

3. PUBLIC AGENCY PERMIT (RIGHT-OF-WAY), SOVEREIGN LANDS, SAN MATEO COUNTY;
CITY OF SAN MATEO - W.O. N-0040, P.R.C. 3947.9.

After consideration of Calendar Item 53 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE TO CITY OF SAN MATEO OF (1) A 49-YEAR PUBLIC AGENCY PERMIT (RIGHT-OF-WAY) FROM MAY 1, 1968, IN CONSIDERATION OF THE PUBLIC HEALTH, FOR THE INSTALLATION OF AN OUTFALL SEWER LINE TO BE LOCATED ON SOVEREIGN LANDS LOCATED WITHIN THE PROJECT AREAS DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF; AND (2) A TEMPORARY RIGHT-OF-ENTRY PERMIT FOR CONSTRUCTION PURPOSES TO BEGIN MAY 1, 1968, AND END NOT LATER THAN MAY 1, 1970, WITHIN THE PROJECT AREAS DESCRIBED ON EXHIBIT "C" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF.

Attachment

Calendar Item 53 (4 pages)

53.

PUBLIC AGENCY PERMIT (RIGHT-OF-WAY)

APPLICANT: City of San Mateo

LOCATION: A permanent right-of-way within a project area of 30 x 3500 feet extending into San Francisco Bay lying parallel to and 240 feet north of the San Mateo Bridge, San Mateo County. Also, a temporary right-of-entry permit for construction purposes in a project area extending 35 feet on either side of the permanent right-of-way.

PROPOSED USE: The installation of a 54" outfall sewer line

TERM: 49 years, from May 1, 1968

CONSIDERATION: No charge (the public health)

PREREQUISITE ITEMS:

Applicant has applied for a U.S.A. Corps of Engineers permit.
Applicant is lessee or permittee of upland.
The Federal Water Pollution Control Agency has issued its permit.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509
- b. Administrative Code: Title 2, Div. 3, Secs. 2000-2011
- c. Commission policy: Minute Item 18 of November 18, 1959

OTHER PERTINENT INFORMATION:

The right-of-way agreement will provide for adequate hold harmless provisions to protect the State should a future adverse determination be made with respect to the title. The U. S. Army Corps of Engineers permit had not been issued as of April 25, 1968. However, since the City plans early construction provided all permits are issued on schedule, this transaction is placed on this agenda with the understanding that a right-of-way will not be issued until the Army permit is received.

EXHIBITS:

- A. Legal description
- B-1 through B-3. Maps
- C. Legal description
- D. Map

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO CITY OF SAN MATEO OF (1) A 49-YEAR PUBLIC AGENCY PERMIT (RIGHT-OF-WAY) FROM MAY 1, 1968, IN CONSIDERATION OF THE PUBLIC HEALTH, FOR THE INSTALLATION OF AN OUTFALL SEWER LINE TO BE LOCATED ON SOVEREIGN LANDS LOCATED WITHIN THE PROJECT AREAS DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF; AND (2) A TEMPORARY

CALENDAR ITEM 53. (CONTD.)

RIGHT-OF-ENTRY PERMIT FOR CONSTRUCTION PURPOSES TO BEGIN MAY 1, 1968, AND END NOT LATER THAN MAY 1, 1970, WITHIN THE PROJECT AREAS DESCRIBED ON EXHIBIT "C" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF.

Attachments: Exhibits "A" and "C"

EXHIBIT "A"Permanent Permit
(54" Outfall Line)Parcel A-1:

A strip of land 30 feet wide bounded on the southwesterly terminus by the Easterly line of Tide Land Surveys No. 80, San Mateo County Surveys and on the northeasterly terminus by a line drawn at right angles to and bearing Northwesterly from a 1,250 foot Northeasterly prolongation of the Northwesterly line of that Certain Quit Claim Deed from Ideal Cement Company to the State of California and Recorded May 8, 1963, in Volume 4451 at page 724, Official Records of the County of San Mateo. The Northwesterly line of said strip of land lies 61.5 feet Northwesterly of and parallel to the aforementioned prolongation.

