

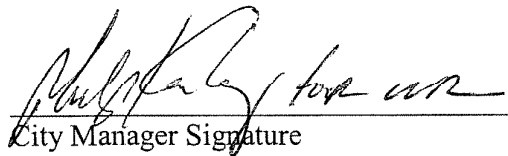
Office of the City Manager

## SUPPLEMENTAL AGENDA MATERIAL

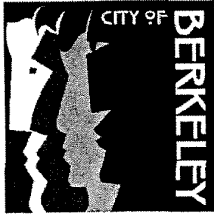
**Meeting Date:** November 12, 2002

**Item Number:** 28

**Item Description:** Eastshore Park Preliminary General Plan

  
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City Manager Signature

*(This cover sheet should be used only if the agenda item the material refers to is in addition to or is a revision of the material included in the original report)*



Office of the City Manager

November 12, 2002

To: Honorable Mayor and  
Members of the City Council

From: Weldon Tucker, City Manager

Subject: SUPPLEMENTAL INFORMATION RE: EASTSHORE PARK PRELIMINARY  
GENERAL PLAN (Item No. 28)

**CALIFORNIA STATE PARK AND RECREATION COMMISSION PUBLIC HEARING  
AND PROPOSED ACTION**

The California State Park and Recreation Commission ("Commission") has scheduled a public hearing on the Eastshore Park Preliminary General Plan and Environmental Impact Report (EIR) for **Friday, December 6, 2002 at 9:30 AM** at the Berkeley Marina Radisson Hotel. (See public notice and agenda, Attachments 1 & 2.)

*The Commission will consider and may take action on the following items relating to Eastshore Park:*

- A. Naming of the project as "Eastshore State Park";
- B. Classification of the project as a "State Seashore" as recommended by the California Department of Parks and Recreation;
- C. Naming and classification of the "Albany Marine Reserve" as recommended by the California Department of Parks and Recreation;
- D. Naming and classification of the "Emeryville Crescent Marine Reserve" as recommended by the California Department of Parks and Recreation;
- E. Approval of the Preliminary General Plan and Environmental Impact Report.

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**PROPOSED RECOMMENDATIONS TO CALIFORNIA STATE PARK &  
RECREATION COMMISSION VIA LETTER**

**I. PROPOSED CHANGES TO EASTSHORE PARK PRELIMINARY GENERAL PLAN:**

On Friday afternoon, November 8, 2002, the State issued their proposed text changes to the Preliminary General Plan. (See Attachment 3.) Following are highlights of the changes of particular interest to the City of Berkeley:

**A. Park Name & Classification**

The proposed classification is “Eastshore State Seashore”, instead of “Eastshore State Recreation Area” as previously identified. (See Attachment 4 for classification definitions.)

*Comment: The classification language is still very broad, but, this classification may be slightly more limiting to future recreational possibilities in the Park. It is acceptable to staff because the recreational activities proposed, including playing fields, are proposed within this classification.*

**B. Boat Launch Facility at Brickyard Cove**

A previously proposed non-motorized boat launch facility at the Brickyard Cove Beach, along with the associated restrooms and parking, has been eliminated. (Page III-68, Section c. Brickyard Upland.)

*Comment: Staff supports this change. This site was primarily proposed for kayakers. Tidal mudflats in this location inhibit the success of this type of activity over time.*

**C. Sports Fields at Albany Plateau**

The State has previously stated that while playing fields may be located on State Park property (the Albany Plateau), the State would not develop or operate these fields. The relevant language has been changed and the Preliminary General Plan now states that that the “State will not own, develop or operate sports fields”, and has allowed for that portion of the State Park property to be purchased by another entity for the purpose of providing sports fields. *Note*

*Comment: Conditions were already in place to determine the suitability of sports fields. These conditions must still be met prior to approval by the State. The addition of ownership of the property could add financial considerations to the owner/operator but the extent is undetermined at this time.*

II. PAST COUNCIL ACTIONS AND CURRENT STATUS OF ISSUES RAISED:

ISSUE	PREVIOUS ACTION	CURRENT STATUS	ACTION NEEDED?
<b>Playing Fields</b>	Council supported playing fields in Berkeley. Council also identified Golden Gate Fields, the North Basin Strip, or the Brickyard as possible sites.	The revised <i>Preliminary General Plan</i> locates sports fields only at the Albany Plateau. Based on the most recent modifications to the Plan, if playing fields are to be developed at the Albany Plateau, the property would have to be purchased, developed, and operated by an outside entity. Informal turf play areas continue to be located at the North Basin Strip.	Restate Council position.
<b>Brickyard Shoreline</b>	Council supported restoring the shoreline of the Brickyard as a natural sandy beach.	The <i>Preliminary General Plan</i> calls for a sandy beach along the north end of the Cove and along the University Avenue shoreline. Habitat will be protected and enhanced in the southern portion of the Brickyard.	Included in current plan.
<b>The Meadow</b>	Council supported designating the Meadow as a preservation area with protected areas where dogs and humans would not be allowed.	The <i>Preliminary General Plan</i> continues to designate the Meadow as a conservation area to protect the upland habitat. A large "no-access" area is located in the central portion of the Meadow; access is restricted to emergency and maintenance activities only. Seasonal wetlands in the Meadow will be protected and enhanced where feasible. Trails are provided around the perimeter with limited trails through the interior of the Meadow consistent with the creation of the "no-access" habitat zone in the center.	Included in current plan.
<b>Disabled Access</b>	Council supported providing disabled access.	The State will comply with the American with Disabilities Act (ADA) guidelines.	Included in current plan.

