



**COUNTY OF SAN MATEO**  
**Inter-Departmental Correspondence**  
County Manager



**DATE:** August 21, 2012  
**BOARD MEETING DATE:** September 25, 2012  
**SPECIAL NOTICE/HEARING:** 1 week published  
notice  
**VOTE REQUIRED:** 4/5ths

**TO:** Honorable Board of Supervisors

**FROM:** David G. Holland, Assistant County Manager

**SUBJECT:** Declare property adjacent to Werder Fishing Pier in the City of Foster City as surplus to the needs of the County and quitclaim the property interests to the City of Foster City

**RECOMMENDATION:**

Adopt a Resolution:

- A. Declaring Assessor's Parcel Number 094-131-020 consisting of 2.632 acres, commonly known as the Werder Fishing Pier parking lot and the adjacent 0.19 acre Access Easement in the City of Foster City, (the "Property") as surplus to the needs of the County in order to facilitate the use of that property by Foster City
- B. Authorizing and directing the County Manager, or his designee to execute a Quitclaim Deed conveying the Property to Foster City and
- C. Authorizing the County Manager or his designee to accept or execute on behalf of the County, any and all other documents in connection with the conveyance, or to meet the intent of the Resolution.

**BACKGROUND:**

In 1969, pursuant to terms and conditions set forth in an Agreement of Sale and Director's Deed, the County acquired the former San Mateo-Hayward bridge, known as the Werder Fishing Pier, from the State of California, Department of Public Works. In 1976 the County acquired approximately 2.6 acres of adjacent land, along with an access easement, from the State for \$28,700 for a parking lot to serve the former bridge structure.

**DISCUSSION:**

The fishing pier has not been used since 1996 when it was closed to the public and utilized as an equipment staging area by the California Department of Transportation for the seismic retrofit of the present San Mateo Bridge. The pier has remained closed to the public due to the liability associated with the aging structure. Transfer of the 2.6 acres adjacent to the pier, along with the access easement, to Foster City will facilitate the management and potential development of the Property and will improve the

property's potential to benefit the community of Foster City where it is situated.

The County will convey the parking lot and access easement to Foster City at no cost subject to limitations on use for public purposes, which shall include but not be limited to park, public recreational use, concessions, construction lay down area or temporary parking, City corporation yard annex, material storage area, wetland mitigation site or telecommunications site. The property will also be subject to existing easements of record. The County will continue to hold title to the Werder Fishing Pier subject to those rights and obligations set forth in the Agreement of Sale and Director's Deed from the State of California's Department of Public Works (now Caltrans).

Government Code Section 25365 authorizes the Board of Supervisors, by a four fifths vote, to convey surplus property to any city, upon such terms and conditions as are agreed upon between the parties.

It is in the best interest of the County to transfer the surplus Property to Foster City. Due to decreased need for presence of personnel for maintenance at the site there will be annual savings to the County of approximately \$30,000.

Consistent with Government Code §65402(a), on August 21, 2012 a letter was mailed to Foster City requesting the issuance of findings that the disposition of property by the County conforms to the City's General Plan. The General Plan for the City of Foster City designates the Property and easement as Public Use and Open Space.

The disposition of the Property is categorically exempt under the California Environmental Quality Act (CEQA).

County Counsel has reviewed and approved the Resolution and Quitclaim as to form. The Director of Public Works concurs in this recommendation.

Approval of the Quitclaim contributes to the Shared Vision 2025 outcome of a Collaborative Community by promoting a regional solution that facilitates use of an underutilized piece of property.

**FISCAL IMPACT:**

There will be an annual savings of approximately \$30,000 and no cost associated with this action.