



Legislation Text

File #: 2021-0213, **Version:** 1

DATE: June 15, 2021

SUBJECT:

RESOLUTION APPROVING THE CALENDAR YEAR 2021 WORK PLAN FOR THE ACCESSIBILITY ADVISORY COMMITTEE PURSUANT TO BPC POLICY NO. 018: BOARD ADVISORY COMMITTEES

EXECUTIVE SUMMARY:

Under BPC Policy No. 018: Board Advisory Committees, each of the advisory committees shall develop a general work plan with goals for the calendar year. On April 29, 2021, the Accessibility Advisory Committee approved a work plan which is presented to the Board for consideration and approval.

RECOMMENDATION:

Adopt a Resolution approving Calendar Year 2021 Work Plan for the Accessibility Advisory Committee Pursuant to BPC Policy No. 018: Board Advisory Committees.

FISCAL IMPACT:

This agenda item has no fiscal impact.

COMPASS STRATEGIC GOALS:

The Accessibility Advisory Committee supports the Board in ensuring that all services, programs, and facilities on Port Tidelands are fully usable and accessible to all.

This agenda item supports the following Strategic Goal(s).

- A Port that the public understands and trusts.
- A vibrant waterfront destination where residents and visitors converge.
- A Port with an innovative and motivated workforce.

DISCUSSION:

The Accessibility Advisory Committee is an eight-member committee representing a broad spectrum of disabilities including mental and physical disabilities as defined by the Americans with Disabilities Act (ADA). Its overall mission is to educate, advise and assist the Board in ensuring that all services, programs and facilities on Port Tidelands are fully usable and accessible to all. The Committee's

vision is Universal Design, which is the design of products and environments to be usable by all to the greatest extent possible, without the need for adaptation or specialized design.

In compliance with BPC Policy No. 018, the Accessibility Advisory Committee reviewed and approved its work plan for 2021 at its meeting on April 29, 2021. In support of the District's Strategic Goals, the Committee's work plan focuses on three general categories, including outreach and education, ADA enhancement projects, and Universal Design efforts, and is fully set forth in Attachment A. Focusing on these categories will continue fostering positive connection to the community and accessibility for all on Tidelands. Committee members discussed the work plan and recommended the plan be submitted to the Board for approval.

General Counsel's Comments:

The Office of the General Counsel has reviewed this agenda sheet and attachment as presented to it and approves the same as to form and legality.

Environmental Review:

The proposed Board action, including without limitation, a resolution approving the annual work plan for the accessibility advisory committee, does not constitute a "project" under the definition set forth in California Environmental Quality Act (CEQA) Guidelines Section 15378 because no direct or indirect changes to the physical environment would occur. CEQA requires that the District adequately assess the environmental impacts of projects and reasonably foreseeable activities that may result from projects prior to the approval of the same. Any project developed as a result of Board's action or direction that requires the District or the Board's discretionary approval resulting in a physical change to the environment will be analyzed in accordance with CEQA prior to such approval. CEQA review may result in the District, in its sole and absolute discretion, requiring implementation of mitigation measures, adopting an alternative, including without limitation, a "no project alternative" or adopting a Statement of Overriding Consideration, if required. The current Board action in no way limits the exercise of this discretion. Therefore, no further CEQA review is required.

The proposed Board action complies with Sections 21 and 35 of the Port Act, which allow the Board to pass resolutions and to do all acts necessary and convenient for the exercise of its powers. The Port Act was enacted by the California Legislature and is consistent with the Public Trust Doctrine. Consequently, the proposed Board action is consistent with the Public Trust Doctrine.

The proposed Board action does not allow for "development," as defined in Section 30106 of the California Coastal Act, or "new development," pursuant to Section 1.a. of the District's Coastal Development Permit (CDP) Regulations because they will not result in, without limitation, a physical change, change in use or increase the intensity of uses. Therefore, issuance of a Coastal Development Permit or exclusion is not required. However, development within the District requires processing under the District's CDP Regulations. Future development, as defined in Section 30106 of the Coastal Act, will remain subject to its own independent review pursuant to the District's certified CDP Regulations, PMP, and Chapters 3 and 8 of the Coastal Act. The Board's action in no way limits the exercise of the District's discretion under the District's CDP Regulations. Therefore, issuance of a CDP or exclusion is not required at this time.

Diversity, Equity, and Inclusion:

Not applicable.

PREPARED BY:

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Manager, Diversity, Equity, and Inclusion

Attachment(s):

Attachment A: Accessibility Advisory Committee Work Plan for Calendar Year 2021