ISSUE	PREVIOUS ACTION	CURRENT STATUS	ACTION NEEDED?
<b>Promenades</b>	Council opposed promenades in the North Basin Strip.	The <i>Preliminary General Plan</i> calls for a promenade along the western edge of the North Basin Strip and of the Brickyard spit.	Restate Council position.
<b>No Corporation Yard</b>	Council opposed locating a corporation yard in the Brickyard area.	The <i>Preliminary General Plan</i> includes a park operations/visitor center at the Brickyard. The Plan does not elaborate on the size or scope of this operations facility.	Restate Council position.
<b>Public Transit &amp; Minimizing Parking</b>	Council supported public transit programs and minimizing parking as much as possible.	The <i>Preliminary General Plan</i> assumes that the current AC Transit service will, at a minimum, be continued and expanded, if necessary. The Plan acknowledges the Water Transit Study (Feb 1999) that identified several potential passenger-related facilities that would serve the Eastshore Park area.	Restate Council position.
<b>Seabreeze Market</b>	Council supported retaining the Seabreeze Market in Eastshore Park.	The <i>Preliminary General Plan</i> includes a café/deli/market located within the Brickyard. Staff has requested that Seabreeze Market be given first consideration for this concession.	Restate Council position.
<b>Large Group Picnic Areas</b>	Council supported providing large group picnic areas in the Park.	The <i>Preliminary General Plan</i> includes references to these types of large picnic areas, but does not specifically locate them. They are most likely to be situated at the North Basin Strip and/or at the Brickyard.	Included in current plan.
<b>BMX Bike Mound</b>	Council supported considering a BMX mound at the Park.	The <i>Preliminary General Plan</i> does not specifically identify this type of facility.	Restate Council position.
<b>Coordinate with Existing Programs</b>	Council supported coordinating the new programs with existing programs.	The <i>Preliminary General Plan</i> calls for coordination of existing and new programs.	Included in current plan.

III. ENVIRONMENTAL IMPACT REPORT

Staff recommends that the Council request that the State provide mitigation that will help correct the existing unsafe and inefficient roadway infrastructure, particularly at the intersection of University Avenue and West Frontage Road, that is specifically located within close proximity and between two State facilities (Eastshore State Park and Interstate 80) to the extent that the Eastshore State Park Project contributes to the additional traffic demand.

Attachments:

1. State Parks Commission December 6, 2002 Public Hearing Notice
2. State Parks Commission December 6, 2002 Meeting Agenda
3. Proposed Text Changes to Eastshore Park Project Preliminary General Plan
4. Classification Definitions (Public Resources Code)
5. East Bay Regional Park District Resolution No. 2002-8-181 supporting the Eastshore Park Project General Plan and EIR.

APPROVED:



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Lisa Caronna, Director of Parks Recreation & Waterfront

ATTACHMENT 1  
State Parks Commission December 6, 2002 Public Hearing Notice



State of California - The Resources Agency

Gray Davis, *Governor*

DEPARTMENT OF PARKS AND RECREATION  
STATE PARK AND RECREATION COMMISSION  
P. O. Box 942896  
Sacramento, California 94296-0001  
(916)653-0524 · FAX: (916)653-4458

Ruth G. Coleman, *Acting Director*

NOTICE OF HEARING ON DECEMBER 6, 2002  
CALIFORNIA STATE PARK AND RECREATION COMMISSION

NOTICE IS HEREBY GIVEN that the State Park and Recreation Commission, pursuant to authority contained in Sections 539, 5002.3, 5019.50, 5080.03, 5080.20, et al of the Public Resources Code, Section 11370 et seq. of the Government Code, and pursuant to law, will meet on Friday December 6, 2002 at 9:30 a.m. in the Islands Ballroom of the Berkeley Marina Radisson Hotel, 200 Marina Boulevard, Berkeley, California. The meeting facility is wheelchair accessible.

Agenda items include action on the Department of Parks and Recreation recommendations to name and classify the Eastshore Project, pursuant to Public Resources Code Sections 5019.62 and 5019.80, as three units of the State Park System: approximately 1,667 acres of tideland and upland area as Eastshore State Park, to be classified as a State Seashore; approximately 190 acres of tidelands as Albany Marine Reserve, and approximately 405 acres of tidelands as Emeryville Crescent Marine Reserve. The agenda will also include consideration of and action on the Department of Parks and Recreation recommendation for approval of the preliminary general plan and environmental impact report for these Eastshore Project properties.

The Eastshore Project preliminary general plan and environmental impact report are available for review online by selecting "Preliminary General Plan" on the Eastshore Project web site at [www.eastshorestatepark.com](http://www.eastshorestatepark.com). Individuals may request one hard copy of the plan free of charge, with 24 hours notice, from Kinko's, 5895 Christie Avenue, Emeryville, 510/644-9701. The plan may be viewed at the headquarters office of the East Bay Regional Park District, 2950 Peralta Oaks Court in Oakland, and at the California State Parks Bay Area District Headquarters, 250 Executive Blvd., Suite 4900, in San Francisco.

