

Attachment 9

From: [Eugene Park](#)
To: wolff@smwlaw.com; borg@smwlaw.com
Cc: [Joe Marsh](#); [Colleen Liang](#); [Daniel Connolly](#)
Subject: RE: Port of Oakland - Response to PRA Request re: UPS
Date: Wednesday, June 22, 2016 6:20:40 PM
Attachments: [image001.png](#)

Dear Osa and Carmen:

Attached are the documents that Carmen reviewed at the Port last Wednesday, June 15. I'm told that the 6/9 Stormwater Memo is a draft and that WHPacific may update it. The drainage- and landscaping-related plans are attached to the Stormwater Memo; the site plan is attached to the permit application.

We hope these are helpful. Please let me know if you have any questions.

Thanks,
Eugene

Eugene Park | Deputy Port Attorney
Port of Oakland
530 Water Street | Oakland, CA 94607
t: (510) 627-1191 | f: (510) 444-2093
epark@portoakland.com | www.portofoakland.com

From: Eugene Park
Sent: Tuesday, June 14, 2016 6:14 PM
To: 'borg@smwlaw.com'
Cc: Joe Marsh; Colleen Liang
Subject: RE: Port of Oakland - Response to PRA Request re: UPS

Dear Carmen:

I received your email below to Joe and Colleen regarding information about the historic use of the parking area. Attached are all the tenancy & use documents we could locate so far. These largely consist of Temporary Rental Agreements (TRAs) for use of the site for 1 year or less. We'll let you know if any additional agreements surface.

There are a handful of uses for which we currently can't locate the agreements (e.g., there was probably a "Hennefer" TRA for 2010; and the site was also used temporarily as a laydown area by contractors working on the BART connector around 2012-14), but the attached documents should essentially reflect the TRAs we've had on the site over the years. I also attached the enabling documents for the initial paving of the lot, which apparently occurred in 1998.

Hopefully these documents are helpful. Please feel free to contact me if you have follow up questions regarding historical uses of the Swan & Doolittle site.

Thanks,
Eugene

**Eugene Park | Deputy Port Attorney
Port of Oakland**

530 Water Street | Oakland, CA 94607
t: (510) 627-1191 | f: (510) 444-2093

epark@portoakland.com | www.portofoakland.com

From: Carmen J. Borg [<mailto:Borg@smwlaw.com>]

Sent: Monday, June 13, 2016 10:17 AM

To: Joe Marsh <jmarsh@portoakland.com>

Cc: Colleen Liang <cliang@portoakland.com>

Subject: RE: Port of Oakland - Response to PRA Request re: UPS

Hello Joe and Colleen,

Thank you for your prompt response regarding our request for information. In addition to the application materials, it would be useful for us to see information regarding historic use of the parking area so that we can understand UPS' past level of use of the parking lot and whether it would change.

I would be fine with electronic copies of the documents if you can email them. If that is not possible, I will be at the airport for a meeting on Wednesday morning and would prefer to schedule a meeting that day if possible. The North/South Field Working Group meets from 9:30 until 11:30 or so. If you are available, we could meet afterwards.

Thanks,

Carmen Borg, AICP
Urban Planner
Shute, Mihaly & Weinberger
396 Hayes Street
San Francisco, CA 94102
415-552-7272
<http://www.smwlaw.com/>

From: Joe Marsh [<mailto:jmarsh@portoakland.com>]

Sent: Monday, June 13, 2016 9:30 AM

To: Osa L. Wolff

Cc: Colleen Liang; Carmen J. Borg

Subject: Re: Port of Oakland - Response to PRA Request re: UPS

I am going to be arranging the meeting to show you the application materials for UPS. Colleen and I can meet with you this afternoon or sometime tomorrow. Are we going to meet with just Carmen, or will others be attending? Is there a good time for you?

Sent from my HTC

----- Reply message -----

From: "Osa L. Wolff" <Wolff@smwlaw.com>

To: "Richard Sinkoff" <rsinkoff@portoakland.com>, "Eugene Park" <epark@portoakland.com>

Cc: "Daniel Connolly" <dconnolly@portoakland.com>, "Joe Marsh"

<jmarsh@portoakland.com>, "Colleen Liang" <cliang@portoakland.com>, "Diane Heinze"

<dheinze@portoakland.com>, "Alexander L. Tom" <tom@smwlaw.com>, "Carmen J. Borg"

<Borg@smwlaw.com>

Subject: Port of Oakland - Response to PRA Request re: UPS

Date: Thu, Jun 9, 2016 11:09 PM

Thank you, all.

