



PARKS AND RECREATION ADVISORY COMMISSION

City of Oakland

Wednesday, September 11, 2013 4:30 P.M.

Lake Merritt Garden Center, 666 Bellevue, Oakland, CA

Supplemental Agenda

1. CALL TO ORDER:
2. ROLL CALL:
BELCHER, DU BOIS, FLORES, KADERA-REDMOND, MARSHALL, MILLER, PETERSON, ,
ROSENBLOOM, SELNA, WU
3. DISPOSITION OF MINUTES:
July 10, 2013 meeting minutes
4. SPECIAL ORDERS:
5. PRAC PENDING LIST:
6. MODIFICATIONS TO THE AGENDA:
7. CONSENT NEW BUSINESS:
 - A. **Request From the Shattuck Neighborhood Crime Prevention Council for a Fee Waiver and Permission to Host a Community Garage Sale Fundraiser on Saturday, September 14, 2013 at Bushrod Park** The Office of Parks and Recreation (OPR) received a request from Don Link, Shattuck Neighborhood Crime Prevention Council, (SNCPC), for approval of a fee waiver and permission to host a Community Garage Sale Fundraiser at Bushrod Park on Saturday, September 14, 2013. Fees from the fundraiser go towards the community policing activities of the SNCPC. The 2012 Post Event Report is attached.
 - B. **Request Permission for Oakland Black Cowboy Association to Have Vendors and Sell Event Related Items at the Annual Black Cowboys Festival on Saturday, October 5, 2013 at Defremery Park** The Oakland Black Cowboys Association (OBCA), a non-profit organization, would like permission to have up to 10 vendors, food and non-food vendors at the Annual Oakland Black Cowboys Parade on Saturday, October 5, 2013. They would also like to sell water, t-shirts and hats. Proceeds from their fundraising efforts will continue to support the organization.

8. NEW BUSINESS:

- A. The Public Works Agency Requests That the Park and Recreation Advisory Commission Deny the Appeal by Mr. Paul Silva of 1516 Westview Drive
On July 26, 2013, the Tree Services Unit denied tree removal permit application ND13-093 for 1516 Westview Drive. The Applicant (Paul Silva) requested removal of three coast redwood trees on his property. The Applicant stated the trees were, (a) unstable, (b) posed a danger of falling on his house, and (c) blocked sunlight. A City Arboricultural Inspector evaluated the trees and determined the Applicant's assessment was not valid.
- B. Request from McClymonds Action Committee for Permission to Collect Donations at the McClymonds Reunion Gathering at Defremery Park on Saturday, September 28, 2013
Oakland Parks and Recreation received a request from the McClymonds Action Committee for permission to collect donations at the McClymonds Reunion Gathering to be held at Defremery Park on Saturday, September 28, 2013. Funds collected from the donation will help to pay the fees for the event.
- C. Request From The Splash Pad Neighborhood Forum For Permission To Have Food Vendors, Sell Beer And Wine And Collect Donations For Event T-Shirts At A Community Wide Celebration To Be Held At Splash Pad Park On Sunday, October 20, 2013
The Office of Parks and Recreation received a request from the Splash Pad Neighborhood Forum, a 501c(3) non-profit organization, for permission to have food vendors, sell beer and wine, and collect donations for event -shirts at the Community Wide Celebration event to be held at Splash Pad Park on Sunday, October 20, 2013. Any proceeds from the event will be used for park improvements.
- D. Request From Civicorps for Permission to Fundraise Through Collection of On-site Entrance Fees and Donation at the Lakeside Park Garden Center on Friday, November 15, 2013
The Office of Parks and Recreation received a request from Civicorps, a non-profit organization, for permission to fundraise through collection of on-site entrance fees and donations at the Shakespeare Performance Dinner and Theatre on Friday, November 15, 2013 to be held at the Lakeside Park Garden Center. The proceeds from the on-site collection of fees will benefit students for the cost of attending the Civicorps School.
- E. Request from the Crisis Support Services of Alameda County for Permission to Collect On-site Registration Fees and Donations at Lakeside Park on Saturday, June 7, 2014
The Office of Parks and Recreation received a request from the Crisis Support Services of Alameda County, a non-profit organization, for permission to collect on-site registration fees and donations at its 4th Annual Suicide Prevention Walk/Run event at Lakeside Park on Saturday, June 7, 2014. The proceeds will go towards the Crisis Support Services community health education programs.

F. **Request from A Safe Place for Permission to Collect On-site Registration Fees and Sell Commemorative T-Shirts and have Food/Merchandise Vendors at Lakeside Park on Saturday, October 19, 2013** The Office of Parks and Recreation received a request from A Safe Place for permission to collect on-site registration fees, sell commemorative t-shirts and have food and merchandise vendors at the 12th Annual Walk Against Teen Dating and Domestic Violence event at Lakeside Park on Saturday, October 19, 2013. The proceeds from the registration fees and t-shirts sales will benefit A Safe Place clients and general organizational needs. A Post Event Report is attached from the 2012 event.

G. **Request for Installation of Mileage Markers for the Montclair Railroad Trail** The Friends of Montclair Railroad Trail (FOMRRT) was created in 2010 for the purpose of maintaining and enhancing the wild and natural character of Montclair Railroad Trail. FOMRRT values the safe and pleasurable recreational and educational enjoyment of the trail by users with different interests. FOMRRT is open to all members of the public and encourages volunteers to help in achieving the afore-mentioned goals.

H. **Request for the Parks and Recreation Advisory Commission to Approve Installation of Two Picture Posts in the Fern Ravine Restoration Area of Joaquin Miller Park** The Friends of Joaquin Miller Park (FOJMP) and the Friends of Sausal Creek (FOSC) presented an informational report to PRAC on November 9, 2011. This report included information on FOSC's efforts to re-vegetate the redwood understory as outlined in the *Fern Ravine Restoration Plan*. In September 2012 FOSC obtained a Redwood Education Grant from Save the Redwoods League to support community workdays and field trips with Civicorps students to continue the environmental education and restoration work in this area. One of the project elements is to install two Picture Posts to allow park visitors and future field trip participants to help document the restoration efforts in redwood and upland areas.

I. **Request from the Feldenkrais Resources Training Institute for Permission to Collect Funds On-site at the Lakeside Park Garden Center from November 1 through 5, 2013** Staff was asked to continue the Feldenkrais Resources Training Institute's request to the September meeting for clarification of the event for permission to collect funds on-site during their Educational Workshop event at the Lakeside Park Garden Center on Friday, November 1st through Tuesday, November 5th, 2013. The funds collected will go towards expenses of the Feldenkrais Resources Training Institute and will help pay for the Instructor teaching the workshops.

J. **The Public Works Agency Requests That the Park and Recreation Advisory Commission Deny the Appeal by Tim Van Schoonhoven of 3568 Kempton Way**

On August 13, 2013, the Tree Services Unit denied tree removal permit application ND13-103 for 3568 Kempton Way. The Applicant (Tim Van Schoonhoven) requested removal of one magnolia tree on his property. The Applicant stated the tree was, (a) gradually dying, and (b) causing damage to sewer pipe. A City Arboricultural Inspector evaluated the trees and determined the Applicant's assessment was not valid.

9. **CONDITIONAL USE PERMITS:**

A. **Approval of the Design, Implementation, and Conditional Use and Tree Removal Permits for the Fairyland Entrance Way Renovation Project** Staff from the Public Works Agency (PWA) and the Office of Parks and Recreation request approval of the design and implementation of the Fairyland Entrance Way Project and the associated Design Review, Conditional Use, and Tree Removal and Protection permits. The project includes improvements to the entry of Fairyland that will provide an ADA accessible pathway with lighting, a new sign, and landscaping.



PARKS AND RECREATION ADVISORY COMMISSION
City of Oakland
Wednesday, July 10, 2013, 4:30 P.M.
Lakeside Park Garden Center, 666 Bellevue Avenue, Oakland, CA

MINUTES

1. CALL TO ORDER:

A meeting of the Parks and Recreation Advisory Commission was held on Wednesday, July 10, 2013 at the Lakeside Park Garden Center located at 666 Bellevue Avenue, Oakland, CA. Commissioner/Chair Miller convened the meeting at 4:32 p.m. Gail McMillon, Central Reservation Supervisor of the Office of Parks and Recreation, conducted the roll call in Director Audree V. Jones-Taylor's absence:

2. ROLL CALL:

Present: Belcher, Dubois, Flores, Kadera-Redmond, Miller, Petersen, Selna, Wu
Excused: Marshall, Rosenbloom
City Staff: Diane Boyd, Gail McMillon, Darin Ranelletti, Victoria Rocha and Angelica Lopez

3. DISPOSITION OF MINUTES:

June 12, 2013 meeting minutes

MOTION: Commissioner Miller entertained a motion to approve the June 12, 2013 meeting minutes.

Moved by: Commissioner Kadera-Redmond, **Seconded by:** Commissioner Belcher, **Abstention:** Commissioner Wu and Commissioner Peterson, **Motion: Passed**

4. SPECIAL ORDERS:

None

5. PRAC PENDING LIST:

None

6. MODIFICATIONS TO THE AGENDA:

None

7. CONSENT NEW BUSINESS:

- A. **Request from the Friends of Sausal Creek for Approval to Hold a Native Plant Sale on Sunday, October 20, 2013 at the Native Plant Nursery in Joaquin Miller Park.** The Parks and Recreation Advisory Commission reviewed a request from the Friends of Salsa Creek, a non-profit organization, for permission to hold a native plant sale at the Native Plant Nursery in Joaquin Miller Park on Saturday, October 20, 2013. The proceeds collected will be used to continue the various watershed programs sponsored by the Friends of Sausal Creek.
- B. **Request for approval from the San Francisco Mime Troupe to Collect Donations and Sell Event Related Merchandise at Montclair Ball Field on Thursday, July 25, 2013 and Lakeside Park on July 31 and August 1, 2013.** The Parks and Recreation Advisory Commission reviewed a request from the San Francisco Mime Troupe, a non-profit organization, for permission to collect donations and sell event related merchandise at Montclair Ball Field on Thursday, July 25, 2013 and Lakeside Park on July 31 and August 1, 2013. The funds collected will help cover the cost for the season.
- C. **Request for Approval from the Alameda County Master Gardeners to Collect Entrance Fees into the Seminar and the Sales of Gardening Books at the Lakeside Park Garden Center on Saturday, October 26, 2013.** The Parks and Recreation Advisory Commission reviewed a request from the Alameda County Master Gardeners for permission to collect entrance fees in the seminar and offer a table with popular gardening book titles for sale including U.C. Agriculture & Natural Resources gardening resources at the 11th Annual Fall and Winter Gardening Seminar at the Lakeside Park Garden Center on Saturday, October 26, 2013. The fees charged will be used to cover all expenses associated with producing the event.

- D. **Request for Approval from Triple Step for the Cure to Collect On-Site Registration Fees, Donations, sell T-Shirts and to Allow Event Vendors to Sell On-site During their 5K Fun Run/Walk at Lakeside Park on Sunday, September 15, 2013.** The Parks and Recreation Advisory Commission reviewed a request from the Triple Step for the Cure, a non-profit organization, for permission to collect on-site registration fee, donations, sell event related t-shirts and allow vendors to sell event-related items at Lakeside Park at the 4th Annual Stepping Towards the Cure 5K Fun Run/Walk on Sunday, September 15, 2013. The purpose of the event is to provide a fun, healthy, and educational way to raise funds for Triple Step for the Cure.

MOTION: Commissioner Miller entertained a motion to approve Items 7A-7D. **Moved By:** Commissioner Wu; **Seconded By:** Commissioner Peterson. **MOTION: Passed Unanimously**

8. **NEW BUSINESS:**

- A. **Recommendation Concerning Conditional Use Permit for Proposed Air Quality monitoring Station in Raimondi Park (Case File No. CU13176).** Commissioner Selna excused himself for potential conflict. The Parks and Recreation Advisory Commission reviewed a request from California Capital and Investment Group Inc. and the City of Oakland's Office of Neighborhood Investment proposal to install an air quality monitoring station in Raimondi Park. Darin Ranelletti from the Planning and Zoning Division presented the report. The air quality monitoring station will be located outside the left side of the football field. The air quality monitoring station is a requirement of the Lease Disposition and Development Agreement (LDDA) between the City and the master developer for the Oakland Army Base development project.
MOTION: Commissioner Miller entertained a motion to approve the staff recommendation and grant permission of the recommended conditions to install an air quality monitoring station in Raimondi Park. **Moved by:** Commissioner Dubois, **Seconded by:** Commissioner Kadera-Redmond, **Abstentions:** Commissioner Peterson; **MOTION: Passed**
- B. **Request Approval to Sell Food and Beverages and to Allow Vendors to Sell Art, Crafts, Food and Beverages as a Fund Raiser for the 3rd Annual Carmen Flores Day of Music in the Park on Sunday, August 25, 2013 at Jose de la Cruz Park.** Commissioner Flores excused himself for potential conflict. The Parks and Recreation reviewed the request from Carmen Flores Recreation Center for permission to allow vendors to sell art, crafts, food and beverages at the 3rd Annual Carmen Flores Day of Music. Angelica Lopez, Carmen Flores Program Director, presented the staff report. The Flores family will help with entertainment and the food area. Other members will have different tasks at the event. The monies raised will go to the Carmen Flores Account through the Friends of Parks and Recreation and used towards scholarships for Summer Camp at Carmen Flores. Cleanup from the event will be provided by volunteers.
MOTION: Commissioner Miller entertained a motion to approve the staff recommendation and grant permission to allow vendors to sell art, crafts, food and beverages at the 3rd Annual Carmen Flores Day of Music. **Moved by:** Commissioner Belcher, **Seconded by:** Commissioner Peterson, **MOTION: Passed**
- C. **Request for Approval to Collect Registration Fees and to Allow Mobile Truck Operators and Other Vendors to Sell Event Related Items at the Faith Fancher Breast Cancer Challenge Walk/Run at Lakeside Park on Saturday, August 17, 2013.** Gail McMillon presented the staff report. The Parks and Recreation Advisory Commission reviewed the request from the Friends of Faith, Inc. (FOFI), a non-profit organization, who was seeking permission to collect on-site registration fees and allow mobile truck operators and other vendors at the Faith Fancher Breast Cancer Challenge Walk/Run at Lakeside Park on Saturday, August 17, 2013. Laura Marcus, representative of Friends of Faith, Inc. spoke on behalf of the organization and event. The FOFI has secured two Mobile Food Vendors and are working to secure one more vendor for the event.
MOTION: Commissioner Miller entertained a motion to approve the staff recommendation and grant permission to collect on-site registration fees and allow mobile truck operator and other vendors at the Faith Fancher Breast Cancer Challenge Walk/Run at Lakeside Park on Saturday, August 17, 2013. **Moved by:** Commissioner Belcher, **Seconded by:** Commissioner Selna, **Abstention:** Commissioner Peterson, **MOTION: Passed**

- D. **Request for Approval from the American Diabetes Association to Collect On-site Donations During the Step Out to Stop Diabetes 5K Walk/Run at Snow Park on Saturday, October 12, 2013.** Gail McMillon presented the staff report. A representative from the American Diabetes Association was not in attendance at the meeting. The Parks and Recreation Advisory Commission reviewed the request from the American Diabetes Association for permission to collect on-site donations at the Step Out to Stop Diabetes 5K Walk/Run at Snow Park on Saturday, October 12, 2013. The funds collected from the donations will go towards Type 1 and Type 2 diabetes research, to provide information about ways to prevent or delay Type 2 diabetes, and to advocate for those affected by diabetes.
MOTION: Commissioner Miller entertained a motion to approve the staff recommendation and grant permission to from the American Diabetes Association to collect on-site donations at the Step Out to Stop Diabetes 5K Walk/Run at Snow Park on Saturday, October 12, 2013.
Moved by: Commissioner Wu, **Seconded by:** Commissioner Peterson, **MOTION: Passed**
- E. **Request for Approval from the East Bay SPCA to Sale Microchips and Flea Prevention Medications at Grove Shafter Park on Sunday, August 4, 2013 During the East Bay SPCA Free Vaccination Fair.** Gail McMillon presented the staff report. The Parks and Recreation Advisory Commission reviewed the request from the East Bay SPCA, a non-profit organization for permission to sale microchips and flea prevention medications at Grove Shafter Park on Sunday, August 4, 2013. Anya Pamplona spoke on behalf of the organization and event. The East Bay SPCA wanted to reach out to the West Oakland area. The East Bay SPCA will implant microchips on-site into on-leash dogs. The implants will be between the shoulder blades of the dogs. Microchips are a requirement by the City of Oakland. Dogs will be on leash. Advertisement of the event was sent out via post cards and mailed to households around the area.
MOTION: Commissioner Miller entertained a motion to approve the staff recommendation and grant permission to the East Bay SPCA to sale microchips and flea prevention medications at Grove Shafter Park on Sunday, August 4, 2013.
Moved by: Commissioner Belcher, **Seconded by:** Commissioner Wu, **MOTION: Passed**
- F. **Request for Approval from the Feldenkrais Resources Training Institute to Collect Funds On-site at the Lakeside Park Garden Center from November 1 through 5, 2013.** Gail McMillon presented the staff report. The Parks and Recreation Advisory Commission reviewed the request from the Feldenkrais Resources Training Institute seeking permission to collect outstanding tuition fees, host a book sale, and sell educational materials on-site during their Education Workshop at the Lakeside Park Garden Center on Friday, November 1st through Tuesday, November 5th, 2013. Commissioners brought up concerns that the organization is a private teaching institute and inquired about the criteria of a private business selling products to the public. The Feldenkrais Resources Training Institute did not have a representative at the meeting.
MOTION: Commissioner Miller entertained a motion to continue the item on the September agenda and requested that the organizers clarify if the workshop is open to the public, closed to the public or limited to students already registered or is the workshop for Feldenkrais .
Moved by: Commissioner Peterson, **Seconded by:** Commissioner Selna, **MOTION: Passed**
- G. **Request for Approval From Prevention International: No Cervical Cancer to Collect Registration Fees, Donations and Sell Event-Related Items On-site at Lakeside Park on Saturday, September 21, 2013.** Gail McMillon presented the staff report. The Parks and Recreation Advisory Commission reviewed the request from the Prevention International: No Cervical Cancer (PINNCC), a non-profit organization, to collect registration fees, donations, and sell event-related items on-site at the "Walk for Women of Africa" Walkathon on Saturday, September 21, 2013 at Lakeside Park. The funds raised will support African clinics that will benefit thousands of women by saving them from cervical cancer.
MOTION: Commissioner Miller entertained a motion to approve the staff recommendation and grant permission to the Prevention International: No Cervical Cancer to collect registration fees, donations, and sell event-related items on-site at the Walkathon on Saturday, September 21, 2013 at Lakeside Park.
Moved by: Commissioner Wu, **Seconded by:** Commissioner Peterson, **MOTION: Passed**

H. **Request for Approval from the Friends of the Gardens at Lake Merritt to use the Garden Center and Gardens at Lake Merritt to Fundraise at the Oakland Autumn Light Festival on Friday, October 18 and Saturday, October 19, 2013.**

Gail McMillon presented the staff report. The Parks and Recreation Advisory Commission reviewed the request from the Friends of the Gardens at Lake Merritt (FOGLM), a non-profit organization, for permission to fundraise at the Oakland Autumn Light Festival on Friday, October 18 and Saturday, October 19, 2013. Victoria Rocha with the Public Works Agency (PWA) and Dick Austin from FOLGM spoke on behalf of the event and organization. The event was held as a trial run last year for one day. They are requesting two days that will include a beer and wine garden. The tickets will be \$25 in advance, \$35 at the door and half off for children. The event time will be from 6:00 pm to 10:00 pm both days. All proceeds will go to benefit the Gardens at Lake Merritt.

MOTION: Commissioner Miller entertained a motion to approve the staff recommendation and grant permission to the Friends of the Gardens at Lake Merritt to fundraise at the Oakland Autumn Light Festival on Friday, October 18 and Saturday, October 19, 2013.

Moved by: Commissioner Peterson, **Seconded by:** Commissioner Dubois, **MOTION: Passed**

9. **CONDITIONAL USE PERMITS:**

See Item 8A. This item was a Conditional Use Permit and added as a New Item.

10. **COMMUNICATIONS:**

None

11. **PRAC COMMITTEE REPORT:**

Commissioner Peterson, Commissioner Belcher, Commissioner Marshall are working on a naming policy for the naming of park benches. They will have a draft to the Commission within the next two months. San Francisco has a naming policy that they will review. Commissioner Miller reported that the Dog Park Committee will meet again in August about the policy report.

12. **ADVISORY COUNCIL REPORTS:**

Commissioner Dubois met with the Center/Site Directors at her three sites, Knowland, Montclair and Redwood Heights. Commissioner Dubois went to the 'Walk in the Wild' event at Knowland.

13. **UNFINISHED BUSINESS:**

None

14. **COUNCIL REFERRALS:**

None

15. **OPEN FORUM:**

One speaker

16. **DIRECTOR'S REPORT:**

Due to the absence of Director Jones-Taylor, a report of the Budget and Employee Strike Information was not presented.

- Budget Update
- Employee Strike Information
- An Intimate Evening – Friday, July 26, 2013 – All Commissioners are invited.
- Sundays in the Redwoods – Information will be given to the Commissioners for PRAC Day.

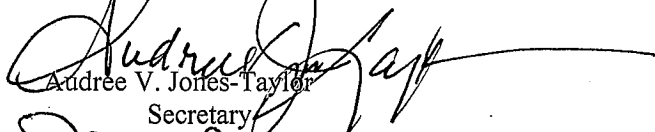
17. **ANNOUNCEMENTS:**

Commissioner Kadera-Redmond announced that tickets for Sundays in the Redwoods went on sale. Information for Sundays in the Redwoods is also on the OPR's Facebook page.

18. ADJOURNMENT:

The meeting was adjourned at 6:30pm

Respectfully submitted,



Audree V. Jones-Taylor

Secretary



Gail McMillon

Acting Recording Secretary

This meeting is wheelchair accessible. To request materials in alternative formats, or to request an ASL interpreter, or assistive listening device, please call the **Office of Parks and Recreation at (510) 238-7532** or **TDD (510) 615-5883** at least three working days before the meeting. Please refrain from wearing scented products to this meeting so attendees who may experience chemical sensitivities may attend. Thank you.

*Next meeting: Wednesday, September 11, 2013, 4:30 p.m.
Lakeside Garden Center
666 Bellevue Avenue, Oakland, CA 94612*

CITY OF OAKLAND
Interoffice Memorandum



Office of Parks and Recreation

TO: Barry Miller, Chair, Parks and Recreation Advisory Commission
FROM: Myka Hammock, Bushrod Center Director
DATE: September 11, 2013
SUBJECT: Request from the Shattuck Neighborhood Crime Prevention Council for a Fee Waiver and Permission to Host a Community Garage Sale Fundraiser on Saturday, September 14, 2013 at Bushrod Park

SUMMARY

The Office of Parks and Recreation (OPR) received a request from Don Link, Shattuck Neighborhood Crime Prevention Council, (SNCPC), for approval of a fee waiver and permission to host a Community Garage Sale Fundraiser at Bushrod Park on Saturday, September 14, 2013. Fees from the fundraiser go towards the community policing activities of the SNCPC. The 2012 Post Event Report is attached.

FISCAL IMPACT

Fees for the park use include \$30 Permit Application Fee, \$240 park use fees (\$30 per hour for 8 hours) and \$150 Refundable Deposit. There will be no other fiscal impact on the Office of Parks and Recreation. The SNCPC has paid the \$30-Permit Application Fee.

BACKGROUND

The SNCPC has been in existence since September 1994, making it the oldest NCPC in Oakland. The SNCPC has held an annual sale at Bushrod Park almost every year since 1997. The Office of Parks and Recreation has documentation of the annual garage sale by the SNCPC since 2002. The SNCPC came before the Commission in 2007, 2008, 2009, 2012 and was granted approval for co-sponsorship and authorization to collect funds from the fundraiser. The event was held in 2010 and was administratively approved due to the timing of the request and past history. The event was held in 2011 but was not issued a permit due to the timing of the request.

In 2012, the SNCPC held the event and collected \$1,025.00 on site. The proceeds from the sale are used to fund SNCPC operations such as meeting flyers, general meeting rental fees at the North Oakland Senior Center, meeting supplies and refreshments, and support for Bushrod Park activities.

Parks and Recreation Advisory Commission
September 11, 2013

RECOMMENDATION

Staff recommends that the Parks and Recreation Advisory Commission approve the request for a fee waiver of the \$240 park use fees and allow the SNCPC to host the Community Garage Sale Fundraiser at Bushrod Park on Saturday, September 14, 2013.

Respectfully submitted,

Myka Hammock
Bushrod Center Director

Attachments: Exhibit A – *Letter from the Shattuck Neighborhood Crime Prevention Council*
Exhibit B – *Park Use Application*
Exhibit C – *2012 Post Event Report*



Rental Application

ATTENTION: MYKA HAMMOCK

Date of Application: Aug 9, 2013

RESIDENCY IS DETERMINED ACCORDING TO ADDRESS INDICATED ON DRIVER'S LICENSE OR STATE IDENTIFICATION CARD. PHOTO ID IS REQUIRED.

Name of Business/Organization: Shattuck Neighborhood Crime Prevention Council
 Address: _____

Name of Contact Person: Don Link Street Address _____ City _____ Zip Code _____
 Phone Number: 658-8632 Fax Number: 658-4613 E-mail: don-link@comcast.net
 Mailing Address: _____

Facility/Park Name: BUSHROD Street Address _____ City _____ Zip Code _____
 Room(s)/Site(s): West Lawn near Shattuck Ave

EVENT INFORMATION:

Date(s) of Event: Sept 14, 2013
 Time In/Prep: 7:00 am Event Time: 8 am to 4 pm Cleanup/Time Out: 6 pm

Type of Event/Purpose: (be specific, i.e., Wedding Reception, Meeting, Birthday Party, Banquet, Picnic, BBQ, Walk, Run, Festival, Rally, Quinceanera, BarMitsvah/BatMitsvah, etc.)

Garage sale to benefit community policing in Beat 11

General Public Allowed: Yes No Sound Amplification: Yes No Non-Amplified Sound: Yes No

Type of Equipment to be used: (i.e., musical instruments, live band, cd player, amplifiers, microphones, etc.)
N/A

Note: Charging admission, selling tickets or merchandise, or solicitation of money in any manner must be approved by the Parks and Recreation Advisory Commission 60 days or more in advance of event date.

Number of Participants (Total) 200-300 over day 10-20 people at a time - mix of ages
 Approximate # of Adults _____ # of Teens _____ # of Children/Infants _____

Please provide below special accommodations/requests for your event. If no special accommodations required, please write NONE.

NO LAWN WATERING DAY OF EVENT

Will you require a caterer for your event? Yes _____ No N/A
 If yes, are you choosing a caterer from OPR's Approved Caterer's List? Yes _____ No N/A
 Name of Approved Caterer: _____

If not using an OPR Approved Caterer, provide name of non-approved caterer: _____
 (Note: The Opt-Out Fee is applicable to non-approved Caterers and non-Catered events. See Attached Regulations)

RENTAL FEES (The minimum rental requirement and deposit are required when the facility of your choice is reserved 31 days or more in advance.)
 Permit Processing Fees (Picnic & Related Events) A non-refundable permit processing fee of \$15 will be added to each application with 50 or more people.
 For Park Use: (Special Events) A non-refundable permit processing fee of \$30 will be added to each application.

- | | |
|---|---|
| (1) <u>\$30</u> x <u>8</u> = <u>\$240</u> (Hourly Rate) (# of hours) | (7) Alcoholic Beverage Fee <u>N/A</u> = _____ |
| (2) _____ x _____ = _____ (Hourly Rate) (# of hours) | (8) Administrative Service Fee = _____ |
| (3) Permit Processing Fee = <u>\$30</u> | (9) Caterer Opt Out Fee = _____ |
| (4) Deposit = <u>\$150</u> | (10) Sound Use Fee <u>N/A</u> = _____ |
| (5) Setup/Teardown = _____ | (11) Other Charges = _____ |
| (6) Kitchen = _____ | |

TOTAL: \$ _____ Less Advance Minimum Payment of \$ _____; BALANCE DUE 30 DAYS BEFORE EVENT: \$ _____
 (Deposits are refunded 6-8 weeks AFTER event date, provided the facility is left in acceptable condition and the event goes as planned.)

Please check payment type: Cash: _____ Check #: _____ Type of Credit Card: Visa or MasterCard: _____
 (See attached Authorization for Credit Card Payment Form)

CANCELLATION FEE: 61 days or more notice: Forfeit 1/2 Deposit 30 days to 11 days notice: Forfeit Deposit Plus 1/2 Rental Fee
 31 to 60 days notice: Forfeit Deposit 10 days or less notice: Forfeit All Fees

APPLICANT SIGNATURE [Signature] DATE Aug 9, 2013

Please note: By submitting this application, other documents/permits may be initiated to finalize your reservation.

SHATTUCK NEIGHBORHOOD CRIME PREVENTION COUNCIL

August 14, 2013

Parks and Recreation Advisory Commission
c/o Ms. Gail McMillon Parks & Recreation
250 Frank Ogawa Plaza
Oakland, CA 94512

We are requesting permission again to use the westernmost section of Bushrod Park on Saturday September 14, 2013 for our Annual Garage Sale to raise funds for NCPC activities. We have done this every year since 1999 and never caused any problems for the park at this little used location along Shattuck Ave. (west of the tennis courts and baseball field).