NOTICE IS GIVEN that any person may file a statement regarding hearing items by writing to the undersigned or by presenting oral or written statements at the hearing at 10:00 a.m. or as soon thereafter as the matter may be heard. Inquiries or requests for information should be directed to Louis Nastro, [LNastro@parks.ca.gov](mailto:LNastro@parks.ca.gov), 916/653-0524, or to the State Park and Recreation Commission, Box 942896, Sacramento, CA 94296-0001. California State Parks does not discriminate against individuals with disabilities. Visitors who wish assistance should contact Louis Nastro at the address above at least 72 hours prior to arrival.

NOTICE IS ALSO GIVEN that the Commission plans to tour the Eastshore Project site on December 5, 2002. The tour will commence at 1 p.m. at the site of the proposed Emeryville Crescent Vista Point, south of Powell Street at the southern end of the Eastshore Project property. No public testimony will be heard and no action will be taken by the Commission during this tour.

SO ORDERED:  
Ruth Coleman, Secretary  
State Park and Recreation Commission

ATTACHMENT 2  
State Parks Commission December 6, 2002 Meeting Agenda



State of California - The Resources Agency

Gray Davis, Governor

DEPARTMENT OF PARKS AND RECREATION  
STATE PARK AND RECREATION COMMISSION  
P. O. Box 942896  
Sacramento, California 94296-0001  
(916)653-0524 · FAX: (916)653-4458

Ruth G. Coleman, Acting Director

AGENDA

For the December 6, 2002 meeting of the  
CALIFORNIA STATE PARK AND RECREATION COMMISSION  
Berkeley Marina Radisson Hotel – Islands Ballroom  
200 Marina Boulevard, Berkeley, California – 9:30 a.m.

1. Approval of minutes of October 12, 2002 meeting in Los Angeles
2. Director's Report
  - a. Update on miscellaneous items
3. Chair's Report
  - a. Employee Retirements
  - b. Report of Nominating Committee and Election of Commission Chair and Vice Chair
  - c. Resolution to recognize Mr. Theodore A. (Ted) Bravos for his significant contribution in furthering the acquisition of Jack London State Historic Park
4. Approval of Memorial Groves
  - As requested by Save-the-Redwoods League
  - As requested by Sempervirens Fund
5. Public Hearing
  - a. Eastshore Project – Consideration and action on the naming of the project as Eastshore State Park, and the classification of the project as a State Seashore as recommended by the Department of Parks and Recreation.
  - b. Eastshore Project – Consideration and action on the naming and classification of the Albany Marine Reserve as recommended by the Department of Parks and Recreation.
  - c. Eastshore Project – Consideration and action on the naming and classification of the Emeryville Crescent Marine Reserve as recommended by the Department of Parks and Recreation.
  - d. Eastshore Project – Consideration of and action on the Department of Parks and Recreation recommendation for approval of the Preliminary General Plan and Environmental Impact Report.
6. Open Public Comment (on subjects other than the above agenda items)
7. Adjourn

Copies of this agenda and the public notice for the meeting are available on the Internet at [http://www.parks.ca.gov/default.asp?page\\_id=936](http://www.parks.ca.gov/default.asp?page_id=936)

Inquiries may be directed to Louis Nastro, Assistant to the State Park and Recreation Commission at 916/653-0524, or via email at [LNastro@parks.ca.gov](mailto:LNastro@parks.ca.gov).

**ATTACHMENT 3**  
**Proposed Text Changes to Eastshore State Park Preliminary General Plan**

(See attached eleven page document.)

## Proposed Text Changes

# Eastshore Park Project Preliminary General Plan

November 87, 2002

Upon the completion of the Public Comment Period for the Environmental Impact Report, Responses to Public comments were prepared. Based on public comment on the Environmental Impact Report and Preliminary General Plan, the following text changes are recommended to clarify the plan. These changes are being submitted to the State Park and Recreation Commission for their consideration and possible approval as part of the approved final General Plan.

### Page II-66 and 67, third paragraph

#### **d. Sports Fields and Formal Recreation Facilities**

The urbanized areas adjoining the park project generate high demand for sport fields and facilities to accommodate formal sport programs, such as soccer rugby, football, softball and baseball. Supporters of organized field sports have made it clear through out the planning process that there is a regional shortage of adequate sport fields and facilities in the East Bay. From this user group perspective, all of the adjoining communities are deficient in the number of sport fields they have to accommodate the current demand within their boundaries, as is the region as a whole. ~~Unfortunately, these communities are also predominantly built out, leaving little open space or vacant land on which to they can add new fields.~~ Some of these communities and many sport field organizations see the development of the Eastshore park project as a possible solution to the existing shortage. The city of Albany in particular has long designated the Albany Plateau as an area that should accommodate sport fields. Under the statutory direction (PRC 5003.03) the inclusion of sports fields at the Albany Plateau is permitted as it is in compliance with the City of Albany General Plan.

