

MINUTE ITEM

5/31/73
RJS

3. 49-YEAR PUBLIC AGENCY PERMIT, TIDE AND SUBMERGED LAND IN MENDOCINO, MENDOCINO COUNTY; MENDOCINO CITY COMMUNITY SERVICES DISTRICT - W 20529, PRC 4755.9.

After consideration of Calendar Item 1 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. FINDS THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 100 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A PUBLIC AGENCY PERMIT AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZES THE ISSUANCE TO MENDOCINO CITY COMMUNITY SERVICES DISTRICT OF A 49-YEAR PUBLIC AGENCY PERMIT FROM JUNE 1, 1973, IN CONSIDERATION OF THE PUBLIC HEALTH AND SAFETY, FOR A WASTEWATER OUTFALL RIGHT-OF-WAY ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, WITH THE RESERVATION OF THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST.

Attachment:

Calendar Item 1 (3 pages)

CALENDAR ITEM

5/73
RJS
W 20529

1.

PUBLIC AGENCY PERMIT

APPLICANT: Mendocino City Community Services District.
LOCATION: Mendocino, Mendocino County.
LAND USE: Wastewater outfall.
CONSIDERATION: The public health and safety. The State reserves 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:

U.S. Army Corps of Engineers permit will be obtained prior to execution of this permit.

Applicant is lessee or permittee of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Division 6, Parts 1 and 2.
- b. Administrative Code: Title 2, Division 3, Articles 1 and 2.

OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is estimated to be \$300.
2. This project will require the approval of the appropriate Regional Coastal Zone Conservation Commission.
3. A draft environmental impact report has been prepared and circulated to affected governmental agencies. The agencies were concerned primarily with the alignment of the outfall and the impact of the construction on the abundant abalone and kelp populations. Meetings between the applicant, Department of Fish and Game and Department of Parks and Recreation have been held and points of objection have been clarified and resolved.

The wastewater treatment facility and ocean outfall replaces raw sewage discharge from seven sources in the vicinity. Although some blasting may be required in laying the outfall pipe, assistance and monitoring by the Department of Fish and Game will be required

CALENDAR ITEM NO. 1. (CONTD)

as part of the construction contract to help minimize the impact. The Department of Parks and Recreation objected to the location and design of the facility but upon further review and consultation, the objection was withdrawn. The onshore facilities are designed with a low profile where possible and otherwise will conform to the unique architectural style of the city.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 100 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A PUBLIC AGENCY PERMIT AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
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Attachment: Exhibit "A"

EXHIBIT "A"

W 20529

A strip of tide and submerged land, 20 feet wide situated in the County of Mendocino, State of California, lying 10 feet on each side of the following described line:

COMMENCING at a point on the southerly boundary line of Sea Arch Subdivision as said subdivision is shown and delineated upon that certain map filed for record in Map Case 2, Drawer 11, page 16, Mendocino County Records, that bears S 78° 37' 26" W (Record = S 77° 30' W) 370.00 feet from the southeast corner of said subdivision, said boundary line also being shown and delineated upon that certain Record of Survey map filed for record June 25, 1968, in Map Case 2, Drawer 11, page 49, Mendocino County Records (Sheet one of six sheets), said point of commencement also being the northwest corner of the sewer treatment plant site; thence from said point of commencement S 40° 10' 48" E along the westerly boundary line of said treatment plant site, 45.62 feet; thence S 78° 37' 26" W, 323.08 feet; thence N 7° 06' 30" E, 165.92 feet; thence N 34° 45' 40" E, 182.12 feet; thence N 43° 46' 00" W, 234.24 feet; to the TRUE POINT OF BEGINNING; thence S 52° 00' 00" W, 1100 feet to the end of the herein described line.

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

END OF DESCRIPTION