Citizens in North Oakland and Beat 11 donate items for us to sell and we arrange for the Salvation Army to send a truck to pick up the items left over at the end of the day. Last year, our sale generated \$ 1025.00 for NCPC activities. Those activities included (with annual costs listed):

- telephone line costs for SNCPC Hotline \$ 372.00
- graffiti remover \$ 130.00
- flyer reproduction (3000 copies) for our large annual meeting \$ 620.00
- fee for North Oakland Senior Center rental for Annual Meeting \$ 100.00
- poster paper and meeting refreshments \$ 27.00
- bank fees for SNCPC account \$ 156.00

Total annual NCPC costs \$ 1405.00

The Shattuck NCPC has been in existence and operated continuously since Sept. 1994 and is responsible for many improvements in both Beat 11, and Bushrod Park. From Earth Day cleanups, graffiti abatement, assistance to neighborhoods experiencing crime problems and active partnering with OPD's community policing team, the SNCPC has been a factor in the constant improvement of the quality of life and conditions in the Shattuck Corridor.

Several years ago, city financial support for NCPCs was ended because of budget deficits. Without the financial support of our annual garage sale, the SNCPC would not have been able to carry on its community building and community improvement activities.

The Recreation Director at Bushrod will attest to the fact that this Garage Sale does not cause damage to the park, or leave litter or unsold items for the park to deal with. Nor does it create large crowds. Over the course of the day up to 200 people will visit the garage sale, usually no more than 10-15 people at any one time. It is a mellow and gratifying event that sees people—both those staffing the sale and the shoppers who stop by to look for bargains—at their best and in good spirits. Like community policing, the sale itself helps to build community in North Oakland and Beat 11.

Sincerely,



Don Link, Chair SNCPC
Park Steward for Bushrod, Ayala, and Racine Point Parks



POST EVENT REPORT

Please complete and return the Post Event Report within 30 days after event date to Oakland Parks and Recreation Central Reservations Unit at 250 Frank H. Ogawa Plaza, 3rd Floor, Suite 3330, Oakland, CA 94612. If the event was held at a Recreation Center site, return the Post Event Report to the Site Supervisor at the Recreation Center.

I. GENERAL INFORMATION

Name of Event: SHATTUCK NCPC Garage Sale AREA C
 Location of Event: BUSHROD PARK west lawn entrance area
 Date/Hours of Event: 9-22-2012 9am 4pm Permit No. 26885
 Event Contact Name: Don Link Phone No. 658-8632
 Event Contact Address: 6510 Raymond St. Oakland 94609

Is this a "first time" event at this location? Yes No If no, when was the event held previously?

2011, 2010, 2009, 2008, 2007, 2006, 2005, ..., 1999

1. Were Facility Rental/Set-up fees waived? Yes No Not Applicable

2. Check other permits required for event?

| | | |
|---------------------------------|--------------------------|-----------------------|
| OPD Special Events Permit | Food Handler's Permit | Seller's Permit |
| Charitable Solicitations Permit | Certificate of Insurance | Other - Please list) |

II. ATTENDANCE/COLLECTION OF FUNDS

- Total number in attendance: 200 over course of day 10-20 people at any one time
- Were registration fees, donations or other fees collected on-site? Yes No Not Applicable
- If yes, how many people registered? _____ How many people made donations? 100
- What was the cost for registration? _____
- How much was collected on site from registration fees? 0
- How much was collected on site from donations? ~~1000~~
- How much was collected on site from other fees? 1025.00

III. VENDOR INFORMATION

N/A

List all Vendors who participated at the event. (Attach additional sheets, if necessary):

Were all vendors in compliance per agreement? Yes No

If no, why not? _____

| Name of Vendor(s) (Attach additional sheets if necessary) | Non-Profit or For Profit Orgz'n? | Food (Describe) | Craft (Describe) | Seller's Permit Y/N |
|---|----------------------------------|-----------------|------------------|---------------------|
| | | | | |
| | | | | |
| | | | | |
| | | | | |

IV. COMMENTS

List ways in which the Applicant desires to improve the event, in the future (Attach additional sheets, if necessary): (For example: changes or additional vendors, location, change of hours, etc.)

NO CHANGES FORESEEN

List any problems, concerns, or other comments about your satisfaction in the way the event turned out? (Attach additional sheets, if necessary):

Submitted by: Don Link Date: 14 Aug 2013

Approved by: _____ Date: _____
(OPR Staff)

Comments: _____

CITY OF OAKLAND
Interoffice Memorandum



Office of Parks and Recreation

TO: Barry Miller, Chair, Parks and Recreation Advisory Commission
FROM: Valorie Winn, deFremery Center Director
DATE: September 11, 2013
SUBJECT: **Request Permission for Oakland Black Cowboy Association to Have Vendors and Sell Event Related Items at the Annual Black Cowboys Festival on Saturday, October 5, 2013 at Defremery Park**

SUMMARY

The Oakland Black Cowboy Association (OBCA), a non-profit organization, would like permission to have up to 10 vendors, food and non-food vendors at the Annual Oakland Black Cowboys Parade on Saturday, October 5, 2013. They would also like to sell water, t-shirts and hats. Proceeds from their fundraising efforts will continue to support the organization.

FISCAL IMPACT

The event will cost the Office of Parks and Recreation 5 hours in part-time staffing.

BACKGROUND

The OBCA has had 38 successful parades and festivals. Horses, cars, drill teams are all strategically placed. There is anticipation by the neighbors of deFremery Park because of the family friendly event. Traffic is controlled before the event as participants gather to line up for the parade and after the parade and during the festival.

Their request has come before the Parks and Recreation Advisory Commission 2004 through 2006 and 2008 through 2012 for permission to have vendors and sell event related items. The OBCA have been granted PRAC approval each year to have food and non-food vendors and to sell OBCA event related items.

The events have been successful and well attended by the community. A Post Event Report from the 2012 event is attached.

Parks and Recreation Advisory Commission
September 11, 2013

RECOMMENDATION

Staff recommends that the Parks and Recreation Advisory Commission approve the request by the Oakland Black Cowboy Association to have vendors (food and non food) and sell event related items at Defremery Park on Saturday, October 5, 2013. This event has always been well attended by the community. The organization has the correct committees in place to address any potential problems.

Respectfully submitted,

Valorie Winn
Center Director
deFremery Center

Attachments:

Exhibit A – 2012 Post Event Report
Exhibit B – Rental Application



POST EVENT REPORT

Please complete and return the Post Event Report within 30 days after event date to Oakland Parks and Recreation Central Reservations Unit at 250 Frank H. Ogawa Plaza, 3rd Floor, Suite 3330, Oakland, CA 94612. If the event was held at a Recreation Center site, return the Post Event Report to the Site Supervisor at the Recreation Center.

I. GENERAL INFORMATION

Name of Event: 38th Annual Parade and Festival

Location of Event: DeFremery Park – 18th & Adeline Oakland, CA

Date/Hours of Event: Oct. 6, 2012 Permit No. _____

Event Contact Name: Wilbert F. McAlister, OBCA President Phone No. _____

Event Contact Address: _____

Is this a "first time" event at this location? Yes • No If no, when was the event held previously?

Every year for 37 years- First Saturday in October

1. Were Facility Rental/Set-up fees waived? Yes • No Not Applicable
2. Check other permits required for event?
 - OPD Special Events Permit
 - Food Handler's Permit
 - Certificate of Insurance
 - Seller's Permit
 - Charitable Solicitations Permit
 - Other – Please list

II. ATTENDANCE/COLLECTION OF FUNDS

1. Total number in attendance: _____
2. Were registration fees, donations or other fees collected on-site? Yes • No Not Applicable
3. If yes, how many people registered? _____ How many people made donations? _____
4. What was the cost for registration? _____
5. How much was collected on site from registration fees? _____
6. How much was collected on site from donations? _____
7. How much was collected on site from other fees? _____

III. VENDOR INFORMATION

List all Vendors who participated at the event. (Attach additional sheets, if necessary):

Were all vendors in compliance per agreement? • Yes No

If no, why not? _____

| Name of Vendor(s) (Attach additional sheets if necessary) | Non-Profit or For Profit Orgz'n? | Food (Describe) | Craft (Describe) | Seller's Permit Y/N |
|---|----------------------------------|-----------------|------------------|---------------------|
| SEE ATTACHED | | | | |
| | | | | |
| | | | | |
| | | | | |

IV. COMMENTS

List ways in which the Applicant desires to improve the event, in the future (Attach additional sheets, if necessary): (For example: changes or additional vendors, location, change of hours, etc.)

List any problems, concerns, or other comments about your satisfaction in the way the event turned out? (Attach additional sheets, if necessary):

Submitted by: Britany L. McAlister, OBCA Secretary Date: _____

Approved by: V. Winn by smdm:1 Date: 8-22-2013
(OPR Staff)

Comments: _____

| 2012 OBCA FESTIVAL VENDORS | | | | | As Of 10.05.12 |
|-----------------------------------|--|-------------|-----------------|-------------------------------|---|
| | | <u>Paid</u> | <u>Category</u> | <u>Type</u> | <u>Confirmation</u> |
| 1 | More Public Radio | \$75ck | Non-Profit | Info | sent |
| 2 | CJ BBQ & Fish | \$200ck | Food | BBQ & Fish | sent |
| 3 | Panache | \$100mo | Non-Food | African Attire and Figures | sent |
| 4 | Seymart | \$200ck | Food | Fish | sent |
| 5 | Patricia Quarry | \$100ck | Non-Food | T-Shirts | n/a |
| 6 | Sista Girl Clothing | \$100mo | Non-Food | Clothes | sent |
| 7 | Alpha Kappa Alpha Sorority Inc. | FW | Non-Food | Voter Reg. | sent to: 574 Blossom Way Hayward, CA 94541 |
| 8 | Jesse Land | \$100mo | Non-Food | Western Hats | sent |
| 9 | Loddie & Sons Catering and Event Planning | \$200ca | Food | Soul Food | sent |
| 10 | County of Alameda Registrar of Voters | pending | Non-Food | Voter Reg. | sent |
| 11 | Grandmothers Who Help | \$75ck | Non-Food | African-American Education | sent |
| 12 | Rainbow Italian Ice | \$200ck | Food | Desert | sent |
| 13 | Clark's Handmade Gifts | \$100ck | Non-Food | Arts & Crafts | sent |
| 14 | Mac-Cee Catering | \$200pal | Food | phillies | sent |
| 15 | NuVac Sales & Services | \$100mo | Non-Food | jewelry | sent |
| 16 | Khadafy Washington Foundation | \$75mo | Non-Profit | | sent |
| 17 | Hal's Hotdogs | \$200ck | Food | Hotdogs | sent |
| 18 | Left Coast Communications | \$100ck | Non-Food | Barbara Lee | sent |
| 19 | Raiderettes | | Non-Food | Celebrity | n/a |
| 20 | Ana Bourgeois Dolls | \$75ca | Non-Food | Dolls/Crafts | sent |
| 21 | Phylmobetaw/ Lispayne | \$100mo | Non-Food | Health Info | sent |
| 22 | Alameda County Faith Advisory Coucil (Healthy Communities Inc. | PENDING | Non-Food | Info | sent |
| 23 | Mrs. Tolbert | PENDING | Non-Food | Info | |



Office of Parks and Recreation
 250 Frank H. Ogawa Plaza, Suite 3330, Oakland, CA 94612
 Office: 510.238-3187; Facsimile: 510.238-2397



Rental Application

ATTENTION: _____

Date of Application: 06/12/13

RESIDENCY IS DETERMINED ACCORDING TO ADDRESS INDICATED ON DRIVER'S LICENSE OR STATE IDENTIFICATION CARD. PHOTO ID IS REQUIRED.

Name of Business/Organization: OAKLAND BLACK COWBOY ASSOCIATION
 Address: P.O. Box 4889 OAKLAND 94605
Street Address City Zip Code
 Name of Contact Person: WILBERT F. McALISTER
 Phone Number: 510-541-2763 Fax Number: 510-569-3835 E-mail: WILBERTFMALISTER@COMCAST.NET
 Mailing Address: 10330 Greenview Drive OAKLAND 94605
Street Address City Zip Code

Facility/Park Name: de FREMERY
 Room(s)/Site(s) 1651 Adeline St.

EVENT INFORMATION:

Date(s) of Event: OCTOBER 5, 2013
 Time In/Prep 9:00am Event Time 10AM - 6pm Cleanup/Time Out 7:00am

Type of Event/Purpose: (be specific, i.e., Wedding Reception, Meeting, Birthday Party, Banquet, Picnic, BBQ, Walk, Run, Festival, Rally, Quinceanera, BarMitsvah/BatMitzvah, etc.) 39th ANNUAL PARADE & FESTIVAL

General Public Allowed: Yes No Sound Amplification: Yes No Non-Amplified Sound: Yes No
 Type of Equipment to be used: (i.e., musical instruments, live band, cd player, amplifiers, microphones, etc.)
P/A System / D.J. / LIVE BAND

Note: Charging admission, selling tickets or merchandise, or solicitation of money in any manner must be approved by the Parks and Recreation Advisory Commission 60 days or more in advance of event date.

Number of Participants (Total) 500 Approximate # of Adults 350 # of Teens 80 # of Children/Infants 70

Please provide below special accommodations/requests for your event. If no special accommodations required, please write NONE.

Will you require a caterer for your event? Yes No
 If yes, are you choosing a caterer from OPR's Approved Caterer's List? Yes No
 Name of Approved Caterer: _____

If not using an OPR Approved Caterer, provide name of non-approved caterer: _____
 (Note: An Opt-Out Fee is applicable to non-approved Caterers and non-Catered events. See Attached Regulations)

RENTAL FEES (The minimum rental requirement and deposit are required when the facility of your choice is reserved 31 days or more in advance.)
 Permit Processing Fees (Picnic & Related Events) A non-refundable permit processing fee of \$15 will be added to each application with 50 or more people.
 For Park Use: (Special Events) A non-refundable permit processing fee of \$30 will be added to each application.

| | |
|--|--|
| (1) _____ x _____ = _____ * | (7) Alcoholic Beverage Fee = _____ |
| (Hourly Rate) (# of hours) | |
| (2) _____ x _____ = _____ * | (8) Administrative Service Fee = _____ |
| (Hourly Rate) (# of hours) | |
| (3) Permit Processing Fee = <u>30.00</u> | (9) Caterer Opt-Out Fee = _____ |
| (4) Deposit = _____ * | (10) Sound Use Fee = <u>100.00</u> |
| (5) Setup/Teardown = _____ | (11) Other Charges = _____ |
| (6) Kitchen = _____ | |

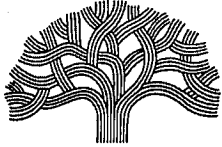
TOTAL: \$ 130.00 Less Advance Minimum Payment of \$ _____; BALANCE DUE 30 DAYS BEFORE EVENT: \$ _____
 (Deposits are refunded 6-8 weeks AFTER event date, provided the facility is left in acceptable condition and the event goes as planned.)

Please check payment type: Cash: _____ Check #: _____ Type of Credit Card: Visa or MasterCard: _____
 (See attached Authorization for Credit Card Payment Form)

CANCELLATION FEE: 61 days or more notice: Forfeit 1/2 Deposit 30 days to 11 days notice: Forfeit Deposit Plus 1/2 Rental Fee
 31 to 60 days notice: Forfeit Deposit 10 days or less notice: Forfeit All Fees

APPLICANT SIGNATURE Wilbert F. McAlister DATE 06/12/13

Please note: By submitting this application, other documents/permits may be initiated to finalize your reservation.



CITY OF OAKLAND

RESPONSE TO TREE APPEAL

TO: Barry Miller, Chair
Parks and Recreation
Advisory Commission (PRAC)

FROM: Brooke A. Levin
Interim Director
Public Works Agency

SUBJECT: Tree Permit Appeal
1516 Westview Drive

DATE: September 11, 2013

The following report is prepared for the PRAC's consideration.

SUMMARY

On July 26, 2013, the Tree Services Unit denied tree removal permit application ND13-093 for 1516 Westview Drive. The Applicant (Paul Silva) requested removal of three coast redwood trees on his property. The Applicant stated the trees were, (a) unstable, (b) posed a danger of falling on his house, and (c) blocked sunlight. A City Arboricultural Inspector evaluated the trees and determined the Applicant's assessment was not valid.

The Appellant (Paul Silva) appealed the tree permit decision on August 1, 2013. He did not contest Tree Services' evaluation of the trees. Instead, the reason for wanting the trees removed was changed. For the appeal, the trees were considered, "...a nuisance to the neighborhood by negatively discouraging development of adjacent vacant property." The PRAC is the hearing body for tree removal permit appeals, per Chapter 12.36.110 of the Oakland Municipal Code (OMC).

BACKGROUND

1516 Westview Drive (Subject of Appeal)

On June 18, 2013 Tree Services received non-development tree removal application ND13-093 for 1516 Westview Drive (*Attachment A*). The property owner was Paul Silva and the agent for the application was Edward Patmont. The request to remove three redwoods in a group of six trees growing close together was ~~denied~~ (*Attachment B, including the attached Tree Permit Report*). The trees were protected by the Protected Trees Ordinance (PTO), Chapter 12.36 of the OMC.

The redwoods were growing in a triangle of land, located between Westview Drive and a private driveway (*Attachment C*). The landscaped area included coast live oaks, other redwoods, and concrete walking paths. The Appellant stated that he planted the trees in 1963.

1511 Westview Drive (neighboring property)

On January 3, 2013 Tree Services received development-related tree removal application T13-00001 for 1511 Westview Drive (*Attachment D*). The property owner and applicant was Hillside Homes Group, Incorporated. Edward Patmont was the president of the corporation and the agent for the application. The removal of six redwood trees was requested because, "These trees are tall and greatly impact our view to the San Francisco Bay." Tree Services rejected the application on February 8, 2013 because, (a) the trees were not owned by Hillside Homes Group, Inc., (b) the trees did not physically hinder any construction planned for the single-family home, and (c) information required by the View Ordinance, Chapter 15.52 OMC, was not submitted.

1519 Westview Drive (neighboring property)

On February 21, 2013 Tree Services received a non-development tree removal application for 1519 Westview Drive (*Attachment E*). The property owner was Miroslava Jakovljevic and the agent for the application was Edward Patmont. Tree Services rejected the permit application on February 28, 2013 because it was incomplete. Information required by the View Ordinance was not submitted with the permit application. Tree Services emailed View Claims, Information for Tree Removal Permit Applicants to Mr. Patmont on February 28, 2013 (*Attachment F*).

DISCUSSION

Tree Services denied tree removal permit application ND13-093 for 1516 Westview Drive on July 26, 2013. City staff determined:

- The redwoods did not cast a shadow over the Applicant's home because they were located north of the building. Even if the trees did cast a shadow, the PTO did not list sunlight obstruction as a tree removal approval criterion.
- The trees were in good health. There were no signs or symptoms of internal decay, or tree instability.

The tree permit decision was appealed by Paul Silva on August 1, 2013 (*Attachment G*). Chapter 12.36.110(C) of the OMC required the Appellant to state specifically where it was claimed there was an error or abuse of discretion by City staff, or where such decision was not supported by the evidence in the record. The Appellant did not address this requirement. Instead, a new justification was given for removal of the redwoods:

"To clear lot of large trees that have overgrown the area, and are creating a nuisance to the neighborhood by negatively discouraging development of adjacent, vacant property."

Tree Services contacted the Appellant, and requested clarification about his basis for appeal. In an email dated August 5, 2013 (*Attachment H*), Mr. Silva replied, "Those trees are blocking the view of new development and also an existing home."

Tree Services processed tree removal application ND13-093 based on a claim that the trees were hazardous and blocking sunlight, as stated in the original application. The City Arboricultural Inspector, Tree Risk Assessment Qualified® by the International Society of Arboriculture,

assessed the redwoods and found the Applicant's claims to be invalid. The Appellant did not contest the assessment of the trees by stating the error or abuse of discretion by City staff. As an alternative, the Appellant was required to show the decision was not supported by the evidence in the record. No such information was provided, as required by Chapter 12.36.110(C) of the OMC.

Mr. Silva may apply to remove redwoods to resolve a view claim from a neighbor, per the Protected Trees Ordinance, Chapter 12.36.050(A)(3) of the OMC. The information that must be submitted with a tree removal application as explained in the View Ordinance, Chapter 15.52 OMC. A Tree Services handout titled View Claims, Information for Tree Removal Permit Applicants is also available to explain the requirements of the View Ordinance.

Chapter 12.36.110(C) of the OMC states, "In considering the appeal, the Park and Recreation Advisory Commission shall determine whether the proposed tree removal conforms to the applicable criteria. It may sustain the decision of the Public Works Agency or require such changes or impose such reasonable conditions of approval as are, in its judgment, necessary to ensure conformity to said criteria."

RECOMMENDATION

The Public Works Agency recommends that the Park and Recreation Advisory Commission:

- Deny the appeal by Mr. Paul Silva of 1516 Westview Drive.



BROOKE A. LEVIN
Interim Director, Public Works Agency

For questions please contact Robert Zahn, Senior Forester, at 510-615-5852

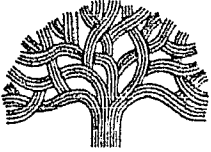
Attachments

- A – Non-development tree removal application for 1516 Westview Drive
- B – Tree Permit Decision, 1516 Westview Drive, ND13-093, and attached Tree Permit Report
- C – Google Earth map of 1516 Westview Drive and the surrounding area
- D – Development-related tree removal application for 1511 Westview Drive
- E – Non-development tree removal application for 1519 Westview Drive
- F – Tree Services handout: View Claims, Information for Tree Removal Permit Applicants
- G – Tree Appeal Claim Form dated 8-1-13 for 1516 Westview Drive
- H – Email dated 8-5-13 from Paul Silva to Robert Zahn

stat 6-18-13

7-17-13

Attachment A



CITY OF OAKLAND
TREE DIVISION - BLDG 4
7101 EDGEWATER DRIVE
OAKLAND, CA 94621

Permit # ND 13 093

PHONE (510) 615-5934 FAX (510) 615-5845
VOICE MAIL (after 3:30 p.m.) (510) 615-5934
BUSINESS HOURS Monday - Friday 8:00am - 3:30pm

53729

TREE REMOVAL PERMIT APPLICATION NON-DEVELOPMENT RELATED

Application is hereby made pursuant to the Tree Preservation Ordinance,
Chapter 12.36, of the Oakland Municipal Code

- ❖ One or more trees 9 inches or greater in diameter at breast height.
- ❖ One or more Coast Live Oak trees, 4 inches or greater in diameter at breast height.
- ❖ Eucalyptus and Monterey Pine trees are exempt.

NAME OF APPLICANT PAUL SILVA

LOCATION OF PROPERTY 1516 WESTVIEW Dr Berkeley CA 94705

DESCRIPTION OF TREE(S) PROPOSED FOR REMOVAL (quantity, species and diameter)

TO MANY TOGETHER: 3 Redwoods (22", 30" & 31")
 REASON FOR REMOVAL OF TREE(S) These trees were planted by me in 1963 and have grown top big for where they are planted. Redwood trees are located directly above my house and appear unstable and therefore pose a danger of falling on my house. Also, due the large

ATTACHMENTS One of the following three choices are required showing the number and location of tree(s) described on the application.

- Size of the trees, light (or lack of light) is also a factor.
1. Hand Drawn Sketch 2. Site or Landscape Plan 3. Photographs

BY SIGNING BELOW I CONFIRM THE INFORMATION SUBMITTED FOR APPLICATION AND I UNDERSTAND THE NON-REFUNDABLE APPLICATION FEE IS \$68 (1-10 trees per parcel, \$10.00 each additional tree).

I further certify under penalty of perjury that all the information provided on this tree removal permit application is true and correct and that no zoning, land use, grading, demolition, building or other City permits have been applied for as a result of this tree(s) removal being accomplished.

DATE _____
SIGNATURE Paul Silva

ADDRESS 1516 Westview Drive

CITY, STATE, ZIP Berkeley CA 94705

TELEPHONE 510 220 7212

Property Owner
 Agent for Owner

2nd PHONE 925.381.2950
Ed Patmont, Agent

Attachment B

TREE PERMIT DECISION City of Oakland, Public Works Agency

Tree Services Division, 7101 Edgewater Drive, Oakland, CA 94621, (510) 615-5934
Chapter 12.36, Oakland Municipal Code

Permit Application #: ND13-093
Applicant: Paul Silva
Expires: One year from date of issuance

Decision: July 26, 2013*
Address: 1516 West View Drive
Permit Type: Non-development

| Removal Approved | | Preservation Required | |
|------------------|---------------|-----------------------|----------------------|
| Tree Quantity | Identified As | Tree Quantity | Identified As |
| --- | --- | Three | Coast Redwoods #1-#3 |

COMMENTS

The trees were inspected on July 24, 2013 by a city arborist. The trees were not considered unstable and in danger of falling on the applicant's home, as stated on the application. Tree removal was not approved since the condition of the trees did not meet the Protected Tree Ordinance approval criteria. I reviewed and approved the attached Tree Permit Report.

PERMIT REVIEW – FINDINGS (A): If granted, the applicant's request would accomplish the following objectives:

- 1. To insure the public health and safety as it relates to the health of the tree, potential hazard to life or property, proximity to existing or proposed structures, or interference with utilities or sewer.
- 2. To avoid an unconstitutional regulatory taking of property.
- 3. To take reasonable advantage of views, including such measures as are mandated by the resolution of a view claim in accordance with the view preservation ordinance (Chapter 15.52 of the Oakland Municipal Code).
- 4. To pursue accepted, professional practices of forestry or landscape design. Submission of a landscape plan acceptable to the Director of Public Works shall constitute compliance with this criterion.
- 5. To implement the vegetation management prescriptions in the S-11 site development review zone.

None of the objectives above would be accomplished by the proposed removal(s).

PERMIT REVIEW – FINDINGS (B): Any one of the following situations is grounds for permit denial, regardless of the findings in section (A) above:

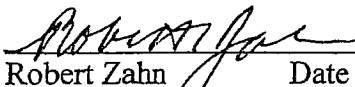
- 1. Removal could be avoided by reasonable redesign of the site plan, prior to construction.
- 2. Removal could be avoided by trimming, thinning, tree surgery or other reasonable treatment.
- 3. Adequate provisions for drainage, erosion control, land stability or windscreen have not been made.
- 4. The tree is a member of a group of trees in which each tree is dependent upon the others for survival.

OAKLAND MUNICIPAL CODE SECTION 12.36.060 CONDITIONS OF DECISION

The following conditions are imposed:

1. **Preservation.** The property owner shall preserve the redwood trees in question.

2. **Defense, Indemnification and Hold Harmless.** To the maximum extent permitted by law, the applicant and its contractor shall defend (with counsel acceptable to the City), indemnify, and hold harmless the City of Oakland, the Oakland City Council, the Oakland Public Works Agency and its respective agents, officers, employees and volunteers (hereafter collectively called City) from any liability, damages, claim, judgment, loss (direct or indirect), action, causes of action or proceeding (including legal costs, attorneys' fees, expert witness or consultant fees, City Attorney or staff time, expenses or costs) (collectively called "Action") against the City for or on account of any damage to property or bodily injury, including death, or damage sustained or arising out of, related to or caused by in any way from the performance of work in this tree permit matter. The City may elect, in its sole discretion, to participate in the defense of said Action and the applicant shall reimburse the City for its reasonable legal costs and attorneys' fees.
3. **Defense, Indemnification and Hold Harmless.** To the maximum extent permitted by law, the applicant shall defend (with counsel acceptable to the City), indemnify, and hold harmless the City of Oakland, the Oakland City Council, the Oakland Public Works Agency and its respective agents, officers, employees and volunteers (hereafter collectively called City) from any liability, damages, claim, judgment, loss (direct or indirect), action, causes of action or proceeding (including legal costs, attorneys' fees, expert witness or consultant fees, City Attorney or staff time, expenses or costs) (collectively called "Action") against the City to attack, set aside, void or annul, (a) an approval by the City relating to this tree permit matter, City's CEQA approvals and determination, and/or notices in the tree permit matter; or (b) implementation of such. The City may elect, in its sole discretion, to participate in the defense of said Action and the applicant shall reimburse the City for its reasonable legal costs and attorneys' fees.
4. **Letter of Agreement.** Within ten (10) calendar days of the filing of any Action as specified in conditions 2 or 3 above, the applicant and/or its contractor shall execute a Letter of Agreement with the City, acceptable to the Office of the City Attorney, which memorializes the above obligations. These obligations and the Letter of Agreement shall survive termination, extinguishment or invalidation of the approval. Failure to timely execute the Letter of Agreement does not relieve the applicant of any of the obligations contained in this Section or any other requirements or conditions of approval that may be imposed by the City.

