

Resolution No. 18-02
of the
San Mateo County Harbor District
to

Take Actions Relative to the Rescission of the October 5, 2016 District Approval of Three Captains Hoist Location

Whereas, on March 13, 2013 the San Mateo County Harbor District (District) and Three Captains Sea Products (Three Captains) entered into a lease agreement for the purpose of operating a commercial fish buying business on the Johnson Pier; and

Whereas, the lease allows Three Captains to install a second winch and hoist at a location approved by the District, subject to all necessary permits and approvals; and

Whereas, at its meeting on October 5, 2016, the District approved Three Captains request for a second hoist at a specified location; and

Whereas, on February 8, 2018, the California Coastal Commission is scheduled to meet to consider Three Captains' application for a Coastal Development Permit for installation of said hoist; and

Whereas, the Board of Commissioners has received public testimony and makes the following Findings:

1. All tenant fish buyers have a right under their lease to a second hoist at a location approved by the District.
2. Three Captains has historically used a second hoist at the North West corner of Johnson Pier.
3. The District has prioritized a comprehensive planning approach to promoting safety and improvement of Johnson Pier, emphasizing the need for public input from all stakeholders.
4. Operations on Johnson Pier should be conducted in the public interest, with safety and equity for all stakeholders who use the Pier.
5. Insufficient information was presented at the October 5, 2016 meeting regarding the impact of Three Captains' additional hoist on other tenants' operation on Johnson Pier.
6. Safety on Johnson Pier is paramount. This Commission has not reviewed or approved Three Captains' proposed safety plan for use of an additional hoist without requiring relocation of District facilities, and the current permit application does not reflect a plan considered or approved by the Commission.

7. This Commission has received public comment and believes that the installation of any hoist on Johnson Pier must be based on a plan crafted by all stakeholders to maximize the safety and security of fish-buying operations on Johnson Pier and minimize risks to the fish buyers, their employees, and the public.

Whereas, based on the above Findings, the Board of Harbor Commissioners finds that the public is best served if the District rescinds its prior approval for location of the hoist as requested.

Now, Therefore, Be It Resolved that the Board of Harbor Commissioners of the San Mateo County Harbor District (Board) rescinds its October 5, 2016 approval of the Three Captains hoist location; and

Be it Further Resolved, that the Board directs the General Manager to communicate to the Coastal Commission the action taken by way of this Resolution and authorizes the General Manager to attend the February 8, 2018 Coastal Commission meeting for that purpose; and

Be it Further Resolved, that the Board directs the General Manager to work with Three Captains and all stakeholders to develop a comprehensive plan, to be brought back to the Board for approval, for improvements to the Johnson Pier, including additional hoists consistent with all tenants' lease rights and consistent with the public interest in the best and safest operation of Johnson Pier. and

Be it Further Resolved, that the Board authorizes the General Manager to approve, until such time as a comprehensive plan is approved by the Board, a properly submitted application by Three Captains for a second hoist at the historical and previously used location at the northwest corner of Johnson Pier Terminus.

Approved this 5th day of February, 2018 at a special meeting of the Board of Commissioners by a recorded vote as follows:

For: Mattusch, Larenas, Chang Kiraly, Brennan
Against: None
Absent: Bernardo
Abstention: None

ATTESTED


Debbie Gehret
Deputy Secretary


Virginia Chang-Kiraly
President