

48. PROPOSED FILL DEVELOPMENT IN SAN FRANCISCO BAY BY THE TOWN OF EMERYVILLE -
W.O. 503.479.

The Chairman, Alan Cranston, reported that the Executive Officer, F. J. Hortig, had represented the Commission the previous week at a meeting of the San Francisco Bay Conservation and Development Commission, at which time a letter from Mr. Cranston was read into the record, suggesting that the Bay Commission do two things: (1) Ask the Town of Emeryville to suspend its fill operations in San Francisco Bay temporarily, and (2) that the Bay Commission staff be advised to work with the Lands Commission staff to investigate the feasibility of a joint injunction suit in the event that Emeryville does not voluntarily suspend its fill operations. The Bay Conservation Commission approved both motions.

The Emeryville fill project was reviewed briefly, and Mr. Cranston noted that he, among others, had spoken out in opposition. He stated further that a residential project on the tide and submerged lands granted to the Town of Emeryville could not be in the general State-wide interest. Many legal problems are involved. Meanwhile, however, Emeryville is putting fill into the Bay for a causeway to give access to the proposed development. The State Legislature has deemed unnecessary fill in San Francisco Bay to be against the public interest, and it is urgent that the filling operation be suspended until the matter is resolved.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED GRANTING STAND-BY AUTHORITY FROM THE STATE LANDS COMMISSION TO THE ATTORNEY GENERAL TO ENTER INTO LITIGATION AGAINST THE TOWN OF EMERYVILLE, ON BEHALF OF THE LANDS COMMISSION, IF FEASIBLE AND NECESSARY TO STOP SUCH FILL OPERATIONS BY EMERYVILLE IN SAN FRANCISCO BAY.