

NOTICE OF DETERMINATION
California Environmental Quality Act (CEQA)

DATE: January 24, 2024

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

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

**ENDORSED
FILED
ALAMEDA COUNTY**

JAN 26 2024

FROM: City of Oakland
Planning and Building Department
250 Frank H. Ogawa Plaza, Suite 3315
Oakland, CA 94612
Contact: Catherine Payne, Development Planning Manager (510) 915-0577

MELISSA WILK, County Clerk
By  Deputy

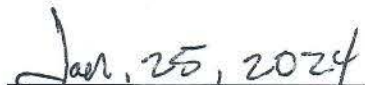
SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code


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| PROJECT TITLE: 1431 Franklin Street Residential Tower (PLN20125) |
| STATE CLEARINGHOUSE NUMBER (If submitted to State Clearinghouse): 1997062089 (LUTE) & 2010102024 (CDURP) |
| PROJECT APPLICANT: TC II 1431 Franklin, LLC; 564 Market St. Suite 225, San Francisco, CA 94104 |
| PROJECT LOCATION: 1431 Franklin St., Oakland, CA 94612 APN: 008 062100807 |
| PROJECT DESCRIPTION: Conditional Use Permits & Regular Design Review to construct a 40-story (413-foot tall) 421,056 square feet residential tower with a parking garage above grade. |

This is to advise that the City of Oakland as the Lead Agency for the above described project has approved and has made the following determinations regarding the above described project on January 16, 2024. The project tiers off the 1998 Oakland Land Use and Transportation Element (LUTE) and the 2011 Central District Urban Renewal Plan (CDURP) Program EIRs.

1. The project [will will not] have a significant effect on the environment.
2. An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA. A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [were were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [was was not] adopted for this project.
5. A statement of Overriding Considerations [was was not] adopted for this project.
6. Findings [were were not] made pursuant to the provisions of CEQA.

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 a Community Plan or Zoning), CEQA Guidelines Section 15183.3 (Streamlining for Infill Projects), Public Resources Code Sections 21083.3 and 21094.5 of the California Environmental Quality Act. Also, the proposed project qualifies for an exemption as specified in CEQA Guidelines Section 15332 (Infill Development Projects).


Date


Ed Manasse
Department of Planning and Building
Environmental Review Officer

NOTICE OF DETERMINATION/EXEMPTION
California Environmental Quality Act (CEQA)

TO: Alameda County Clerk Office of Planning and Research
1225 Fallon Street State Clearinghouse
Oakland, CA 94612 1400 10th Street, Suite 222
Sacramento, CA 95814

DATE: May 21, 2008

FROM: City of Oakland
Community and Economic Development Agency, Planning Division
250 Frank H. Ogawa Plaza, Suite 3330
Oakland, CA 94612

**ENDORSED
FILED
ALAMEDA COUNTY**

MAY 28 2008

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code
By PATRICK O'CONNOR Deputy

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|--|---------------------------------------|
| PROJECT TITLE: ZT07-473 | |
| STATE CLEARINGHOUSE NUMBER (If submitted to State Clearinghouse): 1997062089 | |
| CONTACT PERSON: Eric Angstadt, Interim Strategic Planning Manager | TELEPHONE NUMBER: 510-238-6190 |
| PROJECT LOCATION: Citywide | |
| PROJECT DESCRIPTION: An Ordinance amending the Oakland Planning Code to update references, improve consistency among chapters, clarify language, and make other minor Planning Code revisions (including updating development standards in the HBX zone, permitted uses in the S-8 zoning designation; and revising conditional use permit criteria for dwelling units with five or more bedrooms). | |

On May 20, 2008, the Oakland City Council adopted the Ordinance amending the Planning Code to update references, improve consistency among chapters, clarify language and make other minor Planning Code revisions. The purpose of this current NOD is to provide notice that this Ordinance is within the scope of prior approvals, as evaluated in the Land Use and Transportation Element EIR (certified in 1998) and that no further environmental review is required because none of the factors requiring preparation of a subsequent or supplemental EIR are present. As a separate and independent basis, this Ordinance is also exempt under Sections 15061(b)(3), 15183, and/or Section 15273 of the State CEQA Guidelines.

