

RESOLUTION 2015-105

RESOLUTION AUTHORIZING STAFF TO SUBMIT A GRANT APPLICATION TO THE WILDLIFE CONSERVATION BOARD OF THE STATE OF CALIFORNIA FOR THE SHELTER ISLAND BOAT LAUNCH FACILITY IMPROVEMENTS PROJECT

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the Legislature in 1962 pursuant to Harbors and Navigation Code Appendix I, (Port Act); and

WHEREAS, the District has the authority to construct, operate, and maintain maritime facilities, including without limitation the Shelter Island Boat Launching Facility under Port Act § 87; and

WHEREAS, the District seeks to improve the services offered by the Shelter Island Boat Launch Facility (Facility) through, among other things, installation of publicly accessible walking platforms with viewing areas, regrading and repaving of the vehicle and trailer ramp, and the replacement of the ten lane boat launching ramp and jetties (Project); and

WHEREAS, the California State Department of Boating and Waterways (DBW) provides grant funding to renovate and improve boating infrastructure; and

WHEREAS, staff submitted a grant application to DBW for the Project, pursuant to Board Resolution No. 2014-42; and

WHEREAS, following submission of the grant application to DBW, the State of California Wildlife Conservation Board (WCB) expressed interest in being added to the project as a funding partner with existing and available funding through their public access program; and

WHEREAS, the DBW and WCB have proposed to co-fund and partner with the District on this Project, and staff recommends submitting a grant application to WCB for the Project to accommodate this request; and


WHEREAS, WCB requires a Board resolution containing the following elements in order to consider the application proposed by District staff: (a) endorsement of the project, (b) identification of a person or persons authorized to sign all project agreements, (c) commitment to operate and maintain the project

upon completion for a period of time not less than 25 years; and (d) provide for local funding, if appropriate; and

WHEREAS, the application for the grant does not bind the District to accept grant funds or proceed with the Project, which staff will bring to the Board for subsequent approvals if appropriate; the District retains sole and absolute discretion to (a) accept grant funds and enter into agreements with WCB and DBW; (b) prepare, adopt or certify a Mitigated Negative Declaration (MND) or an Environmental Impact Report (EIR) pursuant to the California Environmental Quality Act (CEQA) for the Project; (c) make decisions regarding approvals or disapprovals related to the Project, including whether to issue a Coastal Development Permit for the same; (d) adopt any and all feasible mitigation measures to lessen potentially significant environmental impacts of the Project; and (e) modify the Project and/or adopt alternatives, including the "no project" alternative, or a statement of overriding considerations in connection with the CEQA process.

NOW, THEREFORE, BE IT RESOLVED by the Board of Port Commissioners that the San Diego Unified Port District hereby authorizes the Executive Director or her designee to sign and submit a grant application to the Wildlife Conservation Board of the State of California for the Shelter Island Boat Launch for the Facility Improvement Project. The Board of Port Commissioners further resolves that it endorses the Project and its long-term operation and maintenance if completed, while also expressly reserving unfettered discretion with respect to any subsequent decisions regarding the Project, including but not limited to those enumerated above.

APPROVED AS TO FORM AND LEGALITY:
GENERAL COUNSEL

By: 
Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 8th day of September, 2015, by the following vote:

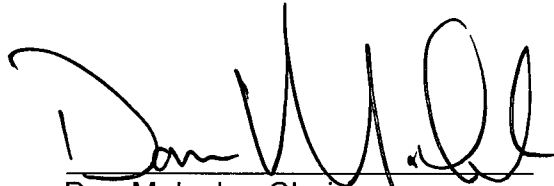
AYES: Bonelli, Castellanos, Malcolm, Merrifield, Moore, Nelson, and Valderrama.

NAYS: None.

EXCUSED: None.

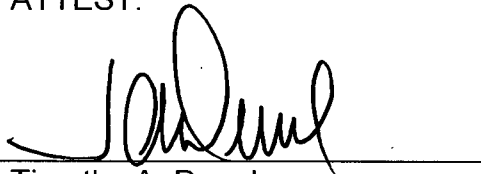
ABSENT: None.

ABSTAIN: None.



Dan Malcolm, Chairman
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)

