

**Resolution No. 18-15**  
of the  
**San Mateo County Harbor District**  
to  
**Authorize Three Captains Seafood to Install and Use a Hoist on the  
South Side of Johnson Pier**

**Whereas**, in March, 2013, the San Mateo County Harbor District (District) entered into a lease with Three Captains Sea Products, Inc. (Three Captains) for a fish buying facility on Johnson Pier (the Lease); and

**Whereas**, in March 28, 2014, the San Mateo County Harbor District's then Harbor Master authorized Three Captains to install a hoist on the south side of Johnson Pier for a one-year trial period, in accordance with the terms of the Lease; and.

**Whereas**, after the one-year trial period ended, the hoist was removed and the District's Board of Harbor Commissioners (Commission), at its meeting on October 5, 2016, ultimately approved a request by Three Captains to install a hoist on the north side of Johnson Pier; and

**Whereas**, at a special meeting on February 5, 2018, the Commission considered the impacts of Three Captains' additional hoist on the operations of Johnson Pier and rescinded its earlier approval for Three Captains to install a hoist at the location on the north side of Johnson Pier; and

**Whereas**, Three Captains disputed the Commission's February 5, 2018 action, among other things, and subsequently Three Captains and the District submitted a dispute regarding the hoist to binding arbitration, pursuant to the terms of the Lease, and the arbitrator on October 12, 2018 issued a Final Award, directing the District to authorize Three Captains to install a second hoist on the south side of Johnson Pier.

**Now Therefore, be it resolved** that the Board of Harbor Commissioners of the San Mateo County Harbor District authorizes Three Captains to install and use a second hoist at the south side location originally approved by the Harbor Master on March 28, 2014 described on the map attached as Exhibit A to this Resolution; and

**Be it Further Resolved**, that the Board of Harbor Commissioners of the San Mateo County Harbor District finds the installation of the hoist at the location specified on Exhibit A is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline 15300 et seq.; and

**Be it Further Resolved**, that the Board of Harbor Commissioners of the San Mateo County Harbor District authorizes and directs the General Manager to take all actions necessary to give effect to this Resolution and to ensure continued safe operations of Johnson Pier.

Approved this 17<sup>th</sup> day of October 2018 at the regular meeting of the Board of Commissioners by a recorded vote as follows:

For: Chang Kiraly, Mattusch, Larenas

Against: Brennan

Absent: Bernardo

Abstention:

Attested

  
Debbie Gehret  
Deputy Secretary

**BOARD OF HARBOR COMMISSIONERS**

  
Virginia Chang Kiraly  
President

**Exhibit A**

**Hoist location on Johnson Pier**



10/17/18