

**CALENDAR ITEM  
C23**

A 35  
S 19

05/05/08  
WP 2301.9  
A. Scott

**GENERAL LEASE - PUBLIC AGENCY USE**

**APPLICANT:**

Summerland Sanitary District  
P. O. Box 417  
Summerland, California, 93067-0417

**AREA, LAND TYPE, AND LOCATION:**

0.35 acres, more or less, of sovereign lands in the Pacific Ocean, near Summerland, Santa Barbara County.

**AUTHORIZED USE:**

Continued operation and maintenance of an existing 12-inch diameter sewer outfall pipeline and marker buoy.

**LEASE TERM:**

20 years, beginning December 3, 2007.

**CONSIDERATION:**

Public health and safety with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

**SPECIFIC LEASE PROVISIONS:**

Insurance:

\$1,000,000 combined single limit.

Other:

The Applicant is required to conduct periodic external inspections of the outfall pipeline and will provide copies of all inspection documents to Commission staff.

**OTHER PERTINENT INFORMATION:**

1. Applicant owns the uplands adjoining the lease premises.

CALENDAR ITEM NO. **C23** (CONT'D)

2. In 1958, the Commission authorized a lease to the District for a term of 49 years. That lease expired on December 2, 2007. The District has applied for a new lease covering this existing outfall pipeline.
3. The existing outfall pipeline is used for the discharge of tertiary treated wastewater effluent to the Pacific Ocean. The pipeline is inspected regularly and was last inspected on May 30, 2007, and no evidence of leakage, spills or structural damage was observed.
4. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; Title 14, California Code of Regulations, section 15301.

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300.

5. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 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:**

Regional Water Quality Control Board NPDES Permit No. CA0048054.

**EXHIBITS:**

- A. Site Map
- B. Land Description

**RECOMMENDED ACTION:**

IT IS RECOMMENDED THAT THE COMMISSION:

**CEQA FINDING:**

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT

CALENDAR ITEM NO. C23 (CONT'D)

PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15301.

**SIGNIFICANT LANDS INVENTORY FINDING:**

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

**AUTHORIZATION:**

AUTHORIZE ISSUANCE OF A GENERAL LEASE - PUBLIC AGENCY USE, TO SUMMERLAND SANITARY DISTRICT BEGINNING DECEMBER 3, 2007, FOR A TERM OF 20 YEARS, FOR THE CONTINUED OPERATION AND MAINTENANCE OF A 12-INCH SEWER OUTFALL PIPELINE AND MARKER BUOY AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION BEING THE PUBLIC HEALTH AND SAFETY WITH THE STATE RESERVING THE RIGHT TO SET A MONETARY RENT IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATES BEST INTEREST; AND LIABILITY INSURANCE IN AN AMOUNT OF NO LESS THAN \$1,000,000.