 7/26/13
Robert Zahn Date
Senior Forester

ISA Certified Arborist @ NO WE-8102A

**This decision of the Public Works Agency, Tree Services Section, may be appealed by the applicant, or the owner of any "adjoining" or "confronting" property, to the Parks and Recreation Advisory Commission within five (5) working days after the date of this decision and by 3:30 p.m., otherwise the permit is effective. The term "adjoining" means immediately next to, and the term "confronting" means in front of or in back of. An appeal shall be on a form prescribed by and filed with Tree Services, at 7101 Edgewater Drive, Building #4. The appeal shall state specifically wherein it is claimed there was error or abuse of discretion by the City or wherein such decision is not supported by the evidence in the record. There is a \$200.00 fee to file an appeal. Failure to timely appeal this decision and raise any and all issues in your appeal may preclude you from challenging this determination in court. If the appeal is not finally disposed of by the Park and Recreation Advisory Commission within thirty (30) working days of the date of the decision by the Tree Services Section, the decision shall be deemed affirmed, and the permit appeal denied.*



Tree Permit Report For 1516 West View Drive

Summary

I developed the following conclusions after inspecting three coast redwoods (*Sequoia sempervirens*) on the applicant's property:

- No decay was apparent in the lower trunks.
- The likelihood of the trees falling in the next three to five years was **improbable**¹.
- Sunlight on the applicant's property was not reduced by the trees.
- The trees did not qualify for a tree removal permit based on the criteria of the Protected Trees Ordinance (PTO).

My recommendations are:

1. The redwoods should be retained in the landscape.
2. The property owner's tree removal application should be denied.

Introduction

Background

On June 18, 2013 Paul Silva submitted a tree removal permit application to the Tree Services Division, requesting removal of three coast redwoods. The trees were protected by the PTO, Chapter 12.36 of the Oakland Municipal Code. A tree removal permit was required from Tree Services

¹ Works in bold are defined in the attached Glossary.

before the trees could be removed. The trees were growing across the street from Mr. Silva's home.

Assignment

My job was to inspect the location and:

- Determine if the trees were unstable or may fall on Mr. Silva's home
- Do a **basic assessment** of the trees
- Do an **advanced assessment**, if necessary
- Determine if the proposed tree removals would meet the goals and approval criteria of the PTO.

Limits of Assignment

The following work was not done:

- Belowground assessment of roots
- Advanced assessment to look for internal decay
- A detailed inspection of the upper crown, by climbing or using an aerial lift truck.

Purpose and Use of Report

This report is for the use of the Senior Forester of the Tree Services Division. It provides a recommendation on whether or not to approve the property owner's request to remove a tree. It is a public document. It may be released to the public once the tree permit decision is published.

Observations

I inspected the site on July 24, 2013. I spent about one hour evaluating the site, trees, and file documents.



Investigation Methods

I visually inspected the trees. **Sounding** was used on the lower trunks (0 to 8 feet height) and **root crowns**. I also **probed** the lower trunks (0 to 2 feet height) and root crowns.

Field and Site Observations

The trees were growing in a triangle of land located between West View Drive and a private driveway. The landscaped area included coast live oaks, other redwoods and concrete paths. The residential area was located in steep terrain in the northern Oakland hills; photos are attached in Appendix A.

Tree Observations

Overall, the trees appeared in good health. The following was noted:

1. No **wood decay** was apparent.
2. Fungal fruiting bodies were absent
3. No open cavities or cracks in the trunks
4. No internal cavities or cracks indicated from sounding
5. No loose bark or missing bark plates
6. No **fiber buckling** in the lower trunk or root crown
7. No soil mounding or soil cracks associated with **root plate** upheaval
8. Straight and vertical trunks
9. Normal needle size, color and density
10. Healthy and growing branch tips
11. No fill soil covering roots or lower trunk

12. Minimal dieback of twigs and branches - normal pattern
13. A thin line of amber colored sap ran down the trunk of tree #1, northwest side, starting at 5.5 feet above grade.
14. A small amount of burnt bark on the lower trunks.
15. A total of six trunks were growing close together, essentially forming one tree.
16. The trunks of trees #2 and #3 joined together in a U-shaped, open junction; no apparent decay, bark inclusion, or cracks.

Related Pests, Flora and Fauna

No other pests or diseases were observed.

Testing and Analysis

No other testing or analysis was required.

Discussion

The trees were growing across the street from, and north of the applicant's home. In that location, the trees can't cast a shadow over the applicant's home. "Lack of light" was listed on the application form as a reason to remove the trees. Oakland's tree ordinance does not allow tree removal for this reason.

I didn't find and loose or missing bark plates when I probed the lower trunks. This condition could indicate an area of dead tissue, caused by decay fungi.



A minor amount of residual charcoal was present on the lower trunks. These trees were already well established when the October 1991 Firestorm destroyed homes in the area (the applicant planted the trees in 1963). Wounds could have been created by the fire, with subsequent closing of the wounds by response growth. Both sounding with a mallet and probing did not find any hidden wounds or cavities.

If significant decay was present in the root system, it would reduce the transport of water and nutrients. This condition could show up in the crown as a dead central leader, dead branch tips or leaves with abnormal color, size or density. Fill soil placed on top of the root system could also cause these symptoms. I didn't see these symptoms in the trees.

Decay in a trunk can be obvious, e.g. a large, open trunk cavity. Symptoms of wood decay can also be more subtle such as the presence of a dried up conk, the fruiting body of a wood destroying fungus. It is possible for wood decay to be hidden inside a tree with no outward signs or symptoms (UC IPM Online, 2013). I didn't see wood decay, or decay symptoms, in the trunks.

Another subtle symptom of internal decay is fiber buckling on the lower trunk. Decay can result in a hidden cavity that slowly increases in size. As the cavity diameter increases, the walls of the trunk become thinner. At some point, the remaining trunk wall can no longer support the weight of the

tree. Stem fibers begin to fold and collapse. Fiber buckling is normally associated with a cavity in the trunk (Kane, 2001). No fiber buckling was observed.

For fifty years, the trees were growing as one unit, since the trunks were planted only a few feet apart. Wind loads acted upon the group of trunks as a whole, influencing trunk development, root growth, and crown shape. If any trunk or trunks are removed, they would expose the remaining trunks to wind loads not previously experienced. The risk of wind-throw, or whole-tree failure would be increased. The group of six trunks should remain as one unit to provide maximum stability.

An advanced assessment could be done on the trees to look for problems in more detail. Common methods to look for internal decay are (a) the use a **resistance recording drill** to evaluate suspicious parts of a tree or (b) a **root crown excavation**. Advanced assessment is usually warranted when there are signs or symptoms indicating the possibility of a **structural defect**. Since there were no signs or symptoms of decay, I did not do an advanced assessment.

Unstable Trees. A tree with a high risk of falling will often have a structural defect that can be observed. Signs of a falling tree or structural defects include:

- A soil crack near the trunk
- Soil mounding close to the trunk, behind the lean, caused by roots lifting upward (Matheny, 1994)



- Excessive trunk lean.
- Co-dominant trunks, with a crack in the stem junction
- Decayed **buttress roots**

The trees in question had straight trunks and no significant defects as noted above.

Any tree will eventually fall down, since no tree lives forever. It is reasonable to remove a tree when it has a structural problem that makes it a **high risk** or **extreme risk**. It is unreasonable to remove a tree that appears healthy, and when the likelihood of failure is improbable. For the trees in question, the likelihood of falling in the next three to five years is improbable.

The thin line of amber colored sap on the northwest side of tree #1 was from an unknown cause. It did not appear to be related to a significant defect that would affect the tree's stability.

Protected Trees Ordinance. The PTO allows the removal of a tree if it is unhealthy or a potential hazard to life or property. The trees were healthy and removal would not be justified based on the trees' current health.

The City cannot guarantee that any tree will remain stationary for any period of time. Mr. Silva is encouraged to monitor the trees for any physical change in condition. He should check the trees periodically, especially after a rainstorm, heavy winds or an earthquake. It is advisable to make this a daily routine of entering and exiting the

home. Anytime he thinks the trees have changed in any way, he may call the Tree Services Division and a City arborist will evaluate the trees. Mr. Silva may also hire a qualified arborist to evaluate the trees in more detail and monitor the trees periodically.

Conclusions

Based on my inspection on July 26, 2013 and the trees' condition at that time:

- No decay was apparent
- The likelihood of the trees falling is improbable in the next three to five years.
- The trees did not qualify for a tree removal permit based on the PTO tree removal approval criteria.

Recommendations

1. The coast redwoods should be retained in the landscape.
2. The property owner's tree removal application should be denied.

Sincerely,

Mitch Thomson

Mitch Thomson
Arboricultural Inspector
Tree Services Division

ISA Certified Arborist ®
NO WE-1937A

ISA Tree Risk Assessment Qualified ®



Glossary*

Advanced assessment – an assessment performed to provide detailed information about specific tree parts, defects, targets, or site conditions. Specialized equipment, data collection and analysis, and/or expertise are usually required.

Basic assessment – detailed visual inspection of a tree and surrounding site that may include the use of simple tools. It requires that a tree risk assessor walk completely around the tree trunk looking at the site, aboveground roots, trunk, and branches.

Buttress roots - roots at the trunk base that help support the tree and equalize mechanical stress.

Extreme risk – situations in which failure is *imminent* and there is high likelihood of impacting the target, and the consequences of the failure are severe. Mitigation measures should be taken as soon as possible. In some cases this may mean immediate restriction of access to the target zone to avoid injury to people.

Fiber buckling – horizontal bands or ridges present on the bark, where bark and wood underneath are buckling or compressing. As the load bends the stem, fibers in compressive stress buckle and eventually allow the stem to bend enough to cause the fibers on the opposite side of the trunk (under tensile stress) to split apart axially.

High risk – situations for which (a) the consequences of a failure are significant, and the likelihood of a failure occurring is very likely or likely, or (b) the consequences are severe and the likelihood is likely. Mitigation measures should be taken. The decision for mitigation and timing of treatment depends upon the risk tolerance of the tree owner or risk manager.

Improbable – the tree or branch is not likely to fail during normal weather conditions and may not fail in many severe weather conditions within the specified time period.

Probe – using a sharp object to explore for loose bark, closed cavities, decayed wood and other defects that may not be apparent with a visual inspection.

Resistance-recording drill – a computerized drill that drives a small-diameter (1/8 inch), flat-tipped spade bit into the tree. As the bit penetrates the wood, the resistance to penetration is recorded. An inspector can distinguish solid wood from voids and decay. Incipient decay, effectiveness of compartmentalization, and response growth rates may be estimated from profiles created by some high-resolution resistance drills.

Root crown – area where the main roots join the plant stem, usually at or near ground level. Root collar.

Root collar/root crown excavation – process of removing soil to expose and assess the root collar (root crown) of a tree.



Root plate – an area with a large quantity of roots near the base of a tree.

Structural defects – any naturally occurring or secondary conditions such as cavities, poor branch attachments, cracks, or decayed wood in the trunk, crown, or roots of a tree that may contribute to structural failure. In other words, any feature, condition, or deformity of a tree that indicates a weak structure or instability that could contribute to tree failure.

Sounding – the process of striking a tree with a mallet or other appropriate tool and listening for tones that indicate dead bark, a thin layer of wood outside a cavity, or cracks in wood.

Wood decay – the process of wood degradation by micro-organisms.

* Most definitions are from sources listed in the Bibliography: (Lily, 2010), (Smiley, Matheny and Lily, 2011), (Kane, 2001) and (Dunster, 2009).



Bibliography

1. Lilly, Sharon. 2010. *Arborists' Certification Study Guide*. Champaign, IL: International Society of Arboriculture.
2. Dunster, J. 2009. *Tree Risk Assessment in Urban Areas and Urban/Rural Interface: Course Manual*. Silverton, Oregon: Pacific Northwest Chapter, International Society of Arboriculture.
3. Kane, Brian and Dennis Ryan and David Bloniarz. *Comparing Formulae that Assess Strength Loss Due to Decay in Trees*. *Journal of Arboriculture* 27(2) (2001).
4. Matheny, Nelda and James Clarke. 1994. *Evaluation of Hazard Trees in Urban Areas*. Urbana, IL: International Society of Arboriculture.
5. Smiley, Thomas E., and Nelda Matheny and Sharon Lilly. 2011. *Risk Assessment: Best Management Practices*. Champaign, IL: International Society of Arboriculture.
6. UC IPM Online, *Wood Decay Fungi in Landscape Trees*, <http://www.ipm.ucdavis.edu/PMG/PESTNOTES/pn74109.html/> (July 5, 2013)

Attachment C

Attachment - A
Tree Permit Appeal



Imagery Date: 8/28/2012

37°51'17.52" N 122°13'59.83" W elev 708 ft eye alt 1036 ft

Google earth



CITY OF OAKLAND BASIC APPLICATION FOR DEVELOPMENT REVIEW

250 Frank H. Ogawa Plaza, Suite 2114, Oakland, CA 94612-2031
Zoning Information: 510-238-3911
www.oaklandnet.com/planning

CERTAIN APPLICATIONS ARE ACCEPTED BY APPOINTMENT ONLY!

Please call (510) 238-3940 to schedule an appointment if your project involves any of the following:

- Conditional Use Permit
- Variance
- Regular Design Review
- Parcel Map Waiver
- Tentative Parcel/Tract Map
- New dwelling unit(s)
- 1,000 sq. ft. or more of new floor area/footprint
- Additions ≥ 100% of existing floor area/footprint
- Creek Protection Permit (Category 3 or 4)

All other projects may be submitted to the zoning counter without an appointment.

Submit applications for Small Project Design Review to station #12 at the zoning counter by signing the sign-up sheet.

1. TYPE OF APPLICATION

(Check all that apply)

Development Permits

- Conditional Use Permit (Major, Minor, or Interim)
- Variance (Major or Minor)
- Regular Design Review
- Small Project Design Review
- Tree Preservation or Removal Permit
- Creek Protection Permit (separate application required)
- Other: NEW CONSTRUCTION OF S.F.D.

Subdivision Applications

- Parcel Map Waiver (Lot Line Adjustment/Merger)
- Tentative Parcel Map (subdivision for 1 – 4 lots)
- Tentative Tract Map (subdivision for 5 or more lots)
- Planned Unit Development/Mini-Lot Development

Other Applications

- Request for Environmental Review
- General Plan Amendment
- Rezoning

VARIANCE FOR HEIGHT

2. GENERAL INFORMATION

APPLICANT'S NAME/COMPANY: Hillside Homes Group Inc.

PROPERTY ADDRESS: 1511 West View Dr.

ASSESSOR'S PARCEL NUMBER: 048-7602-022 LOT AREA (ACRES/SQ. FT.): 15,283 SF

EXISTING USE OF PROPERTY: Vacant (with existing retaining walls)

DESCRIPTION OF PROPOSAL (including type of use, hours of operation, number of employees, etc., on additional sheets if needed.):

New 4,830 SF single family house. 3 story, 4 Bedrooms, 4 1/2 Baths w/ 2 car garage and 2 car covered parking carport

TO BE COMPLETED BY STAFF

GENERAL PLAN LAND USE CLASS: HILLSIDE ZONING: RH-4

FEES¹:

APPLICATION FEE: \$ 5,261.29
POSTER DEPOSIT²: \$ 50.00
TREE PERMIT FEE: \$ 279.99
CREEK PERMIT FEE: \$ _____
TOTAL FEES DUE: \$ _____

EXPECTED PROCESSING TIME³:

¹Fees are subject to change without prior notice. The fees charged will be those that are in effect at the time of application submittal.

²For permit applications requiring public notice, a refundable security deposit is required for the on-site poster containing the public notice. Posters MUST be returned within 180 days and in good condition to claim a refund of the deposit.

³Expected processing time is only an estimate and is subject to change without notice due to staff workload, public hearing availability, and the completeness or complexity of the application.

3. PROPERTY OWNER AND APPLICANT INFORMATION

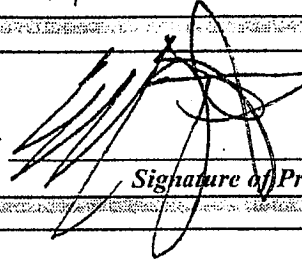
Original signatures or clear & legible copies are required.

Owner: Hillside Homes Group Inc.
Owner Mailing Address: 184 Rudgeau Dr.
City/State: Walnut Creek, CA Zip: 94596
Phone No.: 925-381-2950 Fax No.: 925-946-9744 E-mail: Ed@HillsideHomes

GROUP.COM

To be completed only if Applicant is not the Property Owner:

I authorize the applicant indicated below to submit the application on my behalf.


Edward Patmont,
Pres.
Signature of Property Owner

Applicant (Authorized Agent), if different from Owner: _____

Applicant Mailing Address: _____

City/State: _____ Zip: _____

Phone No.: _____ Fax No.: _____ E-mail: _____

I understand that approval of this application does not constitute approval for any administrative review, conditional use permit, variance, or exception from any other City regulations which are not specifically the subject of this application. I understand further that I remain responsible for satisfying requirements of any private restrictions or covenants appurtenant to the property. I understand that the Applicant and/or Owner phone number listed above will be included on any public notice for the project.

I certify that I am the applicant and that the information submitted with this application is true and accurate to the best of my knowledge and belief. I understand that the City is not responsible for inaccuracies in information presented, and that inaccuracies may result in the revocation of planning permits as determined by the Planning Director. I further certify that I am the owner or purchaser (or option holder) of the property involved in this application, or the lessee or agent fully authorized by the owner to make this submission, as indicated by the owner's signature above.

I certify that statements made to me about the time it takes to review and process this application are general. I am aware that the City has attempted to request everything necessary for an accurate and complete review of my proposal; however, that after my application has been submitted and reviewed by City staff, it may be necessary for the City to request additional information and/or materials. I understand that any failure to submit the additional information and/or materials in a timely manner may render the application inactive and that periods of inactivity do not count towards statutory time limits applicable to the processing of this application.

I certify that all existing Protected Trees either on the site or within 10 feet of development activity are indicated on both the Site and Landscape Plan. I understand that if any Protected Trees are to be removed, or if Protected Trees exist within 10 feet of the proposed development activity (even if they are not being removed), I must apply for a Tree Preservation/Removal Permit (Section 6).

I certify that I have reviewed the Oakland Creek Protection Ordinance and understand that I may be subject to a Creek Protection permit pursuant to the Creek Protection, Storm Water Management and Discharge Control Ordinance (Chapter 13.16 of the Oakland Municipal Code) and that I have completed the Creek Protection Ordinance section of this application (Section 7).

I HEREBY CERTIFY UNDER PENALTY OF PERJURY, THAT ALL THE INFORMATION PROVIDED ON THIS APPLICATION IS TRUE AND CORRECT.

Signature of Owner or Authorized Agent


Edward Patmont, Pres.

Date

12/20/12

6. TREE PRESERVATION ORDINANCE

See page 11 for more information on protected trees and these regulations.

Pursuant to the Tree Preservation Ordinance (§12.36 O.M.C.) a Tree Preservation/Removal Permit is required for any proposed construction activity (including buildings, driveways, paths, decks, construction vehicle routes, sidewalk improvements, & perimeter grading) within 10 feet of a Protected Tree, even if such trees are not being removed or if they are located on a neighbor's property.

The following are Protected Trees:

- a. Any Coast Live Oak tree that is larger than 4 inches dbh*
- b. Any tree (except Eucalyptus) that is larger than 9 inches dbh* (Eucalyptus trees and up to 5 Monterey Pines per acre are not considered Protected Trees under this section. Monterey Pines must be inspected and verified by the Public Works Agency – Tree Division prior to their removal. Contact the Tree Division at (510) 615-5850 for more information or to schedule an inspection).
- c. Any tree of any size located in the public right-of-way (including street trees).

I ATTEST THAT: (check one)

- (1) There are no existing Protected Trees anywhere on the subject property or within 10 feet of the proposed construction activities** (including neighbor's properties or the adjacent public right-of-way).
- (2) There are Protected Trees on the subject property or within 10 feet of the proposed construction activities**, and their location is indicated on the site plan and landscape plan **and** (check one);
- (a) No Protected Trees are to be removed and No construction activity** will occur within 10 feet of any Protected Tree.
- (b) No Protected Trees are to be removed and Construction activity** will occur within 10 feet of any Protected Tree.
- (c) Protected Trees will be removed.

If you checked (2b) or (2c), a Tree Preservation/Removal Permit is required. Please complete the section below.

DESCRIPTION OF TREES (Identification numbers and letters must be consistent with the Tree Survey, see submittal requirements in Section 8)

| Trees proposed for removal | | | Trees not proposed for removal but located within 10 feet of Construction Activity** | | |
|----------------------------|---------|------|--|---------|------|
| # | Species | dbh* | # | Species | dbh* |
| 1 | Redwood | 13 | A | | |
| 2 | Redwood | 22 | B | | |
| 3 | Redwood | 30 | C | | |
| 4 | Redwood | 25 | D | | |
| 5 | Redwood | 15 | E | | |
| 6 | Redwood | 31 | F | | |
| 7 | | | G | | |

Reason for removal/impacting of trees: These trees are tall and greatly impact our view to the SF Bay. All six trees will be replaced with a 24 inch Box size Oak trees (total of six), either Coast Live or Blue Oaks.

* dbh: "diameter at breast height" is determined by measuring the trunk at 4'-6" from the ground. Multi-trunked trees are measured by combining the diameters of all trunks at 4'-6" from the ground.

** Construction Activity: Any proposed building, driveway, path, deck, construction vehicle route, sidewalk improvement, grading, or demolition.

Attachment E



CITY OF OAKLAND
TREE DIVISION - BLDG 4
7101 EDGEWATER DRIVE
OAKLAND, CA 94621

Permit #

PHONE (510) 615-5934 FAX (510) 615-5845
VOICE MAIL (after 3:30 p.m.) (510) 615-5934
BUSINESS HOURS Monday - Friday 8:00am - 3:30pm

TREE REMOVAL PERMIT APPLICATION NON-DEVELOPMENT RELATED

Application is hereby made pursuant to the Tree Preservation Ordinance,
Chapter 12.36, of the Oakland Municipal Code

- ❖ One or more trees 9 inches or greater in diameter at breast height.
- ❖ One or more Coast Live Oak trees, 4 inches or greater in diameter at breast height.
- ❖ Eucalyptus and Monterey Pine trees are exempt.

NAME OF APPLICANT MIROSLAVA JAKOVljeVICH
LOCATION OF PROPERTY 1519 West View DR.

DESCRIPTION OF TREE(S) PROPOSED FOR REMOVAL (quantity, species and diameter)
Six redwood trees (31", 30", 25", 22", 15", 13")

REASON FOR REMOVAL OF TREE(S)
Restore view of SF Bay including Golden Gate Bridge. Six oak trees (24" DBH) will be planted to replace existing redwoods.

ATTACHMENTS One of the following three choices are required showing the number and location of tree(s) described on the application.

- 1. Hand Drawn Sketch
- 2. Site or Landscape Plan
- 3. Photographs

BY SIGNING BELOW I CONFIRM THE INFORMATION SUBMITTED FOR APPLICATION AND I UNDERSTAND THE NON-REFUNDABLE APPLICATION FEE IS \$68 (1-10 trees per parcel, \$10.00 each additional tree).

I further certify under penalty of perjury that all the information provided on this tree removal permit application is true and correct and that no zoning, land use, grading, demolition, building or other City permits have been applied for as a result of this tree(s) removal being accomplished.

DATE Feb. 21, 2013
SIGNATURE M Jakovljevic
ADDRESS 1519 West View DR.
CITY, STATE, ZIP Oakland, CA. 94705
TELEPHONE (510) 548-5939

Property Owner
 Agent for Owner

2nd PHONE 925-381-2950
Ed Patmont, agent
Builder



View Claims

Information for Tree Removal Permit Applicants

Summary

When neighbors resolve a view claim, protected trees may need to be removed. A tree removal permit is required from Tree Services before protected trees are removed.

The view claimant or the tree owner submits a tree removal permit application to the Tree Services Division for processing. Tree Services reviews the mutually agreeable solution developed by the tree owner and view claimant. The proposed tree removals are compared to the standards for resolution of claims in the View Ordinance. A written tree permit decision is issued by Tree Services. The decision may be appealed to the Parks and Recreation Advisory Commission, whose decision is final.

Both views and trees are valuable. When they come into conflict with each other, the View Ordinance requires neighbors to negotiate a balance between trees and views.

Ordinances

The View Ordinance is part of the Oakland Municipal Code, Chapter 15.52. It provides a framework for neighbors to negotiate and resolve conflicts between views and trees.

Most trees are subject to view claims. One exception is coast live oak. They are exempt from view claims if the trunk diameter is four inches or larger.

The Protected Trees Ordinance is Chapter 12.36 of the Oakland Municipal Code. It provides tree removal approval criteria and tree permit procedures. Tree removals can be approved for a variety of reasons, including views. A tree owner is allowed to take reasonable advantage of views by removing trees on their own property. Tree removals are also allowed to resolve a view claim in accordance with the View Ordinance. Tree permit processing takes five to six weeks to complete.

Eucalyptus trees (all species) are not protected and may be removed without a permit. Monterey pine trees may also be removed without a permit, in most situations. All other tree species are protected when the trunk diameter is nine inches or larger.

Both ordinances can be viewed or printed online. The link below will take you to the City's Municipal Code web page (as of February 2013):

<http://library.municode.com/index.aspx?clientId=16308>



Background

The Tree Services Division does not act as a mediator or arbitrator for view obstruction disputes. Other organizations provide these services, if needed.

The View Ordinance is often misquoted. "I'm entitled to the view I had when I bought my property" is the phrase that is misused. That phrase is not in the ordinance. The View Ordinance usually requires a compromise between views and trees when resolving a view obstruction.

The October 1991 Firestorm destroyed approximately 200,000 trees in the Oakland Hills. The extent and character of views in the area was changed dramatically by the disaster. Trees must be allowed to grow in the Firestorm area to replace the urban forest that used to exist. View claimants and tree owners will have to compromise as the urban forest returns.

Procedures

Three different procedures may be used to resolve a view claim. The first procedure is called initial reconciliation. The view claimant notifies the tree owner in writing of their concerns. If possible, the parties talk to each other and create a mutually agreeable solution. Mediation may be necessary, but the parties have significant latitude at this stage to craft an agreement. If an agreement is reached, a tree removal application is submitted to Tree Services when protected trees are proposed for removal.

The second procedure is binding arbitration. If informal discussion and/or mediation fail, the parties may elect an arbitrator to make the decision. Arbitration is optional and both parties have to agree to the procedure. The arbitrator's decision is final and cannot be appealed. All mandated actions must be implemented within 30 days of the arbitration report. If protected trees will be removed, no tree removal permit is required.

The final procedure is litigation. Civil action may be pursued by a private party when initial reconciliation fails and binding arbitration is not elected. The Court's decision is final and a tree removal permit is not required.

Tree Permit Applications

The tree removal permit application is a simple, one page form. However, an applicant must submit more information for a view claim. An applicant will need assistance from a Certified Arborist from the International Society of Arboriculture or a Registered Consulting Arborist from the American Society of Consulting Arborists. An arborist's report is needed for item number eight below. An arborist can also help with any or all of the other items. Referral directories are available at:

- <http://www.isa-arbor.com/certification/verifyCredential/index.aspx>
- <http://www.asca-consultants.org/find/directorySearch.cfm>



The following information is required. It must be submitted with a tree removal permit application:

1. **Agreement.** The written agreement between the view claimant and the tree owner, signed by both parties, explaining the mutually agreeable solution to the view obstruction. Provide the names, addresses and phone numbers of both parties.
2. **Authorization.** The tree owner is often the permit applicant. If the applicant is not the tree owner, the view claimant or agent must provide written authorization from the tree owner, confirming they have permission to act as the agent for the tree removal permit. Instead of a separate document, permission to act as an agent could be provided in the written agreement between the two parties, described above.
3. **Site plan.** A simple site plan can be created from Google Maps, Google Earth, other sources or it can be a hand drawn sketch. At a minimum, it needs to show the trees proposed for removal, the trees that will be preserved, roads, homes of both parties and a north arrow. Trees proposed for removal shall be numbered.
4. **Photographs.** Provide photographs from several perspectives:
 - a. The full extent of the view available at the time the view

claimant purchased the property

- b. The full extent of the view available now from the view claimant's property, including the obstruction
 - c. The tree owner's view of the trees.
5. **General Information.** The following can be included in the written agreement, or separately:
 - a. The date the view claimant purchased their property
 - b. The date the tree owner purchased their property
 - c. Explain how the mutually agreeable decision between the two parties provides a balance between view restoration and tree preservation.
 6. **View Information.** Describe the character of the view, including:
 - a. The vantage point(s) from which the view is obtained on the claimant's property
 - b. The existence of landmarks or other unique, high-value view features (e.g. the Golden Gate Bridge)
 - c. The extent to which the view is diminished by factors other than the tree(s) involved in the claim (e.g. a neighbor's home blocks half of the Golden Gate).



7. Obstruction Information.

Describe the character of the obstruction, including:

- a. The percentage of the total view that is obstructed. Use a compass, photography or a surveyor's transit for measurements.
- b. The extent to which landmarks or other unique, high-value view features in the view are obstructed.

specimen tree quality; rare tree species; historic value.

For more information, please contact the Tree Services Division at 510-615-5934. The office is open from 7:00 am to 3:30 pm, Monday through Friday.

