

MINUTE ITEM

10/75  
JR

6. PUBLIC AGENCY PERMIT; SAN FRANCISCO BAY SHORELINE, CITY OF BURLINGAME, SAN MATEO COUNTY; CITY OF BURLINGAME; W 1839.28; PRC 5058.

After consideration of Calendar Item 4 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE CITY OF BURLINGAME, ON MAY 29, 1975.
2. CERTIFIES THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINES THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZES THE ISSUANCE OF A 49-YEAR NO-PREJUDICE PERMIT FROM OCTOBER 29, 1975, TO THE CITY OF BURLINGAME, IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE COMMISSION RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF SUCH ACTION IS FOUND TO BE IN THE STATE'S BEST INTEREST, FOR THE USE OF ROADWAY PAVEMENT AND SHOULDER IMPROVEMENTS, PEDESTRIAN AND BIKE TRAILS, LANDSCAPING, AND APPURTENANCES THERETO, ON THE LANDS DESCRIBED IN THE BAY CONSERVATION AND DEVELOPMENT COMMISSION (BCDC) APPLICATION 7-75 WHICH IS ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND INCORPORATED HEREIN BY REFERENCE THERETO.

Attachment:  
Calendar Item 4 (2 pages)

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CALENDAR ITEM

10/75  
JR  
W 1839.28

4.

PUBLIC AGENCY PERMIT

APPLICANT: City of Burlingame  
501 Primrose Road  
Burlingame, California 94010

AREA, TYPE LAND AND LOCATION:  
San Francisco Bay Shoreline, Bayside Park,  
North of the Bayshore Freeway, in the City  
of Burlingame, San Mateo County.

LAND USE: Construction of roadway pavement and shoulder  
improvements, pathway, bike trail and landscaping.

TERM OF PERMIT:  
49 years, from October 29, 1975.

CONSIDERATION:  
Public use and benefit, including health and  
safety. The Commission reserves the right to  
set a monetary rental if the Commission finds  
such action to be in the State's best interest.

OTHER PERTINENT INFORMATION:  
The project proposed is the same which is pending  
before the Bay Conservation and Development  
Commission (BCDC) as Application #7-75. It is  
the third phase of a park and road improvement  
program, which when completed, will provide public  
access along Burlingame's shoreline from Millbrae  
to Coyote Point.

The work includes widening of Airport Boulevard  
and the construction of a bicycle-pedestrian  
trail. A portion of the trail will be located  
on a 7-foot wide outer dike to be filled  
approximately 2,000 feet long.

The applicant states that the proposed project  
is consistent with the Burlingame General Plan  
and specifically the waterfront element thereof.

The project at several points crosses lands where  
the extent of sovereign title has not yet been  
resolved. In order to avoid delay in the project

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CALENDAR ITEM NO. 4. (CONTD)

during the pendency of these unresolved title questions, the City of Burlingame has applied for a no-prejudice permit for any right, title, or interest under State Lands jurisdiction.

A Negative Declaration was prepared by the City of Burlingame on May 29, 1975, and a determination made that the project would not have a significant effect on the environment. The Declaration was circulated through the State Clearinghouse with no adverse comments received.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Parts 1 & 2.
- b. Administrative Code: Title 2, Div. 3,  
Arts. 1, 2 & 10.

EXHIBIT: A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE CITY OF BURLINGAME, ON MAY 29, 1975.
2. CERTIFY THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZE THE ISSUANCE OF A 49-YEAR NO-PREJUDICE PERMIT FROM OCTOBER 29, 1975, TO THE CITY OF BURLINGAME, IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE COMMISSION RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF SUCH ACTION IS FOUND TO BE IN THE STATE'S BEST INTEREST, FOR THE USE OF ROADWAY PAVEMENT AND SHOULDER IMPROVEMENTS, PEDESTRIAN AND BIKE TRAILS, LANDSCAPING, AND APPURTENANCES THERETO, ON THE LANDS DESCRIBED IN THE BAY CONSERVATION AND DEVELOPMENT COMMISSION (BCDC) APPLICATION 7-75 WHICH IS ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND INCORPORATED HEREIN BY REFERENCE THERETO.