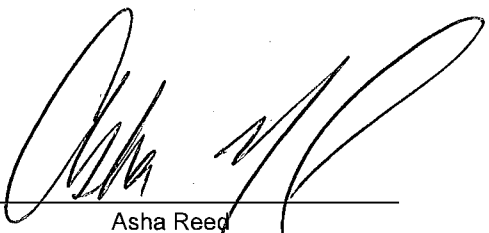
ATTEST: 
Asha Reed
Acting City Clerk and Clerk of the Council
of the City of Oakland, California

Exhibit A, Irrevocable Offer of Dedication