



February 2, 2022

NOTICE OF DECISION

Approval of Development Permit for 8430 Edgewater Drive, Oakland, CA Mural/Sign Addition

PLEASE TAKE NOTICE: The Port of Oakland (Port) Port Permit Coordinator has reviewed and evaluated all of the evidence in the record and, based on substantial evidence in the record, the Port Permit Coordinator has exercised his independent judgment to **approve the development permit for private Property** (#5309A) located at 8430 Edgewater Drive, Oakland, CA on January 28, 2022. This Notice of Decision, providing public notice of the Permit Coordinator's decision, has been posted on the Port's web site: <http://www.portofoakland.com/business/bids-rfps/bid-engineering/permits/>.

Project Description

The Port is the local land use authority for the Port Area, including the Oakland Airport Business Park and the project site. The project site is located along Edgewater Drive between Hegenberger Road and Oakport Street. The mural will be painted on the building under construction previously permitted as a Raising Cane's restaurant.

The Applicant proposes to add a mural to the side of the building facing Edgewater Drive. The mural is to be painted directly on the building, approximately 9 feet high by 16 feet wide. The Raising Cane's Chicken Fingers logo in the center is approximately 55 square feet. The mural is on a red background with the words "OAKLAND" and "ONE LOVE" along the lower edge. Plans are posted on the Port website with this notice (<http://www.portofoakland.com/business/bids-rfps/bid-engineering/permits/>).

Environmental Review

The Port is the Lead Agency under the California Environmental Quality Act (CEQA), having land use jurisdiction over the Oakland Airport Business Park. The Port has reviewed the applicant's proposed 3,267 sf restaurant with site improvements and determined that the restaurant use has been adequately analyzed under the 2003 Metroport EIR. The mitigation measures applicable to restaurant have been included in the conditions in Permit No. 5309. Addition of the mural does not substantially change the restaurant development, nor will it require major revisions to the 2003 Metroport EIR. The mural also does not constitute new information that has significant effect on the environment. Therefore, adding the mural does not change the CEQA determination for the restaurant development and no further environmental review is required.

Appeal of Port Permit Coordinator's Decision

Any person excepting to the Port Permit Coordinator's decision may appeal to the Permit Hearing Officer by filing with the Secretary of the Board a written notice of such appeal setting forth the specific grounds thereof, and by paying to Daria Edgerly, Secretary of the Board (530 Water Street, Oakland, CA 94607 or dedgerly@portoakland.com), the \$750 administrative appeal fee. A Notice of Appeal must be filed within fourteen (14) days of the date of this Notice of Decision. Absent an

administrative appeal, the Port Permit Coordinator's decision becomes final fifteen (15) days after issuance of this Notice of Decision. Any failure to file an administrative appeal will be a complete bar to judicial review.

Port Contact Information

Please contact Joe Marsh, Port Permit Coordinator, at (510) 627-1480 or jmarsh@portoakland.com with any questions regarding the approval of this development permit.