

MINUTE ITEM

This Calendar Item No. C3
was approved as a Minute Item
No. C3 by the Lands
Commission by a vote of 3
0 at its 9/10/76
meeting.

CALENDAR ITEM

C3.

PUBLIC AGENCY PERMIT

9/76
DR
W 21065
PRC 5184

APPLICANT: Humboldt Bay Wastewater Authority
P. O. Box 1449
Eureka, California 95501

AREA, TYPE LAND AND LOCATION: Two parcels of tide and submerged land in
the Pacific Ocean (5.204 acres) and Mad River
(0.576 acres), Humboldt County.

LAND USE: Construction and maintenance of a 42" diameter
ocean outfall and interceptor crossing;
temporary construction easement.

TERMS OF ORIGINAL LEASE: Initial period: 49 years, from December 27,
1976.

CONSIDERATION: The public health and safety, 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.
Processing costs have been 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 & 11.

OTHER PERTINENT INFORMATION:
1. The annual rental value of the site is
estimated to be \$500.
2. A portion of this project is situated on
State land identified as environmentally
significant, pursuant to Public Resources
Code 6370.1. That portion is classified
in a significant use category, Class A:
Restricted Use. Staff has coordinated this
project with those making the nomination.
The project is determined to be a com-
patible use consistent with identified
significant environmental values.

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3. A Negative Declaration was prepared by the United States Environmental Protection Agency in conformance with CEQA and implementing regulations.
4. A temporary construction easement containing approximately 46.839 acres will be included in the lease.

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. Negative Declaration.

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 ENVIRONMENTAL PROTECTION AGENCY.
2. CERTIFY THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINE THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. FIND THAT GRANTING OF THE APPLICATION WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1 OF THE PUBLIC RESOURCES CODE.
5. AUTHORIZE ISSUANCE TO HUMBOLDT BAY WASTEWATER AUTHORITY OF A 49-YEAR PUBLIC AGENCY PERMIT FROM DECEMBER 27, 1976; IN CONSIDERATION OF THE PUBLIC HEALTH AND SAFETY, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONE-TARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR CONSTRUCTION AND MAINTEN-ANCE OF A 42" DIAMETER OCEAN OUTFALL AND INTERCEPTOR CROSSING ON THE LAND DESCRIBED IN PARCELS 2 AND 3 ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.
6. AUTHORIZE THE INCLUSION IN THE LEASE OF A TEMPORARY CONSTRUCTION EASEMENT, 300 FEET WIDE, DESCRIBED IN PARCEL 1 OF EXHIBIT "A" ATTACHED; PROVIDED THAT SAID TEMPORARY EASEMENT SHALL EXPIRE TWO YEARS AFTER THE BEGINNING DATE OF THE LEASE.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21065

PARCEL 1

A temporary construction easement 300 feet wide situate in the state owned bed of the Pacific Ocean, Humboldt County, California and lying westerly of Fractional Sections 17 and 20, T5N, R1W, HBM; the centerline of said parcel being described as follows:

BEGINNING at a point which bears N 32° 08' 58" W, 3163.98 feet from the southeast corner of said Section 20, said corner having California Zone 1 coordinates of Y=540,194.017 and X=1,392,163.481 thence N 60° 53' 28" W, 7,556.61 feet.

EXCEPTING THEREFROM any portion thereof lying landward of the ordinary high water mark of the Pacific Ocean.

PARCEL 2

A strip of tide and submerged land 30 feet in width, situate in the state owned bed of the Pacific Ocean, Humboldt County, California and lying westerly of Fractional Sections 17 and 20, T5N, R1W, HBM; the centerline of said strip being described as follows:

BEGINNING at a point which bears N 32° 08' 58" W, 3163.98 feet from the southeast corner of said Section 20, said corner having California Zone 1 coordinates of Y=540,194.017 and X=1,392,163.481 thence N 60° 53' 28" W, 7,556.61 feet.

EXCEPTING THEREFROM any portion thereof lying landward of the ordinary high water mark of the Pacific Ocean.

PARCEL 3

A parcel of land lying in the state owned bed of the Mad River, Humboldt County, State of California, being within the NE 1/4 of the NE 1/4 of Section 12, T 6 N, R 1 W, HBM, said parcel being 66 feet wide and lying 33 feet on each side of the centerline of the main track of the California

and Northern Railway Company, said parcel being as shown on the plat approved by the Surveyor General on the 21st day of July, 1900 and designated by the State Lands Division as LRT30.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the Mad River.

Coordinates, bearings and distances used in Parcel 1, above, are based on the California coordinate system, Zone 1.

END OF DESCRIPTION

Prepared M L Shaf Checked XLB
Reviewed D. Brittnacher Date 9/8/26