8. Tree Information.

Describe the benefits and/or burdens derived from the tree(s) in question:

- a. Visual screening provided
- b. Wildlife habitat provided
- c. Soil stability provided (soil structure, degree of slope, extent of root system(s))
- d. Energy conservation and/or climate control provided
- e. Effects on neighboring vegetation provided
- f. Visual, quality of the tree(s), including but not limited to species characteristics, size, growth, form, vigor, and location
- g. The monetary value of the tree(s) as measured by the Council of Tree and Landscape Appraisers, based on the current edition of the Guide for Plant Appraisal, published by the International Society of Arboriculture
- h. Other tree-related factors, including but not limited to: indigenous tree species;

CITY OF OAKLAND
PUBLIC WORKS AGENCY
PROTECTED TREE APPEAL CLAIM FORM FOR NON DEVELOPMENT TREES
(Oakland Municipal Code Section 12.36.110)

1. Date: 8/1/13

2. Appellant's Name: PAUL C. SILVA

3. Appellant's Address: 1516 WESTVIEW

City, State & Zip: BERKELEY CA 94705

4. Address of Tree(s) Removal: 1516 West View Dr.

5. Date of City Staff Decision: July 26, 2013

6. Statement of why there was either error or abuse of discretion by city staff or why the city staff decision is not supported by the evidence in the record (attach any additional pages if needed): To Clear lot of large trees that have overgrown the area and are creating a ~~nuisance~~ nuisance to the neighborhood by negatively discouraging development of adjacent vacant property.

I hereby certify under penalty of perjury that I am the owner of:

The real property described in (4) above, or

Real property adjoining and/or confronting the real property described in (4) above.

Signature: Paul C Silva Date: 8/1/2013

This appeal must be filed no later than 3:00 pm on August 5, 2013 to the office of:
City of Oakland, Tree Division, 7101 Edgewater Dr, Oakland, CA 94621. Please
submit an application fee with a check for \$200 made out to the City of Oakland.

For Office Use Only

.....

Appeal Hearing Date: 9-11-13
Received By: GAY LUSTER
Receipt #: ck # 154 200.00

Zahn, Robert

From: Paul C Silva [psilva@berkeley.edu]
Sent: Monday, August 05, 2013 1:50 PM
To: Zahn, Robert
Subject: tree removal

those trees are blocking the view of new development and also at existent home

Thanks, P. Silva

CITY OF OAKLAND
Interoffice Memorandum



Oakland Parks and Recreation

TO: Barry Miller, Chair, Parks and Recreation Advisory Commission
FROM: Maribel Corral, Recreation Supervisor
DATE: September 11, 2013
SUBJECT: Request from McClymonds Action Committee for Permission to Collect Donations at the McClymonds Reunion Gathering at Defremery Park on Saturday, September 28, 2013

SUMMARY

Oakland Parks and Recreation received a request from the McClymonds Action Committee for permission to collect donations at the McClymonds Reunion Gathering to be held at Defremery Park on Saturday, September 28, 2013. Funds collected from the donation will help to pay the fees for the event.

FISCAL IMPACT

There will be no fiscal impact. The organization is paying all fees associated with the event.

BACKGROUND

McClymonds Action Committee has taken over the duties of hosting the MyClymonds Reunion Gathering since 2010. The McClymonds gathering has been held as an annual event at Defremery Park for over 20 years. The event is for all of the graduating classes and current students.

The McClymonds Action Committee is asking permission to collect donations on site the day of the event. They would like to set up a table for donations. The funds collected will go towards d.j. fees, park fees, advertisement, and insurance permits. They would like to eventually provide scholarships for current McClymonds students and assist with sponsoring programs at Defremery Recreation Center.

The organization is not a 501c3, but they are currently working on their non-profit status.

RECOMMENDATION

Staff recommends that the Park and Recreation Advisory Commission approve the request from the McClymonds Action Committee for permission to collect on-site donations at the MyClymonds Reunion Gathering at Defremery Park on Saturday, September 28, 2013.

Respectfully submitted,

Maribel Corral
Recreation Supervisor

Attachments: Exhibit A – McClymonds Action Committee Request Letter
Exhibit B – Rental Application

Parks & Recreation Advisory Commission

250 Frank Ogawa Plaza 3330

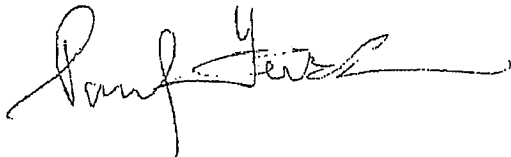
Oakland, CA 94612

McClymonds Action Committee has taken over the duties of having the McClymonds Reunion Gathering since 2010. The McClymonds gathering has been at deFremery Park for over 20 years. This event is for all of the graduating classes and current students. It is a wonderful family event.

We are requesting permission to have donations on site the day of the picnic. There will be a table for donations. We have current law enforcement officers that are on our security committee and a security team that will be on duty throughout the event. The funds are being collected to pay the fees for the event. This includes: dj's, park fees, advertisement, insurance, permits and eventually having scholarships for current McClymonds students and assisting with sponsoring programs at deFremery Center.

We are not a 5013c, but are currently working on our non-profit status.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul Fields", with a long horizontal flourish extending to the right.

Paul Fields

McClymonds Action Committee



Office of Parks and Recreation
 250 Frank H. Ogawa Plaza, Suite 3330, Oakland, CA 94612
 Office: 510.238-3187; Facsimile: 510.238-2397



Rental Application

7/3/13

ATTENTION: _____

Date of Application: _____

RESIDENCY IS DETERMINED ACCORDING TO ADDRESS INDICATED ON DRIVER'S LICENSE OR STATE IDENTIFICATION CARD. PHOTO ID IS REQUIRED.

Name of Business/Organization: McClintock's Political Committee
 Address: Deerfield Park REC Center

Street Address: _____ City: _____ Zip Code: _____

Name of Contact Person: Frank Field

Phone Number: 510-774-1711 Fax Number: _____ E-mail: franksp432@aatt.net

Mailing Address: 432 - Oakway St Oakland 94609
 Street Address: _____ City: _____ Zip Code: _____

Facility/Park Name: Deerfield Park

Room(s)/Site(s): Entire Park

EVENT INFORMATION: Annual Alumni Gathering - McClintock's 1962/13
 Date(s) of Event: _____

Time In/Prep 7:00 Event Time 7:00am - 7:00pm Cleanup/Time Out 6:00pm - 7:00pm

Type of Event/Purpose: (be specific, i.e., Wedding Reception, Meeting, Birthday Party, Banquet, Picnic, BBQ, Walk, Run, Festival, Rally, Quinceanera, BarMitzvah/BatMitzvah, etc.) McClintock's Annual Alumni Gathering

General Public Allowed: Yes No Sound Amplification: Yes No Non-Amplified Sound: Yes No

Type of Equipment to be used: (i.e., musical instruments, live band, cd player, amplifiers, microphones, etc.) Amplified and microphones (local groups)

Note: Charging admission, selling tickets or merchandise, or solicitation of money in any manner must be approved by the Parks and Recreation Advisory Commission 60 days or more in advance of event date.

Number of Participants (Total) 499 Approximate # of Adults 700 # of Teens 150 # of Children/Infants 150

Please provide below special accommodations/requests for your event. If no special accommodations required, please write NONE.
NONE

Will you require a caterer for your event? Yes No

If yes, are you choosing a caterer from OPR's Approved Caterer's List? Yes No

Name of Approved Caterer: _____

If not using an OPR Approved Caterer, provide name of non-approved caterer: _____

(Note: An Opt-Out Fee is applicable to non-approved caterers and non-catered events. See Attached Regulations)

RENTAL FEES (The minimum rental requirement and deposit are required when the facility of your choice is reserved 31 days or more in advance.)

Permit Processing Fees (Picnic & Related Events) A non-refundable permit processing fee of \$15 will be added to each application with 50 or more people.

For Park Use: (Special Events) A non-refundable permit processing fee of \$30 will be added to each application.

(1) _____ x _____ = _____ (7) Alcoholic Beverage Fee = N/A

(2) 65 x 12 = 780.00 (8) Administrative Service Fee = _____

(3) Permit Processing Fee = _____ (9) Caterer Opt Out Fee = _____

(4) Deposit = 500.00 (10) Sound-Use Fee = 100.00

(5) Setup/Teardown = _____ (11) Other Charges = _____

(6) Kitchen = _____

TOTAL: \$ 1380.00 Less Advance Minimum Payment of \$ 500.00; BALANCE DUE 30 DAYS BEFORE EVENT: \$ 880.00

(Deposits are refunded 6-8 weeks AFTER event date, provided the facility is left in acceptable condition and the event goes as planned.)

Please check payment type: Cash: _____ Check #: _____ Type of Credit Card: Visa or MasterCard: _____

(See attached Authorization for Credit Card Payment Form)

CANCELLATION FEE: 61 days or more notice: Forfeit 1/2 Deposit 30 days to 60 days notice: Forfeit Deposit Plus 1/2 Rental Fee 31 to 60 days notice: Forfeit Deposit 10 days or less notice: Forfeit All Fees

APPLICANT SIGNATURE Frank Field DATE 7/3/13

Please note: By submitting this application, other documents/permits may be initiated to finalize your reservation.

CITY OF OAKLAND
Interoffice Memorandum



Office of Parks and Recreation

TO: Barry Miller, Chair, Parks and Recreation Advisory Commission
FROM: Gail McMillon, Reservation Supervisor
DATE: September 11, 2013
SUBJECT: **Request From The Splash Pad Neighborhood Forum For Permission To Have Food Vendors, Sell Beer And Wine And Collect Donations For Event T-Shirts At A Community Wide Celebration To Be Held At Splash Pad Park On Sunday, October 20, 2013**

SUMMARY

The Office of Parks and Recreation received a request from the Splash Pad Neighborhood Forum, a 501c(3) non-profit organization, for permission to have food vendors, sell beer and wine, and collect donations for event -shirts at the Community Wide Celebration event to be held at Splash Pad Park on Sunday, October 20, 2013. Any proceeds from the event will be used for park improvements.

FISCAL IMPACT

There will be no fiscal impact on the Office of Parks and Recreation.

BACKGROUND

The Splash Pad Neighborhood Forum has been the primary advocate for Splash Pad Park since its founding in 1999. The organization is a non-profit organization under the auspices of the Friends of Oakland Parks and Recreation. The organization helps to facilitate maintenance and park improvements within the park.

On Sunday, October 20, 2013, the Splash Pad Neighborhood Forum will be celebrating the 10th Anniversary of the park's Grand Opening with a free, community-wide celebration featuring music, food, beer and wine from Oakland-based sources.

The sources of revenue for the event will include sponsorships for sales of beer and wine, booth fees for approximately four to five food vendors and collection of donations for their 10th Anniversary T-shirts. The organization's first priority for any proceeds collected will be to re-landscape three planting beds where approximately 90% of the Dogwoods have been lost. The organization is currently drawing up plans to expand the existing, community-maintained California Native garden into these areas.

Parks and Recreation Advisory Commission
September 11, 2013

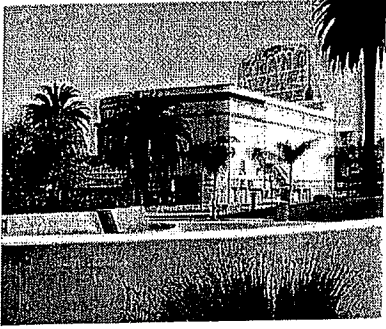
RECOMMENDATION

Staff recommends that the Parks and Recreation Advisory Commission approve the request from the Splash Pad Neighborhood Forum for permission to have food vendors, sell beer and wine, and collect donations for event t-shirts at the Community Wide Celebration event to be held at Splash Pad Park on Sunday, October 20, 2013. food and non-food vendors and allow sales of beer and wine at Splash Pad Park on Sunday, October 20, 2013. The organization is aware that additional permits are required provided their request is granted.

Respectfully submitted,

Gail McMillon
Central Reservations Supervisor

Attachments: Exhibit A – Splash Pad Neighborhood Forum Request Letter
Exhibit B – Letter of Non-Profit Status from the Friends of Oakland Parks and Recreation
Exhibit C – Rental Application



The City of Oakland's Splash Pad Park Turns 10: Let's Celebrate and Grow Our Garden

Celebrating Splash Pad Park's 10th Anniversary Year

Steering Committee

Jerry Barclay
Rachel Broadwin
Hildegard Dodd
David Elliott
Susan Elliott
Lary Heath
Eric Hughes
Angela Jackson
Ken Katz
Lila McDonald
Jessica Stewart
David Sturdevant
Kim Kerry=Tyerman

Planting Committee

Michael Sasso
Jennifer Ting
Mary Jo Sutton

Honorary Member

Walter Hood, Landscape
Architect

Ex Officio Member

Oakland City Councilmember
Patricia Kernighan

Contact Us:

info@splashpad.org
510 451-6537
splashpad.org

Growing a garden – and a community

August 14, 2013 (Revised from original submitted July 10)

Parks and Recreation Advisory Commission:

The Splash Pad Neighborhood Forum has been the primary advocate for Splash Pad Park since its founding in 1999. Through the SplashPad.org website and the monthly "Splash Pad Newsletter", we continue to publicize events in the park and the surrounding neighborhoods and also help to facilitate maintenance and park improvements.

By virtue of our fiscal sponsorship from Friends of Oakland Parks and Recreation, we are a registered 501 (C) 3 organization.

On Sunday, October 20th from 11:00 am until 6:00 pm, we will be celebrating the 10th Anniversary of the park with a free, community-wide celebration featuring music, food, beer and wine -- all from Oakland-based sources.

Any and all proceeds (minus expenses) will be used for park improvements. Our first priority will be re-landscaping three planting beds where about 90% of the Dogwoods have been lost. We are currently drawing up plans to expand the existing, community-maintained California Native garden into these areas.

Sources of revenue at the event will include sales of beer and wine, booth fees for a limited number of food vendors and donations for our 10th Anniversary t-shirts. At the time this application is filed, we have no realistic way to predict our net revenue.

For more information about this event, please visit our 10th Anniversary Celebration web page: www.splashpad.org/10thAnniversary.html.

Sincerely,

Ken Katz

SplashPad.org is a 501 (C) 3 organization. (EIN: 94-2751052)
Under the auspices of The Friends of Oakland Parks and Recreation.
All gifts are tax deductible.



July 10, 2013

BOARD OF DIRECTORS

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John Sutter

Phil Tagami

Miye Takagi

Sedrick Tydus

Don Walls

Anne Woodell

Founding Member

P.O. Box 13267

Oakland, CA 94661

TEL 510 465 1850

FAX 510 465 1852

www.oaklandparks.org

To Whom it May Concern:

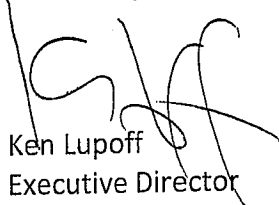
This letter is to confirm that the Friends of Oakland Parks and Recreation is the fiscal sponsor for Splash Pad Neighborhood Forum/Splash Pad Park.

The Friends of Oakland Park and Recreation is a 501c 3 nonprofit. Friends' tax id # is 94-2751052.

Please feel free to contact me if there are any questions related to this letter. My direct phone # is 510.465.1850; my email address is, oaklandparks@sbcglobal.net.

Thank you for your generosity and time.

Yours truly,



Ken Lupoff
Executive Director



Office of Parks and Recreation
250 Frank H. Ogawa Plaza, Suite 3330, Oakland, CA 94612
Office: 510.238-3187; Facsimile: 510.238-2397

Mo # 9004796



Rental Application

ATTENTION: CARL Mc MILLIN

Date of Application: 7-10-13

RESIDENCY IS DETERMINED ACCORDING TO ADDRESS INDICATED ON DRIVER'S LICENSE OR STATE IDENTIFICATION CARD. PHOTO ID IS REQUIRED.

Name of Business/Organization: SPLASH PAD NEIGHBORHOOD FORUM

EMAIL Address: INFO @ SPLASH PAD.ORG

Name of Contact Person: Ken Katz

Phone Number: 510 451-6537 Fax Number: _____ E-mail: Ken @ KATZPJS.COM

Mailing Address: 3801 BALBOUR AVE. OAKLAND, CA. 94610

Facility/Park Name: SPLASH PAD PARK

Room(s)/Site(s) NOT APPLICABLE

EVENT INFORMATION:

Date(s) of Event: October 20, 2013

Time In/Prep 8:00 A.M. Event Time 11:00 A.M. - 6:00 P.M. Cleanup/Time Out 6:00 - 8:00 P.M.

Type of Event/Purpose: (be specific, i.e., Wedding Reception, Meeting, Birthday Party, Banquet, Picnic, BBQ, Walk, Run, Festival, Rally, Quinceanera, BarMitsvah/BatMitzvah, etc.)

Community-wide celebration of PARKS 10th ANNIVERSARY

General Public Allowed: Yes No Sound Amplification: Yes No Non-Amplified Sound: Yes No

Type of Equipment to be used: (i.e., musical instruments, live band, cd player, amplifiers, microphones, etc.)

LIVE BANDS, AMPLIFIED MUSIC, FULL STAGE.

Note: Charging admission, selling tickets or merchandise, or solicitation of money in any manner must be approved by the Parks and Recreation Advisory Commission 60 days or more in advance of event date.

Number of Participants (Total) 1,000 Approximate # of Adults 800 # of Teens 100 # of Children/Infants 100

Please provide below special accommodations/requests for your event. If no special accommodations required, please write NONE.

None

Will you require a caterer for your event? Yes No

If yes, are you choosing a caterer from OPR's Approved Caterer's List? Yes No

Name of Approved Caterer: _____

If not using an OPR Approved Caterer, provide name of non-approved caterer: _____

(Note: The Opt-Out Fee is applicable to non-approved Caterers and non-Catered events. See Attached Regulations)

RENTAL FEES (The minimum rental requirement and deposit are required when the facility of your choice is reserved 31 days or more in advance.)

Permit Processing Fees (Picnic & Related Events) A non-refundable permit processing fee of \$15 will be added to each application with 50 or more people.
For Park Use: (Special Events) A non-refundable permit processing fee of \$30 will be added to each application.

| | | |
|---|--------------------------------|----------------|
| (1) $\$127.50 \times 7 = \892.50 | (7) Alcoholic Beverage Fee | = <u>\$125</u> |
| (2) $\$30 \times 5 = \150 | (8) Administrative Service Fee | = <u>-</u> |
| (3) Permit Processing Fee = <u>\$30</u> | (9) Caterer Opt Out Fee | = <u>-</u> |
| (4) Deposit = _____ | (10) Sound Use Fee | = <u>\$100</u> |
| (5) Setup/Teardown = _____ | (11) Other Charges | = _____ |
| (6) Kitchen = _____ | | |

TOTAL: \$ 1297.50 + \$1000 deposit
Less Advance Minimum Payment of \$ _____; BALANCE DUE 30 DAYS BEFORE EVENT: \$ _____
(Deposits are refunded 6-8 weeks AFTER event date, provided the facility is left in acceptable condition and the event goes as planned.)

Please check payment type: Cash: _____ Check #: _____ Type of Credit Card: Visa or MasterCard: _____
(See attached Authorization for Credit Card Payment Form)

CANCELLATION FEE: 61 days or more notice: Forfeit 1/2 Deposit 30 days to 11 days notice: Forfeit Deposit Plus 1/2 Rental Fee
31 to 60 days notice: Forfeit Deposit 10 days or less notice: Forfeit All Fees

APPLICANT SIGNATURE Kenneth Katz DATE 7-10-13
Please note: By submitting this application, other documents/permits may be initiated to finalize your reservation.

CITY OF OAKLAND
Interoffice Memorandum



Office of Parks and Recreation

TO: Barry Miller, Chair, Parks and Recreation Advisory Commission
FROM: Gail McMillon, Central Reservations Supervisor
DATE: September 11, 2013
SUBJECT: Request From Civicorps for Permission to Fundraise Through Collection of On-site Entrance Fees and Donation at the Lakeside Park Garden Center on Friday, November 15, 2013

SUMMARY

The Office of Parks and Recreation received a request from Civicorps, a non-profit organization, for permission to fundraise through collection of on-site entrance fees and donations at the Shakespeare Performance Dinner and Theatre on Friday, November 15, 2013 to be held at the Lakeside Park Garden Center. The proceeds from the on-site collection of fees will benefit students for the cost of attending the Civicorps School.

FISCAL IMPACT

There is no fiscal impact on the Office of Parks and Recreation. Civicorps will pay the rental for usage of the facility.

BACKGROUND

Since 1983, Civicorps has provided transformative educational and employment opportunities for 50,000 underserved Oakland youth and young adults. In February 2013, Civicorps opened its new Job Training Center located across from the West Oakland Bart station. The charter school recently gained accreditation by Western Association of Schools and Colleges and was unanimously renewed through June 2017 by the Oakland Unified School District.

Civicorps has an Academic and Professional Pathway Program (APP) that help young adults, ages 18-24, obtain a high-school diploma, secure a living wage, pursue post-secondary education, and embark on family sustaining careers. As per Civicorps, they are the only organization in the East Bay that offers both a Professional Pathway with paid job training as well as an Academic Pathway with an accredited high school diploma program.

For many years, Civicorps students in partnership with San Francisco Shakespeare's Midnight Shakespeare Program have performed two Shakespeare Plays annually. In the past, they have held these performances at the Lakeside Park Garden Center at no charge. This year, Civicorps will have a free event to the community on Thursday, November 14, 2013, and would like to add a fundraising dinner and theater event on Friday, November 15, 2013.

Parks and Recreation Advisory Commission
September 11, 2013

Civicorps will be charging guests \$75 each for dinner and the Shakespeare Play. Most of the funds will be collected prior to the evening's event, but some guests will ask that their tickets be held at the door and Civicorps would like to collect the \$75 fee on-site. The Civicorps Executive Director would also like to request that guests give a donation at the end of the evening. Gift envelopes will be provided for the donations.

Civicorps does not charge any student tuition for attending their school. They serve 140 students annually and have a deficit in cost per student. Civicorps must fundraise to meet the deficit. All funds collected through their fundraising efforts go to support the Academic and Job Training programs of Civicorps students.

RECOMMENDATION

Staff recommends that the Parks and Recreation Advisory Commission approve Civicorps request for permission to fundraise through the collection of on-site entrance fees and donations at the Civicorps Shakespeare Performance and Dinner event on Friday, November 15, 2013 to be held at the Lakeside Park Garden Center. The group is aware that additional permits are required provided their request is granted.

Respectfully submitted,

Gail McMillon
Central Reservations Supervisor

Attachments: Exhibit A – Civicorps Request Letter
Exhibit B – Rental Application
Exhibit C – Non-Profit Status



101 Myrtle Street
Oakland, California 94607

Tel: 510-992-7800
Fax: 510-992-7950
www.civcorps.org

July 12, 2013

Parks and Recreation Advisory Commission
Office of Parks and Recreation
250 Frank Ogawa Plaza, Suite 3330
Oakland, CA 94612

To whom it may concern:

Brief History of Organization:

Since 1983, Civicorps has provided transformative educational and employment opportunities for 50,000 underserved Oakland youth and young adults. In February, 2013, Civicorps opened its new Job Training Center located across from the West Oakland Bart station. Also, our charter school recently gained accreditation by Western Association of Schools and Colleges and our charter was unanimously renewed through June, 2017 by the Oakland Unified School District.

Our Academic and Professional Pathway (APP) program helps young adults, ages 18-24, obtain a high-school diploma, secure a living wage, pursue post-secondary education, and embark on family sustaining careers. Civicorps is the only organization in the East Bay that offers both a Professional Pathway with paid job training as well as an Academic Pathway with an accredited high-school diploma program.

For many students, this is their last chance to gain a high-school diploma. Most organizations have entrance requirements; however, Civicorps does not limit participation and accepts youth regardless of their academic level.

Civicorps' APP works with Oakland's highest risk young adults. All of our students have dropped out of high school, are low-income, and 95% live in poverty. About 31% have been previously convicted of a crime and/or are on probation, 30% are single parents, 32% are from the foster care system, and 30% are struggling with homelessness.

Our APP is creating incredible outcomes. In 2011, the Academy achieved an 85% graduation rate, which is one of the highest rates of any school in Oakland. Also, in its last graduating class, 83% of students continued onto college and 17% into employment.

Overview of event:

For many years our students in partnership with San Francisco Shakespeare's Midnight Shakespeare Program have performed two Shakespeare Plays annually. We have long held these performances at Lakeside Park Garden Center - Ebell Room. This Fall we will be having our usual free to the community event on Thursday, Nov. 14, but we would like to add a Friday Nov. performance that would be a fundraising event. The event would be a Dinner and Theatre experience.

Request to collect funds onsite and why:

We will be charging guests \$75.00 each for dinner (we will be using one of your preferred Caters) and the Shakespeare play. Most of the funds will be collected prior to the evening's event, but some guests will ask that their tickets be held at the door and we will collect money then onsite.

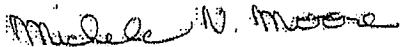
There will also be a request from Civicorps Executive Director to give a donation at the end of the evening. Gift envelopes will be provided for donating.

Who will benefit from funds collected:

Civicorps does not charge any student tuition for attending our school. We serve about 140 students annually a year. We have a deficit in cost per student and must fundraise to meet that deficit. All funds collected go to support the Academic and Job Training programs of Civicorps. Thus, the students benefit from the funds collected.

Please see attached Non Profit Certificate, facility Application and minimum rental payment plus deposit. If you need any other documents please let me know. I look forward to working with you Zermaine on all the other needed permits to make our event a success.

Best,



Michele Valenti Moore
Civicorps Development Director
(510) 992-7832
michele.moore@cvcorps.org



Rental Application

ATTENTION: 2emaine

Date of Application: 7/12/13

RESIDENCY IS DETERMINED ACCORDING TO ADDRESS INDICATED ON DRIVER'S LICENSE OR STATE IDENTIFICATION CARD. PHOTO ID IS REQUIRED.

Name of Business/Organization: Civic Corps School
Address: 101 Muttie St. Oakland 94607
Street Address City Zip Code

Name of Contact Person: Michèle Moore
Phone Number: 510-992-7832 Fax Number: 510-992-7450 E-mail: michele.moore@civiccorps.org
Mailing Address: 101 Muttie St. Oakland CA 94607
Street Address City Zip Code

Facility/Park Name: Lakeside Park Garden Center
Room(s)/Site(s): Ball Room

EVENT INFORMATION:

Date(s) of Event: Nov 14 and 15, 2013

Time In/Prep 2:30 11/14 Event Time 7:30 11/14 Cleanup/Time Out 10:00 pm
1:00 11/15 7:00 11/15

Type of Event/Purpose: (be specific, i.e., Wedding Reception, Meeting, Birthday Party, Banquet, Picnic, BBQ, Walk, Run, Festival, Rally, Quinceanera, BarMitsvah/BatMitzvah, etc.)
11/14 - Shakespeare Performance 11/15 - Dinner Theatre

General Public Allowed: Yes No Sound Amplification: Yes No Non-Amplified Sound: Yes No

Type of Equipment to be used: (i.e., musical instruments, live band, cd player, amplifiers, microphones, etc.)
CD Player

Note: Charging admission, selling tickets or merchandise, or solicitation of money in any manner must be approved by the Parks and Recreation Advisory Commission 60 days or more in advance of event date.

Number of Participants (Total) 100 Approximate # of Adults 100 # of Teens _____ # of Children/Infants _____

Please provide below special accommodations/requests for your event. If no special accommodations required, please write NONE.
Access to offstage & back hall both nights. Kitchen on 11/15

Will you require a caterer for your event? Yes 11/15 No

If yes, are you choosing a caterer from OPR's Approved Caterer's List? Yes No

Name of Approved Caterer: haven't booked yet

If not using an OPR Approved Caterer, provide name of non-approved caterer: _____

(Note: An Opt-Out Fee is applicable to non-approved Caterers and non-Catered events. See Attached Regulations)

RENTAL FEES (The minimum rental requirement and deposit are required when the facility of your choice is reserved 31 days or more in advance.)

Permit Processing Fees (Picnic & Related Events) A non-refundable permit processing fee of \$15 will be added to each application with 50 or more people.

For Park Use: (Special Events) A non-refundable permit processing fee of \$30 will be added to each application.

| | |
|---|--|
| (1) $65 \times 65 = 42250$ ✓ (Hourly Rate) (# of hours) | (7) Alcoholic Beverage Fee = <u>\$125.00</u> ✓ |
| (2) $65 \times 9 = 585.00$ ✓ (Hourly Rate) (# of hours) | (8) Administrative Service Fee = <u>N/A</u> |
| (3) Permit Processing Fee = <u>15.00</u> | (9) Caterer Opt Out Fee = <u>N/A</u> |
| (4) Deposit = <u>1300</u> | (10) Sound Use Fee = <u>N/A</u> |
| (5) Setup/Teardown = <u>200.00</u> ✓ | (11) Other Charges = <u>N/A</u> |
| (6) Kitchen <u>1732.50</u> = <u>535.00</u> ✓ <u>800.00</u> | |

TOTAL: \$ 2000.00 Less Advance Minimum Payment of \$ 1300.00; BALANCE DUE 30 DAYS BEFORE EVENT: \$ 1197.50
(Deposits are refunded 6-8 weeks AFTER event date, provided the facility is left in acceptable condition and the event goes as planned.)

Please check payment type: Cash: _____ Check #: _____ Type of Credit Card: Visa or MasterCard: Visa
(See attached Authorization for Credit Card Payment Form)

CANCELLATION FEE: 61 days or more notice: Forfeit 1/2 Deposit 30 days to 11 days notice: Forfeit Deposit Plus 1/2 Rental Fee
31 to 60 days notice: Forfeit Deposit 20 days or less notice: Forfeit All Fees

APPLICANT SIGNATURE _____ DATE 7/12/13

Please note: By submitting this application, other documents/permits may be initiated to finalize your reservation.

