

7. DREDGING PERMIT, TIDE AND SUBMERGED LANDS, SAN FRANCISQUITO CREEK AND MAYFIELD SLOUGH, SANTA CLARA AND SAN MATEO COUNTIES; COUNTY OF SANTA CLARA, DEPARTMENT OF PUBLIC WORKS - W.O. 5798, P.R.C. 3991.9.

After consideration of Calendar Item 27 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE OF A PERMIT TO THE COUNTY OF SANTA CLARA, DEPARTMENT OF PUBLIC WORKS, TO DREDGE APPROXIMATELY 200,000 CUBIC YARDS OF MATERIAL WITHOUT PAYMENT OF ROYALTY FROM AN AREA OF TIDE AND SUBMERGED LANDS WITHIN THE BEDS OF SAN FRANCISQUITO CREEK AND MAYFIELD SLOUGH, SANTA CLARA AND SAN MATEO COUNTIES, IN THE AREA DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment

Calendar Item 27 (3 pages)

CALENDAR ITEM

7/68
W.O. 5798

27.

DREDGING PERMIT

APPLICANT: County of Santa Clara, Department of Public Works

LOCATION: Tide and submerged lands within beds of San Francisquito Creek and Mayfield Slough, Santa Clara and San Mateo Counties

PURPOSE: To dredge a berthing area and perform maintenance at Palo Alto Yacht Harbor

AMOUNT TO BE DREDGED:
Approximately 200,000 cubic yards

DISPOSITION OF DREDGED MATERIAL:
Within a public-use wildlife and recreation area designated by the City of Palo Alto. Project is being financed entirely from County funds.

CONSIDERATION: The public benefit

BASIS FOR CONSIDERATION:
Navigational improvement

STATUTORY AND OTHER REFERENCES:
Public Resources Code: Division 6, Section 6303

OTHER PERTINENT INFORMATION:

- a. Disposal area owned by City of Palo Alto will be opened to tidal action after deposition.
- b. The various State agencies involved have been contacted and offer the following comments:
 1. The Department of Parks and Recreation reports that the issuance of a permit would have no adverse effect upon any project or program of the Department. There are no known recreational activities on the lands or littoral lands which would be adversely affected by the lease.
 2. The Department of Fish and Game has met with County Public Works officials and discussed the proposed operations. It recommends that San Francisco Bay Conservation and Development Commission restriction requiring that spoils be evenly distributed over entire disposal area and that dike be reopened to the Bay be adhered to; and that the marsh and small sloughs remain open to tidal action.

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3. The Department of Water Resources states that all dredging, stockpiling, construction, and the operation of equipment should be performed so as to minimize roiling of the waters and to prevent timbers or floats that may be used in the work from drifting away and becoming a threat to small craft.

c. A Department of the Army Permit issued by the U. S. Corps of Engineers and a permit issued by the San Francisco Bay Conservation and Development Commission, approving the proposed operations, have been received.

EXHIBIT: A. Legal description B. Location map

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE OF A PERMIT TO THE COUNTY OF SANTA CLARA, DEPARTMENT OF PUBLIC WORKS, TO DREDGE APPROXIMATELY 200,000 CUBIC YARDS OF MATERIAL WITHOUT PAYMENT OF ROYALTY FROM AN AREA OF TIDE AND SUBMERGED LANDS WITHIN THE BEDS OF SAN FRANCISQUITO CREEK AND MAYFIELD SLOUGH, SANTA CLARA AND SAN MATEO COUNTIES, IN THE AREA DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W.O. 5798

All those certain tide and submerged lands within the beds of San Francisco Creek and Mayfield Slough in the counties of Santa Clara and San Mateo lying within the following-described boundary:

BEGINNING at the southwesterly corner of that certain 26.66-acre tract conveyed to the City of Palo Alto by Peter Faber and Laura E. Faber by deed recorded July 19, 1926, in Volume 246 at page 168, Official Records of San Mateo County, California; thence South $65^{\circ} 00'$ East 240.24 feet and South $63^{\circ} 15'$ East 152.40 feet to a point on the northerly sideline of Embarcadero Road from which point a monument in the centerline of Embarcadero Road bears South $63^{\circ} 15'$ East 152.40 feet, said road being 86.00 feet in width; thence North $51^{\circ} 37'$ East 25.32 feet; thence East 1,043.38 feet; thence South $14^{\circ} 00'$ East 477.86 feet; thence North $76^{\circ} 00'$ East 126.94 feet to the TRUE POINT OF BEGINNING; thence leaving said TRUE POINT OF BEGINNING and proceeding along the westerly and northerly approximate top of bank of the Palo Alto Yacht Harbor North $14^{\circ} 00'$ West 550.00 feet; thence North $1^{\circ} 00'$ West 390.00 feet; thence North $28^{\circ} 00'$ East 380.00 feet; thence North $46^{\circ} 00'$ East 300.00 feet; thence North $66^{\circ} 00'$ East 190.00 feet; thence North $1^{\circ} 00'$ West 80.00 feet; thence North $36^{\circ} 30'$ East 840.00 feet; thence South $53^{\circ} 30'$ East 370.00 feet; thence South $36^{\circ} 30'$ West 840.00 feet; thence along a curve to the left, the tangent of which is perpendicular to the preceding course, having a radius of 730.00 feet, through an angle of $86^{\circ} 30'$, an arc distance of 1,102.09 feet; thence North $40^{\circ} 00'$ East 574.07 feet; thence North $20^{\circ} 00'$ East 374.01 feet; thence leaving the northerly top of bank and proceeding across the main channel of the Palo Alto Yacht Harbor, South $70^{\circ} 00'$ East 225.00 feet, to the easterly approximate top of bank; thence along the easterly and the southerly top of bank South $20^{\circ} 00'$ West 700.00 feet; thence along a curve to the right, tangent to the preceding course, having a radius of 1000.00 feet, through an angle of $66^{\circ} 54' 30''$ for an arc distance of 1,167.77 feet; thence South $86^{\circ} 54' 30''$ West 617.27 feet; thence along a curve to the left, tangent to the preceding course, having a radius of 100.00 feet, through an angle of $100^{\circ} 54' 30''$, for an arc distance of 176.12 feet; thence South $14^{\circ} 00'$ East 598.83 feet; thence South $76^{\circ} 00'$ West 700.00 feet more or less to the TRUE POINT OF BEGINNING, containing 48.360 acres more or less.