NOTICE OF DETERMINATION

California Environmental Quality Act (CEQA)

DATE: November 16, 2021

TO: Alameda County Clerk Office of Planning and Research

1106 Madison Street State Clearinghouse
Oakland, CA 94607 1400 Tenth Street
Sacramento, CA 95814

FROM: City of Oakland

Bureau of Planning

250 Frank H. Ogawa Plaza, Suite 2114

Oakland, CA 94612

Contact: Laura Kaminski, Strategic Planning Manager, (510) 238-6809

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code

PROJECT TITLE: Amendments to the Oakland Planning Code Related to Promote Cost-Efficient Construction Innovation Expanded Housing Options

STATE CLEARINGHOUSE NUMBER (If submitted to State Clearinghouse): Previous CEQA Documents: The Coliseum Area Specific Plan EIR (SCH # 2013042066); Broadway Valdez Specific Plan EIR (SCH#2012052008); West Oakland Specific Plan EIR (SCH #2012102047); Central Estuary Area Plan EIR (SCH#2011112055);,Land Use and Transportation Element of the General Plan EIR (SCH#97062089); the Oakland Estuary Policy Plan EIRs (SCH#98031116) and Supplemental EIR; The Redevelopment Area EIRs – West Oakland (2003), Central City East (2003), and Coliseum (1995); the 1998 Amendment to the Historic Preservation Element of the General Plan (SCH#98022017); and the 2007-2014 Housing Element Final EIR and Addendum (SCH#209092065); (collectively "Previous CEQA Documents").

PROJECT APPLICANT: City of Oakland Bureau of Planning

PROJECT LOCATION: Citywide

PROJECT DESCRIPTION: : Ordinance To Promote Cost-Efficient Construction Innovation Expanded Housing Options By: (1) Amending The Oakland Planning Code (Oakland Municipal Code (OMC) Title 17) To (A) Allow Residential Occupancy Of Recreational Vehicles (RVs), Mobile Homes, And Manufactured Homes In All Zoning Districts Where Residential Uses Are Permitted, (B) Establish Density And Open Space Regulations For Efficiency Dwelling Units, And (C) Establish Height Regulations For Modular Construction;

- (2) Amending The Oakland Building Construction Code (OMC Chapter 15.04) To Adopt Voluntary Appendix R to the California Residential Code (Light Straw-Clay Construction);
- (3) Making Conforming Amendments To The Blight Ordinance (OMC Chapter 8.24), Building Maintenance Code (OMC Chapter 15.08), Affordable Housing Impact Fees Ordinance (OMC Chapter 15.72), And Transportation And Capital Improvements Impact Fees Ordinance (OMC Chapter 15.74);
- (4) Staying Enforcement Of OMC Sections 8.24.020(F)(2) And 8.24.020(G) For 120 days; And
- (5) Exempting RV Parks Owned, Operated, and Maintained By Non-Profit Organizations For Permanent, Temporary, Or Emergency Use, Subject To The Planning Code Standards, From The Special Occupancy Parks Act (Health And Safety Code Section 18200 Et Seq.) Pursuant To Health And Safety Code Section 18865.4;

And Making California Environmental Quality Act Findings

This is to advise that the City of Oakland as the Lead Agency for the above described Project has approved the Project and has made the following determinations on November 16, 2021. The above actions partially implement actions previously approved by the City Council on March 24, 1998, December 21, 2010, June 17, 2014, July 15, 2014 and April 21, 2015 and described in the NODs that were filed with the Alameda County Clerk and the State Clearinghouse. Specifically, the NODs advised that on March 24, 1998, the Oakland City Council, acting as lead agency for the City of Oakland adopted/approved the Land Use & Transportation Element and certified the accompanying Environmental Impact Report (EIR), and on December 21, 2010, the Oakland City Council, acting as Lead Agency for the City of Oakland adopted/approved the Housing Element and certified the accompanying EIR, on June 17, 2014 the Oakland City Council, acting as Lead Agency for the City of Oakland adopted/approved the Broadway Valdez Specific Plan and certified the accompanying EIR, on July 15, 2014 the Oakland City Council, acting as Lead Agency for the City of Oakland adopted/approved the West Oakland Specific Plan and certified the accompanying EIR and on April 21, 2015 the Oakland City Council, acting as Lead Agency for the City of Oakland adopted/approved the Coliseum Specific Plan and certified the accompanying EIR.

