

PORT ORDINANCE NO. 4465

**ORDINANCE AMENDING ORDINANCE NO. 4079 TO EXTEND
THE AUTHORITY TO COLLECT CUSTOMER FACILITY CHARGES
TO DECEMBER 31, 2022.**

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report Item 6.1, dated February 22, 2018 ("Agenda Report") and related agenda materials, has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; now, therefore,

BE IT ORDAINED by the Board of Port Commissioners of the City of Oakland as follows:

Section 1. Article VII of Port Ordinance No. 4079 shall be amended by replacing the expiration date of "December 31, 2018" with "December 31, 2022."

Section 2. In acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report and in related agenda materials and in testimony received.

Section 3. The Board finds that the requested actions will not result in a physical change in the environment, and is therefore exempt from California Environmental Quality Act ("CEQA") under CEQA Guidelines Section 15061(3), which states that CEQA applies only to activities that have a potential for causing a significant effect on the environment, and that no further environmental review is required.

The Board of Port Commissioners, Oakland, California, February 22, 2018. Passed to print for one day by the following vote: Ayes: Commissioners Butner, Cluver, Colbruno, Martinez, Yee and President Story - 6. Excused: Commissioner Hamlin - 1. Noes: 0.

Daria Edgerly
Secretary of the Board