

**CALENDAR ITEM
C50**

A 37

S 19

02/21/14
PRC 3204.9
A. Franzoia

PUBLIC AGENCY LEASE

APPLICANT:

Goleta Sanitary District

AREA, LAND TYPE, AND LOCATION:

7.5 acres, more or less, of sovereign land in Goleta Slough and the Santa Barbara Channel of the Pacific Ocean, Goleta, Santa Barbara County.

AUTHORIZED USE:

Operation, use and maintenance of an existing thirty-six (36) inch diameter steel sanitary sewer outfall pipeline extending underground from the wastewater treatment plant to 5,800 feet offshore into the Santa Barbara Channel of the Pacific Ocean.

LEASE TERM:

49 years, beginning November 13, 2013.

CONSIDERATION:

Public use and benefit; with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

OTHER PERTINENT INFORMATION:

1. Applicant has the right to use the upland adjoining the lease premises.
2. On November 13, 1964, the Commission authorized a 49-year Life-Of-Structure Permit with the Goleta Sanitary District for the construction and maintenance of a thirty-six (36) inch diameter steel sanitary sewer outfall pipeline. Staff is recommending issuance of a new General Lease – Public Agency Use to the District for the operation, use, and maintenance of the existing thirty-six (36) inch diameter sanitary sewer outfall pipeline.
3. The staff recommends that the Commission find that this activity is exempt from the requirements of the California Environmental Quality Act (CEQA)

CALENDAR ITEM NO. **C50** (CONT'D)

as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

Authority: Public Resources Code section 21084 and California Code of Regulations, Title 14, section 15300 and California Code of Regulations, Title 2, section 2905

4. This activity involves lands which have NOT been identified as possessing significant environmental values pursuant to Public Resources Code section 6370 et seq.; however, the Commission has declared that all lands are “significant” by nature of their public ownership (as opposed to “environmentally significant”). Since such declaration of significance is not based upon the requirements and criteria of Public Resources Code section 6370 et seq., use classifications for such lands have not been designated. Therefore, the finding of the project’s consistency with the use classification as required by California Code of Regulations, Title 2, section 2954 is not applicable.

EXHIBITS:

- A. Land Description
- B. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the activity is exempt from the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15061 as a categorically exempt project, Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

AUTHORIZATION:

Authorize Issuance of a new Public Agency Lease to Goleta Sanitary District beginning November 13, 2013, for a term of 49-years, for the use, operation, and maintenance of a thirty-six (36) inch diameter steel sanitary sewer outfall pipeline as described on Exhibit A and shown on Exhibit B (for reference purposes only) attached and by this reference made a part hereof; consideration is the public benefit, with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the best interest of the State.

EXHIBIT A

PRC 3204.9

LAND DESCRIPTION

TWO PARCELS OF TIDE AND SUBMERGED LAND, WHETHER FILLED OR UNFILED, SITUATED IN THE BED OF GOLETA SLOUGH AND SANTA BARBARA CHANNEL, SANTA BARBARA COUNTY, CALIFORNIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL 1

A STRIP OF TIDE AND SUBMERGED LAND 12 FEET WIDE IN GOLETA SLOUGH BEING 6 FEET ON EACH SIDE OF THE FOLLOWING-DESCRIBED CENTER LINE:

COMMENCING AT U.S.L.C. STATION G5 HAVING CALIFORNIA ZONE 5 COORDINATES OF $X = 1,448,794.50$, $Y = 339,225.05$ AND SHOWN ON A MAP FILED IN BOOK 41, PAGE 68 OF MISCELLANEOUS MAPS, RECORDS OF SANTA BARBARA COUNTY, AND ALSO BEING A POINT ON THE MEAN HIGH TIDE LINE OF APRIL 1942 ON THE NORTH BANK, OR FORMER NORTH BANK, OF GOLETA SLOUGH, SAID MEAN HIGH TIDE LINE BEING AN AGREED BOUNDARY BETWEEN THE STATE OF CALIFORNIA AND THE PACIFIC LIGHTING CORPORATION, SAID AGREEMENT BEING ON FILE WITH THE STATE LANDS COMMISSION; THENCE ALONG THE AFOREMENTIONED MEAN HIGH TIDE LINE OF 1942 N. $88^{\circ} 58' 00''$ W. 428.49 FEET TO THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION;

THENCE 1ST, S. $4^{\circ} 29' 25''$ W., A DISTANCE OF 95.61 FEET;

THENCE 2ND, S. $3^{\circ} 50' 20''$ E., A DISTANCE OF 148.76 FEET TO THE MEAN HIGH TIDE LINE OF 1942 ON THE SOUTH BANK OF GOLETA SLOUGH; CONTAINING 0.067 ACRE MORE OR LESS.

