

MINUTE ITEM

This Calendar Item No. C9
was considered at the meeting
held on 1/26/78 at 10:00
at the County Administration Center
in San Jose.
minutes.

MINUTE ITEM

1/26/78
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C9: GENERAL PERMIT, PUBLIC AGENCY USE; WEST COUNTY AGENCY OF
CONTRA COSTA COUNTY; W 21586; PRC 5434.

During consideration of Calendar Item C9, attached, Mr. James F.
Trout, Manager, Land Operations, inserted into the record an
amended legal description described as Exhibit "A".

Upon motion duly made and carried, the resolution as presented
in Calendar Item C9 was adopted by a vote of 3-0.

Attachment: Calendar Item C9 (4 pa-

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CALENDAR ITEM

09.

GENERAL PERMIT
PUBLIC AGENCY USE

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W 21586
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PRC 5434

APPLICANT: West County Agency of
Contra Costa County
P. O. Box 65
San Pablo, California 94806

AREA, TYPE LAND AND LOCATION: 5.424 acres of submerged land, vicinity
of Point Richmond, Contra Costa County.

LAND USE: Wastewater discharge line.

TERMS OF PROPOSED PERMIT:
Initial period: 49 years from February 1,
1978.

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.

BASIS FOR CONSIDERATION:
2 Cal. Adm. Code 2006.

PREREQUISITE TERMS, FEES AND EXPENSES:
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. This project will include dredging
of approximately 168,000 cubic yards
of sediments of which 75,000 cubic
yards will be used as backfill over
the outfall; the balance of the material,
93,000 cubic yards, will be disposed
of at the Alcatraz federal disposal
site. A permit from the Commission
will include necessary dredging work,
along with backfill and disposal activities
as above described.

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2. The annual rental value of the site is estimated to be \$3,000.
3. A combination EIR and Statement was prepared by the West County Agency of Contra Costa County and the United States Environmental Protection Agency. The applicant has submitted a resolution dated August 24, 1977 which serves as a Notice of Determination and is recommended as acceptable in lieu thereof. The resolution states that the project will have impacts warranting mitigation and that these impacts will be effectively reduced, or eliminated, through the implementation of the measures outlined in the Draft Supplemental EIR dated April 1977.
4. 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 use category, Class "C" which authorizes Multiple Use.

Staff review indicates that there will be no significant effect upon the identified environmental values.

APPROVALS OBTAINED:

BCDC, Port of San Francisco, City of Richmond, State Regional Water Quality Control Board, U. S. Fish and Wildlife, U. S. Environmental Protection Agency, State Dept. of Transportation, and City and County of San Francisco.

FURTHER APPROVALS REQUIRED:

East Bay Regional Park District, United States Army Corps of Engineers, U. S. Coast Guard, and State Dept. of Fish and Game.

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. EIR Summary.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT A COMBINED ENVIRONMENTAL IMPACT REPORT AND ENVIRONMENTAL IMPACT STATEMENT HAS BEEN PREPARED

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FOR THIS PROJECT AND CERTIFIED BY THE WEST COUNTY AGENCY OF THE COUNTY OF CONTRA COSTA ON AUGUST 24, 1977.

2. CERTIFY THAT THE INFORMATION CONTAINED IN THE SAID ENVIRONMENTAL IMPACT REPORT AND ENVIRONMENTAL IMPACT STATEMENT OF THE WEST COUNTY AGENCY OF THE COUNTY OF CONTRA COSTA HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINE THAT THE PROJECT WILL HAVE IMPACTS WARRANTING MITIGATION, AND THAT SUCH IMPACTS WILL BE EFFECTIVELY REDUCED THROUGH THE IMPLEMENTATION OF THE MEASURES OUTLINED IN SAID ENVIRONMENTAL DOCUMENTS.
4. FIND THAT GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE PUBLIC RESOURCES CODE.
5. AUTHORIZE ISSUANCE TO WEST COUNTY AGENCY OF CONTRA COSTA COUNTY OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE FROM FEBRUARY 1, 1978; 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 PLACEMENT AND MAINTENANCE OF A WASTEWATER DISCHARGE LINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, TOGETHER WITH THE RIGHT TO DREDGE AS NECESSARY, PROVIDED THAT SPOILS NOT USED FOR BACKFILL BE DEPOSITED AT THE ALCATRAZ FEDERAL DISPOSAL SITE.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21586

A strip of tide and submerged land 50 feet wide, in San Francisco Bay, at Point Richmond, Contra Costa County, California, said strip lying 25 feet on each side of the following described centerline:

BEGINNING at a point which bears S 79° 54' 30" E, 679.68 feet from the intersection of said centerline with the centerline of the A.T. & S.F.R.R., said intersection having the following California Coordinate System Zone 3 coordinates X = 1,455,672.10 and Y = 520,051.63; thence from said point of beginning N 79° 54' 30" W, 679.68 feet; thence West 9395.90 feet to a point having California Coordinate System Zone 3 coordinates X = 1,446,276.20 and Y = 520,051.63; and the end of the herein described centerline.

EXCEPTING THEREFROM those interests-in-land, lying within the City and County of San Francisco and transferred in trust to the City and County of San Francisco by virtue of Chapter 1333, Statutes 1968.

EXCEPTING THEREFROM those interests-in-land, if any, which might have passed by virtue of a Board of Tideland Commissioners deed for Lots 23, 24 and 26 in Section 23, and Lots 17 and 18, in Section 22, all in T1N, R5W, NDM, as shown on "Map Number 1 Salt Marsh and Tidelands", situate in the county of Contra Costa.

ALSO SUBJECT TO the effect of the decree in the judgement quieting title in Contra Costa County Superior Court Case #36002, A.T. & S.F.R.R. Co. v. the State of California.

BASIS OF BEARINGS of the above description is the California Coordinate System, Zone 3.

END OF DESCRIPTION

Prepared [Signature] Checked [Signature]
Reviewed [Signature] Date 1/25/78

Replaced in kind 7/21/78 due to bad xerox copy.