


ENDORSED  
FILED  
ALAMEDA COUNTY

APR 22 2024

**NOTICE OF EXEMPTION**

MELISSA WILK, County Clerk

By  Deputy

TO: Alameda County Clerk  
1106 Madison Street  
Oakland, CA 94612

Office of Planning and Research  
P.O. Box 30144, Room 113  
Sacramento, CA 95812-3044

FROM: City of Oakland  
Planning and Building Department  
250 Frank H. Ogawa Plaza, Suite 3315  
Oakland, CA 94612  
Contact: Edward Manasse, 510-238-7733

**Project Title:** Embarcadero West Rail Safety and Access Improvements: Grade Separation Feasibility Study

**Project Applicant:** City of Oakland, Alameda County

**Project Location:** Embarcadero West between Clay Street and Adeline Street

**Project Description:** Study the design and delivery of one or more overcrossing structures capable of accommodating the movement of motor vehicles, pedestrians, cyclists, and other mobility users over the Embarcadero West corridor, while addressing the needs of a heavy weight vehicle route and emergency vehicle access to/from the waterfront.

**Exempt Status:** (check All that apply)

**Statutory Exemptions**

Public Resources Code, Sections 21102 and 21150; CEQA Guidelines, Section 15262, Feasibility and Planning Studies

**Category Exemptions**

CEQA Guidelines, Section 15306, Information Collection

**Reasons why project is exempt:**

The Embarcadero West Rail Safety and Access Improvements: Grade Separation Feasibility Study is exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15262 (Feasibility and Planning Studies), and CEQA Guidelines Section 15306 (Information Collection), providing a separate and independent basis for CEQA compliance.

The planning activities under this project are resource surveys, data analysis, and coordination and outreach towards the development of a Feasibility Study for one or more overcrossing structures, which have not yet been approved, adopted, or funded. The activities to be carried out as part of the project involve no ground or resource disturbance. The project is Statutorily Exempt under CEQA Guidelines, Section 15262 Feasibility and Planning Studies as the project only involves feasibility studies for possible future actions, which the City of Oakland has not approved, adopted, or funded; there is no legally binding effect on later activities. The project is also Categorical Exempt under CEQA Guidelines, Section 15306 Information Collection because it consists of basic data collection and resource evaluation activities, which do not result in a disturbance to environmental resources. None of the exceptions to a Categorical Exemption pursuant to Section 15300.2 apply to the project. The proposed activities are for information gathering purposes and are part of a study leading to an action, which a public agency has not yet approved, adopted, or funded.

Pursuant to Section 711.4(d)(1) of the California Fish and Game Code, statutory and categorical exemptions are also exempt from Department of Fish & Game fees.

**Lead Agency:** City of Oakland, Department of Transportation, 250 Frank H. Ogawa Plaza, Suite 4314, Oakland, CA 94612.

**Lead Agency Contact:** Edmond Siu, Supervising Civil Engineer

**Phone:** (510) 238-3172

4/18/2024

Date: \_\_\_\_\_



EDWARD MANASSE

Deputy Director

Planning and Building Department

Environmental Review Officer