

Approved as to Form and Legality
OFFICE OF THE CITY CLERK
Deputy City Attorney
2009 NOV 18 PM 12:49

OAKLAND CITY COUNCIL

Resolution No. 82429 C.M.S.

A RESOLUTION APPROVING THE EXPANSION OF THE OAKLAND ENTERPRISE ZONE INTO REMAINING COMMERCIAL AND INDUSTRIAL AREAS AND DESIGNATING A TARGETED EMPLOYMENT AREA

WHEREAS, California Government Code Sections 7073 and 7074 allow for each California designated enterprise zone area to be expanded contiguous to the current enterprise zone by an aggregate amount not to exceed fifteen (15) percent of the geographic area within the boundaries of the enterprise zone as originally designated by the California Department of Housing and Community Development; and

WHEREAS, the Oakland Enterprise Zone, as originally designated by the California Department of Housing and Community Development on September 28, 2008, encompasses an area of 23,438.9 acres; and

WHEREAS, the Oakland Enterprise Zone could be expanded by an amount not to exceed 3,515.84 acres; and

WHEREAS, the City of Oakland would like to expand the Oakland Enterprise Zone into approximately 950 acres to include the following commercially zoned shopping districts Claremont Avenue; College Avenue; Lakeshore Avenue; Grand Avenue; MacArthur Corridor; Fruitvale Avenue, Montclair Village; Park Avenue; Piedmont Avenue; Redwood Avenue; Upper Broadway; Oak Koll; and other commercial areas that total 950 acres; and

WHEREAS, land included in the proposed expansion is zoned for industrial or commercial use; and

WHEREAS, any non-industrial or non-commercial land can only be included if that land is a right-of-way needed to meet the requirement for a contiguous expansion between an existing enterprise zone and the proposed expansion area; and

WHEREAS, basic infrastructure, including, but not limited to, gas, water, electrical services, and sewer systems, is available to the proposed expansion area; and

WHEREAS, the best interests of the City of Oakland would be served by extending the tax incentives associated with the Oakland Enterprise Zone to the subject 950 acres; and

WHEREAS, on September 26, 1996, the State revised the Enterprise Zone Act by Senate Bill No. 2023 and Assembly Bill 296, effective January 1, 1997; and

WHEREAS, the Enterprise Zone Act as amended, establishes “targeted employment areas” composed of census tracts having at least 51 percent of its residents at low or moderate income levels, with the purpose of encouraging businesses in an enterprise zone to hire eligible residents of those geographic areas of the city most in need of employment targeting; and

WHEREAS, the amended Enterprise Zone Act allows the City Council of the City of Oakland to designate those census tracts which are most in need of this employment targeting; now, therefore, be it

RESOLVED: That the following census tracts, lying completely or partially within the territorial jurisdiction of the City of Oakland have been designated by the United States Department of Housing and Urban Development as having at least 51 percent of their residents at low to moderate income levels, and are most in need of employment targeting pursuant to the Enterprise Zone Act:

4003, 4004, 4005, 4006, 4007, 4008, 4009, 4010, 4011, 4012, 4013, 4014, 4015, 4016, 4017, 4018, 4019, 4021, 4022, 4023, 4024, 4025, 4026, 4027, 4028, 4029, 4030, 4031, 4033, 4034, 4035, 4036, 4037, 4038, 4039, 4040, 4041, 4048, 4049, 4052, 4053, 4054, 4055, 4056, 4057, 4058, 4059, 4060, 4061, 4062.01, 4062.02, 4063, 4064, 4065, 4066, 4068, 4069, 4070, 4071, 4072, 4073, 4074, 4075, 4076, 4077, 4078, 4082, 4083, 4084, 4085, 4086, 4087, 4088, 4089, 4090, 4091, 4092, 4093, 4094, 4095, 4096, 4097, 4098, 4101, 4102, 4103, 4104; and be it

FURTHER RESOLVED: That a targeted employment area composed of the census tracts specified above and having the boundaries created by grouping these census tracts together is hereby approved; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to submit to the California Department of Housing and Community Development applications seeking approval by the Department of the targeted employment area, and expansion of the City of Oakland's enterprise zone boundaries to have its current boundaries expanded by a total of 950 acres.

IN COUNCIL, OAKLAND, CALIFORNIA, DEC 8 2009

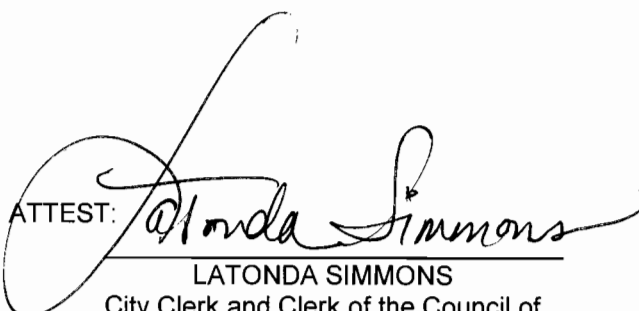
PASSED BY THE FOLLOWING VOTE:

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

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST: 
LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California