

**PROPOSED REVISED CEASE AND DESIST ORDER NO.
CCD2020.001.00
CITY OF OAKLAND, UNION POINT PARK**

KAREN DONOVAN, ATTORNEY

AUGUST 13, 2020

ITEM #6



SITE CONDITIONS – FEBRUARY 2020



BACKGROUND

- Cease and Desist Order CCD 2020.001.00 approved by Enforcement Committee on March 12, 2020
- Order remanded by Commission on May 21, 2020
- City and BCDC staff negotiated Revised Order CCD 2020.001.00

WHAT HAS CHANGED

- Closure now tied to Triggering Event signaling end of COVID-19 emergency
- Encampment closures will occur 60-90 days after Triggering Event

TRIGGERING EVENT OCCURS WHEN THE FIRST OF THE FOLLOWING OCCURS

1. The Oakland City Administrator issues a declaration of the end of the local emergency previously declared on March 7, 2020
2. The Oakland City Council adopts a resolution ending the local emergency previously confirmed by Resolution No. 88075 on March 12, 2020
3. The Alameda County Public Health Department fully lifts the mandatory shelter in place order first issued on March 16, 2020 or issues a public health order specifically allowing for interventions at encampments
4. Upon the occurrence of such other conditions as mutually agreed by the City and BCDC

CITY OF OAKLAND REQUESTED TIME EXTENSIONS

- **Closure of all Park Area** September 1, 2020 → 90 days from Triggering Event
- **Submit Encampment Enforcement Plan** August 15, 2020 → 60 days from Triggering Event
- **Submit Information on Park Activation Plans** August 15, 2020 → October 1, 2020
- **Install Missing Bike Racks** August 15, 2020 → November 1, 2020
- **Submit Plans for Public Access Signage** August 15, 2020 → October 1, 2020
- **Submit Needs Assessment** October 1, 2020 → March 1, 2021
- **Submit Long-Term Maintenance Plan** November 1, 2020 → September 1, 2021
- **Restoration Plan and Permit Amendment** November 1, 2020 → September 1, 2021
- **Completion of Park Restoration** December 31, 2021 → April 1, 2022

STAFF RECOMMENDATION

- Adopt revised Cease and Desist Order CCD2020.001.00 and schedule matter for Commission approval in September
- Staff will continue discussions with the City and inform the Enforcement Committee when a Triggering Event is anticipated

QUESTIONS?