State of California Office of Administrative Law

In re: San Francisco Bay Conservation and Development Commission

Regulatory Action:

Title 14, California Code of Regulations

Adopt sections: Amend sections: 11945 Repeal sections: NOTICE OF APPROVAL OF REGULATORY ACTION

Government Code Section 11349.3

OAL Matter Number: 2024-0402-02

OAL Matter Type: Regular (S)

This action amends the San Francisco Bay Area Seaport aspect of the San Francisco Bay Plan by modifying port policies as well as boundaries for port priority uses at Concord, Oakland, Redwood City, Richmond, San Francisco, and Selby, adding new topic areas, and removing port priority use designations for Concord and Selby.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 5/14/2024.

Date: May 14, 2024

Digitally signed by Mark Storm Date: 2024.05,14 10:37:40 -07'00'

Mark Storm Senior Attorney

For: Kenneth J. Pogue Director

Original: Lawrence J. Goldzband, Executive Director Copy: Michael Ng

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6. CHECK IF THESE REGULAT	IONS REQUIRE NOTICE TO, OR REVIEW, C	ONSULTATION, APPROVAL OR CO	CURRENCE BY, AND	THER AGENC	Y OR ENTITY
Department of Finance	(Form STD, 399) (SAM §6660)	Fair Political Prac	lices Commission		State Fire Marshal
Other (Specify)		· · · · · · · · · · · · · · · · · · ·			
7. CONTACT PERSON Michael Ng		TELEPHONE NUMBER (415) 452-3610	FAX NUMBER	(Optional)	E-MAIL ADDRESS (Optional) michael.ng@bcdc.ca.gov
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ENCLOSURE 1

SUMMARY OF REGULATORY PROVISION APPROVED BY THE SAN FRANCISCO BAY CONSERVATION AND DEVELOPMENT COMMISSION (BCDC) AS PART OF PROPOSED CHANGE FOR PUBLICATION IN THE CALIFORNIA CODE OF REGULATIONS (GOVERNMENT CODE § 11354.1(d)(2)(A))

Proposed amendment to 14 CCR section 11945, adding:

§ 11945. Seaport Plan Amendments.

(a) Resolutions.

9. On November 16, 2023, the San Francisco Bay Conservation and Development Commission approved Resolution No. 2023.02 adopting Bay Plan Amendment No. 1-19, a comprehensive update to the San Francisco Bay Area Seaport Plan. The adopted amendment modified the San Francisco Bay Plan policies and Seaport Plan policies for ports as well as the boundaries for port priority use areas in the Cities of Concord, Oakland, Redwood City, Richmond, San Francisco, and the unincorporated community of Selby in Contra Costa County.

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(b) Policy Changes.

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9. Comprehensively update the Seaport Plan policies to remove outdated information and add new topic areas (Bay Plan Amendment No. 1-19).

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(c) Port Priority Use Designation Changes.

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24. Per Bay Plan Amendment No. 1-19, modify the port priority use designations in the Cities of Oakland, Redwood City, Richmond, and San Francisco to reflect shifts in cargo activity, and remove the port priority use designations in the City of Concord and the unincorporated community of Selby.

NOTE: Authority cited: Sections 66602, 66611, 66632(f), 66651, and 66652, Government Code. Reference: Section 66652, Government Code; San Francisco Bay Plan Part<u>s</u> IV <u>and V</u>; and San Francisco Bay Area Seaport Plan, Parts I, II, and III <u>Introduction, Parts 1 and 2</u>.

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