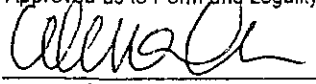


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REVISED
Format Only

Approved as to Form and Legality

Office of the City Attorney

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HER DESIGNEE TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE CITY OF PIEDMONT FOR THE DEVELOPMENT OF A SECONDARY UNIT AT 1835 TRESTLE GLEN ROAD, A PROPERTY LOCATED WITHIN BOTH JURISDICTIONS

WHEREAS, the property owner of 1835 Trestle Glen Road, which is located in the Cities of Oakland and Piedmont, approached both jurisdictions regarding construction of a secondary unit at 1835 Trestle Glen Road; and

WHEREAS, the property owner requests that land use and building permits for the proposal be processed by the City of Piedmont; and

WHEREAS, the City of Oakland agrees that the issuance of planning and building permits and building inspections should be solely handled by the City of Piedmont as there is little difference between Piedmont and Oakland's Codes in regards to secondary units; and

WHEREAS, the City of Oakland is committed to seeing properties developed in as efficient a manner as possible; and

WHEREAS, the City Council hereby finds and determines that CEQA exemptions 15268(b) (Projects that are Ministerial) and 15303(a) (Construction of Second Dwelling Unit in a Residential Zone) apply to this project, both of which provide a separate and independent basis for CEQA clearance; now, therefore be it

RESOLVED: That the City Administrator or her designee is authorized to negotiate and execute a Memorandum of Agreement for the development of a secondary unit at 1835 Trestle Glen Road that is consistent with the Agenda Report and to negotiate and execute all documents, amendments, agreements and instruments reasonably necessary or required to implement this Resolution; and be it

FURTHER RESOLVED: That the Memorandum of Agreement and all such other documents, amendments, agreements and instruments, shall be reviewed and approved by the City Attorney's Office as to form and legality prior to execution.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON McELHANEY, KALB, KAPLAN, REID, SCHAAF and PRESIDENT KERNIGHAN

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California