~~The mission of State Parks is to protect and enhance the state's natural, scenic, cultural, or ecological resources while providing for public recreation that is compatible with and enhances the public appreciation of those resources. Generally, recreation improvements that are not dependent on or do not directly enhance the public's enjoyment of the park project's resource values are not permitted. Clearly, sport fields do not support recreational activities that are dependent on the Eastshore's bay front setting, although they may indirectly result in more people enjoying the shoreline setting.~~

While State Parklands are not typically used to provide these types of recreation facilities, the combination of the park's urban setting and the extraordinary regional needs, suggest that special consideration should be give to the request for accommodating sports fields. In addition, State Parks attempts to be responsive to the general plans of local municipalities when preparing park project plans. Many East Bay cities have joined Albany in supporting sports fields in the project.

State Parks attempts to be responsive to the general plans of local municipalities when preparing park project plans. However, in keeping with its mission to protect and enhance the state's natural, scenic, cultural, or ecological resources while providing for public recreation that is compatible with and enhances the public appreciation of those resources, it is the policy of State Parks not to have ownership of property for single use local recreational development. Recreation improvements that are not dependent on or do not directly enhance the public's enjoyment of the park project's resource values are not permitted.

As State Parks focuses new resources and services in densely populated urban areas, it is the policy of the Department to recognize that important local recreational needs such as organized sports activities fall within the mission and responsibility of local park agencies. State Parks respects the roles and responsibilities of local providers of park services and facilities, and will endeavor to partner with local providers where feasible, to foster recreational and community-based programs and opportunities for the youth and families they serve. The Department does not intend to supplant the necessary planning and service delivery work of local governments but rather to bring the best of State Park services as an enhancement to local efforts.

Toward that end, ownership of the Albany Plateau property will be vested in a local agency in accordance with a Joint Powers Agreement (JPA) or other legal mechanism, if single use recreational development is the ultimate land use of the Albany Plateau.

Toward that end, ownership of the Albany Plateau property will remain with East Bay Regional Park District be vested in a local agency in accordance with a Joint Powers Agreement (JPA) between the District and State Parks during the preparation of the General Plan. If single use recreational development is the preferred response for the Albany Plateau, State Parks will recommend that ownership of this property not be transferred from the District to State Parks at the termination of the JPA.

Specific management issues relating to the provision of sport fields and facilities for organized sports that need to be addressed in the plan include:

- Finding an appropriate management strategy that balances State Parks' desire for consistency with local municipalities' land use policies and State Parks' primary mission of protecting natural resources and providing for resource-based recreation.
- Ensuring that providing such recreation facilities would not prevent broad, public access to and use of the park project.
- Ensuring that habitat values would not be compromised by the introduction of organized sport activities and their potential side effects (e.g., increased traffic, noise, nightlight, chemical-loading of runoff, etc.).

~~Identify funding and operating mechanisms that cover the higher costs and labor associated with such facilities so that State Parks' ability to fulfill its primary objectives will not be constrained.~~

**Page III-4 and -5, Section 1: Classification, second paragraph**

Based on the extensive public input during the formulation of the General Plan, and the resource base identified in the Resource Inventory, it is recommended that the Eastshore park project be ~~classified and named "Eastshore State Park" Recreation Area~~ and classified as a State Seashore. This recommendation is based on several criteria including consistency with the Public Resources Code (PRC), consistency with State Parks practice, consistency with public use and acceptability, and unit management flexibility. It is also based on the legislation that authorized purchase of the Eastshore project, which called for "...a recreational facility harmonious with its natural setting" (PRC, § 5002.2 (b)).

Based on the range of recreational uses and environmental enhancements proposed in the plan, the State ~~Seashore Recreation Area~~ Seashore classification appears to provide the appropriate balance between potential recreation uses and natural resource protection. While there is considerable overlap in the level of protection provided and potential uses permitted by each classification identified in the Public Resources Code, key concepts in the definition of State ~~Seashore Recreation Area~~ Seashore support this recommendation, including:

State seashores consist of relatively spacious coastline areas with frontage on the ocean, or on bays open to the ocean, including water areas landward of the mean high tide line and

seasonally connected to the ocean, possessing outstanding scenic or natural character and significant recreational, historical, archaeological, or geological values.

The purpose of state seashores shall be to preserve outstanding natural, scenic, cultural, ecological, and recreational values of the California coastline as an ecological region and to make possible the enjoyment of coastline and related recreational activities which are consistent with the preservation of the principal values and which contribute to the public enjoyment, appreciation, and understanding of those values. Improvements undertaken within state seashores shall be for the purpose of making the areas available for public enjoyment, recreation, and education in a manner consistent with the perpetuation of their natural, scenic, cultural, ecological, and recreational value.

Improvements which do not directly enhance the public enjoyment of the natural, scenic, cultural, ecological, or recreational values of the seashore, or which are attractions in themselves, shall not be undertaken. (PRC, § 5019.62)

The Eastshore project will be the first single unit in the State Park System classified as a State Seashore.