Internal Revenue Service

Department of the Treasury

District Director

P O BOX 36001 STOP SF-4-4-46
SAN FRANCISCO, CA 94102

Date: MAR. 16, 1987

EAST BAY CONSERVATION CORPS
1021 THIRD STREET
OAKLAND, CA 94607

Employer Identification Number:
94-2941068
Case Number:
957030010
Contact Person:
DANIEL STEVENS
Contact Telephone Number:
(415) 555-0319

Our Letter Dated:
August 23, 1984
Caveat Applies:
No

Dear Applicant:

This modifies our letter of the above date in which we stated that you would be treated as an organization which is not a private foundation until the expiration of your advance ruling period.

Based on the information you submitted, we have determined that you are not a private foundation within the meaning of section 509(a) of the Internal Revenue Code, because you are an organization of the type described in section 509(a)(1) and 170(b)(1)(A)(vi). Your exempt status under section 501(c)(3) of the code is still in effect.

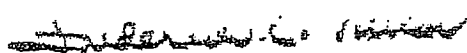
Grantors and contributors may rely on this determination until the Internal Revenue Service publishes a notice to the contrary. However, a grantor or a contributor may not rely on this determination if he or she was in part responsible for, or was aware of, the act or failure to act that resulted in your loss of section 509(a)(1) status, or acquired knowledge that the Internal Revenue Service had given notice that you would be removed from classification as a section 509(a)(1) organization.

Because this letter could help resolve any questions about your private foundation status, please keep it in your permanent records.

If the heading of this letter indicates that a caveat applies, the caveat below or on the enclosure is an integral part of this letter.

If you have any questions, please contact the person whose name and telephone number are shown above.

Sincerely yours,



Frederick C. Nielsen
District Director

Letter 1050 (CG)

CITY OF OAKLAND
Interoffice Memorandum



Office of Parks and Recreation

TO: Barry Miller, Chair, Parks and Recreation Advisory Commission
FROM: Gail McMillon, Central Reservations Supervisor
DATE: July 10, 2013
SUBJECT: Request from the Crisis Support Services of Alameda County for Permission to Collect On-site Registration Fees and Donations at Lakeside Park on Saturday, June 7, 2014

SUMMARY

The Office of Parks and Recreation received a request from the Crisis Support Services of Alameda County, a non-profit organization, for permission to collect on-site registration fees and donations at its 4th Annual Suicide Prevention Walk/Run event at Lakeside Park on Saturday, June 7, 2014. The proceeds will go towards the Crisis Support Services community health education programs.

FISCAL IMPACT

There is no fiscal impact on the Office of Parks and Recreation. Crisis Support Services will pay the rental for usage of the park space.

BACKGROUND

Crisis Support Services has provided free 24 hour crisis intervention and suicide prevention services in Alameda County since 1966. Their free mental health services go beyond education, counseling and crisis intervention. Their services also provide support groups for suicide attempters and the survivors of suicide, as well as services to the chronically mentally ill. The Crisis Support Services are accredited members of the National Suicide Prevention Network. They answer all East Bay Area-based calls to the national toll-free "Lifeline" and take more than 60,000 local calls per year.

Crisis Support Services has hosted their annual mental health education event at Lakeside Park for the past three years but have not requested to collect on-site registration fees and donations for the event. The hope of the 5K awareness walk/run event is to raise awareness to the agencies that support services for youth, individuals and families dealing with depression, mental illness and suicide. The event will feature a health fair with local health care providers and non-profit agencies.

Registrants can register through their online website or on-site if the request is approved. The Crisis Support Services has estimated cash received on site to be \$800 in registration fees and \$100 from individual donations.

Parks and Recreation Advisory Commission
September 11, 2013

RECOMMENDATION

Staff recommends that the Parks and Recreation Advisory Commission approve the Crisis Support Services of Alameda County's request for permission to collect on-site registration fees and donations at the 4th Annual Suicide Prevention Walk/Run event at Lakeside Park on Saturday, June 7, 2014. The group is aware that additional permits are required provided their request is granted.

Respectfully submitted,

Gail McMillon
Central Reservations Supervisor

Attachments: Exhibit A – Crisis Support Services of Alameda County Request Letter
Exhibit B – Non-Profit Status
Exhibit C – Rental Application



CRISIS SUPPORT SERVICES of Alameda County

July 12, 2013

Dear Parks and Recreation Advisory Commission,

Crisis Support Services has provided free 24-hour crisis intervention and suicide prevention services in Alameda County since 1966. As an affiliate of the National Suicide Prevention Hotline, we answer nationwide calls originating from the Bay Area. We have hosted our annual mental health education event at the Lake Merritt Bandstand for the past three years and we'd like your support to approve hosting next year's event in the same location.

On Saturday June 7th, 2014 Crisis Support Services would like to host its fourth annual suicide prevention walk/run around downtown Oakland's Lake Merritt. The 5k awareness walk/run event, "Healing Hearts: Walk for Suicide Prevention," hopes to raise awareness to the agencies support services for youth, individuals and families dealing with depression, mental illness and suicide. The event will feature a health fair with local health care providers and non-profit agencies. This event is an effort to raise awareness of our services and other mental health programs available throughout the community.

For those who want to participate by walking or running at the event, we ask that they pay a registration fee. We recognize our registration fees and individual donations to be one in the same. All of these proceeds go towards our Community Health Education Programs. Our free mental health services go beyond education, counseling and crisis intervention to also provide support groups for suicide attempters and the survivors of suicide, as well as services to the chronically mentally ill. We truly offer a safety net to those in distress. We are accredited members of the National Suicide Prevention Network and answer all East Bay Area-based calls to the national toll-free "Lifeline," and take more than 60,000 local calls per year.

The only cash that is collected the day of the event is by registrations, or individual donations. Registrants can either register through our online website or on-site the day of the event. Through previous years we have estimated the cash that may be collected on-site:

| | |
|--|----------|
| Estimated cash to receive from registration fees: | \$800.00 |
| Estimated cash to receive from individual donations: | \$100.00 |

I have included our 501c3 Non-Profit Certificate and Facility Permit with this proposal. A check was issued to Supervisor, Gail McMillon, for the deposit including rental fees for a total of \$870.00. Feel free to contact me directly at (510) 420-2482 or email me at edeleon@crisissupport.org if you have any questions.

Very respectfully,

Elise DeLeon
Special Events Coordinator

P.O. Box 3120
Oakland, CA 94609

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Nancy A. Salamy, MFT
Executive Director

Accredited by
The American Association
of Suicidology

Member,
National Suicide Prevention
LifeLine

Internal Revenue Service

Date: November 15, 2006

CRISIS SUPPORT SERVICES
OF ALAMEDA COUNTY
6117 MARTIN LUTHER KING JR WAY
OAKLAND CA 94609

Department of the Treasury
P. O. Box 2508
Cincinnati, OH 45201

Person to Contact:

John Kennedy ID 31-07927
Customer Service Representative
Toll Free Telephone Number:
877-829-5500
Federal Identification Number:
94-1635658

Dear Sir or Madam:

This is in response to your request of November 15, 2006, regarding your organization's tax-exempt status.

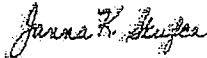
In March 1971 we issued a determination letter that recognized your organization as exempt from federal income tax. Our records indicate that your organization is currently exempt under section 501(c)(3) of the Internal Revenue Code.

Our records indicate that your organization is also classified as a public charity under sections 509(a)(1) and 170(b)(1)(A)(vi) of the Internal Revenue Code.

Our records indicate that contributions to your organization are deductible under section 170 of the Code, and that you are qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Internal Revenue Code.

If you have any questions, please call us at the telephone number shown in the heading of this letter.

Sincerely,



Janna K. Skufca, Director, TE/GE
Customer Account Services



Office of Parks and Recreation
 250 Frank H. Ogawa Plaza, Suite 3330, Oakland, CA 94612
 Office: 510.238-3187; Facsimile: 510.238-2397



Rental Application

ATTENTION: _____

Date of Application: 7/2/13

RESIDENCY IS DETERMINED ACCORDING TO ADDRESS INDICATED ON DRIVER'S LICENSE OR STATE IDENTIFICATION CARD. PHOTO ID IS REQUIRED.

Name of Business/Organization: CRIM SUPPORT SERVICES
 Address: P.O. BOX 3120 Oakland 94609
Street Address City Zip Code

Name of Contact Person: Elve DeLeon
 Phone Number: 510-420-2460 Fax Number: 510-420-2460 E-mail: deleonelue@yahoo.com
 Mailing Address: same above
Street Address City Zip Code

Facility/Park Name: Lakeside Park
 Room(s)/Site(s): Bandstand & surrounding area

EVENT INFORMATION:
 Date(s) of Event: 6/7/14
 Time In/Prep: 9 Event Time: 10am Cleanup/Time Out: 1pm

Type of Event/Purpose: (be specific, i.e., Wedding Reception, Meeting, Birthday Party, Banquet, Picnic, BBQ, Walk, Run, Festival, Rally, Quinceanera, BarMitsvah/BatMitsvah, etc.) 5k walk/run

General Public Allowed: Yes No Sound Amplification: Yes No Non-Amplified Sound: Yes No
 Type of Equipment to be used: (i.e., musical instruments, live band, cd player, amplifiers, microphones, etc.)

Note: Charging admission, selling tickets or merchandise, or solicitation of money in any manner must be approved by the Parks and Recreation Advisory Commission 60 days or more in advance of event date.

Number of Participants (Total) 200 Approximate # of Adults 175 # of Teens 20 # of Children/Infants 5

Please provide below special accommodations/requests for your event. If no special accommodations required, please write NONE.
extra garbage cans

Will you require a caterer for your event? Yes No

If yes, are you choosing a caterer from OPR's Approved Caterer's List? Yes No

Name of Approved Caterer: _____

If not using an OPR Approved Caterer, provide name of non-approved caterer: _____

(Note: An Opt-Out Fee is applicable to non-approved caterers and non-catered events. See Attached Regulations)

RENTAL FEES (The minimum rental requirement and deposit are required when the facility of your choice is reserved 31 days or more in advance.)
 Permit Processing Fees (Picnic & Related Events) A non-refundable permit processing fee of \$15 will be added to each application with 50 or more people.
 For Park Use: (Special Events) A non-refundable permit processing fee of \$30 will be added to each application.

| | |
|--|--|
| (1) <u>130</u> x <u>2</u> = <u>\$260</u> ; <u>\$60</u> x <u>2</u> = <u>\$120</u> | (7) Alcoholic Beverage Fee = _____ |
| (2) <u>840</u> x <u>4</u> = <u>\$180</u> | (8) Administrative Service Fee = _____ |
| (3) Permit Processing Fee = <u>30</u> | (9) Caterer Opt Out Fee = _____ |
| (4) Deposit = <u>300</u> | (10) Sound Use Fee = _____ |
| (5) Setup/Teardown = _____ | (11) Other Charges = _____ |
| (6) Kitchen = _____ | |

TOTAL: \$ 870 Less Advance Minimum Payment of \$ _____; BALANCE DUE 30 DAYS BEFORE EVENT: \$ _____
(Deposits are refunded 6-8 weeks AFTER event date, provided the facility is left in acceptable condition and the event goes as planned.)

Please check payment type: Cash: _____ Check #: 17642 Type of Credit Card: Visa or MasterCard: _____
 (See attached Authorization for Credit Card Payment Form)

CANCELLATION FEE: 61 days or more notice: Forfeit 1/2 Deposit ; 30 days to 60 days notice: Forfeit Deposit Plus 1/2 Rental Fee
 31 to 60 days notice: Forfeit Deposit ; 10 days or less notice: Forfeit All Fees

APPLICANT SIGNATURE: [Signature] DATE: 7/2/13

CITY OF OAKLAND
Interoffice Memorandum



Office of Parks and Recreation

TO: Barry Miller, Chair, Parks and Recreation Advisory Commission
FROM: Gail McMillon, Central Reservations Supervisor
DATE: September 11, 2013
SUBJECT: Request from A Safe Place for Permission to Collect On-site Registration Fees and Sell Commemorative T-Shirts and have Food/Merchandise Vendors at Lakeside Park on Saturday, October 19, 2013

SUMMARY

The Office of Parks and Recreation received a request from A Safe Place for permission to collect on-site registration fees, sell commemorative t-shirts and have food and merchandise vendors at the 12th Annual Walk Against Teen Dating and Domestic Violence event at Lakeside Park on Saturday, October 19, 2013. The proceeds from the registration fees and t-shirts sales will benefit A Safe Place clients and general organizational needs. A Post Event Report is attached from the 2012 event.

FISCAL IMPACT

There is no fiscal impact on the Office of Parks and Recreation. A Safe Place will pay the rental for usage of the park space.

BACKGROUND

A Safe Place began in 1976 when women working in a San Francisco domestic violence shelter became concerned with the need for shelter services in the regions of the San Francisco East Bay area. By 1977, the group was offering crisis counseling and referral services from the basement of a church in Oakland, CA. A Safe Place was incorporated in 1978 and with grants, individual donations and corporate contributions, was able to develop its staff.

This is A Safe Place's twelfth year hosting the annual walk which is an awareness and fundraising event to rally the East Bay community against teen dating and domestic violence and to raise funds for the non-profit organization.

All past events were held at Lakeside Park except the event in 2008 that was held at Mosswood Park. A Safe Place came before the Parks and Recreation Advisory Commission (PRAC) in 2010 and 2012 and was granted approval to collect on-site funds and sell event related items and was granted approval. In 2012, A Safe Place collected \$375 for on-site registration fees and \$1,292.16 for on-site donations.

This year, A Safe Place would like to add food and merchandise vendors to sell merchandise, lunch, snacks and non-alcoholic beverages. They would like to have approximately 12-15 vendors on-site. Most of the food and merchandise sold on-site will range in price from \$1.00 to \$50.00. A list of each food and merchandise vendor will be given to the Office of Parks and Recreation prior to the issuance of the permit.

Parks and Recreation Advisory Commission
September 11, 2013

RECOMMENDATION

Staff recommends that the Parks and Recreation Advisory Commission approve A Safe Place's request for permission to collect on-site registration fees, sell commemorative t-shirts and have food and merchandise vendors at the Walk for Domestic Violence event on Saturday, October 19, 2013 at Lakeside Park. The group is aware that additional permits are required by the organization and vendors provided their request is granted.

Respectfully submitted,

Gail McMillon
Central Reservations Supervisor

Attachments: Exhibit A – A Safe Place Request Letter
Exhibit B – Park Use Application
Exhibit C – Non-Profit Status



Oakland's Domestic Violence Assistance and Shelter Program

July 23, 2013

Oakland Parks and Recreation Advisory Commission
250 Frank H. Ogawa Plaza Suites 3330
Oakland, CA 94612

Dear Parks and Recreation Advisory Commission:

A Safe Place is holding its 12th Annual Walk event against Teen Dating and Domestic Violence on October 19, 2013, at the Lake Merritt Bandstand. We would like to request permission from PRAC to distribute, promote commemorative t-shirts, collect registration and have food/merchandise vendors to sell general merchandise, lunch, snacks & non-alcoholic beverages. There will be approximately 12-15 vendors' onsite. Most food/merchandise sold onsite will be between the prices range from \$1.00 to \$50.00.

A Safe Place is Oakland's only comprehensive domestic violence program for victims and their children, the agency offers a program that provides both shelter and professional supportive services to victims of domestic violence.

A Safe Place began its operation in 1976, when women working in a San Francisco domestic violence shelter became concerned with the need for emergency shelter services throughout the San Francisco East Bay area. By 1977, the group began to offer crisis counseling and referral services from a church basement in Oakland, CA. A Safe Place was then incorporated in 1978 and developed its staffs with grants, individual donations and corporate contributions. A Safe Place is now serving a diverse population in Oakland and Northern Alameda County.

The present shelter facility operated by A Safe Place has twenty beds with individual living space. The Emergency Shelter Program provides up to eight weeks of shelter and therapeutic environment for victims and their children. An interim motel program is also available to provide emergency accommodations. The 24-hour crisis and shelter referral and information line handles nearly 3,000 calls each year.

The shelter is a refuge for domestic violence victims and their children. The agency has provided and continues to provide each individual with professional and peer group counseling, as well as advocacy and other professional supportive services.

We are holding our annual walk event in order to rally the East Bay community against teen dating and domestic violence and to raise funds for our non-profit organization.

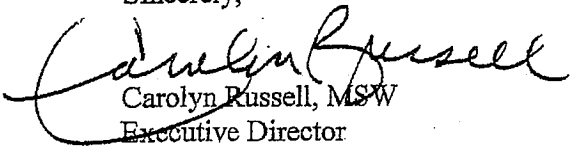
PO. BOX 23006 • OAKLAND, CALIFORNIA 94623-0006
(510) 986-8600 • CRISIS LINE (510) 536-SAFE • FAX (510) 986-8606
WEBSITE: asafplacedvs.org

On the day of the walk, vendors will begin to set up at 7 am and the walk registration will be open at 8:30 am. Walk participants will sign in and pay the registration fee. At 9 am, we will kick off the walk with entertainment, exercises and remarks from government officials.

Following with the program at the bandstand, which the attendees will come together and begin our walk around Lake Merritt. Participants will be able to make donations, purchase t-shirts and other merchandise before and during the walk event. All of the proceeds from will benefit A Safe Place clients and its general operational funds.

We thank you in advance for the opportunity to present our request to your commission. If you need additional information in order to process the request, please do not hesitate to contact us.

Sincerely,



Carolyn Russell, MSW
Executive Director



POST EVENT REPORT

Please complete and return the Post Event Report within 30 days after event date to Oakland Parks and Recreation Central Reservations Unit at 250 Frank H. Ogawa Plaza, 3rd Floor, Suite 3330, Oakland, CA 94612. If the event was held at a Recreation Center site, return the Post Event Report to the Site Supervisor at the Recreation Center.

I. GENERAL INFORMATION

Name of Event: 11th Annual Walk to End Domestic & Teen Dating Violence

Location of Event: Lake Merrit Bandstand

Date/Hours of Event: October 12, 2012 9:00am to 2:00pm Permit No. _____

Contact Person: Carolyn Russell Phone No. 510-986-8600

Contact Person Address: P.O. Box 23006

Is this a first time event at this location? Yes No If no, when was the event held previously?

October 1, 2012

1. Were Facility Rental/Set-up fees waived? Yes No Not Applicable

2. Check other permits required for event?

- OPD Special Events Permit Food Handler's Permit Seller's Permit
 Charitable Solicitations Permit Certificate of Insurance Other – Please list

II. ATTENDANCE/COLLECTION OF FUNDS

1. Total number in attendance: 150

2. Were registration or donation fees collected on-site for the event? Yes No Not Applicable

3. If yes, how many people registered? 15 How many people made donations? 25

4. What was the cost for registration? 15.00

5. How much money was collected on site for registration fees? 375

6. How much money was collected on site for donations? 1292.16

III. VENDOR INFORMATION

List all Vendors who participated at the event. (Attach additional sheets, if necessary):

Were all vendors in compliance per agreement? Yes No

Of no, why not? _____

| Name of Vendor(s) (Attach additional sheets if necessary) | Non-Profit or For Profit Orgz'n? | Food (Describe) | Craft (Describe) | Seller's Permit Y/N |
|---|----------------------------------|-----------------|------------------|---------------------|
| Family Path | non profit | | | N |
| Courageous Women Assocation | non profit | | | N |
| Mary Kay | For Profits | | | N |
| | | | | |

IV. COMMENTS

List ways in which the Applicant desires to improve the event, in the future (Attach additional sheets, if necessary): (For example: changes or additional vendors, location, change of hours, etc.)

This year we would like to have more non-profit vendors

List any problems, concerns, or, other comments about your satisfaction in the way the event turned out? (Attach additional sheets, if necessary):

Submitted by: _____ Date: 6/27/2013

Approved by: 2 Thomas (OPR Staff) Date: _____

Comments: To follow up on vendors

CITY OF OAKLAND
Interoffice Memorandum



Office of Parks and Recreation

TO: Barry Miller, Chair, Parks and Recreation Advisory Commission
FROM: Stephanie Benavidez, Supervising Naturalist
DATE: September 11, 2013
SUBJECT: **Request for Installation of Mileage Markers for the Montclair Railroad Trail**

SUMMARY

The Friends of Montclair Railroad Trail (FOMRRT) was created in 2010 for the purpose of maintaining and enhancing the wild and natural character of Montclair Railroad Trail. FOMRRT values the safe and pleasurable recreational and educational enjoyment of the trail by users with different interests. FOMRRT is open to all members of the public and encourages volunteers to help in achieving the afore-mentioned goals.

FISCAL IMPACT

Fiscal impact to the city is zero. A generous donor, Jim Gavin, wants to contribute the mileage markers and their installation in memory of his wife who hiked on the trail. He is also making one complete replacement set of the vinyl plaques in case of damage to the installed plaques

PROJECT DESCRIPTION

Montclair Railroad Trail is a linear park about one mile long. It is a multi- used path by many (bicyclists, walkers, runners, dog walkers, etc). The mileage markers along the trail will improve safety by providing locations for fire and police in emergencies and will enhance the recreational enjoyment for park users to know how far they have ridden or run. As well as, to identify locations for Public Works crews and volunteers on trail workdays.

FOMRRT will create and install mileage markers every 1/4 mile, beginning at the Bishops Court end and ending at Montclair Village for a total of 5 markers. Markers will be made out of "landscapers", pressure-treated wood 6" x 8" posts, with the top cut at a 45 degree angle and treated with wood preservative; they will be set 1.5 feet deep in concrete into the ground, with 1.5 feet above ground. A vinyl plaque will be installed on the top cut surface with one way screws. Each plaque will display the mileage marked in miles, the OPR logo, FOMRRT logo and a dedication note. Please see enclosed sketches. Locations of markers will be coordinated with Public Works so as to avoid underground utilities and to be far enough away from the trail so as to not be a hazard.

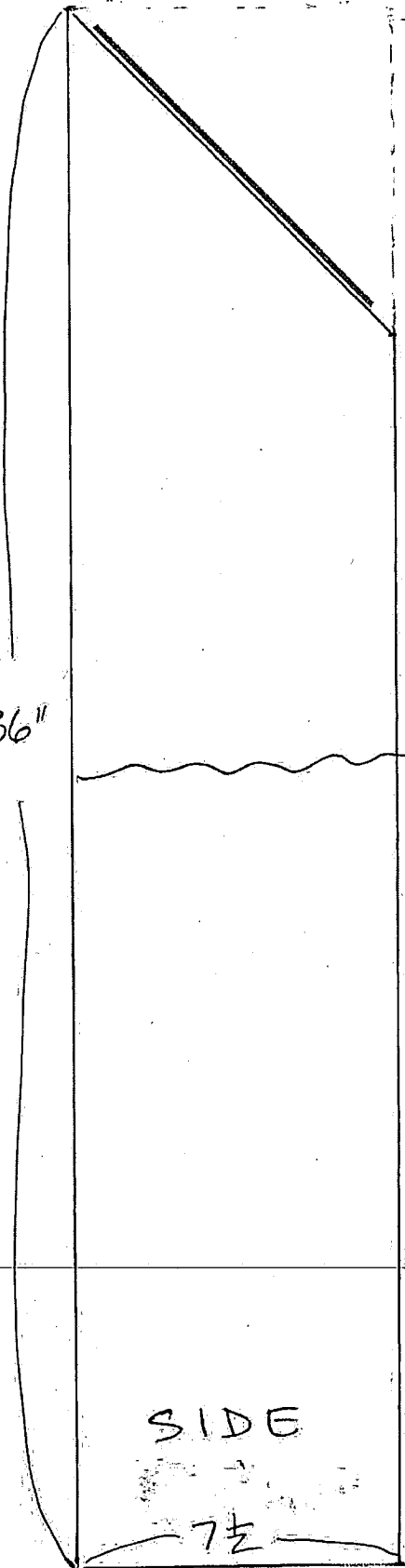
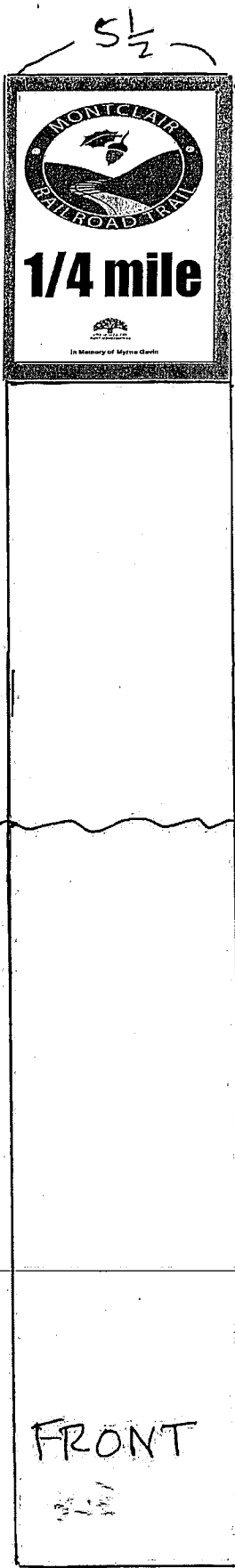
RESUME OF JIM GAVIN: Mr. Gavin has had extensive construction experience in his job installing hot tubs and the various enhancements surrounding them, such as decks, walkways and small bridges. His most recent project for Oakland Parks and Recreation was building and installing a bench in Peralta Creek Park at the corner of Wisconsin and Rettig.

Staff Recommends Installation of Mileage Markers for the Montclair Railroad Trail

Respectfully submitted

Stephanie Benavidez, Supervising Naturalist

Attachments: Exhibit A – Design of Mileage Marker



36" proposed ground level

CITY OF OAKLAND
Interoffice Memorandum



Office of Parks and Recreation

TO: Barry Miller, Chair, Parks and Recreation Advisory Commission
FROM: Stephanie Benavidez, Supervising Naturalist
DATE: September 11, 2013
SUBJECT: Request for the Parks and Recreation Advisory Commission to Approve Installation of Two Picture Posts in the Fern Ravine Restoration Area of Joaquin Miller Park

SUMMARY

The Friends of Joaquin Miller Park (FOJMP) and the Friends of Sausal Creek (FOSC) presented an informational report to PRAC on November 9, 2011. This report included information on FOSC's efforts to re-vegetate the redwood understory as outlined in the *Fern Ravine Restoration Plan*. In September 2012 FOSC obtained a Redwood Education Grant from Save the Redwoods League to support community workdays and field trips with Civicoops students to continue the environmental education and restoration work in this area. One of the project elements is to install two Picture Posts to allow park visitors and future field trip participants to help document the restoration efforts in redwood and upland areas.

FISCAL IMPACT

There is no fiscal impact to the Office of Parks and Recreation. Estimated total cost for Picture Post materials is \$60. The Save the Redwoods League grant will cover the cost of the materials as well as FOSC staff time to oversee volunteers in the construction and installation of the Picture Posts.

PROJECT DESCRIPTION

Installation of Picture Posts will allow park visitors and future field trip participants to help document the restoration efforts in redwood and upland areas. Picture Post is part of the Digital Earth Watch (DEW) network (picturepost.unh.edu), which supports environmental monitoring by citizens, students, and community organizations through digital photography. A Picture Post is simply a waist-high post, topped by an 8-sided platform. The platform positions a camera for taking repeat panoramas of the entire landscape—then you finish with an “up” photo of the tree canopy or the sky. See Exhibit A for a map of the proposed Picture Post locations.

The 4" x 4" posts will extend four feet above the ground. The camera platform on top of each post will be 9" in diameter. A laminated sign will be attached to each Picture Post to explain the project and how to take a digital set of pictures to contribute to the data set. See Exhibit B.

Park users will benefit from the enhanced redwood and upland areas and will be able to serve as citizen scientists, contributing photo documentation through the Picture Posts.

