
NOTICE OF EVIDENCE OF FRAUD, STATUTORY VIOLATIONS, AND BREACH OF ETHICAL DUTIES

TO: Commissioners of the Bay Area Toll Authority (BATA)

FROM: Mark Baker, Petitioner/Appellant

DATE: February 19, 2026

RE: Evidence of Criminal Misrepresentation and Ethical Misconduct regarding “Bay Lights 360”

NOTICE TO AGENT IS NOTICE TO PRINCIPAL; NOTICE TO PRINCIPAL IS NOTICE TO AGENT

Dear BATA Commissioners,

This letter serves as formal notice that the "Bay Lights 360" project is currently proceeding based on fundamental procedural defects, *ultra vires* administrative actions, and a documented circumvention of the statutory approval process.

Specifically, the project is operating under a pretext of regulatory compliance while the underlying foundational requirements, including a valid Board Resolution and authorized permit execution, are entirely absent.

I. CRIMINAL MISREPRESENTATION & USURPATION OF AUTHORITY

- **Ben Davis (Private Citizen/Illuminate):** On September 13, 2024, Mr. Davis executed a Caltrans Encroachment Permit Application (TR-0100) under penalty of perjury, asserting he was the “Authorized Agent” for BATA. (EXHIBIT A, Item #29.) BATA has confirmed in writing (Ref #R001206-021126) that no such authorization exists. (EXHIBIT B.) This constitutes a *prima facie* violation of Penal Code § 118 (Perjury) and Penal Code § 72 (Presenting False Claims to a Public Entity).
- **Angela Louie (Project Manager):** Evidence confirms Ms. Louie facilitated this unauthorized filing, permitting a private individual to exercise the police power of the State. This is an *ultra vires* act; a staff member cannot "deputize" a private developer to sign as a government agent

In addition, Ms. Louie’s name is on the September 13, 2024 Caltrans Encroachment Permit Application in which Item #21 states that no public agency was involved in approving the project, directly contradicting the filed August 15, 2023 NOE (see below).

II. ADMINISTRATIVE FRAUD & CIRCUMVENTION OF OVERSIGHT

- **Alix Bockelman (Deputy Executive Director):** On August 15, 2023, Ms. Bockelman directed the filing of a California Environmental Quality Act (CEQA) Notice of Exemption (NOE). (EXHIBIT C.) This filing violated 14 CCR § 15062(a), which strictly prohibits filing an NOE until *after* project approval. By filing the NOE before the Board had even voted, Ms. Bockelman committed administrative fraud to bypass public scrutiny.
- **Andrew Fremier (Executive Director):** As the administrative head, Mr. Fremier has permitted his staff to use a permit laundering scheme to bootstrap this \$11M project into existence without a Board Resolution. This intentional failure of oversight violates the Brown Act (Gov. Code § 54950), which mandates that agency actions be taken and deliberated openly.

III. BREACH OF PROFESSIONAL CONDUCT BY COUNSEL

- **Kathleen Kane (General Counsel):** Under Rule 1.13 (Duty to the Organization), Ms. Kane's client is the *Commission*, not the staff. Despite being notified of the fraudulent permit and the void NOE, Ms. Kane has failed to report these violations to the Commissioners as the higher authority. Instead, she has unjustly authorized the expenditure of public funds to shield the misconduct of Bockelman and Davis.
- **Amy Higuera & Sam Bacal-Graves (Outside Counsel, Stoel Rives):** These attorneys have repeatedly violated Rule 3.3 (Candor Toward the Tribunal) by maintaining inconsistent factual positions before both the San Francisco Superior Court and the Court of Appeal First Appellate District. They have argued the project was "approved" while simultaneously opposing the production of any signed and dated approval document. Defending a "shadow project" based on known fraudulent filings is a fraud on the court.

IV. DEMAND FOR PUBLIC NOTICE OF INVESTIGATION

Considering the documented evidence of perjury, unauthorized delegation, and administrative fraud, I demand the following:

1. **Immediate Stay:** A total cessation of all work on the "Bay Lights 360" project.
2. **Public Investigation:** The Commission must immediately launch an independent investigation into the conduct of the staff members named above.
3. **Public Notice:** Notice of this investigation must be published on the BATA/MTC website and in a newspaper of general circulation. The public has a right to know

that the \$11M project currently affecting the Bay Bridge is the subject of a formal inquiry into administrative fraud.

