

MINUTE ITEM

This Calendar Item No. 06
was approved by the Board from
Nov. 5, 1978, on State Lands
administered by a vote of 3
to 0 at its 5-31-78
meeting.

CALENDAR ITEM

05.

GENERAL PERMIT
PUBLIC AGENCY USE

5/78
W 21469
De La Cruz
P.R.C. 5485

APPLICANT: United States Department of Transportation -
Twelfth Coast Guard District
630 Sansome Street
San Francisco, California 94126

AREA, TYPE LAND AND LOCATION: An approximate 0.918 acre parcel of sovereign
lands on the North Spit, Samoa Peninsula,
Humboldt Bay, Humboldt County.

LAND USE: Construction and operation of a watch tower,
utility lines and attendant road easement.

TERMS OF PROPOSED PERMIT:
Initial period: 50 years from May 1,
1978.

CONSIDERATION: The public health and safety.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is owner of the adjacent lands.

STATUTORY AND OTHER REFERENCES:
A. Public Resources Code: Div. 6, Parts 1 & 2.
B. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, 6.5,
10 & 11.

OTHER PERTINENT INFORMATION:
1. The annual rental value of the site
is estimated to be \$4,500.
2. A Negative Declaration was prepared
by the United States Department of
Transportation, Twelfth Coast Guard
District in accordance with NEPA. Because
the environmental document was not
processed under CEQA guidelines, no
Notice of Determination was filed.
Staff has determined that the document
received sufficient review so as to
comply with CEQA and the State EIR
guidelines.

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CALENDAR ITEM NO. G5. (CONTD)

3. The watch tower site is located on an area of land adjacent to the Coast Guard Station on the North Spit, Samoa Peninsula. The boundary between the Federal and State owned lands in the subject area has not been established.
4. As a result of local, and legislative support of this project and concerns for adequate boating safety, the Coast Guard has given this project a high priority. In the interest of public safety, staff recommends that this permit be issued without prejudice to the respective parties ownership claims to allow the Coast Guard to construct the watch tower. In the interim staff will pursue the formalization of a boundary line agreement between the Federal government and the State Lands Commission in the subject area.
5. The watch tower will be constructed, operated and maintained by the Coast Guard. The Coast Guard has requested that the permit be for a period of 50 years in order to comply with Federal requirements concerning making of permanent improvements on property not owned in fee by the Federal Government.
6. The watch tower is being constructed in order to provide the applicant with a higher vantage point from which to observe maritime activities on and near Humboldt Bay Bar. This will allow the Coast Guard to more adequately conduct search and rescue operations with regard to saving lives and property at sea in this hazardous area. Due to the substantial public benefits to be derived from the project, staff recommends that the usual processing costs be waived.

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7. This project is consistent with Article 6.5 of the Commission's regulations because it involves the construction of a navigational aid which will not have significant adverse impacts on coastal resources.
8. 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 has coordinated this project with those agencies and organizations who nominated the site as containing significant environmental values. They have found this project to be compatible with their nomination.

EXHIBITS: A. Land Description. B. Location Map.
 C. Negative Declaration.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE TWELFTH COAST GUARD DISTRICT.
2. CERTIFY THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. DETERMINE THAT THE PROJECT IS CONSISTENT WITH THE PROVISIONS OF ARTICLE 6.5 OF TITLE 2 OF THE CALIFORNIA ADMINISTRATIVE CODE.
5. 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.

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6. FIND THAT THE GRANTING OF A 50-YEAR PERMIT PERIOD IS IN THE BEST INTEREST OF THE STATE, AND IS REQUIRED FOR COMPLIANCE WITH FEDERAL REGULATIONS REGARDING INSTALLATION OF UNITED STATES GOVERNMENT FACILITIES ON NON-FEE OWNED GOVERNMENT LAND.
7. AUTHORIZE ISSUANCE TO THE UNITED STATES DEPARTMENT OF TRANSPORTATION - TWELFTH COAST GUARD DISTRICT WITHOUT PREJUDICE TO EITHER PARTIES TITLE CLAIMS; A 50-YEAR GENERAL PERMIT - PUBLIC AGENCY USE FROM MAY 1, 1978; IN CONSIDERATION OF THE PUBLIC HEALTH AND SAFETY; FOR CONSTRUCTION AND MAINTENANCE OF A WATCH TOWER, UTILITY LINES AND ATTENDANT ROAD EASEMENT ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment; Exhibit "A"