RECOMMENDATION

Staff Recommends That The Parks and Recreation Advisory Commission Approve Installation of Two Picture Posts in the Fern Ravine Restoration Area of Joaquin Miller Park

Respectfully submitted

Stephanie Benavidez,
Supervising Naturalist

Attachments: Exhibit A – *Map of Fern Ravine Proposed Picture Posts*
Exhibit B – *Picture Post Photos and Sample Sign Information*

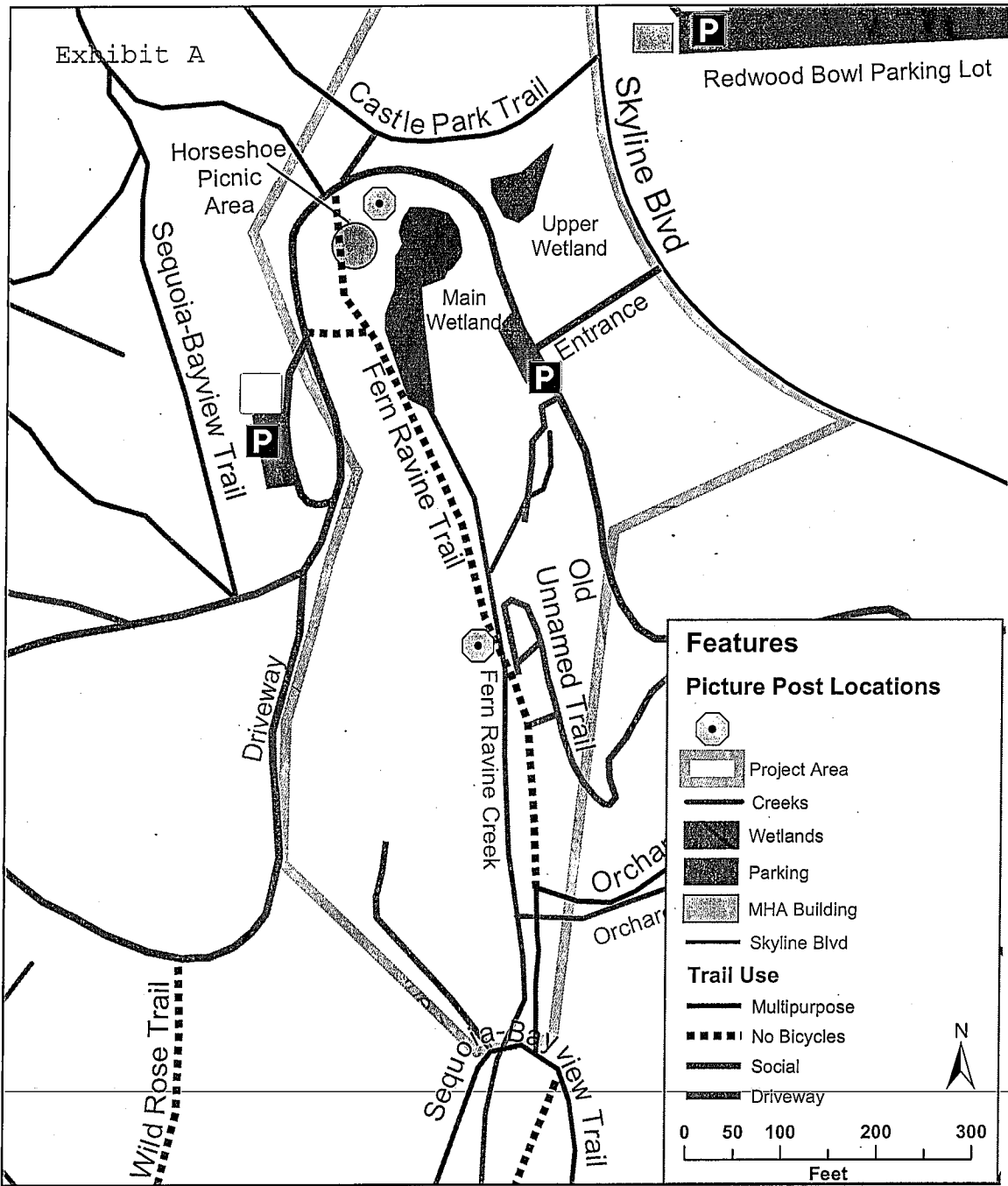
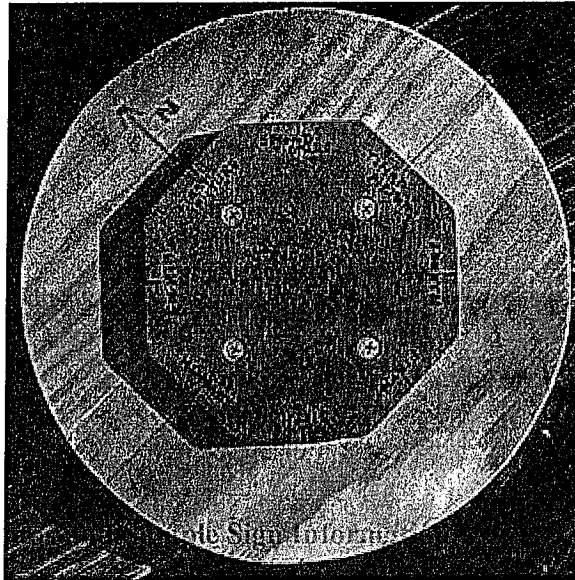
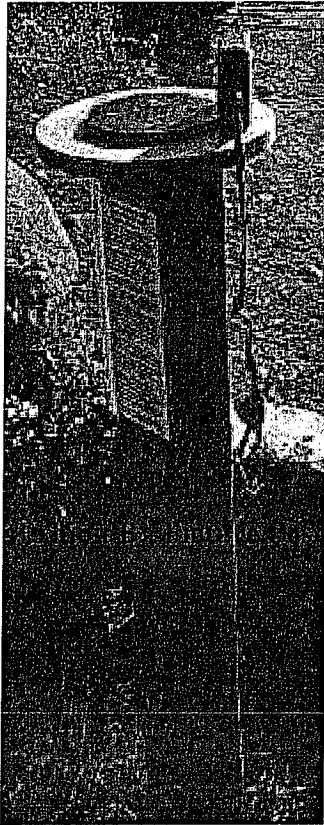


Exhibit B: Picture Post Photos and Sample Sign Information



SAMPLE SIGN VERBIAGE:

Fern Ravine Redwood Restoration Area Picture Post

Latitude: N 37.81555

Longitude W 122.18100

The project: Community volunteers are working to restore the redwood understory while having fun watching nature change with the seasons. We need digital pictures to create a time-lapse sequence of photos that will document the growth of plants 360° around this picture post throughout the year, and hopefully years to come.

You can help by taking a set of pictures from this post. Here's how:

Take a digital picture of these instructions to indicate the location of the post. Include your watch in the picture, if possible, since this will be used as an accurate check of the time and date of the photos.

Place the bottom of the digital camera flat on the disc, with the back against the side of the octagon that faces North and is marked "N." Align the middle of the back of your camera with the edge of the octagon. Point the lens away from the post.

Use widest angle lens setting and take a picture. Repeat for the other 7 clockwise locations on the octagon.

With the camera pointing skyward and the bottom along the north edge of octagon, take a picture of the sky and/or leaf canopy cover overhead.

Submit your photos and view others' at <http://picturepost.unh.edu>

This post is: <http://picturepost.unh.edu/post.jsp?postId=5>

If you have nothing to write this information down, take a photograph of this card and reread on your computer screen.

CITY OF OAKLAND
Interoffice Memorandum



Office of Parks and Recreation

TO: Barry Miller, Chair, Parks and Recreation Advisory Commission
FROM: Gail McMillon, Central Reservations Supervisor
DATE: September 11, 2013
SUBJECT: Request from the Feldenkrais Resources Training Institute for Permission to Collect Funds On-site at the Lakeside Park Garden Center from November 1 through 5, 2013

SUMMARY

Staff was asked to continue the Feldenkrais Resources Training Institute's request to the September meeting for clarification of the event for permission to collect funds on-site during their Educational Workshop event at the Lakeside Park Garden Center on Friday, November 1st through Tuesday, November 5th, 2013. The funds collected will go towards expenses of the Feldenkrais Resources Training Institute and will help pay for the Instructor teaching the workshops.

FISCAL IMPACT

There is no fiscal impact on the Office of Parks and Recreation. Feldenkrais Resources Training Institute is paying the rental for usage of the facility.

BACKGROUND

At the July 10, 2013, the Parks and Recreation Advisory Commission instructed staff to continue the Feldenkrais Resources Training Institutes' (FRTI) request to the September meeting for clarification of the event and funds being collected on-site. The workshop being held at the Lakeside Park Garden Center is a "Walk for Life" event that is open to the public. Information about the workshop is being promoted via the FRTI's mailing list and on the FRTI's website. The cost to sign up for the five-day workshop is \$750.

The Feldenkrais Resources Training Institute (FRTI) is a full-service resource center for both the Feldenkrais community and the general public. The FRTI offers four-year long professional training programs in the Feldenkrais Method as well as workshops for the public and post-graduate seminars for certified Feldenkrais Practitioners. The Feldenkrais Method was developed by Moshe Feldenkrais, D.Sc., who synthesized insights from physics, motor development, bio-mechanics, psychology, and martial arts to develop a powerful, effective, and practical application, demonstrating the inseparableness of thought, feeling, perception and action. It is recognized for its demonstrated ability to improve posture, flexibility, coordination, self-image and to alleviate muscular tension and pain.

The workshop will be taught by Feldenkrais Teacher, Ruthy Alon, who was one of Dr. Moshe Feldenkrais original students. The program is designed for people of all ages and has been proven to be especially valuable to seniors and those with mobility issues. The workshop will include walking outdoors with the use of Walking Poles, as well as an indoor Movement Laboratory to improve the quality of walking.

Parks and Recreation Advisory Commission
September 11, 2013

Based on FRTI's former programs, they would like to collect outstanding tuitions that students may owe and sell educational materials itemized per the following:

- Books and CDs @ a cost of \$15 - \$80 per item (selling approximately 15-25 items)
- Instructional materials at a cost of \$100 (selling approximately 5-10 items)
- Collection of tuition to range from \$600 - \$1000.

Bookstore Sales total from Educational Books and CDs will range from \$225 - \$2000.
Bookstore Sales totals from Instructional Materials will range from \$500 - \$1000.

RECOMMENDATION

Staff recommends that the Parks and Recreation Advisory Commission approve the Feldenkrais Resources Training Institute's request for permission to collect funds on-site for books, CDs and Instructional materials at their Educational Workshop event and deny the request to collect outstanding tuitions on-site for students who may owe for tuition, on Friday November 1 through 5, 2013 at the Lakeside Park Garden Center. It is recommended that the Feldenkrais Resources Training Institute collect funds for outstanding student tuition at the Feldenkrais Resources Training Institute facility. The group is aware that additional permits are required provided their request is granted.

Respectfully submitted,

Gail McMillon
Central Reservations Supervisor

Attachments: Exhibit A – Feldenkrais Resources Training Institute Request Letter
Exhibit B – Rental Application



Feldenkrais® Resources Training Institute

May 2013

Enterprise Facilities: For Lakeside Park Garden Center
Office of Parks and Recreation
250 Frank H. Ogawa Plaza, #3330
Oakland, CA 94612

Proposal Letter

For Rental: Lakeside Park Garden Center, November 1-5, 2013

Brief History of Organization

The *Feldenkrais*® Resources Training Institute has been a presence in the East Bay since 1983. We are physically located at 830 Bancroft Way in Berkeley. We sponsor four-year long professional training programs in the *Feldenkrais Method*®, as well as workshops for the public and post-graduate seminars for certified *Feldenkrais* Practitioners. We are a limited partnership consisting of Elizabeth Beringer, Carol Kress and David Zemach-Bersin. For more information please visit our website: FRTIBerkeley.com

The Feldenkrais Method®

The Feldenkrais Method is a unique and sophisticated approach to human understanding, learning and change. The effectiveness of the *Feldenkrais Method* lies in its ability to access the nervous system's own innate processes to change and refine functioning. It is of benefit to everyone wishing to move and lie more comfortably, and to such diverse groups of people as those with restricted movement, chronic pain, psychological and neurological problems, performing artists and athletes.

Through personal experience we adopt patterns of physical and psychological behavior to assure our biological and social survival. These patterns are deeply embedded in our nervous system and often become outmoded or dysfunctional. *The Feldenkrais Method* utilizes functionally based variation, innovation and differentiation in sensory motor activity to free us from habitual patterns and allow for new patterns of thinking, moving and feeling to emerge. Movement is utilized to explore the biological as well as the cultural aspects of attention, intention and cognition and to delve deeply into how human development, learning and movement interrelate.

The Feldenkrais Method is an unusual melding of motor development, biomechanics, psychology and martial arts. It was developed by Moshé Feldenkrais, D.Sc., who synthesized insights from physics, motor development, bio-mechanics, psychology, and martial arts to develop a powerful, effective, and practical application, demonstrating the inseparableness of thought, feeling, perception and action. It is recognized for its demonstrated ability to improve posture, flexibility, coordination, self-image and to alleviate muscular tension and pain. It consists of two compelling and versatile applications: *Awareness Through Movement*® and *Functional Integration*® modalities

830 Bancroft Way, Suite 112 • Berkeley, CA 94710 • 877-765-1907 or 510-540-7600

fax: 510-540-7683 • info@FRTIBerkeley.com • www.FRTIBerkeley.com

harness the nervous system's ability to self-organize towards more effective and intelligent action.

Awareness Through Movement® (ATM) consists of verbally directed, gentle exercise lessons involving sophisticated movement sequences. The lessons directly engage our natural intelligence in a gentle and pleasurable way. ATM accesses the sensory motor processes of the brain and involves attention, perception, imagination and cognition. There are hundreds of lessons, addressing every joint and muscle group in the body and every human function.

Functional Integration® (FI) is a one-to-one approach to working with people. Learning, change and improvement are achieved through the use of specific skilled manipulation and passive movement. Functional Integration® is painless, effective and widely recognized for its ability to successfully address serious muscular-skeletal and neurological problems.

Biographies of Owners

Elizabeth Beringer has been involved with the practice and development of The *Feldenkrais Method*® for more than twenty-five years and is one of the foremost *Feldenkrais*® Teachers and Trainers. She studied directly with the founder of the Method, Dr. Moshe Feldenkrais, in both the US and Israel between 1976 and 1983. Elizabeth has maintained an ongoing and varied private practice working with a diverse population including those with severe movement limitations, children, seniors, musicians and those in chronic pain. She has also worked extensively with athletes, martial artists and dancers and is known for her ability to apply the Method in dynamic situations.

Over the years Elizabeth has been actively involved with the development of *The Feldenkrais Method* into a respected profession: founding and editing for eighteen years the first *Feldenkrais*® Journal, developing educational programs and materials, working with the practitioner organization, *The Feldenkrais Guild*®, in numerous capacities, and co-founding *Feldenkrais*® Resources with David Zemach Bersin. She has also taught post-graduate seminars for Physical and Occupational therapists.

Currently she is involved in the training of new practitioners and recently graduated training groups in Milano, Italy, Biel, Switzerland and Berkeley, California. She also travels extensively teaching in post-graduate and practitioner training programs in Europe, Australia and across the U.S. In addition to her *Feldenkrais* practice Elizabeth has studied numerous other Somatic disciplines. More recently she has pursued the study of the cognitive sciences and her current teaching integrates current advances in the cognitive sciences into the *Feldenkrais* perspective.

Elizabeth has practiced the martial art of Aikido since 1977 and currently holds the rank of 6th degree black belt. Aikido is a non-violent martial art centered around neutralizing aggression by redirecting an opponents force. She is an assistant instructor at San Diego

Aikikai, in San Diego, California. Her practice of The Feldenkrais Method has been informed and shaped by her experiences in Aikido.

David Zemach-Bersin is one of Dr. Moshe Feldenkrais' original American students and studied closely with Dr. Feldenkrais from 1973-1984 in the U.S., Europe, and at the *Feldenkrais* Institute in Israel. He has been involved with the practice and development of *The Feldenkrais Method* for more than 30 years, and is one of the world's foremost *Feldenkrais* Teachers and Trainers.

With Elizabeth Beringer, David founded *Feldenkrais* Resources in 1983. *Feldenkrais* Resources is the primary publisher of Dr. Feldenkrais' English language books and audio programs, as well as programs from the world's leading *Feldenkrais* Teachers and Trainers. In 2005, David co-founded the *Feldenkrais* Institute of New York, a large center devoted to the work of Dr. Feldenkrais. In 2007, he also co-founded the *Feldenkrais* Research Foundation, a non-profit devoted to initiating and supporting scientific research on *The Feldenkrais Method*. The first projects of *Feldenkrais* Research Foundation will be to look at the efficacy of The Feldenkrais Method with Multiple Sclerosis, scoliosis, and recovery of mobility from mastectomies.

David is the long time Educational Director of the New York City, and Washington, D.C./Baltimore *Feldenkrais* Training Programs. The programs attract students from across the U.S. and Europe. David has taught in *Feldenkrais* Training programs throughout the U.S. and Europe, and teaches popular post-graduate courses for graduates. Since 1977, David has maintained an ongoing and varied private practice working with a diverse population including those with severe movement limitations, neurological problems, children, seniors, world-class musicians, dancers, actors, and those in chronic pain. Since 2004, David has been teaching *The Feldenkrais Method* each summer at the prestigious Marlboro Music Festival in Marlboro, VT.

David is a Honors graduate of UC Berkeley, with extensive post-graduate work in physiological psychology, and is the co-author of RELAXERCISE (HarperCollins), a popular introduction to *The Feldenkrais Method*. In addition, he has authored many *Feldenkrais* audio programs for both the public and *Feldenkrais* Teachers. For many years David has been involved in the development of clinical and workplace applications of *The Feldenkrais Method*, and has taught courses for physical and occupational therapists throughout the United States.

David has served as President of *The Feldenkrais Guild*, and for nearly a decade sat on the Training Accreditation Board of *The Feldenkrais Guild of North America*. He lives with his wife and three children in Bucks County, Pennsylvania.

Carol Kress is a highly experienced *Feldenkrais* Practitioner and Trainer who brings to her teaching her involvement in an on-going private practice. Her work is informed by a long-time involvement in equestrian arts, yoga, and her practice of the martial art of Aikido for which she holds a 4th degree black belt.

Since finishing her *Feldenkrais* Training Program in 1993, Carol has been an associate of Elizabeth Beringer and David Zemach-Bersin. She is the long-time Continuity Trainer for the *Feldenkrais* Training Programs in Berkeley, California. Carol is currently completing the editing work on Volume One of an in-depth biography of Dr. Feldenkrais, written by her late-husband, Mark Reese. She lives in Marin County, California.

Overview of the Event

The event that we are seeking venue space for is **WALK FOR LIFE**, taught by internationally known *Feldenkrais* Teacher, Ruthy Alon. Ms. Alon was one of Dr. Moshe Feldenkrais' original students. The program is designed for people of all ages, though it has proven to be especially valuable to seniors and those with mobility issues.

WALK FOR LIFE

Learn to improve the function of a dynamic, lively, pleasurable and healthy walk. This 5-day workshop will include walking outdoors with the use of Walking Poles, as well as an indoor Movement Laboratory of simple, yet sophisticated movement strategies to improve the quality of walking.

The program's model is derived from evolutionary patterns of locomotion which have proven their efficiency throughout millions of years of survival.

The Indoor Movement Laboratory Elements

Coordination: Committing to harmonious cooperation between all body parts; a *Feldenkrais* integrative perspective. Adjusting this coordination is not in the domain of intentional cognitive thinking. The contribution of the **WALK FOR LIFE** program is in its strategies to awaken the organic intelligence to correct itself.

Propulsion: Refining the alternating shift of weight from one leg to the other in walking; undulating rhythmically in a multi-dimensional wave pattern in generating.

Impact: Clarifying the outsmarting of gravity in generating auto-mobilization where by each step striking the foot onto the ground, loads the body with an impact of rebounding elastic force upward.

Alignment: Training the skeleton to incessantly re-create its alignment into a streamlined trajectory for the transmission of the two way force, the body mass bearing down, as well as the springy reaction up, streaming from end to end, without loss, deviation, or compression, in a domino-effect quality.

ABOUT THE INSTRUCTOR

Ruthy Alon, a senior *Feldenkrais* trainer, author of *MINDFUL SPONTANEITY*, (North Atlantic books) and creator of the Movement Intelligence program **Bones For Life**,
www.bonesforlife.com

Request to Collect Funds On-Site

We request to be able to collect any outstanding tuitions that students may owe. In addition we would like permission to hold a small bookstore selling educational materials and instructional materials related to Ms. Alon's work.

We will make every attempt to collect the outstanding tuitions before the start of the workshop. However, based on our experience from previous programs we guess that we will have 3-5 students who will have a balance of \$200 due for tuition. The tuitions and Instructional Materials are payable to Feldenkrais Resources Training Institute and then payable to Ms. Ruthy Alon. Educational Materials are payable to Feldenkrais Resources. Instructional Materials are payable to Feldenkrais Resources, then payable to Ms. Alon.

Again based on former programs, we guess that we will sell educational materials itemized in the following way:

Books and CDs @ a cost of \$15 - \$80 per item. Approximate sales will range from 15-25 items - minimum of \$225 to an approximate of \$2000.

Instructional materials cost \$100 and we guess, based on previous programs, the sales will be approximately 5- 10 = \$500 - to a maximum of \$1000.

Summary Totals:

A guess of tuition to be collected will range from \$600- \$1000.

Bookstore Sales

Educational Books and CDs ranging between \$225- \$2000.

Instructional materials = \$500-\$1000

CITY OF OAKLAND
Interoffice Memorandum



Office of Parks and Recreation

TO: Barry Miller, Chair, Parks and Recreation Advisory Commission
FROM: Gail McMillon, Central Reservations Supervisor
DATE: July 10, 2013
SUBJECT: Request from the Feldenkrais Resources Training Institute for Permission to Collect Funds On-site at the Lakeside Park Garden Center from November 1 through 5, 2013

SUMMARY

The Office of Parks and Recreation received a request from the Feldenkrais Resources Training Institute for permission to collect funds on-site during their Education Workshop event for outstanding tuitions that students may owe in addition to holding a small bookstore selling educational materials and instructional materials, at the Lakeside Park Garden Center on Friday, November 1st through Tuesday, November 5th, 2013. The funds collected will go to Feldenkrais Resources Training Institute and to the Instructor teaching the workshops.

FISCAL IMPACT

There is no fiscal impact on the Office of Parks and Recreation. Feldenkrais Resources Training Institute is paying the rental for usage of the facility.

BACKGROUND

The Feldenkrais Resources Training Institute (FRTI) has been a presence in the East Bay since 1983 and is based in Berkeley, CA. They sponsor four-year long professional training programs in the Feldenkrais Method as well as workshops for the public and post-graduate seminars for certified Feldenkrais Practitioners.

The Feldenkrais Method is a unique and sophisticated approach to human understanding, learning and change. It is of benefit to everyone wishing to move and lie more comfortably, and to such diverse groups of people as those with restricted movement, chronic pain, psychological and neurological problems, performing artists and athletes. The Feldenkrais Method was developed by Moshe Feldenkrais, D.Sc., who synthesized insights from physics, motor development, bio-mechanics, psychology, and martial arts to develop a powerful, effective, and practical application, demonstrating the inseparableness of thought, feeling, perception and action. It is recognized for its demonstrated ability to improve posture, flexibility, coordination, self-image and to alleviate muscular tension and pain.

The event at the Lakeside Park Garden Center is 'Walk for Life' and will be taught by Feldenkrais Teacher Ruthy Alon who was one of Dr. Moshe Feldenkrais original students. The program is designed for people of all ages, though it has proven to be especially valuable to seniors and those with mobility issues. The workshop will include walking outdoors with the use of Walking Poles, as well as an indoor Movement Laboratory to improve the quality of walking.

Parks and Recreation Advisory Commission
July 10, 2013

The request to collect outstanding student tuitions is based on the FRTI's experience from previous programs that 3-5 students may have a balance of \$200 due for tuition. The tuitions and Instructional Materials are payable to FRTI and then payable to Ms. Ruthy Alon. Educational Materials are payable to FRTI.

Based on FRTI's former programs, they will sell educational materials itemized in the following way:

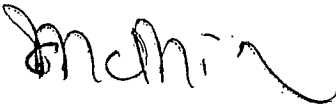
- Books and CDs @ a cost of \$15 - \$80 per item (selling approximately 15-25 items)
- Instructional materials at a cost of \$100 (selling approximately 5-10 items)

Summary total of collection from tuitions will range from \$600 - \$1000. Bookstore Sales total from Educational Books and CDs will range from \$225 - \$2000. Bookstore Sales totals from Instructional Materials will range from \$500 - \$1000.

RECOMMENDATION

Staff recommends that the Parks and Recreation Advisory Commission approve the Feldenkrais Resources Training Institute's request for permission to collect funds on-site at their Education Workshop event on Friday November 1 through 5, 2013 at the Lakeside Park Garden Center. The group is aware that additional permits are required provided their request is granted.

Respectfully submitted,



Gail McMillon
Central Reservations Supervisor

Attachments: Exhibit A – Feldenkrais Resources Training Institute Request Letter
Exhibit B – Rental Application



Rental Application

ATTENTION: Reimaine Thomas

Date of Application: _____

RESIDENCY IS DETERMINED ACCORDING TO ADDRESS INDICATED ON DRIVER'S LICENSE OR STATE IDENTIFICATION CARD. PHOTO ID IS REQUIRED.

Name of Business/Organization: FELDEN KRAUS Resources Training Institute

Address: 830 Bancroft Way #112 Berkeley CA 94710
Street Address City Zip Code

Name of Contact Person: CAROL KRESS

Phone Number: 510 540 7686 Fax Number: 415 382 6848 E-mail: INFO@FKTI.Berkeley.CA

Mailing Address: 830 Bancroft Way #112 Berkeley 94710
Street Address City Zip Code

Facility/Park Name: Lakeside Park Garden Center

Room(s)/Site(s) _____

EVENT INFORMATION:

Date(s) of Event: NOV 1-5 2013 Nov. 1st: 2pm-6pm Nov. 2nd-4th: 9am-5:30pm

Time In/Prep 1 pm Nov 1 Event-Time 2-6pm Nov. 5th: 9am-1pm Cleanup/Time Out 1 pm Nov 5

Type of Event/Purpose: (be specific, i.e., Wedding Reception, Meeting, Birthday Party, Banquet, Picnic, BBQ, Walk, Run, Festival, Rally, Quinceanera, BarMitzvah/BatMitzvah, etc.)

EDUCATIONAL Workshop

General Public Allowed: Yes No Sound Amplification: Yes No Non-Amplified Sound: Yes No

Type of Equipment to be used: (i.e., musical instruments, live band, cd player, amplifiers, microphones, etc.)

Microphone -

Note: Charging admission, selling tickets or merchandise, or solicitation of money in any manner must be approved by the Parks and Recreation Advisory Commission 60 days or more in advance of event date.

Number of Participants (Total) 40-60 Approximate # of Adults 40-50 # of Teens 0 # of Children/Infants 0

Please provide below special accommodations/requests for your event. If no special accommodations required, please write NONE.

None

Will you require a caterer for your event? Yes No

If yes, are you choosing a caterer from OPR's Approved Caterer's List? Yes N/A No

Name of Approved Caterer: N/A

If not using an OPR Approved Caterer, provide name of non-approved caterer: _____

(Note: An Opt-Out Fee is applicable to non-approved Caterers and non-Catered events. See Attached Regulations)

RENTAL FEES (The minimum rental requirement and deposit are required when the facility of your choice is reserved 31 days or more in advance.)
 Permit Processing Fees (Picnic & Related Events) A non-refundable permit processing fee of \$15 will be added to each application with 50 or more people.
 For Park Use: (Special Events) A non-refundable permit processing fee of \$30 will be added to each application.

(1) 114 x 20 = 2280

(Hourly Rate) (# of hours)

(2) 112 x 12 = 1224

(Hourly Rate) (# of hours)

(3) Permit Processing Fee = 0

(4) Deposit = 300

(5) Setup/Teardown = 150

(6) Kitchen = _____

(7) Alcoholic Beverage Fee = _____

(8) Administrative Service Fee = _____

(9) Caterer Opt Out Fee = _____

(10) Sound Use Fee = _____

(11) Other Charges = _____

TOTAL: \$ 3954 Less Advance Minimum Payment of \$ 756; BALANCE DUE 30 DAYS BEFORE EVENT: \$ 3198

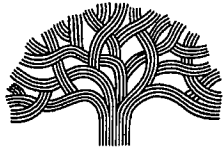
(Deposits are refunded 6-8 weeks AFTER event date, provided the facility is left in acceptable condition and the event goes as planned.)

Please check payment type: Cash: _____ Check #: _____ Type of Credit Card: Visa or MasterCard: _____
 (See attached Authorization for Credit Card Payment Form)

CANCELLATION FEE: 61 days or more notice: Forfeit 1/2 Deposit 30 days to 11 days notice: Forfeit Deposit Plus 1/2 Rental Fee
 31 to 60 days notice: Forfeit Deposit 10 days or less notice: Forfeit All Fees

APPLICANT SIGNATURE Carol Kress DATE 5/20/13

Please note: By submitting this application, other documents/permits may be initiated to finalize your reservation.



CITY OF OAKLAND

RESPONSE TO TREE APPEAL

TO: Barry Miller, Chair
Parks and Recreation
Advisory Commission (PRAC)

FROM: Brooke A. Levin
Interim Director
Public Works Agency

SUBJECT: Tree Permit Appeal
3568 Kempton Way

DATE: September 11, 2013

The following report is prepared for the PRAC's consideration. PRAC is the hearing body for tree removal permit appeals, per Chapter 12.36.110 of the Oakland Municipal Code (OMC).

SUMMARY

On August 13, 2013, the Tree Services Unit denied tree removal permit application ND13-103 for 3568 Kempton Way. The Applicant (Tim Van Schoonhoven) requested removal of one magnolia tree on his property. The Applicant stated the tree was, (a) gradually dying, and (b) causing damage to sewer pipe. A City Arboricultural Inspector evaluated the trees and determined the Applicant's assessment was not valid.

The Appellant appealed the tree permit decision on August 18, 2013. He did not contest Tree Services' evaluation of the tree. Instead, the reason for wanting the tree removed was changed. For the appeal, Mr. Van Schoonhoven provided the following statement, "This non-native Southern Magnolia has just grown too big for its surroundings. I fear that pruning it to a manageable size would not leave much left. ...I am in the process of re-landscaping my yard and would like to incorporate these new trees into the design."