The purpose of this NOD is to provide notice that (1) the current action is within the development program of the already certified Coliseum Area Specific Plan EIR; Broadway Valdez Specific Plan EIR; West Oakland Specific Plan EIR; Central Estuary Area Plan EIR; Wood Street EIR, Land Use and Transportation Element of the General Plan EIR; the Oakland Estuary Policy Plan EIRs and Supplemental EIR;

the Redevelopment Area EIRs – West Oakland, Central City East, and Coliseum; the Amendment to the Historic Preservation Element of the General Plan; and the 2007-2014 Housing Element Final EIR and Addendum; (collectively "Previous CEQA Documents"), and (2) No further environmental review is required under CEQA Guidelines Sections 15162 and 15163.

NOTE: Separately and independently from the above Notice of Determination, the Project is also exempt from CEQA pursuant to CEQA Guideline Section 15183: (projects consistent with General Plan and Zoning and Section 15303 (new construction or conversion of small structures). Please see/reference an accompanying and concurrently filed Notice of Exemption.

11/19/2021

Date

Edward Manasse (Nov 19, 2021 13:29 PST)

EDWARD MANASSE Deputy Director, Department of Planning and Building Environmental Review Officer

*ENVIRONMENTAL DECLARATION

(CALIFORNIA FISH AND GAME CODE SECTION 711.4)

LEAD AGENCY NAME AND ADDRESS	FOR COUNTY CLERK USE ONLY
City of Oakland - Bureau of Planning	
250 Frank H. Ogawa Plaza, Suite 2114	
Oakland, CA 94612	
Contact: Laura Kaminski, Strategic Planning	
Manager	FILE NO:

CLASSIFICATION OF ENVIRONMENTAL DOCUMENT:

(PLEASE MARK ONLY ONE CLASSIFICATION)

1. NOTICE OF EXEMPTION / STATEMENT OF EXEMPTION
[] A - STATUTORILY OR CATEGORICALLY EXEMPT
\$ 50.00 - COUNTY CLERK HANDLING FEE
2. NOTICE OF DETERMINATION (NOD)
[] A - NEGATIVE DECLARATION (OR MITIGATED NEG. DEC.)
\$ 2,480.25 - STATE FILING FEE
\$ 50.00 - COUNTY CLERK HANDLING FEE
[X]B-ENVIRONMENTAL IMPACT REPORT (EIR)

\$ 3,445.25 - STATE FILING FEE [Fee previously Paid – See Receipt]

\$ 50.00 - COUNTY CLERK HANDLING FEE

*A COPY OF THIS FORM MUST BE COMPLETED AND SUBMITTED WITH EACH COPY OF AN ENVIRONMENTAL DECLARATION BEING FILED WITH THE ALAMEDA COUNTY CLERK.

BY MAIL FILLINGS:

PLEASE INCLUDE FIVE (5) COPIES OF ALL NECESSARY DOCUMENTS AND TWO (2) SELF ADDRESSED ENVELOPES

IN PERSON FILINGS:

PLEASE INCLUDE FIVE (5) COPIES OF ALL NECESSARY DOCUMENTS AND ONE (1) SELF-ADDRESSED ENVELOPES.

ALL APPLICABLE FEES MUST BE PAID AT THE TIME OF FILING.

FEES ARE EFFECTIVE JANUARY 1, 2021 MAKE CHECKS PAYABLE TO: ALAMEDA COUNTY CLERK

NOD - Construction Innovation Ordinance

Final Audit Report 2021-11-19

Created: 2021-11-19

By: Laura Kaminski (LKaminski@oaklandca.gov)

Status: Signed

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"NOD - Construction Innovation Ordinance" History

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