

MINUTE ITEM

12/4/72
CRK

4. 49-YEAR PUBLIC AGENCY PERMIT, TIDE AND SUBMERGED LAND IN SAN DIEGO BAY, SAN DIEGO COUNTY; CITY OF SAN DIEGO - W 7238, PRC 4716.9.

After consideration of Calendar Item 2 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. FINDS THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 78 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A PUBLIC AGENCY PERMIT AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZES THE ISSUANCE TO THE CITY OF SAN DIEGO OF A 49-YEAR PUBLIC AGENCY PERMIT FROM DECEMBER 1, 1972, IN CONSIDERATION OF THE PUBLIC HEALTH AND BENEFIT, WITH STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST, FOR INSTALLATION OF AN 87-INCH FORCE SEWER MAIN ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 2 (3 pages)

CALENDAR ITEM

11/72

2.

CRK
W 7238

PUBLIC AGENCY PERMIT

APPLICANT: City of San Diego.

LOCATION: A 38-acre strip of tide and submerged land located in San Diego Bay, San Diego County.

LAND USE: An 87-inch concrete force sewer main.

TERMS OF PROPOSED LEASE:

Initial period: 49 years, from December 1, 1972.

CONSIDERATION: The public health and benefit, with the State reserving the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest.

PREREQUISITE TERMS:

U.S. Army Corps of Engineers permit issued.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Division 6, Parts 1 and 2.
- b. Administrative Code: Title 2, Division 3, Articles 1 and 2.

OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is estimated to be \$2,100.00.
2. The San Diego Unified Port District reports that planning for the force main was coordinated with the District and that it is compatible with their requirements.
3. Approximately 34,000 cubic yards of dredge spoil resulting from the excavation will be deposited in the Pacific Ocean at approved location Lat. 32° 37' 00" North and Long. 117° 12' 00" West.
4. An environmental impact report has been prepared and circulated to affected governmental agencies. The Office of the Attorney General has approved the report as adequately discussing the environmental aspects of the project.
5. A rent-free permit is justified because of the State-wide benefit accruing by public provision of sewage disposal facilities.

EXHIBITS:

- A. Land Description. B. Location Map.

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CALENDAR ITEM NO. 2. (CONTD)

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 78 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A PUBLIC AGENCY PERMIT AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZE THE ISSUANCE TO THE CITY OF SAN DIEGO OF A 49-YEAR PUBLIC AGENCY PERMIT FROM DECEMBER 1, 1972, IN CONSIDERATION OF THE PUBLIC HEALTH AND BENEFIT, WITH STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST, FOR INSTALLATION OF AN 87-INCH FORCE SEWER MAIN ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 7238

Said easement shall be a strip of land in North San Diego Bay, County of San Diego, State of California, 150.00 feet in width, the centerline being described as follows:

BEGINNING at a point on the pierhead line bearing N. 82° 35' 29" E., a distance of 349.87 feet from Point 459B of the August 1959 Harbor Lines for San Diego Bay by the U.S. Army Engineers, said Point 459B having grid coordinates North 205,302.53, East 1,703,777.16, of Zone VI of the California Coordinate System; thence southwesterly 1,136.66 feet through an angle of 60° 55' 20" along a curve concave to the southeast having a radius of 1,069.00 feet, a radial line of said curve through said point of beginning bearing N. 28° 43' 07" W.; thence along a tangent S. 0° 21' 33" W., 791.84 feet; thence southerly 647.87 feet through an angle of 34° 43' 28" along a tangent curve concave to the west having a radius of 1,069.00 feet; thence along a tangent S. 35° 05' 01" W., 888.01 feet; thence southwesterly 264.11 feet through an angle of 14° 12' 32" along a tangent curve concave to the northwest having a radius of 1,065.00 feet; thence along a tangent S. 49° 17' 33" W., 5,627.81 feet; thence southwesterly 1,176.24 feet through an angle of 60° 49' 29" along a tangent curve concave to the north having a radius of 1,108.00 feet; thence along a tangent N. 69° 52' 58" W., 584.42 feet to a point on the pierhead line bearing N. 11° 30' 50" E., a distance of 99.23 feet from Point 400 of the August 1959 Harbor Lines for San Diego Bay by the U.S. Army Engineers, said Point 400 having grid coordinates North 198,328.28, East 1,696,743.88 of Zone VI of the California Coordinate System, containing 38.218 acres.

END OF DESCRIPTION