CITY OF OAKLAND

DALZIEL BUILDING • 250 FRANK H. OGAWA PLAZA • SUITE 3315 • OAKLAND, CALIFORNIA 94612

Planning and Building Department (510) 238-3941
Bureau of Planning FAX (510) 238-6538
TDD (510) 238-3254

NOTICE OF EXEMPTION

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

Project Title: **Cannabis Cultivation @ 985 85th Ave, Unit #2**

Project Applicant: **Berryessa Man dba Green Oakberry LLC.**

Project Location: **985 85th Ave, Unit #2 (APN 042 4318 008 00)**

Project Description: **Applicant has proposed approximately 22,166-sq. ft. of a 204274.62 -sq. ft. facility for indoor cannabis cultivation.**

Exempt Status:

Statutory Exemptions	Categorical Exemptions
[ ] Ministerial {Sec.15268}	[X] Existing Facilities {Sec.15301}
	[ ] Small Structures {Sec.15303}

Other
[X] Projects consistent with a community plan, general plan or zoning {Sec. 15183(f)}
[ ] _____ (Sec. _____)

Reason why project is exempt:
The Applicant is proposing to operate as a indoor cannabis cultivator in an existing commercial facility and will use non-fossil fuel services to power the operation. Further, the use of indoor cannabis cultivation is permitted at the discretion of the City Administrator under Chapter 5.81 of the Oakland Municipal Code. Thus, the proposed use will not have a significant effect on the environment. **Lead Agency**: City of Oakland, Planning and Building Department, 250 Frank H. Ogawa Plaza, Suite 2114, Oakland, CA 94612

Division/Contact Person: Bureau of Planning / Zoning / Aubrey Rose AICP, Planner III **Phone:** 510-238-2071

_____ _____
Signature (Ed Manasse, Environmental Review Officer) Date:

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

***ENVIRONMENTAL DECLARATION**
(CALIFORNIA FISH AND GAME CODE SECTION 711.4)

: FOR COUNTY CLERK USE ONLY

LEAD AGENCY NAME AND ADDRESS:

CITY OF OAKLAND
Bureau of Planning
250 Frank H. Ogawa Plaza, Suite 2114
Oakland, CA 94612

APPLICANT: Berryessa Man dba Green Oakberry LLC
985 85th Ave, Unit #2
Oakland, CA 94621

: FILE NOS. n / a

CLASSIFICATION OF ENVIRONMENTAL DOCUMENT:
(PLEASE MARK ONLY ONE CLASSIFICATION)

1. **NOTICE OF EXEMPTION / STATEMENT OF EXEMPTION**

[X] A – STATUTORILY OR CATEGORICALLY EXEMPT

$50.00 – COUNTY CLERK HANDLING FEE

1. **NOTICE OF DETERMINATION (NOD)**

[ ] A – NEGATIVE DECLARATION (OR MITIGATED NEG. DEC.)

$2,406.75 - STATE FILING FEE

$50.00 (Fifty Dollars) – COUNTY CLERK FILING FEE

[ ] B – ENVIRONMENTAL IMPACT REPORT

$3,343.25 – STATE FILING FEE

$50.00 (Fifty Dollars) – CLERK'S FEE

3. [ ] **OTHER: _____**

****A COPY OF THIS FORM MUST BE COMPLETED AND SUBMITTED WITH EACH COPY OF AN ENVIRONMENTAL DECLARATION BEING FILED WITH THE ALAMEDA COUNTY CLERK.*****

BY MAIL FILINGS:
PLEASE INCLUDE FIVE (5) COPIES OF ALL NECESSARY DOCUMENTS AND TWO (2) SELF-ADDRESSED ENVELOPES.

IN PERSON FILINGS:
PLEASE INCLUDE FIVE (5) COPIES OF ALL NECESSARY DOCUMENTS AND ONE (1) SELF-ADDRESSED ENVELOPE.

ALL APPLICABLE FEES MUST BE PAID AT THE TIME OF FILING.

FEES ARE EFFECTIVE JANUARY 1, 2020
MAKE CHECKS PAYABLE TO: ALAMEDA COUNTY CLERK