BACKGROUND

On June 18, 2013 Tree Services received non-development tree removal application ND13-103 for 3568 Kempton Way (*Attachment A*). The property owner is Tim Van Schoonhoven. The request to remove one magnolia tree because it is gradually dying since he has repaired his sewer line was denied (*Attachment B*). The tree is located on the West MacArthur Blvd. side of the property. The trees are protected by the Protected Trees Ordinance (PTO), Chapter 12.36 of the OMC.

DISCUSSION

Tree Services denied tree removal permit application ND13-103 for 3568 Kempton Way on August 13, 2013. City staff determined:

- Tree limbs over the roof were improperly cut back to stubs. Proper pruning to minimize pruning wounds can protect and maintain the health of the tree. The front lawn was mostly dead. The soil was highly compacted and tire tracks were present next to the trunk impacting the health of the tree.
- A new drain line along the neighbor's driveway and repaired sidewalk section indicates root cutting was likely.

The tree permit decision was appealed by Tim Van Schoonhoven on August 18, 2013 (*Attachment C*). Chapter 12.36.110(C) of the OMC required the Appellant to state specifically where it was claimed there was an error or abuse of discretion by City staff, or where such decision was not supported by the evidence in the record. The Appellant did not address this requirement. Instead, a new justification was given for removal of the magnolia:

"This non-native Southern Magnolia has just grown too big for its surroundings. I fear that pruning it to a manageable size would not leave much left. ...I am in the process of re-landscaping my yard and would like to incorporate these new trees into the design."

Chapter 12.36.110(C) of the OMC states, "In considering the appeal, the Park and Recreation Advisory Commission shall determine whether the proposed tree removal conforms to the applicable criteria. It may sustain the decision of the Public Works Agency or require such changes or impose such reasonable conditions of approval as are, in its judgment, necessary to ensure conformity to said criteria."

Tree Services Unit affirms its decision to deny the permit because the tree is not a high risk tree. Preventative measures can be taken to maintain the tree in the landscape and the tree is a value to the community.

RECOMMENDATION

The Public Works Agency recommends that the Park and Recreation Advisory Commission:

- Deny the appeal by Mr. Tim Van Schoonhoven of 3668 Kempton Way.



BROOKE A. LEVIN
Interim Director, Public Works Agency

For questions please contact Robert Zahn, Senior Forester, at 510-615-5852.

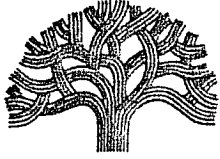
Attachments

- A – Non-development tree removal application for 3568 Kempton Way
- B – Tree Permit Decision, 3568 Kempton Way, ND13-103
- C – Tree Appeal Claim Letter dated 8-18-13 for 3568 Kempton Way

Permit # ND13-103

8-5-13

stat 7-8-13



CITY OF OAKLAND
TREE DIVISION - BLDG 4
7101 EDGEWATER DRIVE
OAKLAND, CA 94621

PHONE (510) 615-5934 FAX (510) 615-5845
VOICE MAIL (after 3:30 p.m.) (510) 615-5934
BUSINESS HOURS Monday - Friday 8:00am - 3:30pm

**TREE REMOVAL PERMIT APPLICATION
NON-DEVELOPMENT RELATED**

540282

Application is hereby made pursuant to the Tree Preservation Ordinance,
Chapter 12.36, of the Oakland Municipal Code

- ❖ One or more trees 9 inches or greater in diameter at breast height.
- ❖ One or more Coast Live Oak trees, 4 inches or greater in diameter at breast height.
- ❖ Eucalyptus and Monterey Pine trees are exempt.

NAME OF APPLICANT TIM VAN SCHOONHOVEN

LOCATION OF PROPERTY 3568 KEMPTON WAY

DESCRIPTION OF TREE(S) PROPOSED FOR REMOVAL (quantity, species and diameter)
1 MAGNOLIA tree approximately 99 inches in diameter

REASON FOR REMOVAL OF TREE(S)
Tree has gradually been dying since repairing my

SEWER pipe several years ago. Still require Annual Roto-Rooter
Maintenance. Plan to replace with two new trees.

ATTACHMENTS One of the following three choices are required showing the number and location of tree(s) described on the application.

- 1. Hand Drawn Sketch
- 2. Site or Landscape Plan
- 3. Photographs

BY SIGNING BELOW I CONFIRM THE INFORMATION SUBMITTED FOR APPLICATION AND I UNDERSTAND THE NON-REFUNDABLE APPLICATION FEE IS \$68 (1-10 trees per parcel, \$10.00 each additional tree).

I further certify under penalty of perjury that all the information provided on this tree removal permit application is true and correct and that no zoning, land use, grading, demolition, building or other City permits have been applied for as a result of this tree(s) removal being accomplished.

DATE 6/28/13
SIGNATURE Tim Van Sch

ADDRESS 3568 KEMPTON WAY

CITY, STATE, ZIP OAKLAND, CA 94611

TELEPHONE 510-923-9603 2nd PHONE SAME

| |
|--|
| <input checked="" type="checkbox"/> Property Owner * |
| <input type="checkbox"/> Agent for Owner |

* undetermined if tree itself is on city property.

TREE PERMIT DECISION

City of Oakland, Public Works Agency

Tree Services Division, 7101 Edgewater Drive, Oakland, CA 94621, (510) 615-5934
Chapter 12.36, Oakland Municipal Code, Protected Trees Ordinance

Permit #: ND13-103

Applicant: Tim Van Schoonhoven

Expires: One year from date of issuance

Decision: 8-13-13*

Address: 3568 Kempton Way

Permit Type: Non-development

| Removal Approved | | Preservation Required | | Replacement Tree | In Lieu Fee |
|------------------|-------------|-----------------------|-------------|------------------|-------------|
| Tree Quantity | Description | Tree Quantity | Description | | |
| --- | --- | 1 | Magnolia | --- | --- |

FINDINGS: The site was inspected by a city arborist on August 8, 2013. The southern magnolia tree was located about ten feet from the front of the house; see Figure 1. Trunk diameter was 31.5 inches and the crown spread was 30 feet. Small diameter limbs were dead on the northwest side of the crown, over the highly compacted turf area. Otherwise, the tree appeared in moderate to good health.

The tree was not dying. Removal of the tree was not justified based on its health. The following problems were noted:

- Limbs over the roof were improperly cut back to stubs. The pruning work should be corrected so that pruning wounds are minimized.
- The front lawn was mostly dead. The soil was highly compacted and tire tracks were present next to the trunk; see Figure 2. A soil moisture probe was used in an attempt to take soil moisture readings. The meter was unable to take any readings since it could not be pushed far enough into the soil. Ground penetration with the 3/8-inch diameter probe was as low as 1/4 inch.
- A new drain line along the neighbor's driveway and a repaired sidewalk section indicates root cutting was likely. The diameter and quantity of cut roots was unknown.



Figure 1-Large magnolia is suitable for retention.

The condition of the site was actually harmful to the tree. Southern magnolia trees require moist soil for good health. The compacted soil prevented roots from absorbing adequate water and nutrients. It also hindered exchange of gases, including oxygen, required for healthy roots.

The applicant stated the tree has been gradually dying since repairing the sewer pipe several years ago. No information was provided regarding the location of the sewer lateral, the reason the pipe was repaired, how the repair was made, the size



Figure 2-Vehicle tracks next to tree; compacted soil.

and quantity of roots that were cut, and how the cuts were made. Root cutting probably occurred and affected the tree's health over subsequent years.

Tree Services did not approve the tree removal based on the Applicant's statement that annual Roto-Rooter maintenance is required. Not enough information was provided to understand the current sewer line problem. If the lateral line was replaced with a section of cast iron pipe or other strong material, feeder roots should not be able to enter the pipe.

Chapter 12.36.050(B)(1) of the OMC was grounds for denial: removal of a healthy tree could be avoided by, "Trimming, thinning, tree surgery or other reasonable treatment." The following was considered reasonable treatment:

- Do not allow vehicles to drive on the front yard and compact the soil.
- Install a 4" deep layer of wood chips under the tree. Start one foot from the trunk and spread the chips to the drip line, at a minimum. The drip line is an imaginary line defined by the branch spread, or the farthest horizontal growth of limbs. Wood chips re-create forest conditions. Soil moisture, temperature and other factors would be greatly improved. Soil would gradually become less compacted over a period of several years.
- Provide supplemental water. Water needs to be applied at a low rate, for many hours, penetrating two to three feet deep. This should be done immediately and once every four to six weeks in the dry season, depending on weather conditions. A typical way to accomplish the watering is by use of soaker hoses.
- Remove stubs and use qualified tree trimmers for pruning work.

This large tree adds monetary value to the property. It is reasonable for the property owner to maintain the tree and provide it with adequate care. With proper maintenance, the tree should continue to provide benefits for many years.

OAKLAND MUNICIPAL CODE SECTION 12.36.060 CONDITIONS OF DECISION

The following conditions are imposed:

1. **Defense, Indemnification and Hold Harmless.** To the maximum extent permitted by law, the applicant and its contractor shall defend (with counsel acceptable to the City), indemnify, and hold harmless the City of Oakland, the Oakland City Council, the Oakland Public Works Agency and its respective agents, officers, employees and volunteers (hereafter collectively called City) from any liability, damages, claim, judgment, loss (direct or indirect), action, causes of action or proceeding (including legal costs, attorneys' fees, expert witness or consultant fees, City Attorney or staff time, expenses or costs) (collectively called "Action") against the City for or on account of any damage to property or bodily injury, including death, or damage sustained or arising out of, related to or caused by in any way from the performance of work in this tree permit matter. The City may elect, in its sole discretion, to participate in the defense of said Action and the applicant shall reimburse the City for its reasonable legal costs and attorneys' fees.

- 2. **Defense, Indemnification and Hold Harmless.** To the maximum extent permitted by law, the applicant shall defend (with counsel acceptable to the City), indemnify, and hold harmless the City of Oakland, the Oakland City Council, the Oakland Public Works Agency and its respective agents, officers, employees and volunteers (hereafter collectively called City) from any liability, damages, claim, judgment, loss (direct or indirect), action, causes of action or proceeding (including legal costs, attorneys' fees, expert witness or consultant fees, City Attorney or staff time, expenses or costs) (collectively called "Action") against the City to attack, set aside, void or annul, (a) an approval by the City relating to this tree permit matter, City's CEQA approvals and determination, and/or notices in the tree permit matter; or (b) implementation of such. The City may elect, in its sole discretion, to participate in the defense of said Action and the applicant shall reimburse the City for its reasonable legal costs and attorneys' fees.
- 3. **Letter of Agreement.** Within ten (10) calendar days of the filing of any Action as specified in conditions 1 or 2 above, the applicant and/or its contractor shall execute a Letter of Agreement with the City, acceptable to the Office of the City Attorney, which memorializes the above obligations. These obligations and the Letter of Agreement shall survive termination, extinguishment or invalidation of the approval. Failure to timely execute the Letter of Agreement does not relieve the applicant of any of the obligations contained in this Section or any other requirements or conditions of approval that may be imposed by the City.

M. Thomson 8-13-13
 Mitch Thomson Date
 Arboricultural Inspector

Robert Zahn 8-13-13
 Robert Zahn Date
 Senior Forester

ISA Certified Arborist © NO WE-1937A
 Tree Risk Assessor Qualified ©

Certified Arborist © WE-8102A

**This decision of the Public Works Agency, Tree Services Section, may be appealed by the applicant, or the owner of any "adjoining" or "confronting" property, to the Parks and Recreation Advisory Commission within five (5) working days after the date of this decision and by 3:30 p.m., otherwise the permit is effective. The term "adjoining" means immediately next to, and the term "confronting" means in front of or in back of. An appeal shall be on a form prescribed by and filed with Tree Services, at 7101 Edgewater Drive, Building #4. The appeal shall state specifically wherein it is claimed there was error or abuse of discretion by the City or wherein such decision is not supported by the evidence in the record. There is a \$200.00 fee to file an appeal. Failure to timely appeal this decision and raise any and all issues in your appeal may preclude you from challenging this determination in court. If the appeal is not finally disposed of by the Park and Recreation Advisory Commission within thirty (30) working days of the date of the decision by the Tree Services Section, the decision shall be deemed affirmed, and the permit appeal denied.*

August 18, 2013

Attachment C

RE: DENIAL OF Tree Removal permit ND13-103

To Whom it MAY concern,

I would like to appeal the decision to deny tree removal permit ND13-103 for 3568 KEMPTON WAY.

I appreciate the findings of MR. Thompson and MR. ZAHN and do not contest the fact that this tree could ultimately be saved with the right amount of water and proper maintenance.

I personally enjoy the trees along MacArthur Boulevard and I am supportive of the effort to maintain trees in our city. However, I don't feel that this tree will have a chance to thrive as it encroaches on my home, my neighbors garage & the city sidewalk.

This non-native Southern magnolia has just grown too big for it's surroundings. I fear that pruning it to a manageable size would not leave much left.

(continued)

I personally engaged several of the neighbors before applying for the removal permit and they also agreed that we would be better served by one or two new trees.

I am in the process of landscaping my yard and would like to incorporate these new trees into the design. I welcome your suggestions and/or requirements as a condition of the approval.

I truly love OAKland, love where I live and really do want to have the area better than I found it.

I am enclosing pictures that portray the tree and its surroundings.

Thank You.

Tim VAN Schoonhoven
3568 KEMPTON WAY
OAKland, CA 94611

(my apologies for not typing this)

CITY OF OAKLAND
Interoffice Memorandum



Office of Parks and Recreation

TO: Barry Miller, Chair, Parks and Recreation Advisory Commission

FROM: Ali Schwarz, CIP Coordinator, Project Delivery Division, Public Works Agency, City of Oakland

DATE: September 11, 2013

SUBJECT: Approval of the design, implementation, and Conditional Use and Tree Removal Permits for the Fairyland Entrance Way Renovation Project

SUMMARY

Staff from the Public Works Agency (PWA) and the Office of Parks and Recreation request approval of the design and implementation of the Fairyland Entrance Way Project and the associated Design Review, Conditional Use, and Tree Removal and Protection permits. The project includes improvements to the entry of Fairyland that will provide an ADA accessible pathway with lighting, a new sign, and landscaping.

FISCAL IMPACT

There will be no fiscal impact on the Office of Parks and Recreation. The estimated construction cost is \$350,000. The improvements are funded by Measure WW- Regional Open Space, Wildlife, Shoreline and Parks Bond Extension funds.

PROJECT DESCRIPTION

The Fairyland Entrance Way Renovation Project is located at 699 Bellevue Ave. at the corner of Grand Ave. directly in front of Fairyland. The project will provide a new ADA accessible pathway from the sidewalk up to the entrance to Fairyland, along with new lighting, a new sign and landscaping. New code compliant ADA parking will also be provided. The project will provide ADA complaint access to Fairyland, while making Fairyland more visible from the Grand and Bellevue Avenues.

~~The project has been vetted and received support from a Lakeside Park volunteers and Fairyland staff and volunteers.~~

BACKGROUND

Fairyland has been regional attraction for decades. Located adjacent to the entrance of Lakeside Park, Fairyland is visited by thousands of Bay Area residents and tourists each year.

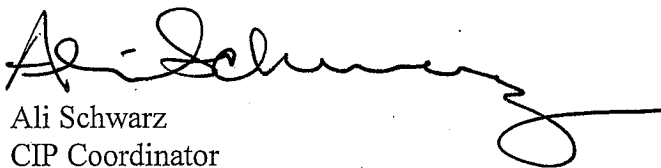
Parks and Recreation Advisory Commission
September 11, 2013

The Fairyland Entrance Renovation project is part of the overall improvements to Lake Merritt and specifically to the entrance of Lakeside Park. The Lake Merritt Master Plan recommends accessibility and pedestrian safety measures for the Bellevue Avenue and Grand Avenue intersection. The Fairyland Entrance Renovation project, in coordination with the intersection improvements, will extend the pedestrian accessibility and safety improvements from the street up to the entrance of Fairyland. The project will not only make Fairyland more accessible for those in wheelchairs and those who lack full mobility, it will also make Fairyland much more visible to the public.

RECOMMENDATION

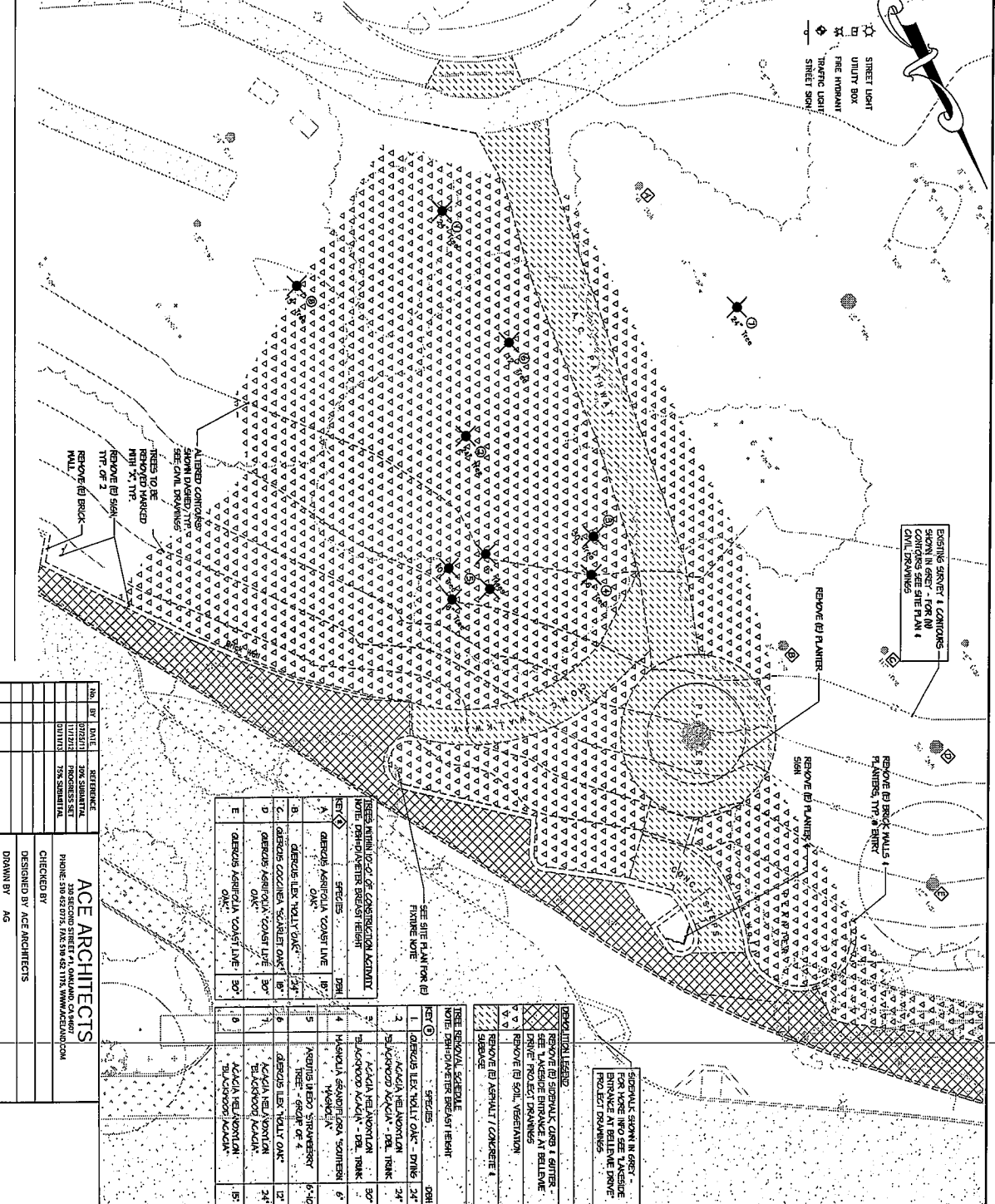
Staff recommends that the Parks and Recreation Advisory Commission endorse the Fairyland Entrance Renovation Project and recommend approval to the Planning Commission for the Design Review, Conditional Use and Tree Permit applications.

Respectfully submitted,



Ali Schwarz
CIP Coordinator
Public Works Agency
Project Delivery Division

Attachments: Exhibit A – Site Plans



STREET LIGHT
 UTILITY BOX
 FIRE HOSEBOX
 TRAFFIC LIGHT
 STREET SIGN

EXISTING STREET LIGHTS
 SHOWN IN DASH - FOR ALL
 CONDITIONS SEE SITE PLAN &
 CIVIL DRAWINGS

REMOVE EX PLUMBER
 REMOVE EX PLUMBER
 REMOVE EX PLUMBER
 REMOVE EX PLUMBER
 REMOVE EX PLUMBER

REMOVE WITHIN 10' OF CONSTRUCTION PERMIT
 NOTE: DEMOLITION ENTER DASHED LINE

| KEY | SYMBOL | DESCRIPTION |
|-----|--------------------------|-------------------|
| A | Diagonal hatching | REMOVE EX PLUMBER |
| B | Vertical hatching | REMOVE EX PLUMBER |
| C | Horizontal hatching | REMOVE EX PLUMBER |
| D | Diagonal hatching (45°) | REMOVE EX PLUMBER |
| E | Diagonal hatching (135°) | REMOVE EX PLUMBER |

REMOVE EX PLUMBER
 NOTE: DEMOLITION ENTER DASHED LINE

| KEY | SYMBOL | DESCRIPTION |
|-----|--------------------------|-------------------|
| 1 | Diagonal hatching | REMOVE EX PLUMBER |
| 2 | Vertical hatching | REMOVE EX PLUMBER |
| 3 | Horizontal hatching | REMOVE EX PLUMBER |
| 4 | Diagonal hatching (45°) | REMOVE EX PLUMBER |
| 5 | Diagonal hatching (135°) | REMOVE EX PLUMBER |

REMOVE EX PLUMBER
 NOTE: DEMOLITION ENTER DASHED LINE

REMOVE EX PLUMBER
 NOTE: DEMOLITION ENTER DASHED LINE

| NO. | BY | DATE | REFERENCE |
|-----|----------------|----------|---------------|
| 1 | ACE ARCHITECTS | 07/21/11 | 20% SUBMITTAL |
| 2 | ACE ARCHITECTS | 08/01/11 | 30% SUBMITTAL |
| 3 | ACE ARCHITECTS | 08/15/11 | 50% SUBMITTAL |

ACE ARCHITECTS
 699 BELLEVUE AVENUE
 OAKLAND, CA 94612
 PHONE: 510 432 0775 FAX: 510 432 1712 WWW.ACEA.COM

CHECKED BY: ACE ARCHITECTS
 DRAWN BY: AG

FARMLAND
 ENTRY RENOVATION
 699 Bellevue Avenue
 Oakland, CA 94610

PROJECT NO. _____
 FEDERAL AID PROJECT NO. _____
 SCALE: AS SHOWN
 SHEET NO. A1
 JANUARY 11, 2013

CITY OF OAKLAND
 DEPARTMENT OF ENGINEERING
 AND CONSTRUCTION
 280 BAYVIEW AVENUE
 OAKLAND, CA 94612
 TEL: 510 862 2828

PROJECT DELIVERY DIVISION
 PRINCIPAL CIVIL ENGINEER
 PROJECT MANAGEMENT
 ENGINEERING CALCULATIONS
 PROJECT MANAGEMENT

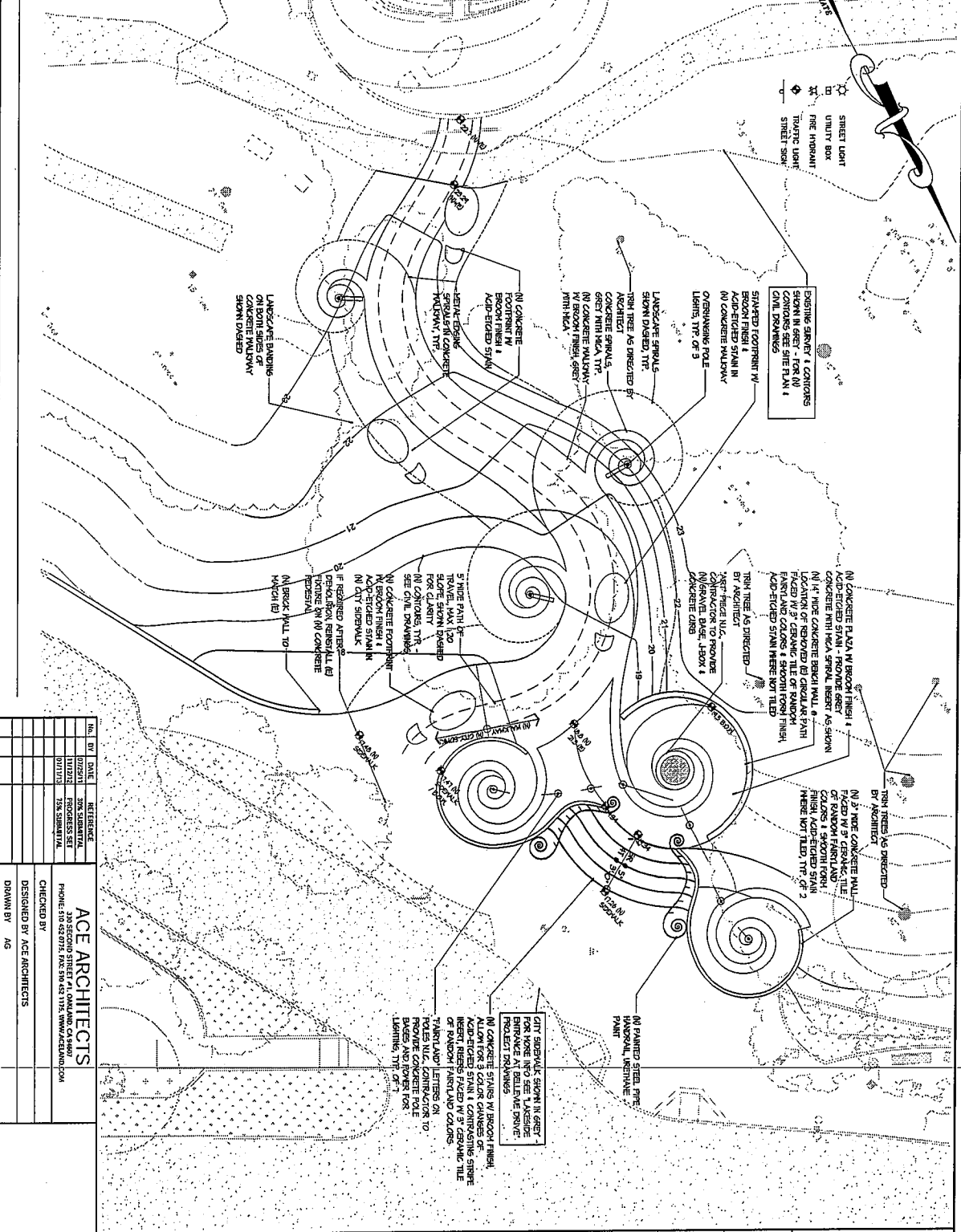
PR COORDINATOR
 CITY ADMINISTRATOR'S OFFICE

CITY AID COORDINATOR
 PUBLIC INFRASTRUCTURE AND
 OPERATIONS

ASSISTANT DIRECTOR
 PUBLIC FACILITIES & ENVIRONMENT

ASSISTANT DIRECTOR
 Entry Demolition Plan

SITE PLAN
A2 1" = 10'-0"