THE SIDE LINES OF SAID 12 FOOT WIDE STRIP TO BE PROLONGED OR SHORTENED AT THEIR NORTHERLY AND SOUTHERLY TERMINATIONS SO AS TO TERMINATE ON SAID MEAN HIGH TIDE LINE.

PARCEL 2

A STRIP OF TIDE AND SUBMERGED LAND 50 FEET WIDE IN THE SANTA BARBARA CHANNEL BEING 25 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTER LINE:

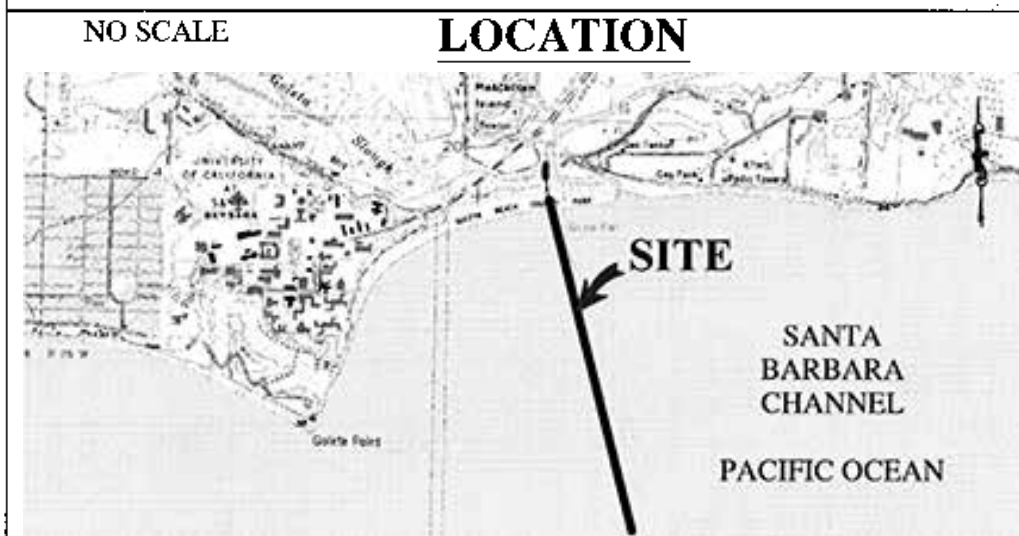
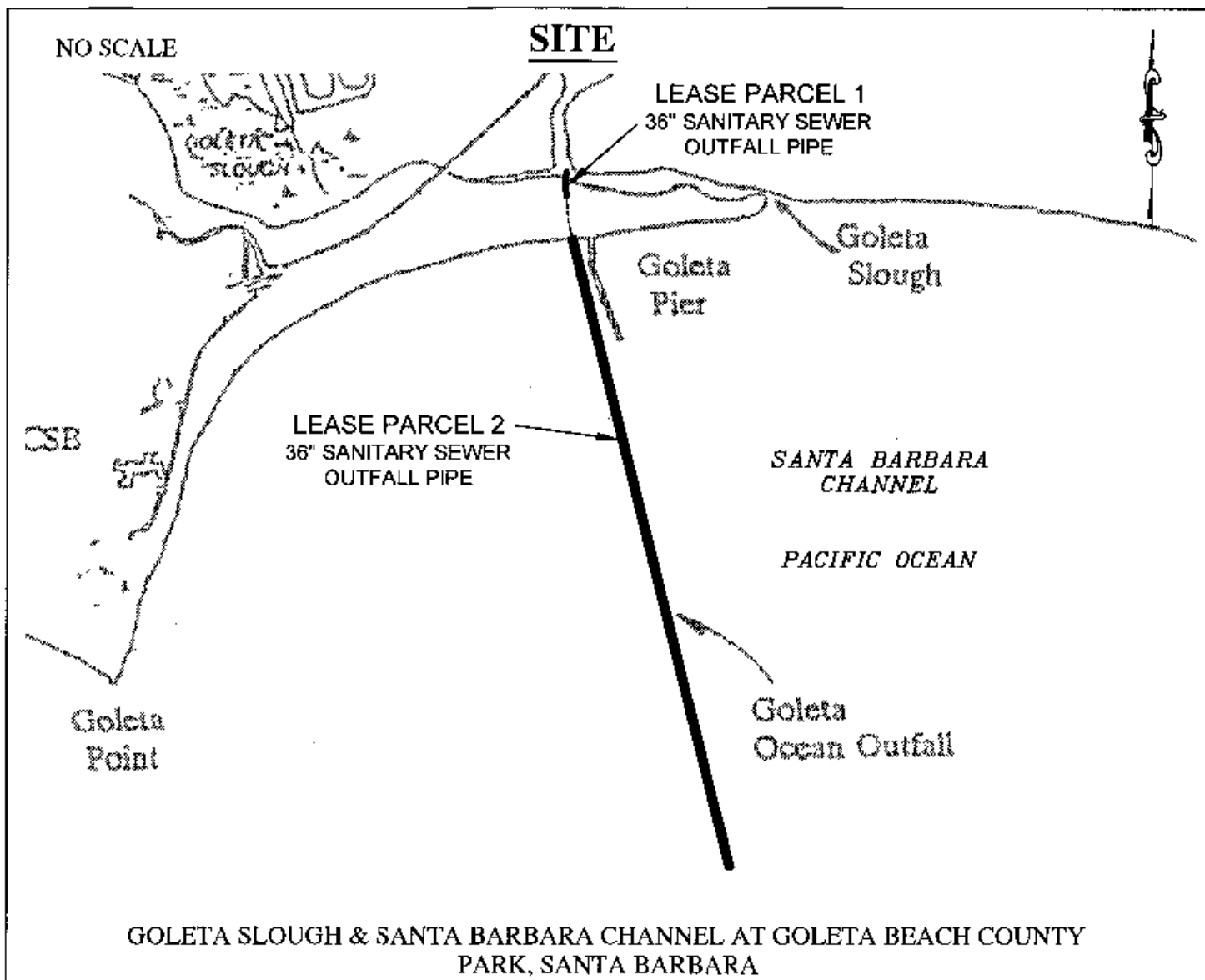
COMMENCING AT U.S.L.O. STATION G5 SAID STATION BEING IDENTIFIED AND DESCRIBED IN PARCEL NO. 1 ABOVE; THENCE ALONG THE AFOREMENTIONED MEAN HIGH TIDE LINE OF 1942 N. $88^{\circ} 58' 00''$ W. 428.49 FEET; THENCE LEAVING SAID LINE S. $4^{\circ} 29' 25''$ W. 95.61 FEET; THENCE S. $3^{\circ} 50' 20''$ E. 397.46 FEET; THENCE S. $14^{\circ} 00' 00''$ E. 171.14 FEET TO THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION, SAID TRUE POINT OF BEGINNING BEING ON THE 1942 MEAN HIGH TIDE LINE OF THE SANTA BARBARA CHANNEL; THENCE S. $14^{\circ} 00' 00''$ E. 6,446.78 FEET; CONTAINING 7.400 ACRES MORE OR LESS.

THE SIDE LINES OF SAID 50 FOOT WIDE STRIP TO BE PROLONGED OR SHORTENED AT THEIR NORTHERLY TERMINATIONS SO AS TO TERMINATE ON SAID MEAN HIGH TIDE LINE.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTIONS ARE BASED ON THE CALIFORNIA COORDINATE SYSTEM ZONE 5.

END OF DESCRIPTION

The above description is based on that original description prepared by California State Lands Commission Boundary Unit on November 13, 1964 as found in PRC 3204 file, Calendar Item 19.



MAP SOURCE: USGS QUAD

This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

Exhibit B
 PRC 3204.9
 GOLETA SANITARY
 DISTRICT
 GENERAL LEASE -
 PUBLIC AGENCY USE
 SANTA BARBARA COUNTY



TS 01/22/14