

MINUTE ITEM

This item was approved by the State Lands Commission by a vote of 3 to 0 at its 11/3/85 meeting.

CALENDAR ITEM

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S 3

C21

01/31/85  
W 23419 PRC 6782  
Lane

APPROVAL OF A GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT: Sausalito-Marín City  
Sanitary District  
P. O. Box 212  
Sausalito, California 94965

PERMIT -

AREA, TYPE LAND AND LOCATION:  
An 0.387-acre parcel of tide and submerged land, located in San Francisco Bay at Fort Baker, Marin County.

LAND USE: Construction of a sewer treatment facility and an effluent pipeline.

TERMS OF PROPOSED PERMIT:  
Initial period: 49 years beginning January 15, 1985.

TEMPORARY USE -

AREA, TYPE LAND AND LOCATION:  
An 0.224-acre parcel of tide and submerged land, located in San Francisco Bay.

LAND USE: Construction of a cofferdam for construction of sewer treatment facilities.

TERMS OF PROPOSED TEMPORARY USE:  
Initial period: Two years beginning January 15, 1985.

CALENDAR PAGE	100
MINUTE PAGE	106

CALENDAR ITEM NO. C21' (CONT'D)

CONSIDERATION: The public use and 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.

APPLICANT STATUS: Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES: Filing fee and processing costs have been received.

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884.

06/05/85.

OTHER PERTINENT INFORMATION:

1. The applicant plans to expand and improve their wastewater treatment plant located at Fort Baker, Marin County. The proposed permit is to cover two uses of State land, one temporary and one permanent, in connection with that project.
  - A. Construction of a secondary sewer treatment facility to upgrade the existing plant located on the upland and installation of a 360' long by 30" diameter effluent pipeline to discharge treated wastewater in the bay. The planned improvements are consistent with the Basin Plan adopted by the State Water Resources Control Board. The spoils to be removed in order to dig a trench for pipeline placement and the plant improvements will be deposited at an approved United States Army Corps of Engineers disposal site. Staff recommends waiver of materials royalty due to the nature of the project.

CALENDAR ITEM NO. C21 (CONT'D)

- B. Construction of a temporary cofferdam during the construction phase of the entire project because of difficult upland access to the workplace. The contractor plans to sink barges and dewater the area. The permit provides for a reasonable construction limiting date and the return of State land to its original condition.
2. The annual rental value of the site is estimated to be \$1,869.
1. An environmental analysis document was prepared, circulated, and adopted for this project by The San Francisco Bay Conservation and Development Commission as provided under P.R.C. 21080.5 and 14 Cal. Adm. Code 15251(h).

The staff of the State Lands Commission has reviewed such environmental analysis document and believes that the conditions have been met for the Commission to use the document as an EIR substitute as a Responsible Agency as provided under 14 Cal. Adm. Code 15253.

4. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

**APPROVALS OBTAINED:**

United States Army Corps of Engineers, BCDC.

**FURTHER APPROVALS REQUIRED:**

None.

**EXHIBITS:**

- A. Land Description.
- A-1. Land Description.
- B. Location Map.

CALENDAR PAGE	102
MINUTE PAGE	108

CALENDAR ITEM NO. 021 (CONT'D)

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT AN ENVIRONMENTAL ANALYSIS DOCUMENT WAS PREPARED, CIRCULATED, AND ADOPTED FOR THIS PROJECT BY THE SAN FRANCISCO BAY CONSERVATION AND DEVELOPMENT COMMISSION UNDER ITS CERTIFIED STATE REGULATORY PROGRAM (14 CAL. ADM. CODE 15251(h)); AND THAT THE CONDITIONS AS SPECIFIED IN 14 CAL. ADM. CODE 15253(b) HAVE BEEN MET FOR THE COMMISSION TO USE SUCH ENVIRONMENTAL ANALYSIS DOCUMENT AS AN EIR SUBSTITUTE AS A RESPONSIBLE AGENCY.

MAKE THE FOLLOWING SPECIFIC FINDINGS:

IMPACTS:

BAY FILL AND RELEASE OF SEWAGE EFFLUENT INTO THE WATERS OF SAN FRANCISCO BAY.

FINDING:

- a) CHANGES OR ALTERATIONS HAVE BEEN REQUIRED IN, OR INCORPORATED INTO, THE PROJECT WHICH AVOID OR SUBSTANTIALLY LESSEN THE SIGNIFICANT ENVIRONMENTAL EFFECT AS IDENTIFIED IN THE FINAL EIR.
- b) SUCH CHANGES OR ALTERATIONS ARE WITHIN THE RESPONSIBILITY OF ANOTHER PUBLIC AGENCY AND NOT THE AGENCY MAKING THE FINDING. SUCH CHANGES HAVE BEEN ADOPTED BY SUCH OTHER AGENCY OR CAN AND SHOULD BE ADOPTED BY SUCH OTHER AGENCY.
- c) DETERMINE THAT THE PROJECT, AS APPROVED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.