We look forward to learning more about this UPS project and coordinating with the Port.

Best,

Osa

Osa L. Wolff

Shute, Mihaly & Weinberger LLP

396 Hayes St.

San Francisco, CA 94102

415.552.7272 (phone)

415.552.5816 (fax)

wolff@smwlaw.com

CONFIDENTIALITY NOTICE

The information contained in this e-mail message, including any attachment(s), is privileged, confidential, and protected from disclosure. If you are not the intended recipient, you may not read, use, copy, disclose, or distribute the information contained in this e-mail message. If you think that you have received this communication in error, please promptly advise Shute, Mihaly & Weinberger LLP by e-mail at info@smwlaw.com or telephone at (415) 552-7272, and delete all copies of this message.

From: Richard Sinkoff [<mailto:rsinkoff@portoakland.com>]

Sent: Thursday, June 09, 2016 4:45 PM

To: Eugene Park; Osa L. Wolff; Carmen J. Borg

Cc: Daniel Connolly; Joe Marsh; Colleen Liang; Diane Heinze

Subject: RE: Port of Oakland - Response to PRA Request re: UPS

Dear Osa and Carmen,

To follow up, I have asked Joe Marsh, Port Permit Coordinator, to reach out to your office to review the submittals that we have to date on the improvements contemplated at the UPS site at 8400 Pardee Drive. Colleen Liang, Associate Port Environmental Scientist, is the Environmental

Coordinator for this project and reports to Diane Heinze, Port Environmental Assessment Supervisor. I have also copied Diane and Colleen here as well.

Of course, if you have any questions for me, feel free to let me know.

Thanks.

Richard

Richard Sinkoff
Director of Environmental Programs and Planning
Port of Oakland
510-627-1182
rsinkoff@portoakland.com

From: Eugene Park
Sent: Thursday, June 09, 2016 4:32 PM
To: wolff@smwlaw.com; borg@smwlaw.com
Cc: Daniel Connolly <dconnolly@portoakland.com>; Richard Sinkoff <rsinkoff@portoakland.com>
Subject: RE: Port of Oakland - Response to PRA Request re: UPS

Dear Osa and Carmen:

Fyi, the meeting concluded and the Board approved the first reading of the ordinance. We distributed your letter to the Board as well as the attached written response. Second reading will be on June 23, 2016.

Thanks,
Eugene

Eugene Park | Deputy Port Attorney
Port of Oakland
530 Water Street | Oakland, CA 94607
t: (510) 627-1191 | f: (510) 444-2093
epark@portoakland.com | www.portofoakland.com

From: Eugene Park
Sent: Thursday, June 09, 2016 3:08 PM
To: 'wolff@smwlaw.com'; 'borg@smwlaw.com'
Cc: Daniel Connolly
Subject: Port of Oakland - Response to PRA Request re: UPS

Dear Osa and Carmen:

Thank you for your June 9, 2016 Public Records Act request for (1) a copy of the proposed parking lease with UPS that is the subject of Item 6.5 on the June 9, 2016 Board meeting; and (2) plans for the proposed renovations by UPS at its 8400 Pardee Drive facility.

Regarding the first part of your request, attached is the latest draft of the proposed License & Concession agreement with UPS. The use of the premises are described in Sec. 4(a), which in turn refers to Exhibit E-1.

Regarding the second part of your request, we've spoken with the folks in our Environmental Division and they will be working with you to answer questions and provide documents relating to the proposed Pardee facility renovations, which process is still undergoing the permit approval process. Note: the permit approval process is described in the Port's [Land Use and Development Code](#), and final permit decisions are posted [here](#).

Please feel free to contact me with any additional questions.

Thanks,
Eugene

Eugene Park | Deputy Port Attorney
530 Water Street | Oakland, CA 94607
t: (510) 627-1191 | f: (510) 444-2093
epark@portoakland.com | www.portofoakland.com



This transmittal is intended only for the use of the addressee named above and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If you are not the intended recipient, any dissemination, distribution, or copying is strictly prohibited. If you received this email message in error, please immediately notify the sender by telephone or by replying to this email message.