
San Francisco Bay Regional Water Quality Control Board

November 21, 2014

NOTICE OF PUBLIC HEARING
to adopt Waste Discharge Requirements
and Clean Water Act Section 401 Certification for the
Oak to Ninth Avenue Project in the City of Oakland, Alameda County

NOTICE IS HEREBY GIVEN that the San Francisco Bay Regional Water Quality Control Board (Water Board) will consider adopting Waste Discharge Requirements and Water Quality Certification orders for Zarsion-OHP 1, LLC (the Discharger) to Construct the Oak to Ninth Avenue Project in the City of Oakland, Alameda County (Project). The Project will construct a multi-family, urban residential neighborhood with a retail component on the 64-acre Oak to Ninth Avenue Project Site, located along the Oakland Estuary and the Embarcadero, east of Jack London Square, and south of Interstate 880 (Approximate Latitude and Longitude: N 27°47'15" E 122°12'30"). About 33 acres of the Project Site will be developed with park and open space, including the existing Estuary Park and Aquatic Center west of Lake Merritt Channel, and about 24 acres of the Project Site will be developed with about 3,100 residential dwelling units and 200,000 square feet of ground floor retail/commercial space. New public streets, with a total surface area of about 9 acres, will be constructed to provide access to the Project Site.

To provide mitigation for the Project's impacts to 1.36 acres of waters of the State, the Discharger will provide the following mitigation measures: purchase 1.4 acres of mitigation credits from the San Francisco Bay Wetland Mitigation Bank (Corps File No. 2008 00046S); remove a net minimum of 1.84 acres of shadow fill from Bay waters; remove a minimum of 0.59 acres of floating fill from Clinton Basin; remove about 1,200 timber piles; create a minimum of 0.69 acres of new open water and/or mudflats; and construct new boardwalks along the southeast shoreline of Clinton Basin with at least 5 percent light transmittance.

The public hearing information is as follows:

DATE: January 21, 2015
TIME: 9:00 a.m. (approximate)
LOCATION: Elihu M. Harris State Building
First Floor Auditorium
1515 Clay Street
Oakland, CA 94612

STAFF CONTACT: Brian Wines
San Francisco Bay Regional Water Quality Control Board
1515 Clay Street, Suite 1400

DR. TERRY F. YOUNG, CHAIR | BRUCE H. WOLFE, EXECUTIVE OFFICER

Oakland, CA 94612
510.622.5680 (ph.)
510.622.2460 (fax)
brian.wines@waterboards.ca.gov

MATERIALS: The proposed Tentative Orders and applications for 401 water quality certification will be available online beginning November 21, 2014, at:
http://www.waterboards.ca.gov/sanfranciscobay/board_decisions/tentative_orders.shtml or
http://www.waterboards.ca.gov/sanfranciscobay/public_notices/

The 30-day public comment period for the Tentative Orders will begin on November 21, 2014, and will end at 5:00 p.m. on December 22, 2014. All written comments on the proposed orders are due by this date to the staff contact identified above. Additionally, all evidence, testimony, and exhibits to be offered at the hearing must be submitted in writing by this date to the above staff contact. Non-evidentiary policy statements to be made at the hearing need not be submitted in advance.

Prior to the hearing, Water Board staff will post on the above website any proposed changes to the Tentative Orders, along with written responses to comments received during the public comment period. The Water Board will receive oral public testimony on the proposed amendment at the hearing.

The public hearing will be conducted in accordance with the California Code of Regulations, title 23, section 649.3. Time limits may be imposed on oral testimony at the public hearing; groups are encouraged to designate a spokesperson. All exhibits presented at the hearing, including charts, graphs, and other testimony must be left with the Water Board. They will become part of the administrative record.

A map and directions to the hearing are available online at http://www.waterboards.ca.gov/sanfranciscobay/about_us/directions.shtml. The location of the hearing is accessible to persons with disabilities. Individuals who require special accommodations are requested to contact Executive Assistant Angela Tsao, (510) 622-2399, antsao@waterboards.ca.gov, at least five (5) working days before a meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.

Bruce H. Wolfe
Executive Officer