Failure of the Commission to act upon this formal notice and provide public transparency regarding these failures exposes the Agency, and potentially the Commissioners personally, to liability for the intentional misappropriation of public funds.

Sincerely,

/s/ Mark Baker
Petitioner/Appellant
In Pro Per

Complete ALL fields, write "N/A" if not applicable. Type or print clearly.
 This application is not complete until all requirements have been approved.

Permission is requested to encroach on the State Highway right-of-way as follows:

1. COUNTY San Francisco		2. ROUTE 80	3. POST MILE 6.2 / 7.5	FOR CALTRANS USE TRACKING NO.
4. ADDRESS OR STREET NAME Bay Bridge		5. CITY San Francisco		
6. CROSS STREET (Distance and direction from project site) West Span				SIMPLEX STAMP
7. WORK TO BE PERFORMED BY <input type="checkbox"/> APPLICANT <input type="checkbox"/> CONTRACTOR		8. IS THIS APPLICATION FOR A RIDER? <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES. If "YES", provide the Parent Permit Number		
9. ESTIMATE START DATE 09/23/2024		10. ESTIMATED COMPLETION DATE 04/30/2025		
11. ESTIMATED NUMBER OF WORKING DAYS WITHIN STATE HIGHWAY RIGHT-OF-WAY 140 Working Days				
12. ESTIMATED CONSTRUCTION COSTS WITHIN STATE HIGHWAY RIGHT-OF-WAY \$11 million dollars				
13. HAS THE PROJECT BEEN REVIEWED BY ANOTHER CALTRANS BRANCH? <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES. If "YES", which branch? Environmental / Electrical / Construction / Structure Maintenance Investigation				
14. FUNDING SOURCE(S) <input type="checkbox"/> FEDERAL <input type="checkbox"/> STATE <input type="checkbox"/> LOCAL <input checked="" type="checkbox"/> PRIVATE <input type="checkbox"/> SB 1 (ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017)				
15. CALTRANS PROJECT CODE (ID)			16. APPLICANT'S REFERENCE / UTILITY WORK ORDER NUMBER NA	

17. DESCRIBE WORK TO BE DONE WITHIN STATE HIGHWAY RIGHT-OF-WAY (in 20 lines or less)
 Attach 6 complete sets of plans (folded to 8.5" x 11") and any applicable specifications, calculations, maps, traffic control plans, etc.
 This work consists of removing the existing 24000 LED fixtures and installing 48,000 small (Approx. 2"x3") LED light fixtures to the suspender cables of the west span of the SFO Bay Bridge. The lights are in a string with height of 2 feet to 250 feet to match the height of the Bridge suspender cables. The LED fixtures on each string are at one foot intervals. Each fixture will be securely attached to the cable with three (3) UV rated plastic ties. The main power and fiber line from previous installation will remain in placed and used fro new installation. Traffic control will be placed during all allowable hours of the installation and removal. There is no Opainting or coating and no permanent effect to the roadway or the structure.

18 (a). PORTION OF STATE HIGHWAY RIGHT-OF-WAY WHERE WORK IS BEING PROPOSED (check all that apply)

Traffic lane Shoulder Sidewalk Median At or near an intersection Mobile work

Outside of the shoulder, _____ feet from edge of pavement Other Bridge Suspender Cables

18 (b). PROPOSED TRAFFIC CONTROL PLANS AND METHOD

No traffic control needed State Standard Plans (T-Sheets) # T10 & T11

Project specific Traffic Control Plans included To be submitted by contractor

STANDARD ENCROACHMENT PERMIT APPLICATION

DOT TR-0100 (REV 05/2023)

TRACKING NO.

19. EXCAVATION	MAX. DEPTH (in) N/A	MIN. DEPTH (in) N/A	AVG. WIDTH (in) N/A	LENGTH (ft) N/A	SURFACE TYPE (e.g. Asphalt, concrete, soil, etc.) N/A
20. PIPES	PRODUCT BEING TRANSPORTED N/A	CARRIER PIPE DIAMETER N/A (in.) MATERIAL N/A			CASING PIPE DIAMETER N/A (in.) MATERIAL N/A
PROPOSED INSTALLATION METHOD (e.g. HDD, Bore & Jack, Open Cut, etc.) N/A					VOLTAGE / PSIG

DOES THE PROPOSED PROJECT INVOLVE THE REPLACEMENT AND/OR ABANDONMENT OF AN EXISTING FACILITY?