- ~~“...consisting of areas selected and developed to provide multiple recreational opportunities to meet other than purely local needs. The areas shall be selected for their having terrain capable of withstanding extensive human impact and for their proximity to large population centers, major routes of travel, or proven recreational resources such as manmade or natural bodies of water.” (PRC § 5019.56 a)~~
- ~~“In the planning of improvements...consideration shall be given to compatibility of design with the surrounding scenic and environmental characteristics.” (PRC § 5019.56)~~

~~From the perspective of past experience, the Recreation Area classification also appears more consistent with the use patterns and resource base of local state recreation areas such as Candlestick Point State Recreation Area and Benecia State Recreation Area, than it does with local State Parks such as China Camp, Mount Tamalpais, or Mount Diablo, each of which has a resource base that is in more pristine condition.~~

~~In addition to the overall unit classification, it is also recommended that two sub-units/areas, the Emeryville Crescent and the Albany Mudflats, be classified as Natural Preserves/State Marine Reserves in recognition of their significant and sensitive resource value (PRC § 5019.56a71). These two tidal marsh areas are major feeding and resting areas in the North Bay for birds migrating along the Pacific flyway. Since these areas are predominantly aquatic in nature, it is also recommended that those areas within the Preserves that are seaward of mean high tide line should also be classified as State Estuarine Reserves (PRC § 5019.56 a). Pursuant to the Marine Managed Areas Improvement Act (Chapter 7, § 36600 of Division 27), the State Parks Commission must receive the concurrence of the Fish and~~

Game Commission on any classification of a marine managed area established after January 1, 2001. Thus, the recommendation that these two areas be classified as State Estuarine Reserves will be reviewed by the Fish and Game Commission at a future date.

The Hoffman Marsh and South Richmond Shoreline area shares similar resource values to the Emeryville Crescent and Albany Mudflats. However, due to the fragmented nature of the parcels within the park project, this ~~subunit-area~~ is not recommended for classification as a ~~Natural Preserve~~ State Marine-Reserve at this time. If, in the future, acquisition of additional contiguous marsh lands results in the creation of a more complete ecological unit within the park project boundaries, classification of this ~~sub-unit~~area as a ~~Natural Preserve~~ State Marine Reserve should be considered.

**Figure III-1: Land Use - Preservation**

Change label on Emeryville Crescent to read: “Tidal Marsh & Open Water/Marine Preserve”

**Page III-11, first paragraph**

The management zones and sub-zones for the Eastshore park project include the following:

- Emeryville Crescent
  - Tidal Marsh & Open Water/Marine Preserve

**Figure III-4: Management Zones**

Change label on Emeryville Crescent to read: “Tidal Marsh & Open Water/Marine Preserve”

**Page III-13, first paragraph**

**3. Land Use Summary**

The General Plan has been developed to guide future use and enhancement of the Eastshore park project over the next decades. The General Plan strives to provide a balance of uses that protects the park project's natural and cultural resources while enhancing the public's ability to enjoy and understand them. The total land area of the Eastshore park project consists of approximately 2,262 acres, of which roughly ~~2,002~~1,897 acres are tidelands and ~~260~~365 acres are uplands (i.e., generally above mean high tide).

As described above, the General Plan divides this total acreage into three broad land use categories: preservation areas, conservation areas, and recreation areas. Table III-1 provides a summary of the land use area associated with each land use category. Figures III-1 through III-3 illustrate the distribution and extent of each land use designation.

Approximately 29 percent of the park project area, or 650 acres, is designated as preservation area. Preservation areas include approximately ~~10-91~~ acres of upland area and ~~640-559~~ acres of tideland areas. Lands abutting the Emeryville Crescent, Albany Mudflats, and the three non-contiguous parcels in the Hoffman Marsh are identified as upland preservation areas. Tideland preservation areas are located in the Emeryville Crescent ~~and the~~, Albany Mudflats, and South Richmond Shoreline.

**Page III-62, Section 1. Emeryville Crescent Management Zones, Guidelines**

EC-2: Consistent with local ordinances and state and federal regulations, restrict use of motorized and non-motorized vessels (e.g., kayaks, sailboats, rowboats, dragon boats, and sailboards) in the Emeryville Crescent Marine preserve Reserve area to protect waterfowl habitat.

**Figure III-5: Emeryville Crescent**

Change label on Emeryville Crescent to read: "Marine Preserve Reserve"

**Page III-85, c. Albany Mudflats, last paragraph**

A-23: Continue to prohibit all motorized and non-motorized watercraft in the Albany Mudflats Marine preserve Reserve area to protect waterfowl habitat.

**Figure III-8: Albany Shoreline**

Change label on Albany Mudflats to read: "Marine Preserve Reserve"

**Page III-50, Dogs, first paragraph**

OPER-5: Dog use and activity in the park project will be managed according to State Parks' guidelines in order to protect habitat values and enhance public safety. As such, dogs will not under any circumstances be permitted in management sub-zones designated as preservation areas or on any beach. ~~Elsewhere in the park project, dogs will be allowed consistent with the managing agency's laws, rules and policies.~~ The Point Isabel/North Point Isabel area is the only

area of the park project in which off-leash dog use will be permitted (see area-specific guidelines for more detailed guidelines affecting the Point Isabel/North Point Isabel area).

