

CALENDAR ITEM  
89

A Statewide

06/28/10  
M. De Bernardo

S Statewide

**RESOLUTION BY THE CALIFORNIA STATE LANDS  
COMMISSION SUPPORTING THE SAN FRANCISCO BAY IMPROVEMENT  
ACT OF 2010 (HR 5061), WHICH WOULD PROVIDE FUNDING FOR THE  
PURPOSES OF SAN FRANCISCO BAY WATER QUALITY IMPROVEMENT;  
WETLAND, RIVERINE, AND ESTUARY RESTORATION AND PROTECTION;  
NEARSHORE AND ENDANGERED SPECIES RECOVERY; AND  
ADAPTATION TO CLIMATE CHANGE.**

**WHEREAS**, the quality of life of the San Francisco Bay area is dependent on and defined by the Bay with its wildlife refuges, parks and beaches, sweeping vistas, intimate coves and waterways, and bustling ports; and

**WHEREAS**, the San Francisco Bay Estuary, including the Sacramento and San Joaquin River Delta, is the largest estuarine system on the west coasts of both North and South America, a rich national treasure providing drinking water to 23 million Californians, irrigating 4.5 million acres of farmland, containing a majority of the state's remaining coastal wetlands, and serving as a major stopover for millions of shorebirds on their annual winter migration from Alaska and the Arctic to Mexico and beyond; and

**WHEREAS**, San Francisco Bay's wetlands serve as year-round habitat for various species of birds, mammals and other wildlife, and as nursery grounds for juvenile fish and crabs, allowing them to feed in the productive marshes and take refuge from predators until they grow large and strong enough to move to open waters; and

**WHEREAS**, the San Francisco Bay Estuary supports a number of important economic activities in the region, including commercial and recreational fishing, shipping, industry, recreation, tourism, and agriculture; and

**WHEREAS**, in 2009, the city of San Francisco alone hosted 15.4 million visitors who spent \$7.8 billion during their stay, making tourism one of the most important economic engines of the Bay Area; and

**WHEREAS**, the San Francisco Bay Area is the United States' fourth largest exporting region, accounting for 36 percent of California's exports; and

**WHEREAS**, the California State Lands Commission (Commission) has jurisdiction over San Francisco Bay public trust lands, which include the rivers, sloughs, marshes and other tide and submerged lands as well as the beds of navigable waterways; and

**WHEREAS**, the Public Trust Doctrine protects the basic right of the public to use its waterways to engage in commerce, navigation, and fisheries. This includes the right to use the navigable waters of the state to fish, bathe, swim, and use for boating and other water related recreational purposes. The Public Trust Doctrine includes the preservation of trust lands in their natural state, so that they may serve as ecological units for scientific study, as open space, and as environments that provide food and habitat for wildlife including mammals, birds; and

**WHEREAS**, San Francisco Bay has shrunk by a third in the last 150 years, and only approximately 25 percent of its original wetland, riparian, and tidal mudflat habitat remain; and

**WHEREAS**, today, most of the San Francisco Bay Estuary is under threat from pollution, contaminants in sediments, invasive species, sea level rise, population pressures, and habitat loss, which consequently compromise the Bay Area's economy, tourism, recreation, and public health; and

**WHEREAS**, the San Francisco Bay Improvement Act of 2010 (H.R. 5061), would establish a San Francisco Bay Program Office within the U.S. Environmental Protection Agency and the San Francisco Bay Program Advisory Committee for the purpose of assisting and supporting the San Francisco Estuary Partnership's Comprehensive Conservation and Management Plan (CCMP), which is focused on restoring and maintaining the chemical, physical, and biological integrity of San Francisco Bay through projects, programs, and studies that address water quality improvement, wetland, riverine, and estuary restoration and protection, nearshore and endangered species recovery, and adaptation to climate change; and

**WHEREAS**, H.R. 5061 would appropriate \$100,000,000 annually for ten years for the implementation of the San Francisco Bay Improvement Act of 2010; and

**WHEREAS**, the Commission believes that the implementation of a comprehensive plan to restore and maintain the chemical, physical, and biological integrity of San Francisco Bay would greatly improve the Public Trust value of these lands for the people of the State of California; now therefore, be it

***Resolved by the California State Lands Commission*** that it supports the San Francisco Bay Improvement Act of 2010 (H.R. 5061), which would fund and implement projects, programs, and studies that address water quality improvement, wetland, riverine, and estuary restoration and protection, nearshore and endangered species recovery, and adaptation to climate change in San Francisco Bay; and be it further

***Resolved,*** that the Commission's Executive Officer transmit copies of this resolution to the President and Vice President of the United States, to the Governor of California, to the Majority and Minority Leaders of the United States Senate, to the Speaker and Minority Leader of the United States House of Representatives, and to each Senator and Representative from California in the Congress of the United States.