 NO YES. If "YES", provide a description Existing LED fixtures, which were installed by Bay Lights in 2015

21. IS A CITY, COUNTY OR OTHER PUBLIC AGENCY INVOLVED IN THE APPROVAL OF THIS PROJECT?

 YES (if "YES", check the type of project AND attach the environmental documentation and conditions of approval) COMMERCIAL DEVELOPMENT BUILDING GRADING OTHER _____ CATEGORICALLY EXEMPT NEGATIVE DECLARATION ENVIRONMENTAL IMPACT REPORT OTHER _____ NO (if "NO", check the category below which best describes the project AND answer questions A-K) DRIVEWAY OR ROAD APPROACH, RECONSTRUCTION, MAINTENANCE OR RESURFACING FENCE EROSION CONTROL PUBLIC UTILITY MODIFICATION, EXTENSIONS, HOOKUPS MAILBOX LANDSCAPING FLAGS, SIGNS, BANNERS, DECORATIONS, PARADES AND CELEBRATIONS OTHER Lighting**The following questions must be answered when a City, County or other public agency IS NOT involved in the approval of this project.**

Your answers to these questions will assist Caltrans staff in identifying any physical, biological, social or economic resources that may be affected by your proposed project within State Highway right-of-way and to determine which type of environmental studies may be required to approve your application for an encroachment permit. It is the applicant's responsibility for the production of all required environmental documentation and supporting studies and in some cases this may be costly and time consuming. If possible, attach photographs of the location of the proposed project. Answer these questions to the best of your ability. Provide a description of any "YES" answers (type, name, number, etc.).

A. Will any existing vegetation and/or landscaping within State Highway right-of-way be disturbed?

No

B. Are there waterways (e.g. river, creek, pond, natural pool or dry streambed) adjacent to or within the limits of the proposed project?

Yes (the Bay)

C. Is the proposed project located within five miles of the coast line?

Yes

D. Will the proposed project generate construction noise levels greater than 86 decibels (dBA) (e.g. Jack-hammering, pile driving)?

No

E. Will the proposed project incorporate land from a public park, recreation area or wildlife refuge open to the public?

No

F. Are there any recreational trails or paths within the limits of the proposed project?

No

G. Will the proposed project impact any structures, buildings, rail lines or bridges within State Highway right-of-way?

No

H. Will the proposed project impact access to any businesses or residences?

No

I. Will the proposed project impact any existing public utilities or public services?

No

J. Will the proposed project impact any existing pedestrian facilities, such as sidewalks, crosswalks or overcrossings?

No

K. Will new lighting be constructed within or adjacent to State Highway right-of-way?

Yes

STANDARD ENCROACHMENT PERMIT APPLICATION

DOT TR-0100 (REV 05/2023)

TRACKING NO. _____

22. Will the proposed project cause a substantial change in the significance of a historical resource (45 years or older), or cultural resource? YES NO (if "YES", provide a description)

23. Will the proposed project be on an existing State Highway or street where the activity involves removal of a scenic resource? (e.g. A significant tree or stand of trees, a rock outcropping or a historic building) YES NO (if "YES", provide a description)

24. Is work being done on the applicant's property in addition to State Highway right-of-way? YES NO
(If "YES", attach 6 complete sets of site and grading plans)

25. Will the proposed project require the disturbance of soil? YES NO

If "YES", estimate the area of disturbed soil within State Highway right-of-way in acres: _____

and estimate the area of disturbed soil outside State Highway right-of-way in acres: _____

26. Will the proposed project require dewatering? YES NO

If "YES", estimate Total gallons AND gallons/month. _____ (Total gallons) AND _____ (gallons/month)

SOURCE*: STORMWATER NON-STORMWATER

(*See Caltrans SWMP for definition of non-storm water discharge:

<https://www.dot.ca.gov/programs/environmental-analysis/stormwater-management-program>)

27. How will any storm water or ground water be disposed?

Storm Drain System Combined Sewer / Stormwater System Stormwater Retention Basin N/A

Other (explain) _____

TRACKING NO.

READ THE FOLLOWING CLAUSES PRIOR TO SIGNING THIS ENCROACHMENT PERMIT APPLICATION.