FACTS SUPPORTING FINDING:

PROPOSALS TO PLACE FILL IN SAN FRANCISCO BAY ARE GOVERNED BY THE PROVISIONS OF THE MCATEER-PETRIS ACT WHICH IS ADMINISTERED BY THE SAN FRANCISCO BAY CONSERVATION AND DEVELOPMENT COMMISSION (BCDC). BCDC HAS REQUIRED A SIX THOUSAND DOLLAR DONATION FROM THE PERMITEE TO THE CITY OF SAUSALITO FOR THE PURPOSE OF COMPLETION OF A MARSH ENHANCEMENT PROJECT AT DUNPHY PARK AS MITIGATION FOR THE PROJECT.

CALENDAR ITEM NO. C21 (CON'D)

SEWAGE DISCHARGES INTO THE WATERWAYS OF THE STATE COME UNDER THE JURISDICTION OF THE WATER RESOURCES CONTROL BOARD UNDER THE PROVISIONS OF THE PORTER-COLOGNE ACT. THE SAN FRANCISCO BAY PLAN SPECIFICALLY NAMES THE REGIONAL WATER QUALITY BOARD AS THE AGENCY CHARGED WITH THE RESPONSIBILITY TO ESTABLISH REQUIREMENTS AND ENFORCEMENT PROCEEDINGS TO CONTROL WATER POLLUTION IN SAN FRANCISCO BAY.

2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
3. AUTHORIZE ISSUANCE TO SAUSALITO-MARIN CITY SANITARY DISTRICT OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE BEGINNING JANUARY 15, 1985; IN CONSIDERATION OF THE PUBLIC USE AND 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, AND WAIVE ANY DREDGING ROYALTIES; FOR CONSTRUCTION OF A SEWER TREATMENT FACILITY AND AN EFFLUENT PIPELINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF; AND FOR CONSTRUCTION OF A TEMPORARY COFFERDAM ON THE LAND DESCRIBED ON EXHIBIT "A-1" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

## EXHIBIT "A"

## LAND DESCRIPTION

W23419

A parcel of tide and submerged land in San Francisco Bay, Marin County, California, described as follows:

BEGINNING at a point on the Northerly boundary of the Fort Baker Military Reservation, said point also being on the Southerly boundary of the Edward Harrison Tract, filed in Book 1, Page 3, Marin County Records, said point lies S 74° 45' W 84 feet from copper rod set in a large rock; thence leaving said boundary line S 12° 10' E 60.00 feet; S 16° 32' E 76.00 feet, S 7° 30' E 60.00 feet, S 4° 00' E 49.00 feet, S 2° 30' E 152.49 feet, N 76° 13' 40" E 45.00 feet, S 9° 35' E 290.68 feet, S 13° 40' W 219.92 feet, N 82° 22' 06" E 258.00 feet, S 7° 37' 54" E 5.00 feet, S 82° 22' 06" W 259.79 feet, S 19° 49' E 457.13 feet, S 73° 39' W 256.86 feet, N 19° 59' W 113.10 feet, S 48° 09' W 25.00 feet, N 41° 51' W 50.00 feet, N 48° 09' E 12.28 feet, N 23° 04' W 102.63 feet, N 66° 56' E 36.00 feet, N 5° 19' 20" E 16.00 feet, N 27° 42' W 30.00 feet, N 9° 52' W 117.12 feet, N 20° 04' E 84.78 feet, N 44° 57' E 39.91 feet, N 5° 19' 20" E 14.13 feet, S 80° 14' 16" W 107.15 feet, S 67° 01' 35" W 33.00 feet, S 8° 07' 56" W 5.00 feet, N 81° 52' 04" W 14.00 feet, N 8° 07' 56" E 14.00 feet, S 81° 52' 04" E 7.10 feet, N 8° 28' 26" E 55.12 feet, S 81° 52' 04" E 10.00 feet, S 8° 28' 26" W 56.58 feet, N 67° 01' 35" E 28.65 feet, N 80° 14' 16" E 106.96 feet, N 5° 19' 20" E 8.48 feet, N 59° 15' W 102.46 feet, N 30° 45' E 5.00 feet, S 59° 15' E 101.57 feet, N 5° 19' 20" E 439.60 feet, N 76° 13' 40" E 63.61 feet, N 2° 30' W 154.36 feet, N 4° 00' W 48.57 feet, N 7° 20' W 58.89 feet, N 16° 32' W 75.53 feet, N 12° 10' W 59.90 feet to the aforementioned boundary line; thence along said boundary line N 74° 45' E 10.01 feet to the point of beginning. The basis of bearing of this description is the same as the Edward Harrison Tract, above referred.

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

END OF DESCRIPTION

REVIEWED JANUARY 7, 1985 BY BOUNDARY SERVICES UNIT, M. L. SHAFER, SUPERVISOR.