CITY OF OAKLAND
DEPARTMENT OF ENGINEERING
AND CONSTRUCTION
280 HIGHTOWER CENTER TOWER
OAKLAND, CALIFORNIA
94612-3222

PROJECT: DELIVERY DIVISION

PRINCIPAL CIVIL ENGINEER
PROJECT MANAGEMENT

SUPERVISING CIVIL ENGINEER
PROJECT MANAGEMENT

DE COORDINATOR
CITY ADMINISTRATOR'S OFFICE

CITY AID COORDINATOR
PWA INFRASTRUCTURE AND OPERATIONS

ASSISTANT DIRECTOR
PWA FACILITIES & ENVIRONMENT

ASSISTANT DIRECTOR
Entry Site Plan

BABYLAND
ENTRY RENOVATION
699 Bellevue Avenue
Oakland, CA 94610

PROJECT NO. _____

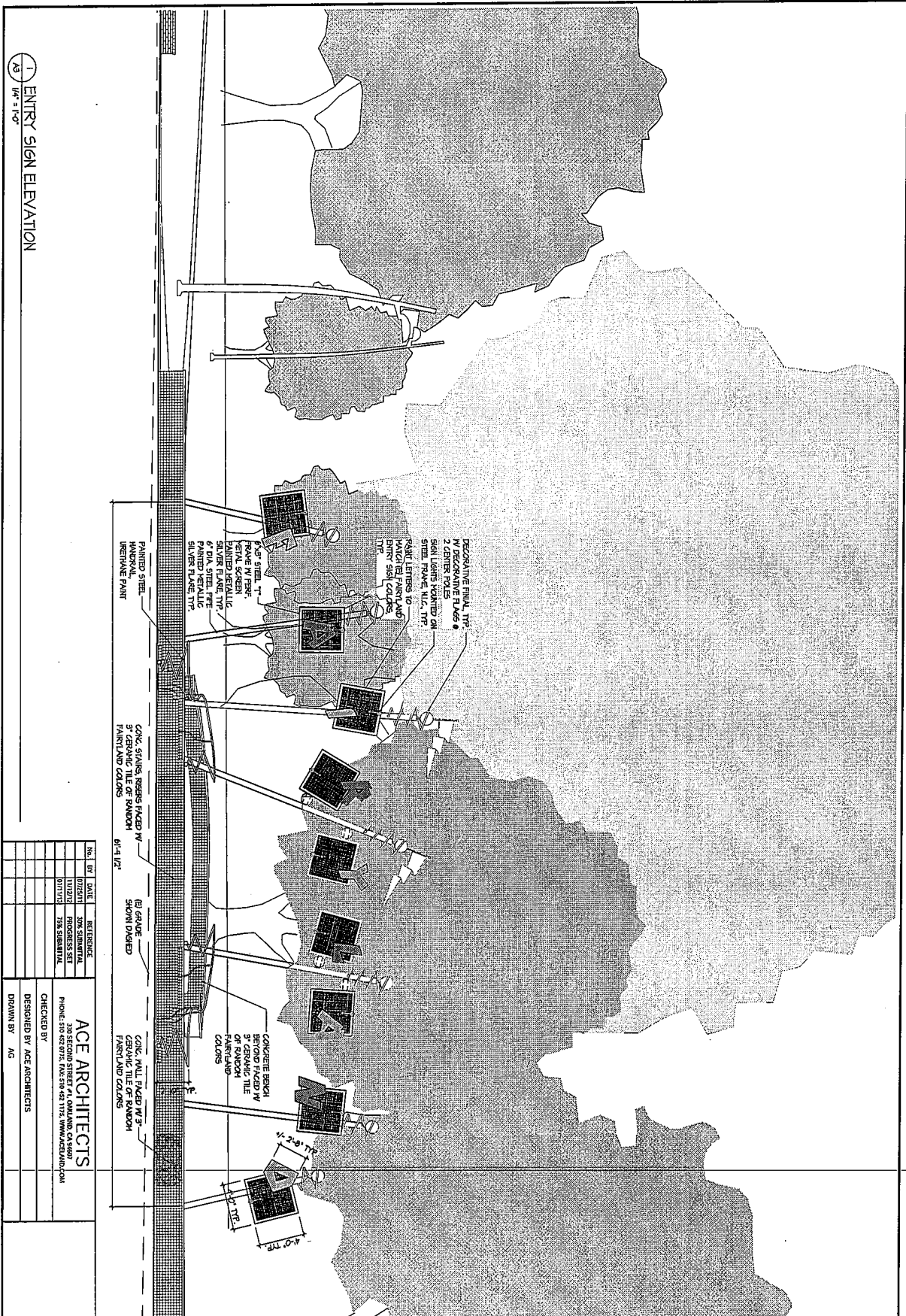
REFERRAL AND PROJECT NO. _____

SCALE: _____ SHEET NO. **A2**

DATE: _____ OF _____

DESIGNED BY: ACE ARCHITECTS
DRAWN BY: AG

PHONE: 510-527-9776, FAX: 510-527-1334, WWW.ACEARCHITECTS.COM



1 ENTRY SIGN ELEVATION
AS 1/8" = 1'-0"

| NO. | BY | DATE | REFERENCE |
|----------|-----|------|---------------|
| 01/21/11 | SM | | 30% SUBMITTAL |
| 01/27/11 | SM | | PROGRESS SET |
| 01/27/11 | TSK | | 75% SUBMITTAL |

ACE ARCHITECTS
 230 SECOND STREET #1, OAKLAND, CA 94612
 PHONES: 510 862 9792, 510.838.9465 FAX: 510.862.9044
 WWW.ACEARCHITECTS.COM
 CHECKED BY: _____
 DESIGNED BY: ACE ARCHITECTS
 DRAWN BY: AG

PARSONS
 ENTRY RENOVATION
 699 Bellevue Avenue
 Oakland, CA 94610
 PROJECT NO. _____
 FEDERAL PROJECT NO. _____
 SCALE: _____ SHEET NO. _____
 AS SHOWN: AS DATE: JANUARY 11, 2013 OF _____

CITY OF OAKLAND
 DEPARTMENT OF ENGINEERING AND CONSTRUCTION
 250 FRANKLIN COMM BLDG
 OAKLAND, CA 94612
 FAX: (510) 253-2322

PROJECT DELIVERY DIVISION

PRINCIPAL CIVIL ENGINEER
 PROJECT MANAGEMENT

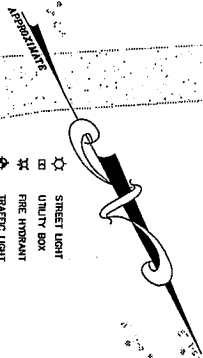
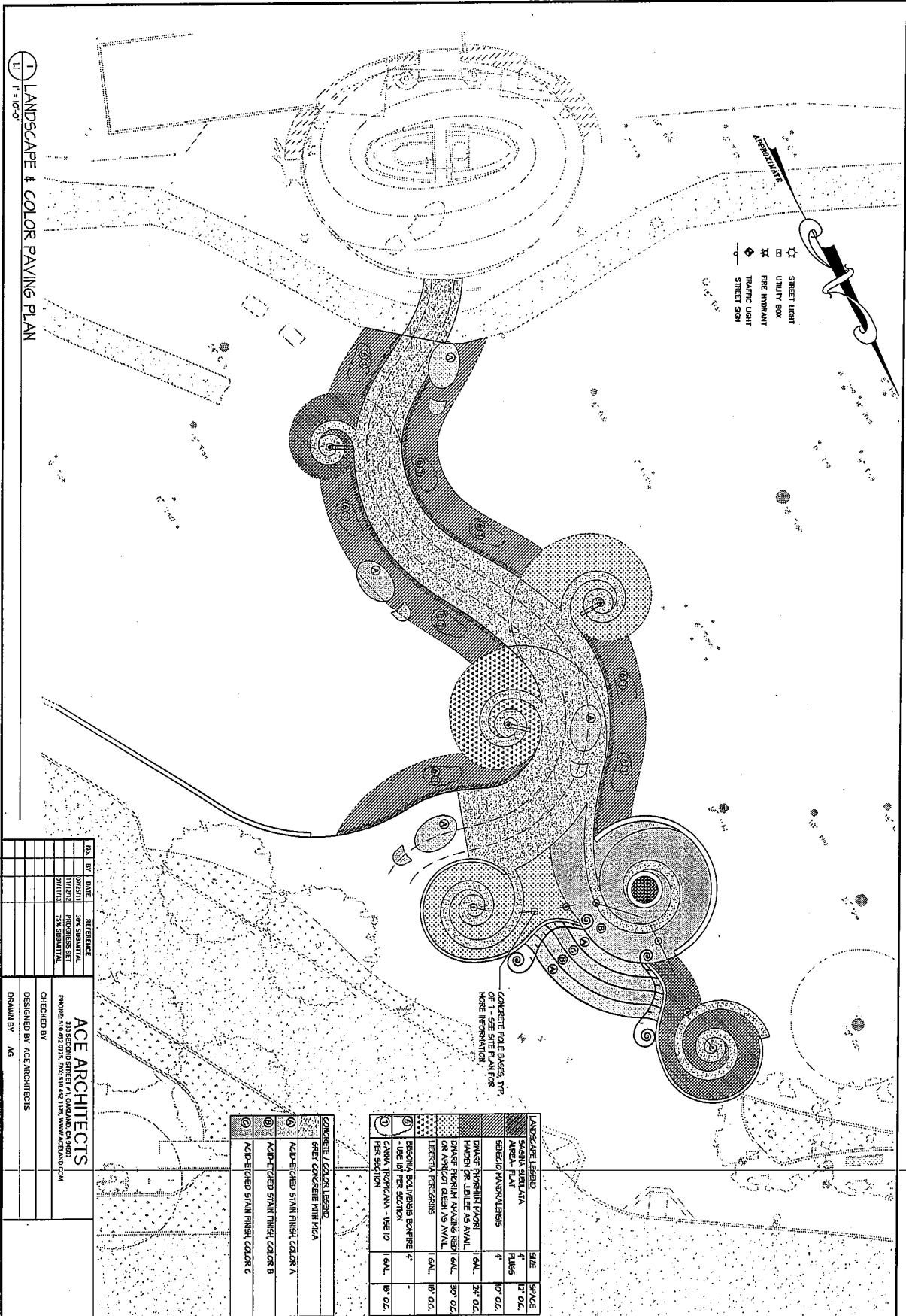
SUPERVISING CIVIL ENGINEER
 PROJECT MANAGEMENT

CD COORDINATOR
 CITY ADMINISTRATOR'S OFFICE

CITY AID COORDINATOR
 PMA INFRASTRUCTURE AND OPERATIONS

ASSISTANT DIRECTOR
 PMA FACILITIES & ENVIRONMENT

ASSISTANT DIRECTOR
 Signage & Details



- ☼ STREET LIGHT
- ⊠ UTILITY BOX
- ⊠ FIRE HYDRANT
- ⊠ TRAFFIC LIGHT
- ⊠ STREET SIGN

LANDSCAPE & COLOR PAVING PLAN

CONCRETE POLE BASES, TOP OF 1 - SEE SITE PLAN FOR MORE INFORMATION.

| FINISH | SIZE | SPACE |
|----------------|------------|------------|
| GENERIC PAVING | 12" O.C. | 12" O.C. |
| GENERIC PAVING | 18" O.C. | 18" O.C. |
| GENERIC PAVING | 24" O.C. | 24" O.C. |
| GENERIC PAVING | 36" O.C. | 36" O.C. |
| GENERIC PAVING | 48" O.C. | 48" O.C. |
| GENERIC PAVING | 60" O.C. | 60" O.C. |
| GENERIC PAVING | 72" O.C. | 72" O.C. |
| GENERIC PAVING | 84" O.C. | 84" O.C. |
| GENERIC PAVING | 96" O.C. | 96" O.C. |
| GENERIC PAVING | 108" O.C. | 108" O.C. |
| GENERIC PAVING | 120" O.C. | 120" O.C. |
| GENERIC PAVING | 132" O.C. | 132" O.C. |
| GENERIC PAVING | 144" O.C. | 144" O.C. |
| GENERIC PAVING | 156" O.C. | 156" O.C. |
| GENERIC PAVING | 168" O.C. | 168" O.C. |
| GENERIC PAVING | 180" O.C. | 180" O.C. |
| GENERIC PAVING | 192" O.C. | 192" O.C. |
| GENERIC PAVING | 204" O.C. | 204" O.C. |
| GENERIC PAVING | 216" O.C. | 216" O.C. |
| GENERIC PAVING | 228" O.C. | 228" O.C. |
| GENERIC PAVING | 240" O.C. | 240" O.C. |
| GENERIC PAVING | 252" O.C. | 252" O.C. |
| GENERIC PAVING | 264" O.C. | 264" O.C. |
| GENERIC PAVING | 276" O.C. | 276" O.C. |
| GENERIC PAVING | 288" O.C. | 288" O.C. |
| GENERIC PAVING | 300" O.C. | 300" O.C. |
| GENERIC PAVING | 312" O.C. | 312" O.C. |
| GENERIC PAVING | 324" O.C. | 324" O.C. |
| GENERIC PAVING | 336" O.C. | 336" O.C. |
| GENERIC PAVING | 348" O.C. | 348" O.C. |
| GENERIC PAVING | 360" O.C. | 360" O.C. |
| GENERIC PAVING | 372" O.C. | 372" O.C. |
| GENERIC PAVING | 384" O.C. | 384" O.C. |
| GENERIC PAVING | 396" O.C. | 396" O.C. |
| GENERIC PAVING | 408" O.C. | 408" O.C. |
| GENERIC PAVING | 420" O.C. | 420" O.C. |
| GENERIC PAVING | 432" O.C. | 432" O.C. |
| GENERIC PAVING | 444" O.C. | 444" O.C. |
| GENERIC PAVING | 456" O.C. | 456" O.C. |
| GENERIC PAVING | 468" O.C. | 468" O.C. |
| GENERIC PAVING | 480" O.C. | 480" O.C. |
| GENERIC PAVING | 492" O.C. | 492" O.C. |
| GENERIC PAVING | 504" O.C. | 504" O.C. |
| GENERIC PAVING | 516" O.C. | 516" O.C. |
| GENERIC PAVING | 528" O.C. | 528" O.C. |
| GENERIC PAVING | 540" O.C. | 540" O.C. |
| GENERIC PAVING | 552" O.C. | 552" O.C. |
| GENERIC PAVING | 564" O.C. | 564" O.C. |
| GENERIC PAVING | 576" O.C. | 576" O.C. |
| GENERIC PAVING | 588" O.C. | 588" O.C. |
| GENERIC PAVING | 600" O.C. | 600" O.C. |
| GENERIC PAVING | 612" O.C. | 612" O.C. |
| GENERIC PAVING | 624" O.C. | 624" O.C. |
| GENERIC PAVING | 636" O.C. | 636" O.C. |
| GENERIC PAVING | 648" O.C. | 648" O.C. |
| GENERIC PAVING | 660" O.C. | 660" O.C. |
| GENERIC PAVING | 672" O.C. | 672" O.C. |
| GENERIC PAVING | 684" O.C. | 684" O.C. |
| GENERIC PAVING | 696" O.C. | 696" O.C. |
| GENERIC PAVING | 708" O.C. | 708" O.C. |
| GENERIC PAVING | 720" O.C. | 720" O.C. |
| GENERIC PAVING | 732" O.C. | 732" O.C. |
| GENERIC PAVING | 744" O.C. | 744" O.C. |
| GENERIC PAVING | 756" O.C. | 756" O.C. |
| GENERIC PAVING | 768" O.C. | 768" O.C. |
| GENERIC PAVING | 780" O.C. | 780" O.C. |
| GENERIC PAVING | 792" O.C. | 792" O.C. |
| GENERIC PAVING | 804" O.C. | 804" O.C. |
| GENERIC PAVING | 816" O.C. | 816" O.C. |
| GENERIC PAVING | 828" O.C. | 828" O.C. |
| GENERIC PAVING | 840" O.C. | 840" O.C. |
| GENERIC PAVING | 852" O.C. | 852" O.C. |
| GENERIC PAVING | 864" O.C. | 864" O.C. |
| GENERIC PAVING | 876" O.C. | 876" O.C. |
| GENERIC PAVING | 888" O.C. | 888" O.C. |
| GENERIC PAVING | 900" O.C. | 900" O.C. |
| GENERIC PAVING | 912" O.C. | 912" O.C. |
| GENERIC PAVING | 924" O.C. | 924" O.C. |
| GENERIC PAVING | 936" O.C. | 936" O.C. |
| GENERIC PAVING | 948" O.C. | 948" O.C. |
| GENERIC PAVING | 960" O.C. | 960" O.C. |
| GENERIC PAVING | 972" O.C. | 972" O.C. |
| GENERIC PAVING | 984" O.C. | 984" O.C. |
| GENERIC PAVING | 996" O.C. | 996" O.C. |
| GENERIC PAVING | 1008" O.C. | 1008" O.C. |
| GENERIC PAVING | 1020" O.C. | 1020" O.C. |
| GENERIC PAVING | 1032" O.C. | 1032" O.C. |
| GENERIC PAVING | 1044" O.C. | 1044" O.C. |
| GENERIC PAVING | 1056" O.C. | 1056" O.C. |
| GENERIC PAVING | 1068" O.C. | 1068" O.C. |
| GENERIC PAVING | 1080" O.C. | 1080" O.C. |
| GENERIC PAVING | 1092" O.C. | 1092" O.C. |
| GENERIC PAVING | 1104" O.C. | 1104" O.C. |
| GENERIC PAVING | 1116" O.C. | 1116" O.C. |
| GENERIC PAVING | 1128" O.C. | 1128" O.C. |
| GENERIC PAVING | 1140" O.C. | 1140" O.C. |
| GENERIC PAVING | 1152" O.C. | 1152" O.C. |
| GENERIC PAVING | 1164" O.C. | 1164" O.C. |
| GENERIC PAVING | 1176" O.C. | 1176" O.C. |
| GENERIC PAVING | 1188" O.C. | 1188" O.C. |
| GENERIC PAVING | 1200" O.C. | 1200" O.C. |

| CONCRETE / COLOR LEGEND |
|-----------------------------------|
| GREY CONCRETE WITH PCA |
| ACID-ETCHED STAIN FINISH, COLOR A |
| ACID-ETCHED STAIN FINISH, COLOR B |
| ACID-ETCHED STAIN FINISH, COLOR C |

| NO. | BY | DATE | REFERENCE |
|-----|----|----------|----------------|
| 1 | AG | 02/27/11 | 20% SUBMITTAL |
| 2 | AG | 03/01/11 | 30% SUBMITTAL |
| 3 | AG | 03/01/11 | 45% SUBMITTAL |
| 4 | AG | 03/01/11 | 65% SUBMITTAL |
| 5 | AG | 03/01/11 | 90% SUBMITTAL |
| 6 | AG | 03/01/11 | 100% SUBMITTAL |

ACE ARCHITECTS
 1000 BROADWAY, SUITE 200
 OAKLAND, CA 94612
 PHONE: 510-832-0315 FAX: 510-832-1176 WWW.ACEARCHITECTS.COM

CHECKED BY: AG
 DESIGNED BY: ACE ARCHITECTS
 DRAWN BY: AG

SCALE: AS SHOWN
 SHEET NO. L1
 DATE: JANUARY 11, 2012

FEDERAL AID PROJECT NO. _____
 PROJECT NO. _____

CITY OF OAKLAND
 DEPARTMENT OF PUBLIC WORKS
 AND CONSTRUCTION
 150 FRANKLIN SQUARE
 OAKLAND, CA 94612
 PHONE: 510-231-2200
 FAX: 510-231-2200

PROJECT DELIVERY DIVISION

MANAGER, CIVIL ENGINEER
 PROJECT MANAGEMENT

SUPERVISING CIVIL ENGINEER
 PROJECT MANAGEMENT

CITY ADMINISTRATOR
 CITY ADMINISTRATOR'S OFFICE

CITY AID COORDINATOR
 PUBLIC INFRASTRUCTURE AND OPERATIONS

ASSISTANT DIRECTOR
 PUBLIC FACILITIES & ENVIRONMENT

ASSISTANT DIRECTOR
 Entry Landscape Plan & Color Paving

FAIRPLAY
 ENTRY RENOVATION
 699 Bellevue Avenue
 Oakland, CA 94610

CITY OF OAKLAND
Interoffice Memorandum



Office of Parks and Recreation

TO: Barry Miller, Chair, Parks and Recreation Advisory Commission
FROM: Mark Hall, Office of Parks and Recreation
DATE: September 11, 2013
SUBJECT: Minor Conditional Use Permit Application for the HJK Park: Remember Them: Champions of Humanity Lighting Installation

SUMMARY

The Parks and Recreation Advisory Commission accepted a request from the Oakland Metropolitan Chamber of Commerce Foundation (OMCCF) Board to support the minor conditional use permit application for the installation of the Remember Them: Champions of Humanity monument and associated lighting located at (HJK) Fox Square Park located at 1900 Rashida Muhammad Street in 2011. Subsequent this acceptance, City of Oakland Planning staff requested the applicant address the height of the pole lights and lighting type. The project applicant has reduced the pole heights and lighting type to mitigate potential neighbor disturbance.

See Exhibit A – monument design and lighting plan

FISCAL IMPACT

There is no expected negative fiscal impact the City. The funds to manufacture and install the monument, lighting and visually impaired artwork have been procured as a component of the Remember Them capital campaign under the guidance and leadership of the Chamber of Commerce Foundation. The 'Remember Them' project capital campaign also includes a \$250,000 endowment for a maintenance program which will ensure that the bronze monument, lighting and visually impaired artwork are insured for damage and cleaned annually. The City does not have maintenance or utilities payment responsibilities at the Park due to the existing agreement with the developers of the Uptown Project. The proposed lighting design will reduce electricity consumption and costs of the park.

PROJECT DESCRIPTION

The previous project site lighting plan included 35' pole lights, in order to mitigate potential light spill, in the currently proposed lighting plan pole heights do not exceed 22' and has changed the lighting type to achieve near zero light spill (see statistical summary in exhibit A page 6). The 'Remember Them' project is an inspirational bronze monument comprised of 25 international role models and includes an educational program. (see exhibit A)

BACKGROUND

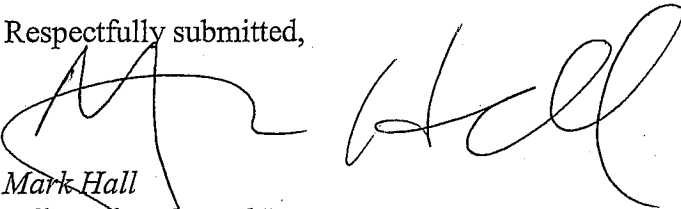
In 2006 City Council unanimously approved Resolution No. 80123 C.M.S accepting the monument and placing the 'Remember Them' Monument in the Fox Square Park.

Parks and Recreation Advisory Commission
September 11, 2013

RECOMMENDATION

Request the Park and Recommendation Advisory Commission accept and recommend the Remember Them: Champions of Humanity Minor Conditional Use lighting application to the City Planning Department for administrative review and approval.

Respectfully submitted,



Mark Hall
Office of Parks and Recreation

Attachments: Exhibit A – *Monument design and lighting plan*

CITY OF OAKLAND
Interoffice Memorandum



Office of Parks and Recreation

TO: Barry Miller, Chair, Parks and Recreation Advisory Commission
FROM: Mark Hall
DATE: September 11, 2013
SUBJECT: Request for the Park and Recreation Advisory Commission to review and accept the minor conditional use permit application for dog play area at Snow Park

SUMMARY

Staff and project stakeholders have received significant input regarding the design of a dog play area at Snow Park, located at 19th & Harrison Street. After facilitating 7 outreach/community meetings and receiving 34 written surveys, staff and project stakeholders prepared a minor conditional use permit application.

FISCAL IMPACT

Current funding available for the proposed dog play area at Snow Park include \$18,000 from the City of Oakland's Capital Reserve Fund and \$20,000 from the City Council District 3 (former Councilmember Nancy Nadel) carry-forward Pay-Go funds, for a total of \$38,000, with a remaining balance of \$17,500. If approved, Oakland Parks and Recreation and Public Works staff will coordinate with the Oakland Dog Owner Group (ODOG) and location community stewards to raise additional needed funds to complete the project and ensure stewardship and maintenance of the park are in keeping with local aesthetic appeal.

PROJECT DESCRIPTION

After careful and deliberate consideration, Snow Park was selected as the alternative site for the formerly proposed Eastshore/ Astro Park dog play area location. The current proposed dog play area and surrounding landscaping in Snow Park will be approximately 35,000 sq. ft. and will include a 4' to 5' high perimeter fence on a new 8"-10" concrete mow band with a concrete vestibule entry/exit double gate with 4-6 benches and a water fountain for dogs. (see exhibit A project design layout)

BACKGROUND

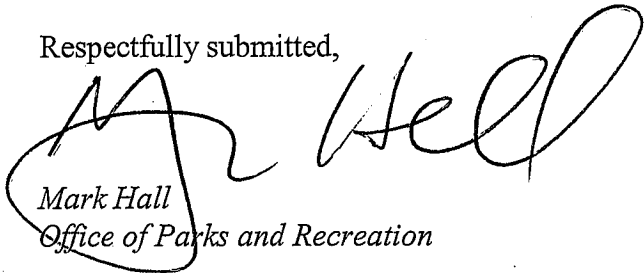
An estimated forty percent of local residents surrounding Lake Merritt also own dogs, however due to the City of Oakland Municipal Code Title 6, Chapter 6.04.080, dogs are prohibited in Oakland parks, which has been a stymieing factor as consistent community demand and interest in dog play areas throughout Oakland becomes more apparent and permanent. In June 2012, the Park and Recreation Advisory Commission (PRAC) reviewed and voted to accept the Lakeside Green Street project that includes improvements to 20th St., Lakeside Drive, Harrison St., and Snow Park (see Exhibit A). In December of 2012 Snow Park was identified as an alternative site for a dog play area in the Lake Merritt vicinity. On January 28, 2013 a special PRAC meeting was convened to review the proposed site. PRAC commissioners were interested in seeing a concept design for the proposed Snow Park site and how it would fit in with the current fully designed improvements.

Over the last several months, City staff and community stakeholders collaborated with project design consultants to incorporate community input and comments on the proposed dog play area design reflected in the current minor conditional use permit application.

RECOMMENDATION

Staff recommends the Park and Recreation Advisory Commission review and accept the application for a minor conditional use permit for a dog play area at Snow Park.

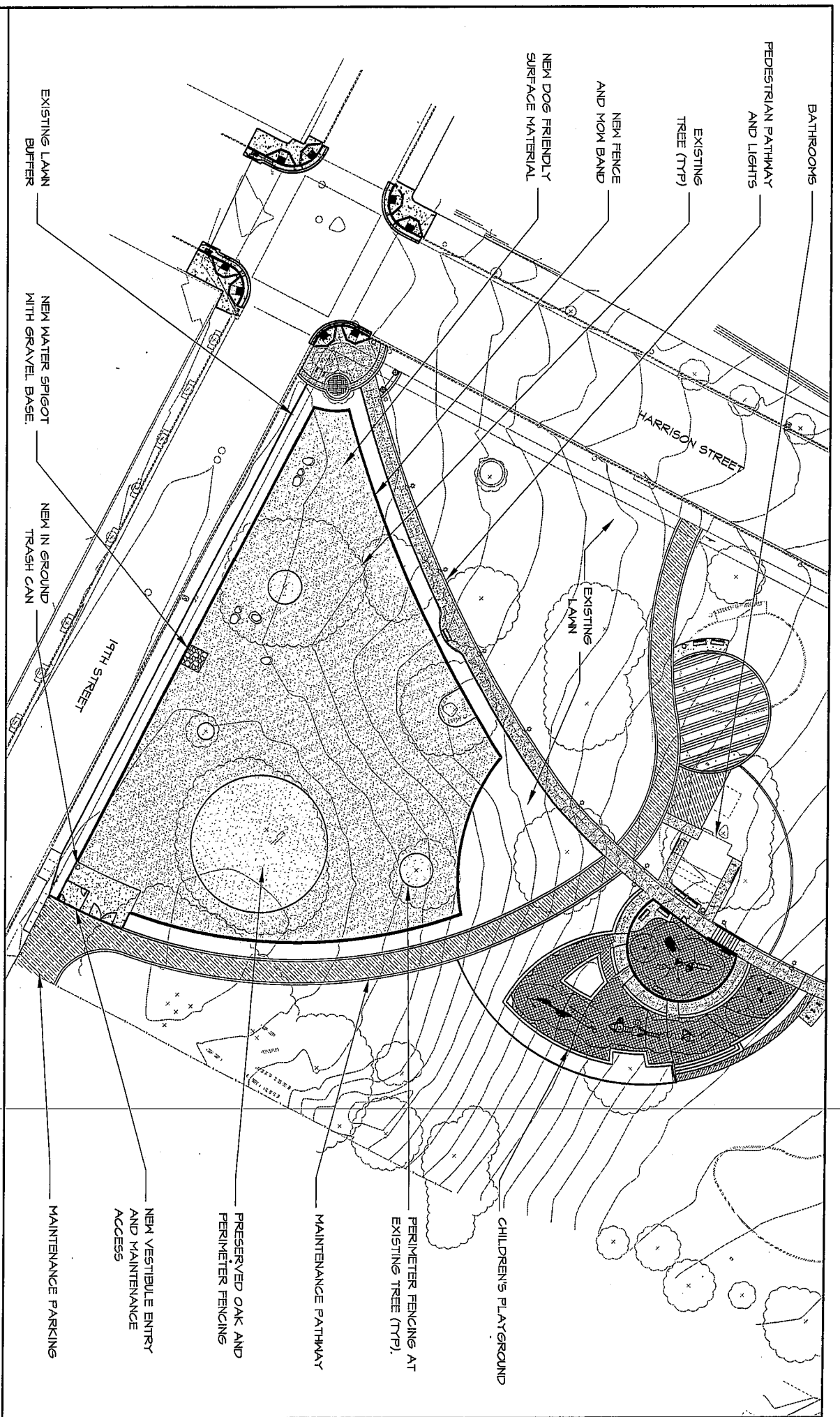
Respectfully submitted,



Mark Hall
Office of Parks and Recreation

Attachments: Exhibit A – Snow Park Design

SNOW PARK - DOG PLAY AREA (25,600 SQUARE FEET)
 SUMMER 2013



BATHROOMS

PEDESTRIAN PATHWAY AND LIGHTS

EXISTING TREE (TYP)

NEW FENCE AND MON BAND

NEW DOG FRIENDLY SURFACE MATERIAL

HARRISON STREET

EXISTING LAWN

EXISTING LAWN BUFFER

NEW WATER SPRIGOT WITH GRAVEL BASE

NEW IN GROUND TRASH CAN

19TH STREET

CHILDREN'S PLAYGROUND

PERIMETER FENCING AT EXISTING TREE (TYP).

MAINTENANCE PATHWAY

PRESERVED OAK AND PERIMETER FENCING

NEW VESTIBULE ENTRY AND MAINTENANCE ACCESS

MAINTENANCE PARKING

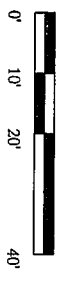


Exhibit A