

This Calendar Item No. C13
was approved as Minute Item
No. 63 by the State Lands
Commission by a vote of 2
0 at its 5/23/87
meeting.

CALENDAR ITEM

A 35
S 18

C 13

05/28/87
W 23869 PRC 7082
Lipphardt

GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT: Santa Barbara County
610 Mission Canyon Road
Santa Barbara, California 93105

AREA, TYPE LAND AND LOCATION:
A 38.301-acre parcel of tide and submerged
land, located at Miramar Beach, Santa Barbara
County.

LAND USE: Installation and maintenance of buoys and buoy
line to establish a protective "special use
area" for swimmers and divers.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years beginning April 1,
1987.

CONSIDERATION: The public use, benefit, health and safety;
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.

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.

CALENDAR ITEM NO. C 13 (CONT'D)

AS 884:

10/30/87.

OTHER PERTINENT INFORMATION:

1. The Santa Barbara County Park Department, pursuant to Section 660 of the Harbors and Navigation Code, proposes to establish a "special use area" at Miramar Beach near Montecito. The establishment of the use area would prevent the use of motor-powered boats and other powered water devices within its boundaries (except in cases of emergency, or by duly constituted public officials in the performance of their duties). This use area would be available for swimming, surfing, snorkeling, scuba diving, fishing, sailing, rowing and other nonmotor-powered small boat use. The initial request to provide for the use area originated from the Miramar Beach Homeowners Association and the Miramar Beach and Tennis Club. Members of these two groups comprise 90 percent of the upland property owners. Two noticed public meetings have been held to discuss the project and no opposing testimony was received from the local residents.
2. The annual rental value of the site is estimated to be \$1,060.
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorical exempt project. The project is exempt under Class 3, New Construction of Small Structures, 2 Cal. Adm. Code 2905(c)(5).

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 Cal. Adm. Code 2905.
4. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. but will not affect those significant lands.

CALENDAR ITEM NO. C 13 (CONT'D)

APPROVALS OBTAINED:

State Department of Boating and Waterways,
County of Santa Barbara, and California Coastal
Commission.

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 3, NEW CONSTRUCTION OF SMALL STRUCTURES, 2 CAL. ADM. CODE 2905(c)(5).
2. FIND THAT THIS ACTIVITY WILL INVOLVE LANDS IDENTIFIED AS POSSESSING SIGNIFICANT ENVIRONMENTAL VALUES PURSUANT TO P.R.C. 6370, ET SEQ., BUT THAT SUCH ACTIVITY WILL HAVE NO DIRECT OR INDIRECT EFFECT ON SUCH LANDS.
3. AUTHORIZE ISSUANCE TO THE COUNTY OF SANTA BARBARA OF A TEN-YEAR GENERAL PERMIT - PUBLIC AGENCY USE BEGINNING APRIL 1, 1987; IN CONSIDERATION OF THE PUBLIC USE, PUBLIC BENEFIT, HEALTH AND SAFETY, 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 ESTABLISHMENT OF A PROTECTIVE "SPECIAL USE AREA" FOR SWIMMERS AND DIVERS ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

W 23869

A parcel of tide and submerged land in the Santa Barbara Channel at Miramar Beach, Santa Barbara County, California, said parcel being more particularly described as follows:

BEGINNING at Station 36 as shown on the map entitled "Survey of the Mean High Tide Line along the shore of Santa Barbara Channel, Vicinity of Montecito" recorded as File No. 28124 on September 8, 1960, in Miscellaneous Maps, Book 41, Page 54, Santa Barbara County Records, said point of beginning having California Coordinate System of 1927, Zone 5, coordinates of N=338,145 and E=1,508,183; thence S 09°15'09" E, 404.26 feet; thence N 63°42'19" E, 663.67 feet; thence S 89°13'52" E, 596.05 feet; thence S 76°13'48" E, 991.50 feet; thence S 81°57'05" E, 992.78 feet; thence N 01°07'24" W, 510.10 feet to Station 24 as shown on said map; thence westerly along said mean high tide line to the point of beginning.

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

This description is based on the California Coordinate System of 1927, Zone 5.

