

MINUTE ITEM

4/24/74
GRH

2. 2-YEAR PUBLIC AGENCY PERMIT, TIDELAND LOCATED NEAR THE UNINCORPORATED AREA OF SOUTH LAGUNA, ORANGE COUNTY; SOUTH LAGUNA SANITARY DISTRICT - W 20644, PRC 4895.9.

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

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT AND CERTIFIED BY SOUTH LAGUNA SANITARY DISTRICT ON JANUARY 16, 1974.
2. CERTIFIES THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT OF SOUTH LAGUNA SANITARY DISTRICT HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINES THAT THE PROJECT WILL HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT. HOWEVER, THE ENVIRONMENTAL IMPACT ASSOCIATED WITH CONSTRUCTION OF THE PROPOSED PROJECT WILL BE RELATIVELY MINOR WHEN CONTRASTED WITH THE POTENTIAL DETRIMENTAL ENVIRONMENTAL IMPACT ASSOCIATED WITH THE EXISTING INTERCEPTOR, SHOULD IT FAIL.
4. AUTHORIZES THE ISSUANCE TO THE SOUTH LAGUNA SANITARY DISTRICT OF A 2-YEAR PUBLIC AGENCY PERMIT FROM APRIL 1, 1974; IN CONSIDERATION OF THE PUBLIC 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 A TEMPORARY CONSTRUCTION STAGING AREA ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 1 (3 pages)

CALENDAR ITEM

4/74
GRH
W 20644

1.

PUBLIC AGENCY PERMIT

APPLICANT: South Laguna Sanitary District.

AREA, TYPE LAND AND LOCATION:
A 2-mile strip of tideland located near the unincorporated area of South Laguna, Orange County.

LAND USE: Temporary construction staging area.

TERM OF PROPOSED LEASE:
Initial period: 2 years, from April 1, 1974.

CONSIDERATION: The public 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.

PREREQUISITE TERMS:
Applicant is lessee or permittee of upland

STATUTORY AND OTHER REFERENCES:
a. Public Resources Code: Div. 6, Parts 1 and 2.
b. Administrative Code: Title 2, Div. 3, Arts. 1, 2 and 10.

OTHER PERTINENT INFORMATION:
1. The annual rental value of the site is estimated to be \$2,000.
2. South Laguna Sanitary District applied to the State Lands Commission for a lease covering a 2-mile strip of beach area (State tideland) to be used as a construction staging area in conjunction with the reconstruction of an existing sewer interceptor line on adjacent uplands. It was felt that construction techniques and tunnel access required that replacement sewer pipe and construction equipment be delivered to certain areas from the ocean and that various related construction activities be performed outside the tunnel on beach areas. The permit prohibits permanent improvements on State land.

South Laguna Sanitary District prepared an environmental impact report in compliance with the California Environmental Quality Act of 1970 and the State Guidelines implementing said act. The District's

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Notice of Determination pointed out that the project would have a significant effect on the environment; however, due to the potential environmental impact that would result if the existing interceptor were not repaired or replaced, and sewage were to be discharged directly into the ocean, the District approved the project. The local Regional Water Quality Control Board commented that ". . . a major failure of that (existing) interceptor is imminent and replacement is of the highest priority. . ."

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

(IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT AND CERTIFIED BY SOUTH LAGUNA SANITARY DISTRICT ON JANUARY 16, 1974.
2. CERTIFY THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT OF SOUTH LAGUNA SANITARY DISTRICT HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINE THAT THE PROJECT WILL HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT. HOWEVER, THE ENVIRONMENTAL IMPACT ASSOCIATED WITH CONSTRUCTION OF THE PROPOSED PROJECT WILL BE RELATIVELY MINOR WHEN CONTRASTED WITH THE POTENTIAL DETRIMENTAL ENVIRONMENTAL IMPACT ASSOCIATED WITH THE EXISTING INTERCEPTOR, SHOULD IT FAIL.
4. AUTHORIZE THE ISSUANCE TO THE SOUTH LAGUNA SANITARY DISTRICT OF A 2-YEAR PUBLIC AGENCY PERMIT FROM APRIL 1, 1974; IN CONSIDERATION OF THE PUBLIC 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 A TEMPORARY CONSTRUCTION STAGING AREA ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W. 20644

A strip of tidelands lying between the high and low tide lines beginning at Aliso Creek and extending southerly along the coast 2 miles to South La Senda Place, Orange County, State of California, being more particularly described as follows:

COMMENCING at the northeast corner of Section 6, T 8 S, R 8 W, SBM; thence N 89° 47' 30" W, along the northerly line of said Section 6 to the ordinary high tide line; thence southeasterly along said ordinary high tide line to Aliso Creek, said creek also being the TRUE POINT OF BEGINNING of this description; thence continuing along said high tide line 2 miles to the prolongation of the centerline of South La Senda Place; thence southwesterly to the ordinary low tide line; thence northwesterly along said low tide line 2 miles to the prolongation of Aliso Creek; thence northeasterly along said prolongation of Aliso Creek to the true point of beginning.

END OF DESCRIPTION