CALENDAR PAGE	105
MINUTE PAGE	111

EXHIBIT "A-1"  
LAND DESCRIPTION

W23419

A parcel of tide and submerged land in San Francisco Bay, Marin County, California, described as follows:

COMMENCING at a point on the Northerly boundary of the Fort Baker Military Reservation, said point also being on the Southerly boundary of the Edward Harrison Tract, filed in Book Page 3, Marin County Records, said point lies S 74° 45' W 84 feet in copper rod set in a large rock: thence leaving said boundary S 12° 10' E 60.00 feet, S 16° 32' E 75.00 feet, S 7° 30' E 60.00 feet, S 4° 00' E 49.00 feet, S 2° 30' E 152.49 feet, N 76° 13' 40" E 45.00 feet, S 9° 35' E 290.68 feet, S 13° 40' W 99.92 feet to the TRUE POINT OF BEGINNING: thence S 13° 40' W 120.00 feet; thence S 12° 04' W 5.31 feet; thence S 19° 49' E 190.00 feet; thence N 70° 11' E 40.00 feet; thence N 19° 49' W 185.00 feet; thence N 4° 59' 28" W 113.37 feet to the point of beginning.

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

END OF DESCRIPTION.

REVIEWED JANUARY 7, 1985 BY BOUNDARY SERVICES UNIT, M. L. SHAFER, SUPERVISOR.

CALENDAR PAGE	106
MINUTE PAGE	112

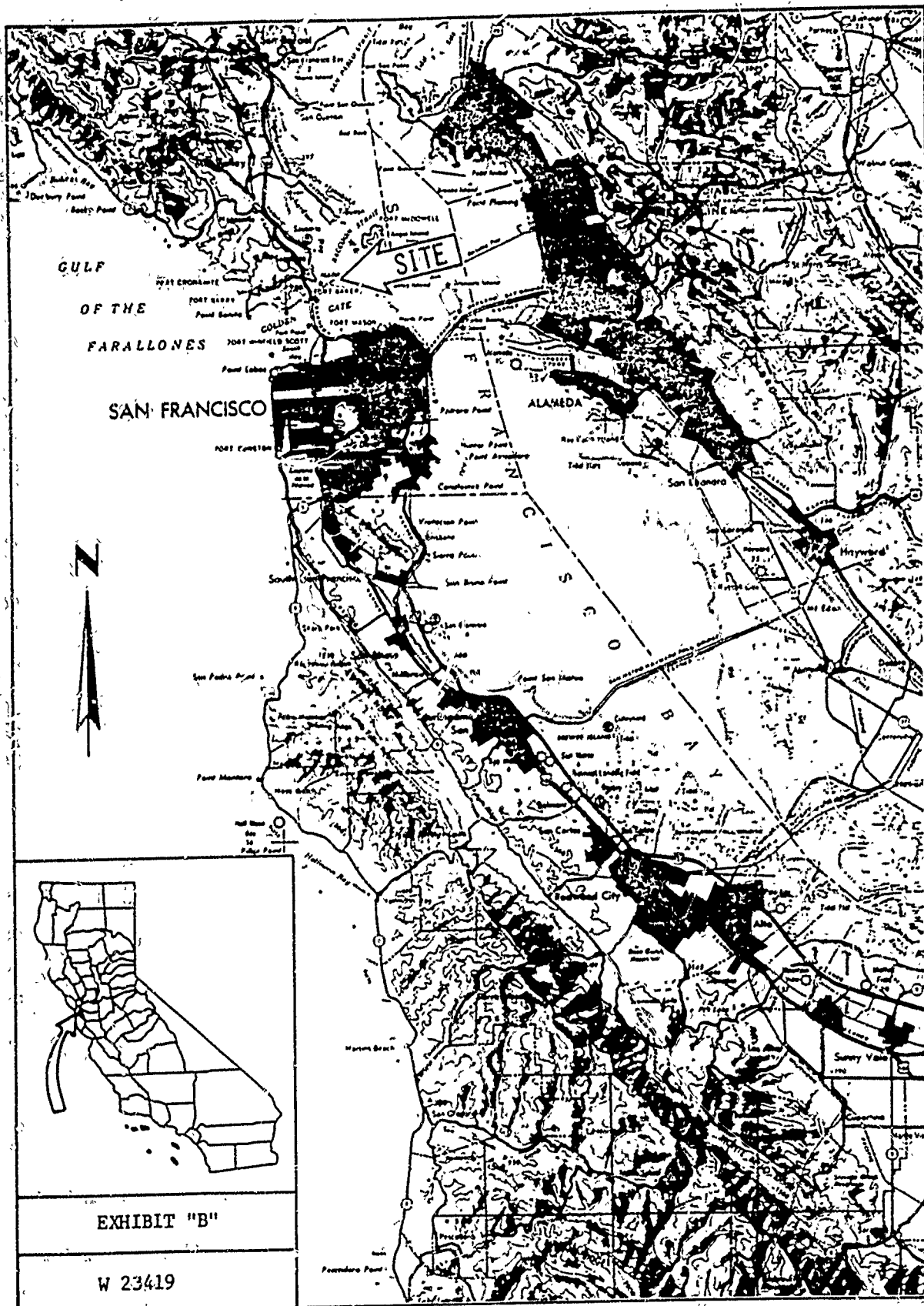


EXHIBIT "B"

W 23419

CALENDAR PAGE	107
MINUTE PAGE	113