

**State of California
Office of Administrative Law**

In re:
San Francisco Bay Conservation and
Development Commission

Regulatory Action:

Title 14, California Code of Regulations

Amend section: 11900(a)

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Government Code Sections 11349.3 and
11354.1

OAL Matter Number: 2020-1118-03

OAL Matter Type: Regular (S)

This action amends the San Francisco Waterfront Special Area Plan by modifying various policies regarding historic ships.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 12/31/2020 pursuant to section 11354.1 of the Government Code.

Date: December 31, 2020



Eric Partington
Senior Attorney

For: Kenneth J. Pogue
Director

Original: Lawrence J. Goldzband,
Executive Director

Copy: Lawrence J. Goldzband

STATE OF CALIFORNIA—OFFICE OF ADMINISTRATIVE LAW
NOTICE PUBLICATION/REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 10/2019)

OAL FILE NUMBERS	NOTICE FILE NUMBER	REGULATORY ACTION NUMBER	EMERGENCY NUMBER
	Z-	2020-1118-03	

For use by Office of Administrative Law (OAL) only

<p>2020 NOV 18 P 4:17</p> <p>OFFICE OF ADMINISTRATIVE LAW</p>	
NOTICE	REGULATIONS

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

DEC 31 2020

1:43 P.M.

AGENCY WITH RULEMAKING AUTHORITY San Francisco Bay Conservation and Development Commission (BCDC)	AGENCY FILE NUMBER (If any)
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A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE	
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON		TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY		ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER	PUBLICATION DATE

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) San Francisco Waterfront Special Area Plan	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	

SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT
	AMEND Section 11900(a)
	REPEAL
TITLE(S) 14	

3. TYPE OF FILING			
<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))	<input checked="" type="checkbox"/> Other (Specify) <u>Govt. Code Section 11354.1</u>		

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)			
<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input checked="" type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect	Effective other (Specify)

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY			
<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal	
<input type="checkbox"/> Other (Specify)			

7. CONTACT PERSON Lawrence J. Goldzband	TELEPHONE NUMBER (415) 352-3653	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) larry.goldzband@bcdc.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Lawrence J. Goldzband</i> FD186E908010417...	DATE November 17, 2020
TYPED NAME AND TITLE OF SIGNATORY Lawrence J. Goldzband, Executive Director	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

DEC 31 2020

Office of Administrative Law

Amend

Title 14, Division 5, Chapter 19 Sections 11900, As Underlined

§11900

Bay Plan Amendments

(a) Resolutions.

1. through 25. No change.

26. On November 5, 2020, the San Francisco Bay Conservation and Development Commission approved Resolution No. 2020-06, adopting Bay Plan Amendment No. 1-20, amending the San Francisco Waterfront Special Area Plan by: (1) modifying General Policy 10 regarding the mooring of historic ships; (2) modifying Geographic-Specific Northeastern Waterfront Open Water Basin Policy 3 to allow one additional historic ship at Pier 9 in the Broadway Open Water Basin; and (3) modifying Geographic-Specific Northeastern Waterfront Open Water Area Policy 2 to reduce from four to three the number of new historic ships allowed in Open Water Areas.

(b) Map Changes.

No change.

Note: Authority cited: Sections 66602, 66611, 66632(f), 66651 and 66652, Government Code. Reference: Section 66652, Government Code; and San Francisco Bay Plan, Parts I, III, IV and V.