

San Francisco Bay Conservation and Development Commission

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September 15, 2016

TO: Commissioners and Alternates

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SUBJECT: Revisions to Application Summary and Staff Recommendation of BCDC Permit Application No. 1997.001.04 (Material Amendment) to California Department of Transportation for the Richmond-San Rafael Access Improvement Project
(For Commission consideration on September 15, 2016)

Proposed Revisions

The Application Summary and Staff Recommendation of BCDC Permit Application No. 1997.001.04 (Material Amendment) dated September 2 and September 9, 2016, respectively, for various activities on the Richmond-San Rafael Bridge (Marin County and Contra Costa County), including the creation of a Class I, bi-directional public path at the upper deck, should be revised as identified below, and where applicable, throughout the Summary and Recommendation:

Application Summary Revisions

Page 4 (Project Description)

- Item No. 1:* Change “Use and maintain in-kind a 3.8-mile-long ...;” to “Use and maintain in-kind a 4.0-mile-long ...”
- Item No. 5:* Change “54 inches above the bridge deck;” to “between 42 and 62-inches above the bridge deck.”

Staff Recommendation Revisions

Page 4 (Authorization):

- Item No. d.1:* Add “(Original Authorization)” at the end of the paragraph.
- Item No. g.1:* Change “Use and maintain in-kind a 3.8-mile-long ...;” to “Use and maintain in-kind a 4.0-mile-long ...”

Page 5 (Authorization)

¶1, Line 6: Correct “useage; to “usage.”

Page 15 (Special Conditions)

Item No. H.2.b: Change “barrier;” to “moveable barrier system.”

Item No. H.2.c: Change “54 inches above the bridge deck;” to “between 42 and 62-inches above the bridge deck.”

Page 16 (Special Conditions)

Item No. 3: Replace the paragraph with “**Maintenance.** The areas and facilities authorized in Material Amendment No. Four shall be maintained by and at the expense of the permittee and its assignees of this specific responsibility, such as the Bay Area Toll Authority (BATA). Such maintenance shall include, but is not limited to, repairs to all path surfaces; repairs or replacement as needed of any public access amenities such as signs and safety barriers; periodic cleanup of litter and other materials deposited within the access areas; and removal of any encroachments into the access areas. Within 30 days after notification by staff, the permittee and its assignees shall correct any maintenance deficiency noted in a staff inspection of the site.”

Item No. 4, line 8: Replace the sentence with “The permittee shall not remove the movable barrier system or traffic operation system (TOS) associated with the third travel lane, substantially alter, or make permanent the facilities authorized in Amendment No. Four without prior authorization by or on behalf of the Commission, through a further amendment of this amended permit.”

Add Item No. 5: “**Assignment.** The permittee shall transfer maintenance responsibility to another party acceptable to the Commission but only provided that the transferee agrees in writing, acceptable to counsel for the Commission, to be bound by all terms and conditions of this amended permit.”

Page 44 (Findings and Declarations)

¶3, Line 4: Remove “universally-accessible.”

¶3, Line 4: Change “traffic;” to “concrete.”

Page 45 (Findings and Declarations)

¶3, Line 9: Remove “State.”

¶3, Line 12: Add “and BATA” at the end of the line.