

MINUTE ITEM

This Calendar Item No. C13
was approved as Minute Item
No. 13 by the State Lands
Commission by a vote of 3
to 0 at its 9/25/84
meeting.

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CALENDAR ITEM

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09/25/84
W 23149
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PRC 6729

GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT:

City and County of San Francisco
450 McAllister Street, Room 600
San Francisco, California 94102

AREA, TYPE LAND AND LOCATION:

A 0.046 acre parcel of tide and submerged land,
in the Pacific Ocean, City and County of
San Francisco.

LAND USE:

Sea water collector pipeline.

TERMS OF PROPOSED PERMIT:

Initial period: 49 years beginning June 1,
1983.

CONSIDERATION:

The public 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.

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Adm. Code 2003.

APPLICANT STATUS:

Applicant is permittee of upland owner, the
U.S. Department of the Interior, National Park
Service.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fee and processing costs have been
received.

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Adm. Code: Title 2, Div. 3; Title 14,
Div. 6.

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AB 884:

10/21/84.

OTHER PERTINENT INFORMATION:

1. The seawater collector line is part of a larger system to carry salt water to the Steinhart Aquarium from the Pacific Ocean. Fresh groundwater intrusions from heavy rains in recent winters reduced water salinity at the aquarium. The seawater collector line assures a continuous supply of sea water to sustain marine life at the Steinhart facility.
2. Advance permission to construct the pipeline within State property was granted by letter January 11, 1983. Other permitting jurisdictions took similar action. The work was found to be exempt from CEQA as an emergency project (Cal. Adm. Code 15071(c)). The pipeline was installed and the staff believes, that it is appropriate to consider the collector line as an exempt project, under 2 Cal. Adm. Code 2905, existing facilities.
3. The annual rental value of the site is estimated to be \$100.00.
4. This activity involves lands which have NOT been identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. However, the Commission has declared that all tide and submerged lands are "significant" by nature of their public ownership (as opposed to "environmental significant"). Since such declaration of significance is not based upon the requirements and criteria of P.R.C. 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 2 Cal. Adm. Code 2954 is not applicable.

APPROVALS OBTAINED:

U.S. Corps of Engineers, U.S. Department of the Interior (National Park Service), State Coastal Commission.

FURTHER APPROVALS REQUIRED:
None.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 1, EXISTING FACILITY 2 CAL. ADM. CODE 2905 (a)(2).
2. AUTHORIZE ISSUANCE TO THE CITY AND COUNTY OF SAN FRANCISCO OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE BEGINNING JUNE 1, 1983; IN CONSIDERATION OF THE PUBLIC 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 A SEA WATER COLLECTOR PIPELINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

W 23149

A strip of tide and submerged land in the Pacific Ocean, San Francisco County, California, lying 10 feet on each side of Lateral Pipeline No. 6 as shown on "City and County of San Francisco, Steinhart Aquarium Saltwater Supply System Drawing, File No. 45,907" (CMF 906, California State Lands Commission Map Files).

END OF DESCRIPTION

PREPARED DECEMBER 15, 1983, BY BOUNDARY AND TITLE UNIT, LEROY WEED, SUPERVISOR

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