

MINUTE ITEM

7/26/73
ATD.

3. 49-YEAR PUBLIC AGENCY PERMIT, TIDE AND SUBMERGED LAND IN THE BED OF PUDDING CREEK, NEAR FORT BRAGG, MENDOCINO COUNTY; CITY OF FORT BRAGG - W 20572, PRC 4793.9.

After consideration of Calendar Item 1 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. FINDS THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 108 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A PUBLIC AGENCY PERMIT AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZES THE ISSUANCE TO THE CITY OF FORT BRAGG OF A 49-YEAR PUBLIC AGENCY PERMIT FROM JULY 1, 1973, IN CONSIDERATION OF THE PUBLIC HEALTH AND SAFETY, WITH THE RESERVATION OF 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 SUBMARINE SANITARY SEWER PIPELINE ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 1 (3 pages)

CALENDAR ITEM

7/73
ATD
W 20572

1.

PUBLIC AGENCY PERMIT

APPLICANT: City of Fort Bragg.

LOCATION: A parcel of tide and submerged land in the bed of Pudding Creek, near Fort Bragg, Mendocino County.

LAND USE: The installation and maintenance of a sewer pipeline.

TERMS OF ORIGINAL LEASE:

Initial period: 49 years, from July 1, 1973.

CONSIDERATION: The public health and safety. The State reserves the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest.

PREREQUISITE TERMS:

U.S. Army Corps of Engineers permit issued.

Applicant is lessee or permittee of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Division 6, Parts 1 and 2.
- b. Administrative Code: Title 2, Division 3, Articles 1 and 2.

OTHER PERTINENT INFORMATION:

- 1. The annual rental value of the site is estimated to be \$50.
- 2. An environmental impact report was circulated in June, 1971, to affected governmental agencies through the State Clearinghouse (No. SCH 71062517). There is no record of any adverse comment.

EXHIBITS:

- A. Land Description.
- B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

- 1. FIND THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 108 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A PUBLIC AGENCY PERMIT AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.

CALENDAR ITEM NO. 1. (CONTD)

2. AUTHORIZE THE ISSUANCE TO THE CITY OF FORT BRAGG OF A 49-YEAR PUBLIC AGENCY PERMIT FROM JULY 1, 1973, IN CONSIDERATION OF THE PUBLIC HEALTH AND SAFETY, WITH THE RESERVATION OF 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 SUBMARINE SANITARY SEWER PIPELINE ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20512

A parcel of tide and submerged land 10 feet wide lying in the bed of Pudding Creek, in Section 6, T 18 N, R 17 W, MDM, County of Mendocino, State of California, lying 5 feet on each side of the following described centerline:

COMMENCING at the corner common to T 18 N and 19 N, R 17 W and 18 W, MDM; thence S 11° 50' 41" E, 1532.82 feet to the TRUE POINT OF BEGINNING; thence S 01° 37' W, 154.35 feet; thence on a tangent curve to the left with a radius of 1000 feet through a central angle of 07° 44', a distance of 134.97 feet; thence S 06° 07' E, 342.77 feet; thence on a tangent curve to the right with a radius of 1000 feet through a central angle of 09° 07', a distance of 159.12 feet to the end of the herein-described centerline.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark on each side of Pudding Creek.

This description is based upon the California Coordinate System, Zone 2.

END OF DESCRIPTION