**Page III-62, Section 1. Emeryville Crescent Management Zones, Statement of Management Intent**

Emeryville Crescent Management Zone LAND USE SUMMARY			
<i>Land Use Designation</i>	<i>Upland Area</i>	<i>Tideland Area</i>	<i>Total Area</i>
Preservation Area	0-50 acres	405-355 acres	405 acres
Conservation Area	5 acres	150 acres	155 acres

**Page III-68, Section c. Brickyard Upland**

SB/NE-16: Prepare a facilities concept plan for the Brickyard area that supports recreational use through the introduction of a number of recreation and visitor-serving facilities. Until facility concept plans are prepared for the Brickyard and North Basin Strip, the precise facilities and their distribution will remain flexible. Preliminarily, facilities that are recommended for the Brickyard include, but are not restricted to:

- A park operations facility/visitors center;
- Café/restaurant/market/deli;
- Restroom facilities;
- Recreation concessions, such as equipment rentals;
- Turf areas for informal recreation;
- Picnic facilities;
- Benches and seating areas;
- A waterfront promenade that extends along the west side of the Brickyard spit for its entire length with stairs/ramps down to the water and a vista point at the southern terminus;

- An internal multi-use trail system that links facilities within the Brickyard area and provides convenient connections to the Bay Trail (on West Frontage Road and University Avenue) and the Berkeley bike/pedestrian overpass approximately 2,800 linear feet;
- Parking for up to 200 cars and an appropriate number of buses. Consistent with the Plan’s parking guidelines (CIRC-17 through –19), ~~Parking can~~ should be phased in order to monitor use and demand. Parking should generally be located in the eastern portion of the site to provide a buffer between the I/80 and West Frontage Road corridors and the public use areas;
- ~~A non-motorized boat launch facility at Brickyard Cove Beach. Locate restrooms and some parking in this area specifically to serve the beach area;~~
- The maximum building area projected for the Brickyard will be approximately 25,000 square feet of useable area. Maximum coverage related to parking will be approximately 87,120 square feet (2.0 acres).

**Page III-75, Section b. North Basin Strip**

BM/NB-7:

- Parking for approximately 350 cars and an appropriate number of buses. Consistent with the Plan’s parking guidelines (CIRC-17 through –19) ~~Parking can~~ should be phased in order to monitor use and demand. Parking should generally be located in the eastern portion of the site to provide a buffer between the I/80 and West Frontage Road corridors and the public use areas;

**Page III-78, Section 4. Albany Area, Statement of Intent**

Albany Area LAND USE SUMMARY			
<i>Land Use Designation</i>	<i>Upland Area</i>	<i>Tideland Area</i>	<i>Total Area</i>
Preservation Area	<del>0-11</del> acres	<del>190-179</del> acres	190 acres
Conservation Area	57 acres	18 acres	75 acres
Recreation Area	20 acres	394 acres	414 acres

**Page III-80 and -81, Section b. Albany Plateau**

A-7: It is generally not the mission of State Parks to build and operate sports fields. ~~In fact, the Public Resources Code states that State Recreation Areas should not undertake improvements to provide for "urban or indoor formalized recreational activities" (PRC §5019.56 a). However, t~~The provision for sports fields on the Plateau is in response to the Eastshore park project's unique circumstances regarding its origins and urban setting, including statutory direction (PRC 5003.03) for the planning and development of the Eastshore park project to be consistent with the general plan policies of the local jurisdictions to the degree feasible. ~~In recognition of the exceptional nature of this use, s~~Sports fields will only be permitted on the Albany Plateau if the following conditions are met:

- State Parks will not own, develop or operate the sports fields;
- ~~A formal agreement will be reached with a~~An appropriate owner-operator, e.g., a local jurisdiction or joint powers agency will follow the guidelines of the approved General Plan.
- The owner-operator will be responsible for developing and operating the fields ~~at no cost to the State Parks~~ and will assume all liabilities, ~~y~~ and be accountable to State Parks
- The owner-operator will be responsible for ensuring adequate parking to support field sport activities, and no more than 60 parking spaces can be provided on site (i.e., necessary additional parking must be provided off site);
- The owner-operator will provide a facilities operations and management plan that ensures adequate protection for adjacent habitat areas (i.e., Albany Mudflats and riparian area on the southeast side of the Plateau);
- The owner-operator will provide for broad public use of the sports facilities and will not allow the facilities to be dominated by a single use or group;
- The sports fields will not include lighting for nighttime sports activities.

In the event that an appropriate operator is not found or these conditions cannot be met, or if an alternative site is acquired and approved for sports fields, State Parks can assume ownership of the property. ~~t~~The Plateau will

be maintained and improved for informal recreation and/or conservation purposes.

**Page III-88, Section 5. Point Isabel/South Richmond Shoreline, Statement of Management Intent**

Pt. Isabel/South Richmond Shoreline LAND USE SUMMARY			
<i>Land Use Designation</i>	<i>Upland Area</i>	<i>Tideland Area</i>	<i>Total Area</i>
Gen Preservation Area	4030 acres	45-25 acres	55 acres
Recreation Area	56 acres	--	56 acres

**Page III-70, Section d. University Avenue Shoreline**

SB/NE-20: Provide a non-paved trail along the bluff from Strawberry Creek to Marina Boulevard with benches/seating areas and picnic facilities along the trail overlooking the South Sailing Basin along the shoreline south of University Avenue.

