

RESOLUTION NO. 19-___

Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager Enter Into A License Agreement With The East Oakland Community Project (EOCP) For Real Property Located At 4300 San Pablo Avenue, For Use As A Temporary Emergency Family Shelter For A Period Of Up To Twenty-Four Months; And To Sign All Relevant And Necessary Documents Pertaining To The License Agreement (CEQA Determination: Exempt Pursuant To California Government Code Section 8693.4(a)(4) And State CEQA Guidelines Sections 15269(c), 15301, 15303, 15332, And 15061(b)(3))

WHEREAS, the crisis of homelessness affects every area of Alameda County including Emeryville; and

WHEREAS, on October 30, 2018 the City Council of the City of Emeryville adopted Resolution No. 18-156 declaring a Shelter Crisis pursuant to Senate Bill 850 (Chapter 48, Statutes of 2018 and Government Code § 8698.2) and authorizing participation in the Homeless Emergency Aid Program (HEAP); and

WHEREAS, the cities of Emeryville and Oakland have partnered on a number of projects to provide shelter and services to unhoused residents of the cities including the Family Front Door, the year-round shelter at St. Vincent DePaul, and the community cabins project; and

WHEREAS, the East Oakland Community Project (EOCP) has a lengthy and successful history operating shelter and transitional housing facilities for families in the East Bay and has capacity to operate a temporary emergency shelter for families at the City of Emeryville's vacant, former temporary recreation center at 4300 San Pablo; and

WHEREAS, the Planning Commission approved a conditional use permit, design review, and exception to standards for a Temporary Family Emergency Shelter at 4300 San Pablo Avenue on August 22, 2019 (Planning Commission Resolution No. UPDR19-002); now, therefore, be it

RESOLVED, that the City Council of the City of Emeryville hereby finds that the project is exempt from the California Environmental Quality Act (CEQA) under California Government Code Section 8698.4(a)(4), which applies to actions taken by a City that has declared a shelter crisis to encumber land owned by the City for a homeless shelter; State CEQA Guidelines Section 15269(c), which applies to specific actions necessary to prevent or mitigate an emergency; State CEQA Guidelines Section 15301, which applies to minor alteration of existing structures involving negligible or no expansion of use; State CEQA Guidelines Section 15303, which applies to conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structure; State CEQA Guidelines Section 15332, which applies to in-fill development projects; and the "general rule" at State CEQA Guidelines Section 15061(b)(3) because it can be seen with certainty that there is no possibility that the proposal may have a significant effect on the environment; and be it further

RESOLVED, that the City Council of the City of Emeryville hereby authorizes the City Manager to enter into a License Agreement with East Oakland Community Project (EOCP) in substantially the form set forth in Attachment A for real property located at 4300 San Pablo Avenue for use as a Temporary Emergency Family Shelter.

ADOPTED by the City Council of the City of Emeryville at a regular meeting held Tuesday, September 17, 2019, by the following vote:

AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

MAYOR

ATTEST:

APPROVED AS TO FORM:



CITY CLERK

CITY ATTORNEY