

INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND  
APPROVED AS TO FORM AND LEGALITY  
2003 JUN 26  
CITY ATTORNEY

**ORDINANCE NO. 12530 C.M.S.**

**AN ORDINANCE RESCINDING ORDINANCE 12223 C.M.S., AND TRANSFERRING OWNERSHIP OF SIX CITY-OWNED PROPERTIES AT 2824 82<sup>nd</sup> AVE., 8207 GOLF LINKS ROAD, 8251-8329 GOLF LINKS ROAD, 8379 GOLF LINKS ROAD, 8477 GOLF LINKS ROAD, AND 8395 GOLF LINKS ROAD TO THE REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND**

**WHEREAS**, the City of Oakland is the owner of the vacant lots (the "Properties") in the City of Oakland, Alameda County, State of California, commonly known as:

- 2824 82<sup>nd</sup> Ave. (Assessor's Parcel No. 043A-4644-25-2)
- 8207 Golf Links Road (Assessor's Parcel No. 043A-4611-002-02)
- 8251-8329 Golf Links Road (Assessor's Parcel No. 043A-4644-009-02)
- 8379 Golf Links Road (Assessor's Parcel No. 043A-4651-009-14)
- 8477 Golf Links Road (Assessor's Parcel No. 043A-4651-019-04)
- 8395 Golf Links Road (Assessor's Parcel No. 043A-4651-009-5); and

**WHEREAS**, Ordinance 12223 C.M.S., passed on March 14, 2000, authorized the City Manager to negotiate a Disposition and Development Agreement with Citizens Housing Corporation for the Properties; and

**WHEREAS**, that Disposition and Development Agreement was not successfully negotiated, and Citizens Housing Corporation has indicated that it will not pursue the negotiations further; and

**WHEREAS**, the City is the Lead Agency for this project for purposes of environmental review under the California Environmental Quality Act of 1970 ("CEQA"); and

**WHEREAS**, the requirements of CEQA, the CEQA Guidelines as prescribed by the Secretary for Resources, and the provisions of the Environmental Review Regulations of the City of Oakland have been satisfied; and

**WHEREAS**, the City Council concludes that it is in the best interests of the City to transfer ownership of the Properties to the Redevelopment Agency of the City of Oakland (the "Agency"); now, therefore

The Council of the City of Oakland does ordain as follows:

**SECTION 1.** The City Council hereby rescinds Ordinance No. 12223 C.M.S.

**SECTION 2.** Pursuant to Section 6 of Ordinance No. 11602 C.M.S., it is determined to be in the best interest of the City to transfer ownership of the Properties at no cost to the Agency for the special purpose of pursuing development and sale of moderate income housing on the sites.

**SECTION 3.** The City Council has independently reviewed and considered this environmental determination, and the City Council finds and determines that this action complies with CEQA, because this project is exempt from CEQA pursuant to Sections 15303 (new construction of small structures), 15312 (surplus government property sales), and 15332 (infill housing development) of the CEQA Guidelines.

**SECTION 4.** The City Manager or his or her designee shall cause to be filed with the County of Alameda a Notice of Exemption for this action.

**SECTION 5.** The City Manager or his or her designee is authorized to execute grant deeds to convey the Properties to the Agency.

**SECTION 6.** All documents shall be approved as to form and legality by the City Attorney.

**Introduction Date:** JUL 29 2003

IN COUNCIL, OAKLAND, CALIFORNIA, ~~SEP 16 2003~~, 20\_\_

**PASSED BY THE FOLLOWING VOTE:**

AYES- ~~BROOKS~~, BRUNNER, CHANG, NADEL, QUAN, REID, WAN, ~~AND~~ - 6


~~DE LA FUENTE~~

NOES- 0

ABSENT- 0

ABSTENTION- BROOKS - 1

EXCUSED - DE LA FUENTE - 1

ATTEST:   
CEDA FLOYD  
City Clerk and Clerk of the Council  
of the City of Oakland, California