

MINUTE ITEM

This Calendar Item No. C2
was approved as Minute Item
No. 2 by the State Lands
Commission by a vote of 3
to 2 at its 1/26/77
meeting.

CALENDAR ITEM

1/77
W 21162
DR
PRC 5220

C2.

PUBLIC AGENCY PERMIT

APPLICANT: Fort Bragg Municipal Utilities
District No. 1
416 N. Franklin Street
Fort Bragg, California 95437

AREA, TYPE LAND AND LOCATION: An 0.896-acre parcel of tide and submerged
land in the Pacific Ocean at Fort Bragg,
Mendocino County.

LAND USE: Construction and maintenance of a deepwater
outfall pipeline.

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, FEES AND EXPENSES:
Applicant is owner of upland.
Processing costs have been received.

STATUTORY AND OTHER REFERENCES:
A. Public Resources Code: Div. 6, Parts 1 & 2.
B. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, 10 & 11.

OTHER PERTINENT INFORMATION:
1. A final environmental impact report was
prepared by J. Warren Nute, Inc., Civil
and Sanitary Engineers, pursuant to CEQA
and implementing regulations. A Notice
of Determination has been received.
2. This project is situated on State land
identified as environmentally significant,
pursuant to Public Resources Code 6370.1,
and is classified in a significant use
category, Class A: Restricted Use. The
project is determined to be a compatible
use consistent with identified significant
environmental values.
3. This project is determined to be compatible
with the identified significant environ-
mental values. During the review of the

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document through the State Clearinghouse, those agencies nominating the parcel did not find this use incompatible with their nomination.

4. The annual rental value of the site is estimated to be \$550.

EXHIBITS: A. Land Description. B. Location Map.
 C. Environmental Impact Report Summary.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT AND CERTIFIED BY FORT BRAGG MUNICIPAL IMPROVEMENT DISTRICT NO. 1 ON NOVEMBER 8, 1976.
2. CERTIFY THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT OF FORT BRAGG MUNICIPAL IMPROVEMENT DISTRICT NO. 1 HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. FIND THAT GRANTING OF THE APPLICATION WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6376.1, OF THE PUBLIC RESOURCES CODE.
5. AUTHORIZE ISSUANCE TO FORT BRAGG MUNICIPAL UTILITIES DISTRICT NO. 1, OF A 49-YEAR PUBLIC AGENCY PERMIT FROM MAY 1, 1977, 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 CONSTRUCTION AND MAINTENANCE OF A DEEPWATER OUTFALL PIPELINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21162

A 50 foot strip of tide and submerged land in the State owned bed of the Pacific Ocean, County of Mendocino, State of California, said strip being 25 feet on each side of the following described centerline:

BEGINNING at a point distant South 60° 31' 56" West 3548.26 feet from the Section corner common to Sections 1, 6, 7 and 12, Township 18 North, Ranges 17 and 18 West, Mount Diablo Base and Meridian; said point of beginning also distant North 8° 55' 56" East 889.89 feet from the United States Coast and Geodetic Survey Station "Soldier"; running thence from said point of beginning South 62° 14' 26" East 710.82 feet; thence South 44° 11' 02" East 90 feet.

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

The bearings in the above description are based upon the California Coordinate System, Zone II.

END OF DESCRIPTION

Prepared M. L. Shaf Checked [Signature]
Reviewed A. H. Gussmecke Date 9/7/76
[Signature]