The applicant's submission of this application to the California Department of Transportation constitutes the applicant's agreement and representation that the work or other activity contemplated by the encroachment permit application shall comply with all applicable standards, specifications, policies, requirements, conditions, and regulations of the California Department of Transportation, and the applicant understands the application may be denied if there is non-compliance with any of the above. An exception process exists and may result in approval of a non-compliant encroachment, in the discretion of the California Department of Transportation, but the exception process may require additional time to complete. The applicant understands and agrees all work or other activity contemplated by the encroachment permit application is subject to inspection and oversight by the California Department of Transportation. The applicant understands and agrees encroachment permit fees must still be paid if an application is withdrawn or denied. The applicant understands a denial may be appealed, in accordance with California Streets and Highways Code, Section 671.5, and the related regulations found in California Code of Regulations, Title 21, Division 2, Chapter 8, Article 2.

The applicant understands and agrees that immediately upon issuance of the encroachment permit the applicant is bound by, subject to, and must comply with the "Encroachment Permit General Provisions" (TR-0045), "Stormwater Special Provisions" (TR-0400) and any other applicable Special Provisions and Conditions of the encroachment permit. The "Encroachment Permit General Provisions" (TR-0045), and the Stormwater Special Provisions (TR-0400) are available at: <https://dot.ca.gov/-/media/dot-media/programs/traffic-operations/documents/encroachment-permits/appendix-k-ada-a11y.pdf>. If a paper copy is needed of the "Encroachment Permit General Provisions" (TR-0045) and/or "Stormwater Special Provisions" (TR-0400), please contact the District Office of Encroachment Permits. Their contact information is available at: <https://dot.ca.gov/programs/traffic-operations/ep/district-contacts>. The "Encroachment Permit General Provisions" (TR-0045) and any other applicable Special Provisions and Conditions will be provided as part of the encroachment permit. Information about Stormwater requirements is available at the Internet address: <https://dot.ca.gov/programs/environmental-analysis/stormwater-management-program>.

The applicant understands an encroachment permit may be denied, revoked, and/or a bond may be required, for non-payment of prior or present encroachment permit fees. An encroachment permit is not a property right and does not transfer with the property to a new owner.

Each of the persons purporting to execute this application on behalf of the applicant and/or on behalf of the applicant's authorized agent or engineer represents and warrants such person has full and complete legal authority to do so and to thereby bind applicant to the terms and conditions herein and to the terms and/or conditions of the encroachment permit. Applicant understands and agrees this application may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. Executed copies of this application and/or its counterparts may be reproduced and/or exchanged by copy machine, mailing, facsimile, or electronic means (such as e-mail), and such copies shall be deemed to be effective as originals.

28. NAME OF APPLICANT (Project or Property Owner or Organization)
 Bay Area Toll Authority - Angela Louie

ADDRESS OF APPLICANT (Include City, State and Zip Code)
 375 Beale Street, Suite 800 San Francisco, California 94105

E-MAIL ADDRESS alouie@bayareametro.gov	PHONE NUMBER 510-517-8308	FAX NUMBER
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29. NAME OF AUTHORIZED AGENT / ENGINEER (A "Letter of Authorization" is required if different from #28) Ben Davis (Illuminate)	IS A LETTER OF AUTHORIZATION ATTACHED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
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ADDRESS OF AUTHORIZED AGENT / ENGINEER (Include City, State and Zip Code)
 228 Laidley St. San Francisco, CA 94131

E-MAIL ADDRESS ben@illuminate.org	PHONE NUMBER 415-786-4332	FAX NUMBER
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30. NAME OF BILLING CONTACT (Same as #28 Same as #29)

BILLING ADDRESS WHERE INVOICE(S) IS / ARE TO BE MAILED (Include City, State and Zip Code)

E-MAIL ADDRESS	PHONE NUMBER	FAX NUMBER
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* I hereby certify under penalty of perjury under the laws of the State of California that the information in this application and any document submitted with or in support of this application are true and correct to the best of my knowledge and belief, and that copies of any documents submitted with or in support of this application are true and correct copies of unaltered original documents. I further understand that if I have provided information that is false, intentionally incomplete, or misleading I may be charged with a crime and subjected to fine or imprisonment, or both fine and imprisonment. (Penal Code Section 72)

31. SIGNATURE OF APPLICANT OR AUTHORIZED AGENT* BEN DAVIS <small>Digitally signed by BEN DAVIS Date: 2024.09.13 16:32:03 -07'00'</small>	32. PRINT OR TYPE NAME Ben Davis
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33. TITLE CEO	34. DATE
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INSTRUCTIONS

Complete ALL fields, write "N/A" if not applicable. Type or print clearly. All dimensions must be in U.S. Customary (English) units.

