

MINUTE ITEM

11/21/74
ACS

8. AMENDMENT TO PUBLIC AGENCY PERMIT PRC 3228, TIDE AND SUBMERGED LAND, GULF OF SANTA CATALINA, SAN DIEGO COUNTY; CARDIFF SANITATION DISTRICT AND SOLANA BEACH SANITATION DISTRICT, AS TENANTS IN COMMON - W 20468, PRC 3228.

After consideration of Calendar Item 6 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 CARDIFF, RANCHO SANTA FE AND SOLANA BEACH SANITATION DISTRICTS ON JANUARY 23, 1973.
2. CERTIFIES THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT OF CARDIFF, RANCHO SANTA FE AND SOLANA BEACH SANITATION DISTRICTS HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINES THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZES THE ISSUANCE TO CARDIFF SANITATION DISTRICT AND SOLANA BEACH SANITATION DISTRICT, AS TENANTS IN COMMON, OF AN AMENDMENT TO THEIR EXISTING PERMIT PRC 3228 WHICH INCREASES THE LEASED AREA, EFFECTIVE JANUARY 1, 1975; IN CONSIDERATION OF THE PUBLIC HEALTH AND SAFETY, WITH THE STATE RESERVING THE RIGHT TO SET A MONETARY RENTAL AT ANY TIME IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST.

Attachment:

Calendar Item 6 (3 pages)

CALENDAR ITEM

6.

11/74
ACS
W 20468

AMENDMENT TO PUBLIC AGENCY PERMIT PRC 3228.9

APPLICANT: Cardiff Sanitation District and Solana Beach Sanitation District, as tenants in common.

AREA, TYPE LAND AND LOCATION:
7.03 acres of tide and submerged land, Gulf of Santa Catalina, San Diego County.

LAND USE: Construction, operation and maintenance of an existing sewer outfall line with a 4015-foot proposed extension thereof.

TERMS OF ORIGINAL LEASE:
Initial period: 49 years, from January 28, 1965.
Consideration: Public health and safety.

TERMS OF PROPOSED AMENDMENT:
Period: 49 years, from January 28, 1965.

CONSIDERATION: The public health and safety, with the State reserving the right to set a monetary rental at any time 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;
Div. 13, Ch. 4, Sec. 21151.
b. Administrative Code: Title 2, Div. 3, Arts. 1, 2 & 10.

OTHER PERTINENT INFORMATION:
1. In place of a Notice of Determination, the applicant has provided a copy of an action of the Board of Directors of Cardiff, Rancho Santa Fe and Solana Beach Sanitation Districts, dated January 23, 1973, approving and ordering the filing of environmental impact statements covering three proposed projects, one of which was the proposed project effected by this lease, in accordance with the Board's Policy I-40. Since this action predates the promulgation of the State Lands Division's implementing rules as to environmental guidelines, it is the staff's opinion that the Board action, dated January 23, 1973, may be accepted in place of a Notice of Determination.

CALENDAR ITEM NO. 6. (CONTD)

2. This amendment accomplishes an extension to the existing sewer outfall, the leased area increases from 2.84 acres to 7.03 acres. All other terms and conditions of Lease PRC 3228.9 are to remain in full force and effect.

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 CARDIFF, RANCHO SANTA FE AND SOLANA BEACH SANITATION DISTRICTS ON JANUARY 23, 1973.
2. CERTIFY THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT OF CARDIFF, RANCHO SANTA FE AND SOLANA BEACH SANITATION DISTRICTS HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZE THE ISSUANCE TO CARDIFF SANITATION DISTRICT AND SOLANA BEACH SANITATION DISTRICT, AS TENANTS IN COMMON, OF AN AMENDMENT TO THEIR EXISTING PERMIT PRC 3228.9 WHICH INCREASES THE LEASED AREA, EFFECTIVE JANUARY 1, 1975; IN CONSIDERATION OF THE PUBLIC HEALTH AND SAFETY, WITH THE STATE RESERVING THE RIGHT TO SET A MONETARY RENTAL AT ANY TIME IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20468

Those parcels of tide and submerged land lying in the bed of the Pacific Ocean, Gulf of Santa Catalina off Cardiff State Beach near Solana Beach, San Diego County, State of California, being more particularly described as follows:

PARCEL 1:

A strip of tide and submerged land 30 feet wide, lying 15 feet on each side of the following described centerline:

COMMENCING at a 4" x 4" concrete monument, located on the west side of State Highway XI-SD-2-A at Station 301+01.72-A; thence along said west line of State Highway XI-SD-2-A, N 11° 23' 05" W, 441.61 feet; to the line common to Lots 97 and 98, Block F of Crescent Beach Subdivision as shown on Map No. 1642 in the Office of the County Recorder; thence S 79° 33' 15" W, 100 feet to the TRUE POINT OF BEGINNING; thence continuing S 79° 33' 15" W, 1941 feet to a point hereinafter referred to as Point "A"; thence continuing S 79° 33' 15" W, 2000 feet; thence S 10° 26' 45" E, 210 feet to a point hereinafter referred to as Point "B" and the end of the herein-described centerline.

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

PARCEL 2:

A strip of submerged land 30 feet wide lying 15 feet on each side of the following described centerline:

COMMENCING at the aforementioned Point "A"; thence S 10° 26' 45" E, 15 feet to the TRUE POINT OF BEGINNING; thence continuing S 10° 26' 45" E, 236 feet; thence S 79° 33' 15" W, 1985 feet to the end of the herein-described centerline.

PARCEL 3:

A strip of submerged land 30 feet wide lying 15 feet on each side of the following described centerline:

BEGINNING at the aforementioned Point "B"; thence S 10° 26' 45" E, 41 feet; thence S 79° 33' 15" W, 4015 feet to the end of the herein-described centerline.

END OF DESCRIPTION