**Page III-74, Section a. Meadow**

BM/NB-6: Establish a trail system in the Meadow that completes key linkages to other areas of the park and provides opportunities for interpretation of the natural resources associated with this designated conservation area. Specifically, the trail system should include:

- ~~Interpretive trails through that extend into~~ the interior of the Meadow ~~that are consistent with the creation of~~ abut do not encroach into the “no-access” habitat area in the central portion of the Meadow;
- East-west trail ~~and in a landscaped pedestrian parkway~~ along north side of University Avenue from West Frontage Road to Marina Boulevard;
- East-west trail along the northern edge of the Meadow (i.e., adjacent to the North Basin) that can also accommodate emergency vehicle access from West Frontage Road to Marina Boulevard;

**Page III-84, Section c. Albany Neck/Bulb**

- A-16: Provide shoreline stairs and/or ramp ~~at~~ along the south side of the Albany Neck and the south side of the Albany Bulb in order to enhance water access and bailout for windsurfers and other human powered watercraft. Work with windsurfers and other user groups to explore options for conveying equipment from the drop-off to the access point.

**Page III-76, Section c. North Basin**

- BM/NB-12: Minimize disturbance to the large rafts of wintering ducks and other water birds in the North Basin. Prior to constructing proposed water access improvements on the North Basin Strip, consult with appropriate resource agencies to conduct necessary environmental studies to establish management guidelines for boating activities. The guidelines may include measures such as partial or full closures of the North Basin to boating during the rafting season (generally October through April), restrictions on the types or numbers of watercraft and appropriate activities that will be permitted based on wildlife needs, etc. Periodically evaluate the effects of boating on the rafting ducks to prevent significant adverse impacts. ~~restrictions on the areas open to boating, etc.~~

**Page III-72, Section a. Meadow**

- BM/NB-1: Protect and enhance the upland habitat in the Meadow for raptors and other birds and wildlife. A large “no-access” area should be provided in the central portion of the Meadow that is suitable to accommodate foraging by raptors and establish an undisturbed nesting area for raptors such as the northern harrier, *which recently nested in the Meadow*. Access to this area should be restricted to emergency and maintenance activities only. To the degree possible, maintenance activities should be limited to the non-nesting season (generally, ~~October~~ September through ~~March~~ February). The perimeter of this no-access area should be posted to restrict access, and fencing should be installed as necessary to prevent off-trail access by visitors and dogs and to minimize disturbance to wildlife using the seasonal wetlands.

ATTACHMENT 4  
**Classification Definitions**  
**from California Public Resources Code**

State Park (PRC Section 5019.50)

“State parks consist of relatively spacious areas of outstanding scenic or natural character, oftentimes also containing significant historical, archaeological, ecological, geological, or other similar values. The purpose of state parks shall be to preserve outstanding natural, scenic, and cultural values, indigenous aquatic and terrestrial fauna and flora, and the most significant examples of ecological regions of California, such as the Sierra Nevada, northeast volcanic, great valley, coastal strip, Klamath-Siskiyou Mountains, southwest mountains and valleys, redwoods, foothills and low coastal mountains, and desert and desert mountains.

Each state park shall be managed as a composite whole in order to restore, protect, and maintain its nature environmental complexes to the extent compatible with the primary purpose for which the park was established.

Improvements undertaken within state parks shall be for the purpose of making the areas available for public enjoyment and education in a manner consistent with the preservation of natural, scenic, cultural, and ecological values for present and future generations. Improvements may be undertaken to provide for recreational activities including, but not limited to, camping, picnicking, sightseeing, nature study, hiking, and horseback riding, so long as those improvements involve no major modification of lands, forests, or waters. Improvements that do not directly enhance the public’s enjoyment of the natural, scenic, cultural, or ecological values of the resource, which are attractions in themselves, or which are otherwise available to the public within a reasonable distance outside the park, shall not be undertaken within state parks.

State parks may be established in the terrestrial or nonmarine aquatic (lake or stream) environmental of the state.”

State Recreation Area (PRC Section 5019.56a)

State recreation areas, consisting of areas selected and developed to provide multiple recreational opportunities to meet other than purely local needs. The areas shall be selected for their having terrain capable of withstanding extensive human impact and for their proximity to large population centers, major routes of travel, or proven recreational resources such as manmade or natural bodies of water. Areas containing ecological, geological, scenic, or cultural resources of significant value shall be preserved within state wildernesses, state reserves, state parks, or natural or cultural preserved, or, for those areas situated seaward of the mean high tide line, shall be designated state marine (estuarine) reserved, state marine (estuarine) parks, state marine (estuarine) conservation areas, or state marine (estuarine) cultural preservation areas.”

State Seashore (PRC Section 5019.62)

“State seashores consist of relatively spacious coastline areas with frontage on the ocean, or on bays open to the ocean, including water areas landward of the mean high tide line and seasonally connected to the ocean, possessing outstanding scenic or natural character and significant recreational, historical, archaeological, or geological values.