Print your application single sided and submit all of the required attachments (See Section VII A&B of the "Encroachment Permit Application Guide Booklet" found at: <https://dot.ca.gov/programs/traffic-operations/ep/guidelines>).

1. County (e.g. Fresno, San Francisco, Los Angeles, etc.)
2. State Highway Route Number (e.g. I-5, SR-99, etc.)
3. Highway Postmile: (location of work, see <https://postmile.dot.ca.gov/>)
If unable to determine, contact the appropriate District Encroachment Permits Office for assistance at: <https://dot.ca.gov/programs/traffic-operations/ep/district-contacts>
4. Address of project site (if the property has a physical address with a Number and Street/Road Name)
5. City (e.g. Sacramento, Redding, Irvine, etc.)
6. Distance and the direction from the nearest cross street to the project site (e.g. 500 ft. north of "C" Street).
7. Indicate whether the work will be performed by the applicant (your own forces) or by a contractor.
8. Indicate if you are applying for a "Rider Permit" (Time extension, change in scope of work, etc. and provide the "Parent Permit Number".
9. Estimated start date for the proposed work. (Allow a minimum of 60 calendar days from the submittal date of your application for processing)
10. Estimated completion date for the proposed work.
11. Estimated number of working days within State Highway right-of-way.
12. Estimated construction costs for all work to be done within State Highway right-of-way.
13. Has another Caltrans' branch seen or reviewed your project? Which branch? (e.g. Design, Project Management, Right-of-Way, Environmental, etc.)
14. Identify funding source(s) for the proposed work.
15. Caltrans' Project Code (ID) if this is a State project, capital project, or joint venture project.
16. Your company's reference number or utility work order number for this project.
17. Describe the proposed work to be done entirely. If applicable, attach six (6) complete sets of FOLDED plans (folded 8-1/2" X 11") and any applicable specifications, calculations, maps, etc.
18. (a) Identify portion(s) of State right-of-way where work will occur and (b) proposed traffic control plans to be used if any.
19. Maximum and minimum depth, average width, and length of the excavation area. Existing surface type (e.g. Asphalt, concrete, soil, etc.)
20. Product being transported (e.g. water, natural gas, etc.)
Carrier pipe, diameter (inches) and material (e.g. Steel, HDPE, etc.)
Casing pipe (if any), diameter and material Proposed installation method, Voltage of electrical current or pressure of liquid or gas.
21. Check "YES", if you are getting a permit or approval from another agency (City, County, etc.), and an environmental determination has been made. Then check the Categorically Exempt, Negative Declaration, Environmental Impact Report box or Other if one has been prepared. Attach a copy of the approved document and a copy of the Notice of Determination. Skip questions A-K.

If you checked "NO", check the box of the appropriate type of work to be done, or check "other" and fill in the type of work to be done. Also answer questions A-K.
22. A Historical Resource includes, but is not limited to, any object, building, structure, site, area, place, record, or manuscript that has historical or archaeological significance, or significance in the architectural, engineering, scientific, economic, agricultural, educational, social, political, military, or cultural annals of California.
23. In this context a Scenic Resource includes, but is not limited to, trees that display outstanding features of form or age; unique, massive rock formations; historic buildings that are rare examples of their period, style, design, or which have special architectural features and details of importance.
24. Is there any work being done on the applicant's property?
25. Indicate if the proposed project will require the disturbance of soil. If "YES," estimate the area within AND outside of State Highway right-of-way in acres.
26. Indicate if the proposed project will require dewatering. If "YES," estimate volume in total gallons AND gallons per month. Also indicate the source: Stormwater or Non-Stormwater (see Caltrans Stormwater Management Plan for definitions of non-stormwater discharge at: <https://dot.ca.gov/programs/environmental-analysis/stormwater-management-program>).
27. Indicate how any stormwater or ground water will be disposed of from or near the limits of the proposed project.
28. Name of the applicant or organization applying for the permit. List the mailing address, e-mail address, phone and fax numbers.
29. Name of the authorized agent or engineer acting on behalf of the applicant or organization. Attach a letter of authorization signed by the applicant or organization. List the mailing address, e-mail address, phone and fax numbers.
30. Name of the billing contact. List the mailing address where invoices are to be mailed, email address, phone and fax numbers.
31. Signature of the applicant or applicant's authorized agent.
32. Name of the applicant or applicant's authorized agent.
33. Title (owner, president, etc.) of the applicant or applicant's authorized agent.
34. Date of the signature.