EXHIBIT "A"

W 21469

A parcel of State land in the County of Humboldt, State of California, situate in projected Section 6, T.4N., R.1W., H.B.M., described as follows:

COMMENCING at a point having coordinates of X = 1,382,575 and Y = 528,985, said point also being the center of said parcel; thence from said center North, 100 feet to the POINT OF BEGINNING; thence East, 100 feet; thence South, 200 feet; thence West, 200 feet; thence North, 200 feet; thence East, 100 feet to the point of beginning.

TOGETHER WITH an easement for access and utility purposes over a strip of land twenty feet (20) wide, the center line of which is described as follows:

BEGINNING at said center of the above described parcel; thence S 46° 30' W, 135 feet; thence S 43° 30' E, 878 feet; thence S 65° 30' E, 556 feet; thence N 78° 30' E, 900 feet more or less to the west line of fractional Section 6, T.4N., R.1W., H.B.M., shortening or extending the side lines to the said west line of Section 6.

The bearings, distances and coordinates of this description are based upon the California Coordinate System Zone I.

END OF DESCRIPTION

Prepared Fred T. Craig Checked [Signature]
Reviewed A. H. Kunnacker Date 4/10/78

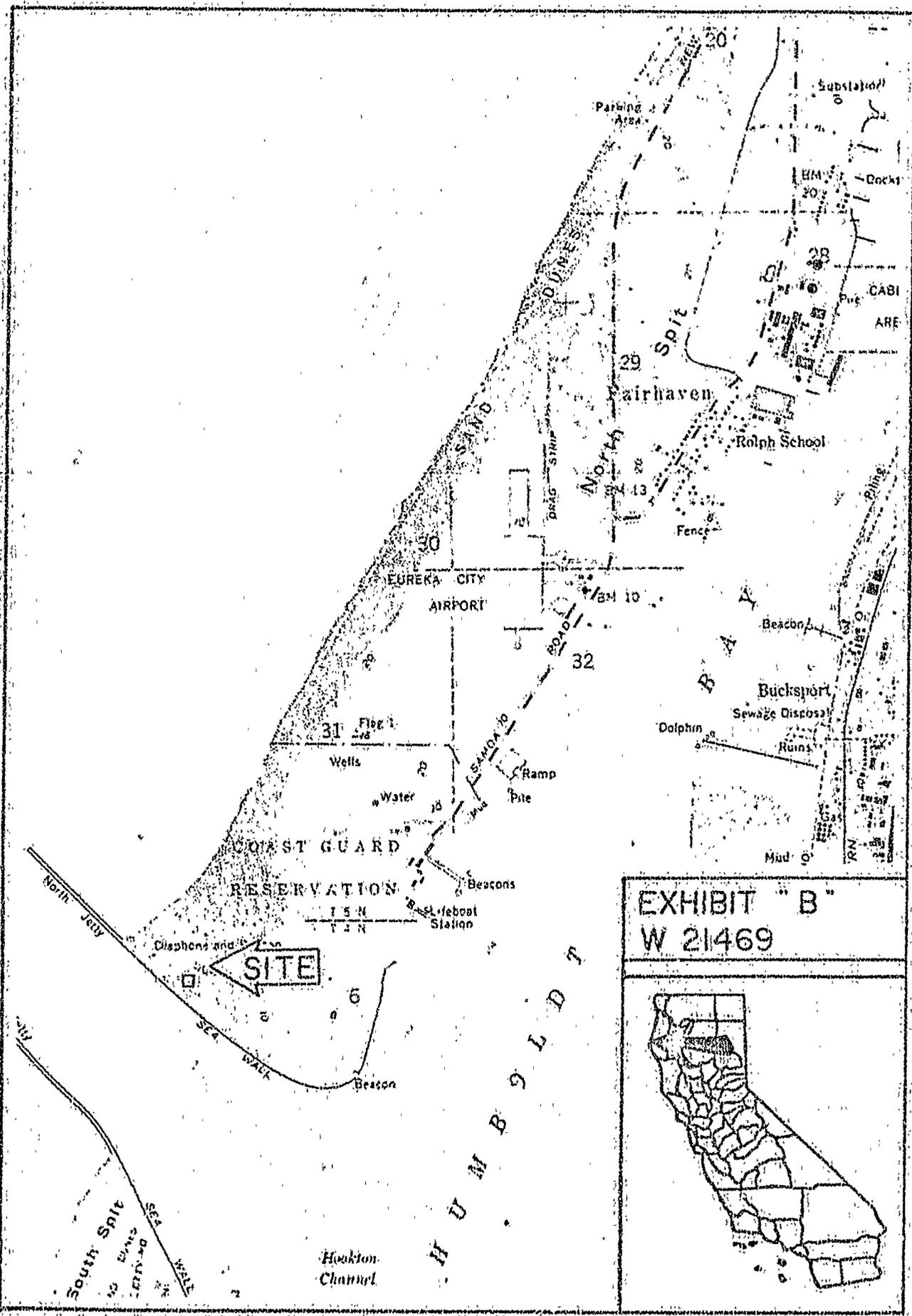


EXHIBIT "B"
W 21469



DEPARTMENT OF TRANSPORTATION
UNITED STATES COAST GUARD

EXHIBIT "C"

MAILING ADDRESS:
Commander (dpl)
12th Coast Guard District
630 Sansome Street
San Francisco, CA 94126
16475

NEGATIVE DECLARATION

FOR

INTERNAL COAST GUARD

PROJECTS, ACTIONS, AND PROPOSALS

The following project, action, or proposal has been thoroughly reviewed by its originator and it has been determined by said originator that said project, action, or proposal will have no foreseeable significant impact upon the quality of the human environment.