Parcel A-2:

A strip of land 30 feet wide, bounded on the southwesterly terminus by the line described as having a recorded bearing of "S. 51° 17' 17" E. and a length of 311.36 feet" in that Certain Grant Deed from Ideal Cement Company to the State of California and recorded in Volume 2582, page 361, Official Records of the County of San Mateo and bounded on the northeasterly terminus by the Easterly line of Tide Land Survey No. 80, San Mateo County Surveys. The Northwesterly line of said strip of land lies 61.5 feet Northwesterly of and parallel to the Northwesterly line of those Certain Quit Claim Deeds from Ideal Cement Company to the State of California and recorded May 8, 1963, in Volume 4451, page 716 and page 724, Official Records of the County of San Mateo.

Parcel A-3:

A strip of land bounded on the south terminus by the line, described as having a recorded bearing of "South 69° 1/2' West and a length of 2533 and 0/10 feet" in that Certain Grant Deed from Schilling Estate Company to the State of California and recorded in Volume 2602, page 328, Official Records of the County of San Mateo and bounded on the northeasterly terminus by the line described as having a recorded bearing of "S. 51° 17' 17" E. and a length of 311.36 feet" in that Certain Grant Deed from Ideal Cement Company to the State of California and recorded in Volume 2582, page 361, Official Records of the County of San Mateo. Said strip of land lies 15 feet on each side of the following described line. Beginning at a point that is on the northeasterly terminus of said strip of land. Said beginning point lies 46.42 feet Northwesterly at right angles from the Southwesterly prolongation of the Northwesterly line of that Certain Quit Claim Deed from Ideal Cement Company to the State of California and recorded May 8, 1963, in Volume 4451, page 716, Official Records of the County of San Mateo; thence from said point of beginning Southwesterly and parallel to the aforementioned prolongation a distance of 495.39 feet to a point of curvature; thence along the arc of a curve concave to the Northwest having a radius of 1,400 feet and an arc distance of 415 feet more or less to a point on the south terminus of said strip of land.

EXHIBIT "C"Construction Permit
(54" Outfall Line)Parcel C-1:

A strip of land 100 feet wide bounded on the southwesterly terminus by the Easterly line of Tide Land Surveys No. 80, San Mateo County Surveys and on the northeasterly terminus by a line drawn at right angles to and bearing Northwesterly from a 1,250 foot Northeasterly prolongation of the Northwesterly line of that Certain Quit Claim Deed from Ideal Cement Company to the State of California and Recorded May 8, 1963, in Volume 4451 at page 724 Official Records of the County of San Mateo. The Northwesterly line of said strip of land lies 100 feet Northwesterly of and parallel to the aforementioned prolongation.

Parcel C-2:

A strip of land 100 feet wide, bounded on the southwesterly terminus by the line described as having a recorded bearing of "S. 51° 17' 17" E. and a length of 311.36 feet" in that Certain Grant Deed from Ideal Cement Company to the State of California and recorded in Volume 2582, page 361, Official Records of the County of San Mateo and bounded on the northeasterly terminus by the Easterly line of Tide Land Survey No. 80, San Mateo County Surveys. The Northwesterly line of said strip of land lies 100 feet Northwesterly of and parallel to the Northwesterly line of those Certain Quit Claim Deeds from Ideal Cement Company to the State of California and recorded May 8, 1963, in Volume 4451, page 716 and page 724 Official Records of the County of San Mateo.

Parcel C-3:

A strip of land bounded on the south terminus by the line, described as having a recorded bearing of "South 69° 43 $\frac{1}{2}$ ' West and a length of 2533 and 0/10 feet" in that Certain Grant Deed from Schilling Estate Company to the State of California and recorded in Volume 2602, page 328, Official Records of the County of San Mateo and bounded on the Northeasterly terminus by the line described as having a recorded bearing of "S. 51° 17' 17" E. and a length of 311.36 feet" in that Certain Grant Deed from Ideal Cement Company to the State of California and recorded in Volume 2582, page 361, Official Records of the County of San Mateo. Said strip of land lies 50 feet on each side for the first 710 feet and 25 feet on the North and 50 feet on the South for the remaining length of the following described line: Beginning at a point that is on the northeasterly terminus of said strip of land. Said beginning point lies 46.42 feet Northwesterly at right angles from the Southwesterly prolongation of the Northwesterly line of that Certain Quit Claim Deed from Ideal Cement Company to the State of California and recorded May 8, 1963, in Volume 4451, page 716, Official Records of the County of San Mateo; thence from said point of beginning Southwesterly and parallel to the aforementioned prolongation a distance of 495.59 feet to a point of curvature; thence along the arc of a curve concave to the Northwest having a radius of 1,400 feet and an arc distance of 415 feet more or less to a point on the South terminus of said strip of land.