

U.S. Department of
Homeland Security

United States
Coast Guard



Commander
United States Coast Guard
Sector San Francisco

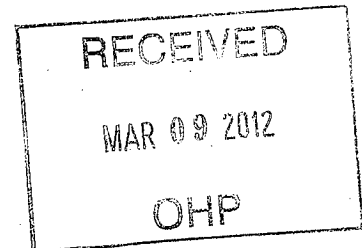
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06 March 2012

Mr. Milford Wayne Donaldson
State Historic Preservation Officer (SHPO)
Department of Parks and Recreation
1416 9th Street, Room 1442
Sacramento, California 95814



Dear Mr. Donaldson:

The U. S. Coast Guard (USCG) proposes to issue a marine event permit, establish a Special Local Regulation (SLR) and establish safety zones in the Central San Francisco Bay for the 34th America's Cup (AC34) sailing races. The USCG has determined that these actions would not result in an adverse effect on any historic property. Pursuant to 36 Code of Federal Regulations 800, implementing Section 106 of the National Historic Preservation Act, I request your concurrence with the Coast Guard's determination.

In December 2010, the City of San Francisco was chosen as the location to host the AC34 sailing races. The AC34 race events are proposed to take place in Summer/Fall 2013, with preliminary "World Series" races in Summer/Fall 2012. Several of the sites proposed for the AC34 spectator areas and events include national park areas and facilities subject to the authority of the National Park Service (NPS), and maritime waters subject to the USCG authority. In addition, in-water construction and dredging are proposed along the San Francisco waterfront which would be subject to U.S. Army Corps of Engineers authority. Roads and access under the authority of the Presidio Trust could also be affected.

Pursuant to the National Environmental Policy Act (NEPA, 42 USC 4332(2)(C)), the NPS and the USCG, in cooperation with the U.S. Army Corps of Engineers and the Presidio Trust, are preparing an Environmental Assessment (EA) to analyze the potential effects of the AC34 sailing races on the lands and waters administered by the federal government. Each of the agencies is responsible for consulting with the regulatory agencies for their respective actions. Please refer to Enclosure (1) for more details of the USCG's proposed regulated area.

The USCG proposes to take the following temporary federal actions associated with the AC34:

- *Issue a Marine Event Permit.* The USCG proposes to issue a marine permit for proposed AC34 marine events including sailing races and fireworks displays. Fireworks displays are proposed to take place during opening and closing ceremony near Pier 29 in 2013.
- *Establish Special Local Regulation (SLR).* The USCG proposes to establish special local regulations in conjunction with AC34 races to insure public safety, vessel traffic

safety, and protection of the environment on waters in the regulated area of the Central San Francisco Bay.

- *Enforcement Actions Regarding Foreign Flag Vessels.* USCG has issued a Marine Event of National Significance (MENS) designation for the 34th America's Cup. This designation allows certain foreign flagged or foreign constructed vessels participating in the event to apply for a special permit to carry passengers-for-hire during the event.
- *Establish Safety Zones as necessary during the event.* In addition to the SLR, the USCG proposes to establish Safety Zones (SZ) if and when necessary to assure safety for mariners and spectator boats during AC34 events.

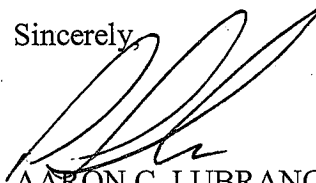
There will be no construction or alteration related to any of these USCG activities.

There are no known listed or eligible resources within the USCG action areas. There are several nearby designated National Historic Landmark, National Historic Districts and National Register properties; however, USCG actions would not affect these resources. These resources are within NPS jurisdiction and NPS will separately evaluate potential effects to these resources.

The USCG has determined pursuant to 36 CFR § 800.4(d)(1) that there are no historic properties present within its jurisdiction that could be affected, and that the proposed undertaking will have no effect on any historic property.

Should you have any questions, please contact LCDR Aaron Lubrano at (415) 399-3446 or Mr. Yvan Le at (510) 637-5524.

Sincerely,



AARON C. LUBRANO

Lieutenant Commander, U.S. Coast Guard
Sector San Francisco