

MINUTE ITEM

This Calendar Item No. 24
was approved as Minute Item
No. 24 by the State Lands
Commission by a vote of 2
to 0 at its _____
meeting.

CALENDAR ITEM

24.

7/76
W 21165
GH
PRC 5161

PUBLIC AGENCY PERMIT

APPLICANT:

Regents of the University of California
c/o U. C. Santa Cruz
1165 High Street
Attn: Ms. Elizabeth A. Penaat, Vice Chancellor
Operations and Employee Affairs
Santa Cruz, California 95064

AREA, TYPE LAND AND LOCATION:

Two parcels totalling 0.225 acres of coastal
tide and submerged land near Younger Lagoon,
Santa Cruz County.

LAND USE:

For the construction and maintenance of salt-
water intake and discharge lines.

TERMS OF PROPOSED LEASE:

Initial period: 49 years, from August 1, 1976.

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.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is owner of upland.

Filing fee and 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. The annual rental value of the site is
estimated to be \$100.
2. The applicant prepared an environmental
impact report for the total Coastal Marine
Laboratory Project. A summary of the final
environmental impact report is Exhibit "C"
on file with the office of the State Lands
Commission and by reference made a part hereof.
The Division has also received a copy of
the Notice of Determination on the project
filed with the Secretary for Resources,

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wherein the University determined that the project would have a significant effect on the environment. However, the significant effect was on cropland located above the mean high tide line. A copy of their statement of overriding consideration is attached to the EIR summary.

3. This project is situated on State land identified as environmentally significant, pursuant to Public Resources Code 6370.1, and is classified in a significant use category, Class B: Limited Use. Inasmuch as a minimum amount of State land is proposed for use; and such use is in furtherance of marine research, the project is determined to be a compatible use consistent with identified significant environmental values.

EXHIBITS: A. Land Description. B. Location Map.
 C. EIR Summary.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT AND CERTIFIED BY THE UNIVERSITY OF CALIFORNIA ON MARCH 19, 1976.
2. CERTIFY THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT OF THE UNIVERSITY OF CALIFORNIA HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINE THAT THE PROJECT WILL HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT. HOWEVER, AS "THE LONG-TERM BENEFITS OF THE RESEARCH TO BE CONDUCTED AT THE LABORATORY ARE CONSIDERED TO OUTWEIGH THE IMPACT OF THE LOSS OF THE CROPLAND", THE PROJECT IS APPROVED.
4. AUTHORIZE ISSUANCE TO THE REGENTS OF THE UNIVERSITY OF CALIFORNIA OF A 49-YEAR PUBLIC AGENCY PERMIT FROM AUGUST 1, 1976; 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 CONSTRUCTION AND MAINTENANCE OF SALTWATER INTAKE AND DISCHARGE LINES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21165

Two parcels of tide and submerged land in the bed of the Pacific Ocean, Santa Cruz County, California, more particularly described as follows:

PARCEL 1 - SEAWATER INTAKE

A strip of land 40 feet wide, lying 20 feet on each side of the following described centerline:

COMMENCING at a 6" x 6" post as shown on that map entitled "Record of Survey of Part of the Lands of Donald Younger et al, situated on Rancho Refugio, County of Santa Cruz, California", filed January 24, 1973, in book 57 of maps at page 44, Santa Cruz County records; thence N 79° 34' 17" W, 54.29 feet to the POINT OF BEGINNING of the centerline herein described; thence S 39° 23' 28" E, 250 feet to the point of termination

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

PARCEL 2 - SEAWATER OUTFALL

A strip of land 20 feet wide, lying 10 feet on each side of the following described centerline:

COMMENCING at the 6" x 6" post as described in the foregoing parcel 1; thence S 63° 20' 52" W, 190.78 feet to the POINT OF BEGINNING of the centerline herein described; thence S 21° 04' 49" W, 100 feet to the point of termination.

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

END OF DESCRIPTION

Prepared B L Blake Checked M J Deaf
Reviewed H. J. Funnecke Date 6/16/76
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