Message History (3)

On 2/19/2026 5:08:02 PM, MTCABAG Support wrote:

Subject: [Records Center] Public Records Request :: R001206-021126

Body: RE: PUBLIC RECORDS REQUEST of February 11, 2026, Reference # R001206-021126

Dear Mark Baker,

The Metropolitan Transportation Commission received a request for records under the California Public Records Act (CPRA), Government Code Section 6250, et. seq., from you on February 11, 2026. Your request seeks the following:

“The attached file is a permit application from BATA to Caltrans. It is signed by Ben Davis under penalty of perjury that Mr. Davis is an authorized agent for BATA. The application says (A "Letter of Authorization" is required if different from #28). I am requesting the Letter of Authorization from BATA to Ben Davis that authorizes Ben Davis as the AUTHORIZED AGENT for the Bay Lights 360 project.”

After conducting a reasonable search, we were unable to locate any additional records responsive to your request. If you need further assistance, please do not hesitate to contact our office at or by replying directly to this email.

Sincerely,

Records Request
Legislation and Public Affairs

On 2/11/2026 7:39:15 AM, MTCABAG Support wrote:

Dear Mark Baker:

Thank you for your interest in public records of the Metropolitan Transportation Commission. Your request has been received, has been given the reference number R001206-021126 for tracking purposes and is being processed.

Records Requested: The attached file is a permit application from BATA to Caltrans. It is signed by Ben Davis under penalty of perjury that Mr. Davis is an authorized agent for BATA. The application says (A "Letter of Authorization" is required if different from #28). I am requesting the Letter of Authorization from BATA to Ben Davis that authorizes Ben Davis as the AUTHORIZED AGENT for the Bay Lights 360 project.

Your request will be forwarded to the relevant department(s) to locate the information you seek and to determine the volume and any costs associated with satisfying your request. You will be contacted about the availability and/or provided with copies of the records in question. PLEASE NOTE: The California Public Records Act does not require a governmental body to create new information, to do legal research, or to answer questions.

You can monitor the progress of your request at the link below and you'll receive an email when your request has been completed. Again, thank you for using the Public Records Center.

Metropolitan Transportation Commission

To monitor the progress or update this request please log into the [Public Records Center](#).

On 2/11/2026 7:39:13 AM, Mark Baker wrote:

Request Created on Public Portal

FILED

SAN FRANCISCO County Clerk

AUG 15 2023

by: Mariedyne Nadozsa
Deputy County Clerk

NOTICE OF EXEMPTION

To: San Francisco County Clerk-Recorder
City and County of San Francisco
City Hall, Room 168
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4678

From: Bay Area Toll Authority (BATA)
375 Beale Street, Suite 800
San Francisco, CA 94105

Project Title: The Bay Lights 360

Project Location: Bay Bridge, San Francisco, CA

Project Location - City: San Francisco

Project Location -County: San Francisco

Name of Public Agency Approving Project: Bay Area Toll Authority

Description of Project: The Bay Lights is an existing art installation on the north side of the Bay Bridge's West Span and is the world's largest light-emitting diode (LED) light sculpture. The Bay Lights became operational March 5, 2013, was replaced in kind in the fall of 2015, and recommissioned in February 2016 as a permanent installation. The proposed Project consists of three main components: (1) the extension of the light sculpture for another 10 years to 2033; (2) the replacement of the light fixtures with newly updated and more robust fixtures and components while keeping the same technical details and intensity of the lights as the current installation; and (3) the addition of light fixtures to the driver's (inward-facing) side of the same suspension cables for a 360-degree view of the light sculpture.

Name of Person or Agency Carrying Out Project: Bay Area Toll Authority

Exempt Status: Class 1, Section 15301, Existing Facilities: Class 1 consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing or former use.