The purpose of state seashores shall be to preserve outstanding natural, scenic, cultural, ecological, and recreational values of the California coastline as an ecological region and to make possible the enjoyment of coastline and related recreational activities which are consistent with the preservation of the principal values and which contribute to the public enjoyment, appreciation, and understanding of those values.

Improvements undertaken within state seashores shall be for the purpose of making the areas available for public enjoyment, recreation, and education in a manner consistent with the perpetuation of their natural, scenic, cultural, ecological, and recreational value. Improvements which do not directly enhance the public enjoyment of the natural, scenic, cultural, ecological, or recreational values of the seashore, or which are attractions in themselves, shall not be undertaken.”

State Marine Reserve (PRC Section 36700a)

“A “state marine (estuarine) reserve” is a nonterrestrial marine or estuarine area that is designated so the managing agency may achieve one or more of the following:

- (1) Protect or restore rare, threatened, or endangered native plants, animals, or habitats in marine areas.
- (2) Protect or restore outstanding, representative, or imperiled marine species, communities, habitats, and ecosystems.
- (3) Protect or restore diverse marine gene pools.
- (4) Contribute to the understanding and management of marine resources and ecosystems by providing the opportunity for scientific research in outstanding, representative, or imperiled marine habitats or ecosystems.”

ATTACHMENT 5  
East Bay Regional Park District Resolution No. 2002-8-181 supporting the Eastshore Park  
Project General Plan and EIR

EAST BAY REGIONAL PARK DISTRICT

RESOLUTION NO. 2002-8- 181

Tuesday, August 6, 2002

ACCEPTANCE OF AND SUPPORT FOR THE GENERAL PLAN AND ENVIRONMENTAL  
IMPACT REPORT FOR THE EASTSHORE PARK PROJECT: EASTSHORE STATE PARK

WHEREAS, State law provides that the East Bay Regional Park District is to act as the agent for the State for the purposes of acquiring, planning, and developing the Eastshore park project (Eastshore State Park); and

WHEREAS, State law provides that the East Bay Regional Park District is to submit the plan for the Eastshore Park Project to the State for approval; and

WHEREAS, State law provides that, after completion of the planning process and provision of funding, the East Bay Regional Park District and the California Department of Parks and Recreation are to negotiate, in good faith, regarding the operation and maintenance of the park; and

WHEREAS, the CEQA Guidelines specify that a Responsible Agency should comment on a Draft Environmental Impact Report (EIR) for projects it will later be asked to approve; and

WHEREAS, the East Bay Regional Park District has taken the lead, in collaboration with the California Department of Parks and Recreation, to acquire and remediate the properties for the park; and

WHEREAS, the East Bay Regional Park District has taken the lead, in collaboration with the California Department of Parks and Recreation and the California State Coastal Conservancy, in forming a consultant team to develop the General Plan and EIR for the park; and

WHEREAS, the East Bay Regional Park District has been identified as a Responsible Agency for CEQA purposes; and

WHEREAS, it is uncertain whether there will be some future role for the East Bay Regional Park District which will require that it use the EIR for its own CEQA compliance as a Responsible Agency; and

WHEREAS, Staff has been directly involved in the preparation of the General Plan and EIR and has not identified any significant impact on the East Bay Regional Park District; and

WHEREAS, the Executive Committee has recommended the full Board's preliminary consideration of the General Plan for the Eastshore Park Project as a unit of the State Park system, with an opportunity for individual members of the Board to comment, and directing staff to transmit to the State any additional preliminary comments made by the Board or individual members;

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NORTHWEST SERVICE CENTER

NORTHWEST SERVICE CENTER

CERTIFICATION

I, Debra Fassler, Clerk of the Board of Directors of the East Bay Regional Park District, do hereby certify that the above and foregoing is a full, true, and correct copy of Resolution 2002-8-181 adopted by the Board of Directors at a regular meeting held on August 6, 2002.

*(Debra Fassler)*

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the East Bay Regional Park District hereby accepts and supports the General Plan for the Eastshore Park Project as a unit of the State Park system; and

BE IT FURTHER RESOLVED that the Board of Directors hereby finds, in its capacity as a Responsible Agency, that it has no comments on the Draft EIR; and

BE IT FURTHER RESOLVED that the Board of Directors hereby recommend to the California Department of Parks and Recreation and to the State Park and Recreation Commission that the Eastshore Park Project be operated as a State Park Unit and encourage its development and operation as a State Park Unit consistent with the recommended General Plan; and

BE IT FURTHER RESOLVED that the Board of Directors hereby direct staff to transmit to the State any additional comments made by the Board or individual Board members; and

BE IT FURTHER RESOLVED that the General Manager is hereby authorized and directed, on behalf of the District and in its name, to execute and deliver such documents and to do such acts as may be necessary or appropriate to accomplish the intentions of this resolution.

Moved by Director Severin, seconded by Director Lane, and adopted this 6th day of August, 2002, by the following vote:

FOR: Directors Beverly Lane, Ted Redke, Carol Severin, Jean Siri, John Sutter, Ayn Wieskamp  
AGAINST: None  
ABSTAIN: None  
ABSENT: Director Doug Siden