

**CITY OF ALAMEDA PUBLIC ART COMMISSION  
RESOLUTION**

APPROVING CHANGE IN SCALE FROM PREVIOUSLY APPROVED PUBLIC ART APPLICATION FOR TIDAL ARCH AT 1951 HARBOR BAY PARKWAY

WHEREAS, an application was submitted on January 8, 2021, by srmErnst Development Partners pursuant to the City of Alameda public art ordinance (Alameda Municipal Code Section 30-98), which application was revised on January 22, 2021; and

WHEREAS, the Public Art Commission held a public meeting on and approved the application for the Tidal Arch public art on February 23, 2021; and

WHEREAS, it was determined that a reduction in scale of approximately ten percent from the original concept for the Tidal Arch public art was necessary from an engineering and logistical standpoint; and

WHEREAS, the Community Development Director has determined that the ten percent reduction in scale represents a substantial change to the approved Tidal Arch public art; and

WHEREAS, the Public Art Commission held a public meeting on the requested change in scale on November 10, 2021, and has examined all pertinent submittals and documents; and

NOW THEREFORE be it resolved that the Public Art Commission has made the following findings regarding the proposed reduction in scale:

**While the ten percent reduction in scale of the Tidal Arch is considered a substantial change from the proposal that was approved in February 2021, the Public Art Commission has determined the reduced scale maintains the design intent of the sculpture.**

BE IT FURTHER RESOLVED that the Public Art Commission finds that the project is Categorically Exempt from the California Environmental Quality Act under Section 15061(b)(3) of the CEQA Guidelines as it can be seen with certainty that the proposal does not have the potential to have a significant effect on the environment; and

BE IT FURTHER RESOLVED that the Public Art Commission hereby approves the ten percent reduction in scale of the Tidal Arch public art pursuant to Alameda Municipal Code Section 30-98; and

BE IT FURTHER RESOLVED that all conditions that were included in the February 23, 2021 approval of the original Tidal Arch public art application still remain.

I, the undersigned, hereby certify that the foregoing Resolution was duly and

regularly adopted and passed by the Public Art Commission of the City of Alameda during the Regular Meeting of the Public Art Commission on the 10th day of November, 2021, by the following vote to wit:

AYES:

NOES:

ABSENT:

ATTEST:

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Lois Butler, Secretary  
Public Art Commission

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