



PORT OF OAKLAND

February 8, 2024

NOTICE OF DECISION

Approval of Development Permit for 1101 Embarcadero West, Oakland, CA

PLEASE TAKE NOTICE: The Port of Oakland (Port) Executive Director has reviewed and evaluated all of the evidence in the record and, based on substantial evidence in the record, the Executive Director has exercised his independent judgment to **approve the development permit for Private Property** located at 1101 Embarcadero West, Oakland, CA on February 8, 2024. 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 Maritime Area and the project site. The project site is located along the Oakland Estuary just west of the Port's Howard Terminal, Berth 68. The property is owned by Radius Recycling (formerly Schnitzer Steel Industries). Parcels to the east and west are owned by the Port of Oakland. Parcels to the north across Embarcadero West are under private ownership. The Oakland Estuary is to the south.

The applicant proposes installation of a 14,000 square foot tent structure on the east side of the site to cover a recycling pile to reduce dust and improve air quality.

Environmental Review

The Port is the Lead Agency under CEQA, having land use jurisdiction over the Project site. The Port evaluated the impacts of the Project and determined that the Project was subject to CEQA, and prepared and Initial Study / Negative Declaration (IS/ND) analyzing any potential environmental impacts. The IS/ND determined that there was no significant environmental impact, and was available for a 45-day review period with no substantive comments received. The Final IS/ND is posted on the Port's website at <http://www.portofoakland.com/business/bids-rfps/bid-engineering/permits/>.

530 Water Street ■ P.O. Box 2064 ■ Oakland, California 94604-2064

www.portofoakland.com



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Appeal of Executive Director's Decision

Any person excepting to the Executive Director'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 this Notice of Decision. Absent an administrative appeal, the Executive Director'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) 508-5788 or jmarsh@portoakland.com with any questions regarding the approval of this development permit.