5/22/08

Date:



DAN LINDHEIM
Director
Community and Economic Development Agency
Environmental Review Officer



STATE OF CALIFORNIA - THE RESOURCES AGENCY
 DEPARTMENT OF FISH AND GAME
 ENVIRONMENTAL FILING FEE CASH RECEIPT

357159

Lead Agency: City of Oakland Date: 15-28-2008
 County/State Agency of Filing: ALACO - Clerk Recorder Document No.: 08-234
 Project Title: ZT07-473
 Project Applicant Name: Dan Lindheim
 Project Applicant Address: 250 Frank H. Ogawa Plaza, Suite 330
 City: Oakland State: CA Zip Code: 94612 Phone Number: (510) 238-6190

Project Applicant (check appropriate box):

- Local Public Agency School District Other Special District State Agency Private Entity

Check Applicable Fees:

- | | | | |
|---|-----------|----|----------------|
| <input checked="" type="checkbox"/> Environmental Impact Report | \$2606.75 | \$ | <u>2606.75</u> |
| <input type="checkbox"/> Negative Declaration | \$1876.75 | \$ | _____ |
| <input type="checkbox"/> Application Fee Water Diversion (State Water Resources Control Board Only) | \$886.25 | \$ | _____ |
| <input type="checkbox"/> Projects Subject to Certified Regulatory Programs | \$886.25 | \$ | _____ |
| <input checked="" type="checkbox"/> County Administrative Fee | \$50.00 | \$ | <u>50.00</u> |
| <input type="checkbox"/> Project that is exempt from fees | | | |
| <input type="checkbox"/> Notice of Exemption | | | |
| <input type="checkbox"/> DFG No Effect Determination (Form Attached) | | | |

TOTAL RECEIVED \$ 2656.75

Signature and title of person receiving payment: Arinda Newbold, Deputy Clerk

WHITE-PROJECT APPLICANT YELLOW-DFG/ASB PINK-LEAD AGENCY GOLDENROD-COUNTY CLERK
 DFG 753.5a (Rev. 11/07)



State of California - Department of Fish and Wildlife
2024 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
 DFW 753.5a (REV. 01/01/24) Previously DFG 753.5a

AC RECEIPT #: 3555027

RECEIPT NUMBER:
 01-01/26/2024-020
 STATE CLEARINGHOUSE NUMBER (If applicable)
 1997062089 & 2010102024

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

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|--|-----------------------------|--------------------|
| LEAD AGENCY CITY OF OAKLAND | LEAD AGENCY EMAIL | DATE 01/26/2024 |
| COUNTY/STATE AGENCY OF FILING ALAMEDA | DOCUMENT NUMBER 24 - 020 | |

PROJECT TITLE
 1431 FRANKLIN STREET RESIDENTIAL TOWER (PLN20125)

| | | |
|---|-------------------------|--------------------------------|
| PROJECT APPLICANT NAME CATHERINE PAYNE | PROJECT APPLICANT EMAIL | PHONE NUMBER (510) 915-0577 |
| PROJECT APPLICANT ADDRESS 250 FRANK H. OGAWA PLAZA, SUITE 2114 | CITY OAKLAND | STATE CA |
| | | ZIP CODE 94612 |

PROJECT APPLICANT (Check appropriate box)

Local Public Agency School District Other Special District State Agency Private Entity

CHECK APPLICABLE FEES:

- Environmental Impact Report (EIR) \$4,051.25 \$ _____ 0.00
- Mitigated/Negative Declaration (MND)(ND) \$2,916.75 \$ _____ 0.00
- Certified Regulatory Program (CRP) document - payment due directly to CDFW \$1,377.25 \$ _____ 0.00
- Exempt from fee
 - Notice of Exemption (attach)
 - CDFW No Effect Determination (attach)
- Fee previously paid (attach previously issued cash receipt copy)

- Water Right Application or Petition Fee (State Water Resources Control Board only) \$850.00 \$ _____ 0.00
- County documentary handling fee \$ _____ 50.00
- Other \$ _____

PAYMENT METHOD:

- Cash Credit Check Other TOTAL RECEIVED \$ _____ 50.00

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| SIGNATURE X | AGENCY OF FILING PRINTED NAME AND TITLE A. LEE, DEPUTY CLERK |
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