



**APPLICATION FOR APPEAL OF PERMIT DECISION
IN OAKLAND AIRPORT BUSINESS PARK**

This is a request to appeal a decision (approval or disapproval) made by the Port of Oakland under the Airport Business Park Land Use and Development Code (LUDC). Appeal is made pursuant to section 5.7 of the LUDC. By filing this appeal, the applicant acknowledges that they will comply with the LUDC Administrative Appeal process. This application must be filed with the required fee (\$750).

Appellant Name: _____

Phone/E-mail: _____

Permit #: _____

Permit Address: _____

Project Description: _____

Include with this application:

1. A summary description of the work proposed under the permit in question.
2. Was permit approved or disapproved?
3. A clear and concise description of the ground(s) upon which the Administrative Appeal is based.

Required findings per Section 5.5:

- B. General Development Permit Findings.** The Port may approve an application for a Development Permit, either as submitted or as modified, only upon finding that:
1. The proposed project will not be detrimental to the health, safety, peace, morals, comfort or general welfare of persons working in the Business Park or be detrimental or injurious to property and improvements of the adjacent properties, the surrounding area or neighborhood or to the general welfare of the City.
 2. The proposed project is consistent with the City of Oakland's General Plan.
 3. The proposed project complies with provisions of this Code.
 4. The proposed project has been adequately evaluated under CEQA.
 5. The proposed project has been approved, or has a reasonable chance of being approved, by all outside agencies having jurisdiction over the project, including but not limited to: the City of Oakland, FAA, Regional Water Quality Control Board, Airport Land Use Commission, Alameda County Health Department, and State Lands Commission.
 6. The proposed project will neither interfere with the operations of Oakland International Airport nor enable the establishment of uses that may be incompatible with the potential imposition of noise, light, smoke, air currents, electronic or other emissions, vibrations, discomfort, and/or inconvenience resulting from airport operations.
 7. The Port has attached such conditions to issuance of the Development Permit as it deems reasonable or necessary to achieve the purposes of this Code, to reduce or to mitigate environmental impacts, and to address the project's anticipated burden on the Business Park and the Port, and which otherwise promote the health, safety, and welfare of the surrounding community.
- C. Specific Development Permit Findings.** In addition to the General Findings required above, the Port may approve an application for a Development Permit within a specific land use area of the Business Park, either as submitted or as modified, only upon finding that:
1. For projects proposed in the Commercial Corridor, such projects are consistent with the purposes, use restrictions and development and design standards established by this Code for the Commercial Corridor area.
 2. For projects proposed in the Business Park Interior, such projects are consistent with the purposes, use restrictions and development and design standards established by this Code for the Business Park Interior area.
 3. For projects proposed in the Park and Open Space, such projects are consistent with the purposes, use restrictions and development and design standards established by this Code for the Park and Open Space area.