APPROVED AS TO FORM AND LEGALITY

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FILED
OFFICE OF THE CITY CLERK
OAKLAND

CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. 91133 C.M.S.

RESOLUTION TO (1) DECLARE FOUR CITY-OWNED PARCELS LOCATED AT 2824 82ND AVENUE AND 8327- 8329 GOLF LINKS ROAD AS SURPLUS LAND PURSUANT TO THE CALIFORNIA SURPLUS LAND ACT, (2) AUTHORIZE THE ISSUANCE OF A NOTICE OF AVAILABILITY UNDER THE SURPLUS LAND ACT, (3) PRIORITIZE OFFERS THAT PROVIDE AFFORDABLE HOUSING CONSISTENT WITH THE SURPLUS LAND ACT, AND (4) MAKE RELATED CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS

WHEREAS, under the California Surplus Land Act (the "SLA"), California Government Code Section 54220-54233, surplus property is defined as land owned by any local agency no longer necessary for the agency's use; and

WHEREAS, effective January 1, 2020, the SLA was amended to require local agencies to formally declare agency-owned properties as surplus land prior to taking actions to dispose of such properties and to issue Notices of Availability to eligible entities; and

WHEREAS, the City owns four parcels located at 2824 82nd Avenue (APN 043a-4644-002-2, 043a-4644-025-9), 8327 Golf Links Road (APN 043a-4644-009-2), and 8329 Golf Links Road (APN 043a-4651-9-15) totaling approximately 0.805 acres, that are suitable for future disposition and development (together, the "Surplus Properties"); and

WHEREAS, the City Administrator has made findings that the Surplus Properties are no longer necessary for the City's use as vacant land held for future development; and

WHEREAS, the City's rules for the sale or lease of City real property codified in the Oakland Municipal Code provides that the City will follow the provisions of the SLA in the disposition of City real property for development, to the extent applicable, as well as California Government Code Section 37362, et seq., as applicable (OMC Section 2.42.160); and

WHEREAS, it is the City's policy, as well as State law, to prioritize affordable housing in the disposition of City public lands; and

WHEREAS, the City's rules for the sale or lease of City real property also require that the City Administrator market such property to potential developers and other interested parties through a public and competitive process (OMC Section 2.42.170.A); and

WHEREAS, this declaration of surplus land does not obligate the City to subsequently dispose of the land and, depending on the response to the Notice of Availability and other factors, the City could still decide not to move forward with disposition of specific properties; and

WHEREAS, any disposition of the Surplus Properties shall be subject to the approval of the City Council, per the City Charter and OMC Section 2.42.170.E; now, therefore, be it

RESOLVED: That the above recitals and the findings that the Surplus Properties are no longer necessary for the City's use as vacant land held for future development are integral to this Resolution and are incorporated herein; and be it

FURTHER RESOLVED: That the City Council has independently reviewed the findings for the Surplus Properties and hereby formally declares the Surplus Properties as "surplus land" pursuant to Government Code Section 54221(b)(1); and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator to draft and issue a Notice of Availability for the Surplus Properties to potential developers and other interested parties that is compliant with the SLA; and be it

FURTHER RESOLVED: That the City Administrator is directed to prioritize offers submitted in response to the Notice of Availability that provide for development of the greatest number of affordable units on the Surplus Properties; and be it

FURTHER RESOLVED: That the City Council finds and determines, after independent review and consideration, that this action results in no binding commitment by the City to authorize or advance the disposition of any of the Surplus Properties; will not result in a direct or indirect physical change in the environment; and therefor does not constitute an "approval" of a "project" pursuant to the California Environmental Quality Act Guidelines Sections 15004 and 15352; and be it

FURTHER RESOLVED: That the City Administrator is authorized to sign documents and take any other action as necessary with respect to the Surplus Properties and the Notice of Availability consistent with this Resolution and its basic purposes.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE: MAY – 5 2026

AYES - BROWN, FIFE, ~~GALLO~~, HOUSTON, RAMACHANDRAN, UNGER, WANG, AND PRESIDENT JENKINS – 7 Ayes

NOES – 0

ABSENT – 0

ABSTENTION – 0

Excused - Lj Gallo

ATTEST: _____

ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California

OCA DOCUMENT NUMBER / ATTORNEY INITIALS