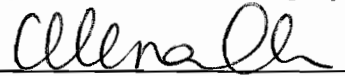


Introduced by

Approved as to Form and Legality

2013 MAY 30 PM 4: 33



\_\_\_\_\_  
Councilmember

\_\_\_\_\_  
Office of the City Attorney

## OAKLAND CITY COUNCIL

Resolution No. 84536 C.M.S.

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### A RESOLUTION RENAMING APGAR STREET AS APGAR LANE BETWEEN TELEGRAPH AVENUE AND THE BOUNDARY OF THE MACARTHUR TRANSIT VILLAGE PROJECT

**WHEREAS**, on July 26, 2011, the Council of the City of Oakland conditionally approved through Resolution No. 83516 C.M.S. the subdivision of real property identified by the Alameda County Clerk-Recorder as a Final Map for Tract No. 8047 for the MacArthur Transit Village (MTV) project; and

**WHEREAS**, as a condition of acceptance by the City of Oakland of said dedications, the developer of the MTV project, MacArthur Transit Community Partners LLC (MTCP), a California limited liability company (200419810042), is required to improve the new public right-of-way to public street standards and specifications established by the Public Works Agency of the City of Oakland; and

**WHEREAS**, MTCP has filed a request with the City Engineer to change the existing name of Apgar Street to Apgar Lane, which will be narrowed in width through an Ordinance of vacation to facilitate construction of the MTV project; and

**WHEREAS**, MTCP will provide, without cost to the City of Oakland, new street signs for the reconstructed Apgar Lane, as shown in *Exhibit A* attached hereto; and

**WHEREAS**, pursuant to Section 34091.1 of the California Government Code, the Council of the City of Oakland is authorized to designate names for City streets by resolution; and

**WHEREAS**, the City Planning Commission certified the MacArthur Transit Village EIR (ER 06004) on June 4, 2008, and on July 15, 2008, pursuant to Ordinance No. 12883 C.M.S., the City Council independently confirmed and adopted as its own findings and determinations (i) the certification of the FEIR and adoption of the CEQA-related Findings made and adopted by the Planning Commission on June 4, 2008, and (ii) the Conditions of Approval and Mitigation Monitoring and Reporting Program adopted by the Planning Commission on June 4, 2008, as modified in the July 1, 2008 City Council Supplemental Agenda Report; and

**WHEREAS**, the City Planning Commission adopted an addendum to said EIR determining that no further environmental review was required on March 16, 2011, and on May 17, 2011,

pursuant to Resolution No. 83292 C.M.S., the City Council affirmed the Planning Commission's CEQA determination that no further environmental review was required; and

**WHEREAS**, the City of Oakland has reviewed and considered documentation relevant to the proposed subdivision and the EIR and hereby finds and determines that there are no changes to the project considered in the EIR, or circumstances under which it will be undertaken, or new information of substantial importance that requires preparation of a subsequent or supplemental EIR, as specified in CEQA and the CEQA Guidelines, including without limitation, Public Resources Code Section 2116 and CEQA Guidelines Sections 15162 and 15163; and the requirements of CEQA and the CEQA Guidelines have been satisfied; now, therefore, be it

**RESOLVED**: That changing the existing name of Apgar Street to Apgar Lane does comply with the California Environmental Quality Act; and be it

**FURTHER RESOLVED**: That the Council of the City of Oakland does hereby approve changing the name of Apgar Street to Apgar Lane from its intersection at Telegraph Avenue to its termination at the southeastern property boundary of the MacArthur Transit Village project; and be it

**FURTHER RESOLVED**: That the City Engineer is authorized to require that MacArthur Transit Community Partners LLC install new street signs without cost to the City of Oakland; and be it

**FURTHER RESOLVED**: That pursuant to California Government Code Section 34092, the City Engineer is hereby authorized to forward a copy of this Resolution to the Alameda County Board of Supervisors.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 16 2013, 2013


PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON McELHANEY, KALB, KAPLAN, REID, SCHAAF,  
AND PRESIDENT KERNIGHAN - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

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

# EXHIBIT A

State Hwy Route 24

MacArthur BART Station

