CITY OF ALAMEDA PLANNING BOARD

DRAFT RESOLUTION

DECLARING A STATEMENT OF COMPLIANCE UNDER PERIODIC REVIEW FOR A DEVELOPMENT AGREEMENT FOR THE ALAMEDA POINT SITE A PROJECT, FOR THE PERIOD FROM APRIL 15, 2018 THROUGH APRIL 15, 2019

WHEREAS, Alameda Point Partners, LLC (APP) has initiated a Periodic Review of a Development Agreement with the City of Alameda, as required under Zoning Ordinance Section 30-95.1; and

WHEREAS, the Planning Board held a public hearing on this request on April 8, 2019, and examined pertinent documents; and

WHEREAS, the Planning Board finds that APP has complied with the terms and conditions of the Development Agreement for the Site A Development Project, for the period from April 15, 2018 through April 15, 2019, as summarized in the Annual Report Letter submitted by APP for Planning Board review, and has demonstrated a continuing good faith effort to implement the terms and conditions as set forth in said Development Agreement; and

NOW, THEREFORE, BE IT RESOLVED, that the Planning Board finds this action is not a project under the California Environmental Quality Act.

THEREFORE BE IT FURTHER RESOLVED that the Planning Board of the City of Alameda hereby declares that APP has demonstrated good faith compliance with the terms and conditions of the Development Agreement.

NOTICE. No judicial proceedings subject to review pursuant to California Code of Civil Procedure Section 1094.5 may be prosecuted more than ninety (90) days following the date of this decision or decision on any appeal plus extensions authorized by California Code of Civil Procedure Section 1094.6.

The decision of the Planning Board shall be final unless appealed to the City Council, in writing and within ten (10) days of the decision, by filing with the Planning and Building Department a written notice of appeal stating the basis of appeal and paying the required fees.