Reasons why project is exempt: The project is the extension of the light sculpture for another 10 years, removal and re-installation of the existing LED lights, and the addition of new lights on the driver's side of the same suspension cables to allow a 360-degree view of the LED light sculpture. The addition of the LED lights is considered a negligible expansion as the existing lights are already a prominent feature on the Bay Bridge and the hours of operation would remain the same.

Per Section 15300.2 of the California Environmental Quality Act (CEQA) Guidelines, it has been determined the project would not result in significant effects on the environment due to unusual circumstances. The project is not located on a hazardous waste site, will not damage scenic resources, cause a substantial adverse change in the significance of a historic resource, or result in a cumulative impact. For this reasons and those stated above, the project is exempt from the provisions of CEQA.

Lead Agency Contact Person: Alix Bockelman

Phone Number: 415-778-5250

DocuSigned by:

Alix Bockelman

ba45028592178440

Date: 7/21/2023

Title: Chief Deputy Executive Director

POSTED
TO
AUG 15 2023
SEP 27 2023



State of California - Department of Fish and Wildlife
2023 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
 DFW 753.5a (REV. 01/01/23) Previously DFG 753.5a

2023 0800054
 FILED

Print **Finalize&Email**

RECEIPT NUMBER:
 38-08/15/2023-090
 STATE CLEARINGHOUSE NUMBER (if applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY BAY AREA TOLL AUTHORITY (BATA)	LEAD AGENCY EMAIL	DATE 08/15/2023
COUNTY/STATE AGENCY OF FILING SAN FRANCISCO COUNTY	DOCUMENT NUMBER 2023-0000054	

PROJECT TITLE
 THE BAY LIGHTS 360

PROJECT APPLICANT NAME ALIX BOCKELMAN	PROJECT APPLICANT EMAIL	PHONE NUMBER (415) 778-5250
PROJECT APPLICANT ADDRESS 375 BEALE STREET, SUITE 800	CITY SAN FRANCISCO	STATE CA
		ZIP CODE 94105

PROJECT APPLICANT (Check appropriate box)

Local Public Agency School District Other Special District State Agency Private Entity

CHECK APPLICABLE FEES:

- Environmental Impact Report (EIR) \$ 3,839.25 \$ _____
- Mitigated/Negative Declaration (MND)(ND) \$ 2,764.00 \$ _____
- Certified Regulatory Program (CRP) document - payment due directly to CDFW \$ 1,305.25 \$ _____
- Exempt from fee
 - Notice of Exemption (attach)
 - CDFW No Effect Determination (attach)
- Fee previously paid (attach previously issued cash receipt copy)
- Water Right Application or Petition Fee (State Water Resources Control Board only) \$ 850.00 \$ _____
- County documentary handling fee \$ 79.00 \$ _____ **79.00**
- Other \$ _____

PAYMENT METHOD:

Cash Credit Check Other

TOTAL RECEIVED \$ _____ 79.00

SIGNATURE X	AGENCY OF FILING PRINTED NAME AND TITLE Mariedyne Nadonza Deputy Clerk
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PROOF OF SERVICE

Bay Area Toll Authority Oversight Committee

Bay Lights 360

Electronic Service in accordance with California Code of Civil Procedure Section § 1010.6.

At the time of service, I was over 18 years of age. My residence or business address is 1520 E. Covell Blvd. Suite 5 - 467, Davis, CA 95616.

On February 19, 2026, I electronically served a true copy of the following documents described as:

**1. NOTICE OF EVIDENCE OF FRAUD, STATUTORY VIOLATIONS, AND
BREACH OF ETHICAL DUTIES**

on the parties in this action as follows:

Bay Area Toll Authority Oversight Committee
info@bayareametro.gov
375 Beale Street
San Francisco, CA 94105

Carsie Bonner, Clerk
BATA Oversight Committee
cbonner@bayareametro.gov
375 Beale Street
San Francisco, CA 94105

Kathleen Kane, General Counsel
Bay Area Toll Authority
kkane@bayareametro.gov
375 Beale Street

San Francisco, CA 94105

BY E-MAIL OR ELECTRONIC TRANSMISSION: I caused a copy of the document to be sent from the e-mail address mbaker@moonlightadvocacy.org to the persons at the email addresses listed above.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on February 19, 2026

Mark Baker