

MINUTE ITEM

This Calendar Item No. C1  
was approved as Minute Item  
No. L by the State Lands  
Commission by a vote of 3  
to 0 at its 4-28-76  
meeting.

CALENDAR ITEM

C1

4/76  
W 20515  
ACS

PUBLIC AGENCY PERMIT

APPLICANT: The Regents of the University of California,  
San Diego  
Post Office Box 109  
La Jolla, California 92037

AREA, TYPE LAND AND LOCATION: A 20' strip of sovereign land (16.57 Ac) in  
San Diego Bay and the Pacific Ocean, San  
Diego County.

LAND USE: Installation and maintenance of an underwater  
cable for the monitoring of ships.

TERMS OF PROPOSED LEASE:  
Initial period: 49 years, from January 1,  
1975.

CONSIDERATION: The public use 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, FEES AND EXPENSES:  
Applicant is permittee of upland.

STATUTORY AND OTHER REFERENCES:  
A. Public Resources Code: Div. 6, Parts 1 & 2.  
B. Administrative Code: Title 2, Div. 3,  
Arts. 1, 2, 10 & 11.

OTHER PERTINENT INFORMATION:  
1. The annual rental value of site is estimated  
to be \$20,000.  
2. The facility to be approved is an underwater  
cable which was laid by ship and does not  
have any significant effect on the environ-  
ment.  
3. The facilities were installed without permit  
and the granting of this lease will remove  
this project from trespass status.

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CALENDAR ITEM NO. C1 (CONT'D)

4. This project is situated on land identified as possessing environmental values in that the State Lands Commission stated all waterways under the Commission's jurisdiction have environmental significance. Staff finds this project to be compatible with Division policy.
5. This project is exempt from CEQA in accordance with 14 Cal. Adm. Code 15106, which exempts information collection uses.

EXHIBITS: A. Land Description.. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085, 14 CAL. ADM. CODE 15100 ET SEQ.; AND 2 CAL. ADM. CODE 2907.
2. FIND THAT THE GRANTING OF THE APPLICATION WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED BY THE COMMISSION AT ITS DECEMBER 1, 1975 MEETING.
3. AUTHORIZE ISSUANCE TO THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, SAN DIEGO OF A 49-YEAR PUBLIC AGENCY PERMIT FROM JANUARY 1, 1973; IN CONSIDERATION OF THE PUBLIC USE 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 FOR THE INSTALLATION AND MAINTENANCE OF AN UNDERWATER CABLE FOR THE MONITORING OF SHIPS ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20515

A strip of tide and submerged land 20 feet wide lying in the bed of the Pacific Ocean and San Diego Bay, in the vicinity of the City of San Diego, San Diego County, State of California, said tide and submerged land lying 10 feet on each side of the following described centerline;

BEGINNING at a point having California Zone 6 Coordinates of X=1,696,552.42, Y=196,496.03; thence S 58° 03' 38" E 3103.72 feet to a point having coordinates X=1,699,186.26, Y=194,854.10 of said Zone 6; thence S 7° 22' 22" E 4,471.06 feet to a point having coordinates X=1,699,760.00, Y=190,420.00 of said Zone 6; thence S 38° 42' 42" E, 1,459.24 feet to a point having coordinates X=1,700,672.61, Y=189,281.35 of said Zone 6; thence S 1° 38' 52" E 11,226.41 feet to a point having coordinates X=1,700,995.43, Y=178,059.58 of said Zone 6; thence S 72° 46' 52" W 55,872.58 feet to the end of the herein described centerline.

EXCEPTING THEREFROM that portion lying landward of the Ordinary High Water Mark of San Diego Bay and the Pacific Ocean.

ALSO EXCEPTING THEREFROM any portion lying outside the boundary of the State of California (as determined according to the decree entered by the United States Supreme Court in United States v. California Original No. 5 on January 31, 1966.)

ALSO EXCEPTING THEREFROM any portion lying within the lands granted to the City of San Diego by Chapter 688, Statutes of 1933, of the California Legislature.

ALSO EXCEPTING THEREFROM that portion granted to the United States by Chapter 293, Statutes of 1931, of the California Legislature.

SUBJECT TO any right title and interest of the United States which may have been granted by virtue of Chapter 81 Statutes 1897 of the California Legislature and which may remain so vested. (Nothing herein shall be deemed to be an admission by the State of California as to whether the provisions of said Chapter 81 have any effect upon title to any portion of the subject lands or that any title presently remains in the United States by virtue of said statute.)

The bearings and distances are based on the California Coordinate System, Zone 6.

Prepared Donald Britton Checked A. H. Funnick  
 Reviewed \_\_\_\_\_ Date 4/28/76

END OF DESCRIPTION  
 STATE OF CALIFORNIA  
 NO. 153617