

MINUTE ITEM

9/30/76  
SJS

23. PUBLIC AGENCY PERMIT; UNITED STATES NAVY - W 503.628.

During consideration of Calendar Item 23, attached, Mr. William F. Northrop requested this item be put over.

Attached: Calendar Item 23 (4 pages)

CALENDAR ITEM

9/76  
W 503.628  
SJS

23.

PUBLIC AGENCY PERMIT

APPLICANT: United States Navy  
Naval Facilities Engineering Command  
P. O. Box 727  
San Bruno, California 94066

AREA, TYPE LAND AND LOCATION: 18,914 acres of tide and submerged land, in Hastings Slough, Contra Costa County, near Concord.

LAND USE: For construction of a barrier to prevent public access to Hastings Slough.

TERMS OF PROPOSED LEASE:  
Initial period: 49 years from August 1, 1976.  
Special: Filing fee and processing cost will be billed in arrears.

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 owner of upland.  
Processing costs and filing fee to be billed in arrears.

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 \$1,280.  
2. An Environmental Impact Report is not required. This transaction is within the purview of 2 Cal. Adm. Code 2903(d) which exempts a project undertaken as immediate action necessary to prevent or mitigate an emergency.

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Staff has determined that the restriction of public access will not adversely impact the identified values.

3. This project is situated on State land identified as possessing significant environmental values, pursuant to Public Resources Code 6370.1, and is classified in a significant use category, Class A.

Inasmuch as the lease is to close off the area from public use, all environmental values will be protected. It is determined that the lease will have no significant environmental effects.

4. Pursuant to Standard Federal Regulations, filing fee and processing costs will be billed in arrears.

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 21172, 14 CAL. ADM. CODE 15071 2 CAL. ADM. CODE 2903(D).
2. FIND THAT GRANTING OF THE APPLICATION WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1 ET SEQ., OF THE PUBLIC RESOURCES CODE.
3. WITH DUE ISSUANCE TO THE UNITED STATES NAVY OF A 49-YEAR PERIODIC AGENCY LEASE FROM AUGUST 1, 1976; IN CONSIDERATION OF 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; FOR CONSTRUCTION OF A BARRIER TO PREVENT PUBLIC ACCESS TO EXISTING STRUCTURE OF LAND DESCRIBED ON EXHIBIT A ATTACHED AND BY THE TITLE MAP A PUBLIC RECORD.

Attachment: Exhibit "A"



|   |     |     |     |   |         |
|---|-----|-----|-----|---|---------|
| N | 0°  | 46' | 42" | E | 145.04' |
| N | 9°  | 37' | 20" | W | 512.71' |
| N | 14° | 12' | 00" | W | 200.00' |
| N | 22° | 18' | 00" | E | 400.00' |
| N | 9°  | 48' | 00" | E | 280.00' |
| N | 18° | 12' | 00" | W | 330.00' |
| N | 31° | 42' | 00" | W | 270.00' |
| N | 69° | 12' | 00" | W | 210.00' |
| S | 88° | 18' | 00" | W | 215.00' |
| S | 73° | 18' | 00" | W | 440.00' |
| S | 77° | 48' | 00" | W | 350.00' |
| S | 78° | 15' | 00" | W | 580.00' |
| N | 76° | 42' | 00" | W | 275.00' |
| N | 59° | 57' | 00" | W | 400.00' |
| N | 13° | 42' | 00" | W | 280.00' |
| N | 20° | 48' | 00" | E | 250.00' |
| N | 40° | 48' | 00" | E | 250.00' |
| N | 27° | 02' | 52" | E | 875.71' |

thence N 08° 24' 40" E, 154.29 feet to Station 56 as shown  
on said map, thence S 84° 59' 38" E, 136.03 feet to the point  
of beginning.

Bearings distances and coordinates in this description are based upon  
the California Coordinate System, Zone 3.

END OF DESCRIPTION

Prepared *D. H. Kunnecke* Checked *R. L. Blake*  
Reviewed *D. Brittnacher* Date *6/17/76*