END OF DESCRIPTION

PREPARED FEBRUARY 2, 1987, BY BOUNDARY SERVICES UNIT, M. L. SHAFER, SUPERVISOR.

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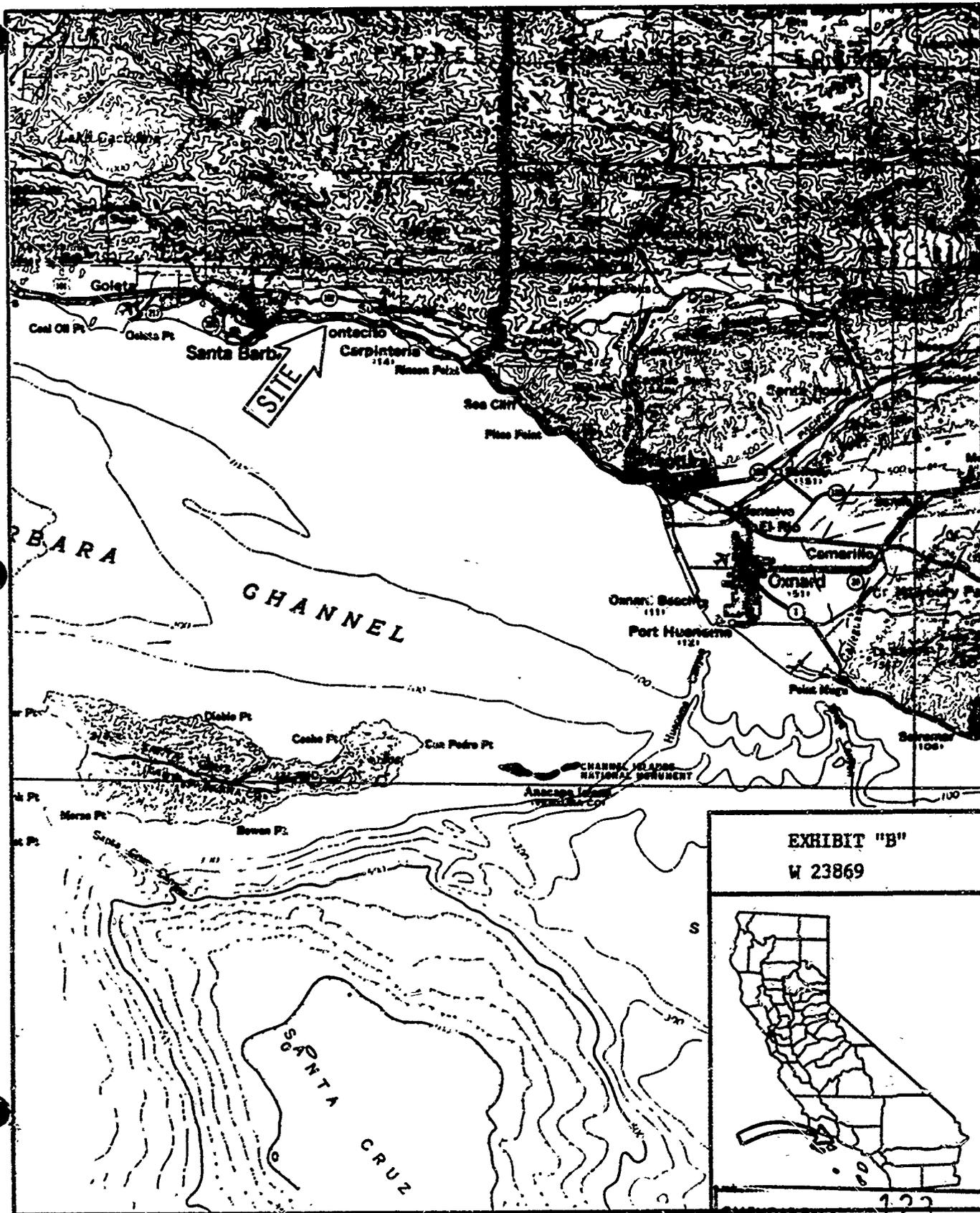


EXHIBIT "B"
 W 23869

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