

**NOTICE OF DETERMINATION**  
**California Environmental Quality Act (CEQA)**

DATE: November 13, 2019

TO: Alameda County Clerk  
1106 Madison Street  
Oakland, CA 94607

Office of Planning and Research  
State Clearinghouse  
1400 Tenth Street  
Sacramento, CA 95814

FROM: City of Oakland  
Economic & Workforce Development  
250 Frank H. Ogawa Plaza, Suite 5313  
Oakland, CA 94612  
Contact: Hui-Chang Li

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

**ENDORSED  
FILED  
ALAMEDA COUNTY**

NOV 13 2019

By MELISSA WILK County Clerk  
Deputy

PROJECT TITLE: **500 Kirkham Project**

STATE CLEARINGHOUSE NUMBER (If submitted to State Clearinghouse): **2012102047**

PROJECT APPLICANT: **Panoramic Interests**

PROJECT LOCATION: **500 Kirkham Street (bounded by 7<sup>th</sup>, Union and 5<sup>th</sup> Streets)**

**Assessor's Parcel No. 004 004900800; 004 004900900; 004 004901000; 004 005101802**

PROJECT DESCRIPTION: On November 5, 2019, the City of Oakland City Council approved a first amendment to the Disposition and Development Agreement ("DDA") for property located at 500 Kirkham Street (the "Property") to enable the construction of: 1,032 residential units (including 85 very low income affordable units), 35,000 square feet of retail & commercial flex space, 59 parking spaces, and privately maintained but publicly accessible dog park, playground area, and pedestrian pathways. This City action involves the City Council's consideration and approval of the amendment to the DDA terms for the sale of the Property, which the City Council found resulted in no further environmental impacts pursuant to CEQA Guidelines Sections 15164 - Addendum to EIRs, 15168 - Prior EIRs and Redevelopment Projects, and 15183.3 - Qualified Infill Projects.

NOTE: Separately and independently from this Notice of Determination, the Project is also exempt from CEQA pursuant to CEQA Guidelines Section 15183 - Projects Consistent with Community Plan, General Plan, or Zoning.

This is to advise that the City of Oakland as   X   the Lead Agency,        a Responsible Agency, for the above described project has approved and has made the following determinations regarding the above described project on November 5, 2019.

1. The Project        will,   X   will not, have a significant effect on the environment.
2.   X   An Environmental Impact Report was prepared and certified for this project pursuant to the provisions of CEQA on February, 1998 (LUTE EIR); November 5, 2010 (Housing Element EIR); 2015 Addendum to Housing Element EIR; July 15, 2014 (WOSP EIR).  
       A Negative Declaration was prepared for project this pursuant to the provisions of CEQA.  
       A Mitigated Negative Declaration was prepared for project this pursuant to the provisions of CEQA.  
The        Negative Declaration;        Mitigated Negative Declaration;   X   EIR, and record of project approval may be examined at: City of Oakland, Bureau of Planning, 250 Frank H. Ogawa Plaza, Suite 2114, Oakland, CA 94612, (510) 238-3941.
3. Mitigation measures   X   were,        were not, made a condition of approval of the project.
4. A Statement of Overriding Considerations        was,   X   was not, adopted for this project.
5. Findings   X   were,        were not, made pursuant to the provisions of CEQA (14 California Code of Regulations, Section 15091).

Date

11/13/19

Governor's Office of Planning & Research

**NOV 13 2019**

**STATE CLEARINGHOUSE**

Ed Manasse

Department of Planning & Building

# **\*ENVIRONMENTAL DECLARATION**

(CALIFORNIA FISH AND GAME CODE SECTION 711.4)

## **LEAD AGENCY NAME AND ADDRESS**

City of Oakland - Bureau of Planning  
250 Frank H. Ogawa Plaza, Suite 2114  
Oakland, CA 94612  
Contact: Ed Manasse, Deputy Director

## **FOR COUNTY CLERK USE ONLY**

**ENDORSED  
FILED  
ALAMEDA COUNTY**

**NOV 13 2019**

**MELISSA WILK** County Clerk  
By Deputy

FILE NO:

19-661

## **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.)

\$ 2,354.75 - STATE FILING FEE

\$ 50.00 - COUNTY CLERK HANDLING FEE

☒ B - ENVIRONMENTAL IMPACT REPORT (EIR)

\$ 3,271.00 - STATE FILING FEE

\$ 50.00 - COUNTY CLERK HANDLING FEE

### **3. OTHER:** \_\_\_\_\_

**\*\*\*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 FILINGS:**

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, 2019

MAKE CHECKS PAYABLE TO: ALAMEDA COUNTY CLERK