

MINUTE ITEM

This Calendar Item No. C5
was approved as Minute Item
No. 5 by the State Lands
Commission by a vote of 3
to 0 at its 6/30/77
meeting.

CALENDAR ITEM

C5.

6/77
W 21163
DR
PRC 5311

PUBLIC AGENCY PERMIT

APPLICANT: Regents, University of California
(Bodega Marine Laboratory)
P. O. Box 247
Bodega Bay, California 94923

ARBA, TYPE LAND AND LOCATION:
An 0.041 acre parcel of tide and submerged
land in the Pacific Ocean at Horseshoe Cove,
Sonoma County.

LAND USE: Two seawater intake lines to be used for
research and investigating the use of societal
wastes in connection with aquaculture.

TERMS OF PROPOSED LEASE:
Initial period: 49 years from May 15, 1976.

CONSIDERATION: The public benefit, 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 & 3.
B. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, 6.5, 10 & 11.

OTHER PERTINENT INFORMATION:
1. A Negative Declaration was prepared by the
University of California 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 670.1,
and is classified in a significant use
category, Class C: Multiple Use. The
project is determined to be a compatible
use consistent with identified significant
environmental values in that those agencies
nominating the parcel have received the

CALENDAR ITEM NO. C5. (CONT'D)

project and offer no adverse comments.

3. This project is consistent with the provisions of Article 6.5 of Title 2, of the California Administrative Code in that it has received coastal zone permits.
4. The annual rental value of the site is estimated to be \$100.

EXHIBITS: A. Land Description. B. Location Map.
 C. Negative Declaration.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE UNIVERSITY OF CALIFORNIA IN JULY, 1973.
2. VERIFY THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. FIND THE GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON THE ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE PUBLIC RESOURCES CODE.
5. DETERMINE THAT THE PROJECT IS CONSISTENT WITH THE PROVISIONS OF ARTICLE 6.5, OF TITLE 2, OF THE CALIFORNIA ADMINISTRATIVE CODE.
6. AUTHORIZE ISSUANCE TO REGENTS, UNIVERSITY OF CALIFORNIA (MODECA MARINE LABORATORY), OF A 49-YEAR PUBLIC AGENCY PERMIT FROM MAY 15, 1976: IN CONSIDERATION OF THE PUBLIC BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SUE FOR MONETARY DAMAGES IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR THE SEAWALL INTEREST LINES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment. Exhibit "A"

EXHIBIT "A"

W 21163

A strip of tide and submerged land 10 feet wide in Horseshoe Cove, Sonoma County, California, lying 5 feet on each side of the following described centerline:

BEGINNING at a point on a concrete slab supporting a pump house, said point having California Zone 2 Coordinates of $X=1,692,997.45$, $Y=233,673.75$; thence $S 16^{\circ} 35' E$, 125 feet and $S 28^{\circ} 50' E$, 140 feet to the terminus of the herein described centerline.

EXCEPTING THEREFROM any portion lying above the ordinary high water mark.

Bearings and distances in the above description are based upon the California Coordinate System Zone 2.

END OF DESCRIPTION

Prepared *A. J. Kummer* Checked *M. J. Deaf*
Reviewed *J. Buttrick* Date *10/21/76*