

MINUTE ITEM

This Calendar Item No C 2  
was approved as Minute Item  
No 2 by the State Lands  
Commission by a vote of 3  
to 0 at its 4-28-76 CALENDAR ITEM  
meeting. C2

4/76  
WP 1399  
ACS

AMENDMENT OF LIFE OF STRUCTURE PERMIT

APPLICANT: San Diego Unified Port District  
3165 Pacific Highway  
San Diego, California 92112

AREA, TYPE LAND AND LOCATION:  
An 0.964 acres of tide and submerged land  
in San Diego Bay, San Diego County.

LAND USE: Reconstruction, operation and maintenance of  
boating launching facilities.

TERMS OF ORIGINAL LEASE:  
Initial period: Life of structure, from  
June 28, 1954.

Consideration: Public use and benefit.

TERMS OF PROPOSED LEASE:  
Initial period: 49 years, from September  
1, 1975.

CONSIDERATION: The public use and benefit with 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.

Royalty: Lessor agrees that Lessee may  
perform periodic maintenance  
dredging within the area described  
in Section 4 hereof without further  
permit from Lessor, provided, how-  
ever, that Lessee must notify  
Lessor of the amount of material  
dredged and the area of disposal.  
If the area of disposal is other  
than sovereign land of the State,  
then Lessee will be subject to a  
royalty charge computed in accordance  
with the then existing regulations  
of Lessor.

PREREQUISITE TERMS, FEES AND EXPENSES:  
Applicant is owner of upland.

Filing fee and processing costs has been  
received.

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CALENDAR ITEM NO. C2 (CONTD)

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. The annual rental value of the site is estimated to be \$50,000.
2. A final Environmental Impact Report was prepared for this project by San Diego Unified Port District, pursuant to CEQA and implementing regulation. A Notice of Determination has been received.
3. This project is situated on State land identified as environmentally significant pursuant to Public Resource Code 6370.1, 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.

This classification is the result of nominations received from the California Department of Fish and Game. Staff of the Fish and Game informed the Division that this project would have no significant impact on their identified values.

4. The project is proposed to reconstruct an existing rock breakwater which extends out of the granted tide lands of the District. The facility has been in operation for some time and the breakwater as it exists is outside of the area originally leased for its construction. This amendment will correct this situation.
5. No adverse effects to the environment have been noted during the past years of its operation and none are foreseen for the future.
6. The boat launching facilities are operated and maintained by the Port District and no charges are made to the public for its use.

EXHIBITS: A. Land Description. B. Location Map.

CALENDAR ITEM NO. C2 (CONTD)

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT AND CERTIFIED BY SAN DIEGO UNIFIED PORT DISTRICT ON OCTOBER 8, 1974.
2. CERTIFY THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT OF SAN DIEGO UNIFIED PORT DISTRICT 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 6370.1 ET SEQ. OF THE PUBLIC RESOURCES CODE.
5. AUTHORIZE ISSUANCE TO SAN DIEGO UNIFIED PORT DISTRICT OF AN AMENDMENT TO LEASE PRC 1399.9 FOR A TERM OF 49-YEARS FROM SEPTEMBER 1, 1975; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT WITH 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 RECONSTRUCTION, OPERATION AND MAINTENANCE OF BOAT LAUNCHING FACILITIES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

WP 1399

A portion of the State owned bed of San Diego Bay, San Diego County, California, described as follows:

COMMENCING at Station No. 431 on the Combined U. S. Pierhead and Bulkhead Line established by the United States Engineers and delineated on map entitled "Harbor Lines, San Diego Bay, California", file No. 425.1, approved by the Secretary of the Army on August 18, 1965, and filed in the office of the District Engineer, Los Angeles, California; thence S 44° 33' 11" W a distance of 356.77 feet along said Combined U. S. Pierhead and Bulkhead Line to the TRUE POINT OF BEGINNING of the tract herein described; thence continuing S 44° 33' 11" W a distance of 420.00 feet along said Combined U. S. Pierhead and Bulkhead Line; thence leaving said Line S 45° 26' 49" E a distance of 100.00 feet; thence N 44° 33' 11" E a distance of 420.00 feet; thence N 45° 26' 49" W a distance of 100.00 feet to the point of beginning;

END OF DESCRIPTION

Prepared

*Beaulieu Blake*

Checked

*Paul C. [Signature]*

Reviewed

*[Signature]*

Date

*12/11/75*