The proposed action is to construct a watch tower on the Samoa Peninsula near the entrance to Humboldt Bay, California. The purpose of the watch tower is to provide improved viewing of sea state conditions at the Humboldt Bar and vessels crossing the bar.

Biotic, historic and archaeological resources will not be significantly affected by this action. No endangered species of plants or animals were identified at the project site. This project would have an insignificant impact on existing land use patterns, as well as, ambient noise and air pollution levels. The primary benefit is that the proposed watch tower operation may save lives through quicker response by the Coast Guard at Humboldt Bay to small craft in distress or in potential distress at the Humboldt Bay entrance bar.

An environmental assessment was prepared for the proposed action and has been utilized in the decision to issue this document.

The above statement does and shall serve the sole purpose of compliance with Department of Transportation Order 5610.1B. This document is, and shall be, for the sole use of the United States Coast Guard, the United States Department of Transportation, and the United States Government, and shall have no final validity in the absence of either of the signatures called for below.

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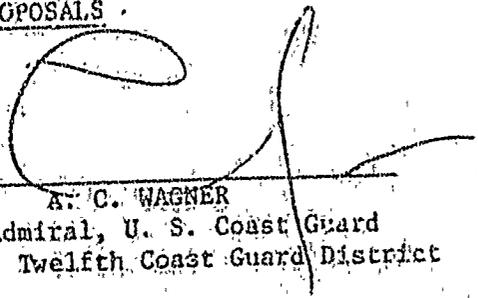
Date


J. RECKITT
Commander, U. S. Coast Guard
District Planning Officer
Twelfth Coast Guard District

(dpl)
16475

NEGATIVE DECLARATION
FOR
INTERNAL COAST GUARD
PROJECTS, ACTIONS, AND PROPOSALS

3 NOV 1977
Date



A. C. WAGNER
Vice Admiral, U. S. Coast Guard
Commander, Twelfth Coast Guard District