

SAN FRANCISCO BAY CONSERVATION AND DEVELOPMENT COMMISSIONTHIRTY VAN NESS AVENUE, SUITE 2011
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May 13, 1994

Mike Marlaire, Chief, External Affairs
National Aeronautics and Space Administration
Ames Research Center
Moffett Field, California 94036-1000SUBJECT: Moffett Field Comprehensive Use Plan; BCDC
Consistency Determination No. CN 7-94

Dear Mr. Marlaire

We have received the documentation submitted on behalf of NASA by Sandy Olliges, Environmental Program Manager, for NASA's Consistency Determination No. CN 7-90 (the CD), the Comprehensive Use Plan for Moffett Field, as well as a draft of your letter to me describing NASA's support for the proposed "Northern Alignment" of the Bay Trail. I am writing at this time to convey to you that the BCDC staff does not believe it can recommend concurrence with the CD to our Commission unless NASA incorporates a distinct and achievable public access component.

Under the Commission's law, the McAteer-Petris Act, and the San Francisco Bay Plan, the Commission can authorize projects around San Francisco Bay only if they provide for the "maximum feasible public access consistent with the project." In the case of the Comprehensive Use Plan, we do not believe that the alternative alignment proposed by NASA provides for the "maximum feasible" access to the Bay. Instead, your letter states that NASA will "examine a solution for implementation of the northern alignment" with a proposed working group including NASA, other agencies and the Bay Trail Ad Hoc Committee. Nevertheless, it does not state that NASA will indeed implement a northern alignment of the Trail, despite the Navy's prior commitment to this alignment. We believe that it is essential to receive such a commitment in the Plan and in the CD in order to recommend concurrence to our Commission. Without such a commitment, the transfer of Moffett Field to NASA could actually reduce the potential of providing public access to and along the Bay, as represented by a northern alignment of the Bay Trail. Therefore, in order to proceed expeditiously with the Commission's approval of Comprehensive Use Plan, we request a letter indicating that NASA will revise the Plan and CD to implement a northern alignment of the trail.

In addition, under the Coastal Zone Management Act we must act on NASA's determination within 45 days of receipt, which, in this case, is May 23, 1994. As we have yet to receive all of the information we need for the CD, and the project must be listed with our Commission prior to acting on it, we hereby request 15 additional days, as provided for in the Coastal Zone Management Act, to act on the CD.

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If you have any questions or would like to discuss this matter further, please call.

Sincerely,

RICHARD L. COOPER
Coastal Program Analyst

RLC/mm

cc: Association of Bay Area Governments, Attn: Jill Keimach
NASA, Attn: Sandy Olliges
NASA, Attn: Kathleen Kovar