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DEEPWATER PORTS IN CALIFORNIA

STAFF
REPORT
of the
SELECT COMMITTEE
ON
DEEPWATER PORTS



KFC 22 .L500 D6 1974 no.1 MEMBERS

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CHARLES WARREN

Assembly Select Committee

Deepwater Ports

California Legislature

MIKE CULLEN

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GOLDEN GATE UNIVERSITY

August 31, 1974

COMMITTEE STAFF

ADMINISTRATIVE ASSISTANT

(SOUTHERN CALIFORNIA)

COMMITTEE SECRETARY

SENIOR CONSULTANT

KARYL L. MARSH

DORIS KEYES

JIM ROTE

The Honorable Leo McCarthy Speaker of the Assembly State Capitol Sacramento, California

Dear Mr. Speaker:

Transmitted herewith is the report of data collected by the staff of your Select Committee on Deepwater Ports in compliance with the Speaker's letter of November 8, 1973.

It has been submitted to members for response by mid-August. Because of the press of legislative business, the Committee has been unable to convene for an in-depth examination. Therefore it is submitted without action by the Committee because I consider it an important work project to be considered by any standing committee having jurisdiction of deepwater port questions. Members may later file individual observations on these issues.

It is recommended that the Select Committee be terminated on November 30, 1974.

MIKE CULLEN Chairman

MC:dk

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SUMMARY

In just three years (1977) the first trickle of Alaskan North Slope oil will arrive in California ports. By 1978, the trickle will grow to a flood supplying all the requirements of our State with the excess piped to the Southwest United States. Other low-sulphur content oil is and will continue to be imported from Indonesia in deepdraft ships exceeding 260,000 deadweight tons. One oil company serving the Alaska-California route desires to build three ships of that tonnage. In time, other companies will follow as smaller ships age and are phased out in favor of the larger, more economical deepdraft vessels.

Soon after the establishment of this Assembly Select Committee on Deepwater Ports, at least two such large ships arrived off the Channel Islands of Southern California, transferred their oil cargo at sea to smaller ships, and departed. By 1978, there will be at least one arrival daily. Yet, there is no port in the United States now capable of receiving these deepdraft vessels.

Environmental-economic tradeoffs dictate that imported oil be delivered to refineries at the nearest point consistent with nautical safety and safeguards against oil spillages during transfer operations.

The locations of existing refineries and siting of new required refineries, taken together with ocean depths, comprise the formula for judging optimum locations for bringing ashore in California

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millions of barrels of imported oil daily. Jurisdiction of California submerged tidal lands comes under the State Lands Commission, two constitutional officers elected statewide and the Director of Finance appointed by the Governor. Necessary permits for planned refinery sites are required by a multitude of public agencies with similar, overlapping and duplicative social, environmental, and economic concerns. Refineries, as power plants, are a link in the energy chain.

In the area of public interest, there are subsidiary considerations. At present, one oil company plans to permit several other oil companies to use its planned deepdraft facility midway between San Francisco and Los Angeles in Estero Bay and its pipelines to refineries in the Richmond-Martinez complex by San Francisco Bay. If the State, by statute, were to designate intra-state oil lines as "common carriers", this friendly accommodation could not be terminated in the event of a falling out among the oil companies. Common carriers are under the jurisdiction of the Public Utilities Commission which designates and regulates common carriers based upon certification of convenience and necessity.

Another consideration is the effect of pending federal legislation providing for the regulation of deepwater port siting and the tax levy upon imported oil flowing through such ports. The congressional conference committee draft presently only contemplates buoy-pipeline terminals outside the three mile limit. Authorities in all coastal states are monitoring the legislation and this Select Committee has and is providing analysis and evaluation as amendments are proposed. The States of Washington, Oregon and California have planned to convene a symposium on petroleum developments through their executive branches of government. A Sacramento symposium of these States and the Gulf States would be useful in supplementing the efforts of the State of Texas in mobilizing congressional delegations to resisting encroachments on planned state development of deepwater ports.

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DEEPWATER PORTS

PRELIMINARY STAFF

REPORT

FINDINGS:

1. History of Deepwater Ports.

The United State's dependency on foreign petroleum imports has been on a steady increase, rising from 18% of the total supply in 1960 to 29% by 1972. Projections have this figure at 43% by 1975 and 57% by 1985. In order to realize transportation cost savings, there has been a desire to use Very Large Crude Carriers (VLCC's) to bring this oil to the United States.

Ten years ago, there were no ships in the world of more than 100,000 deadweight tons (dwt). By 1975 it is expected that there will be more than 800 tankers of this tonnage. Ships of this size reduce the transportation costs of crude oil roughly in proportion to the size of ship and distance travelled. Increasing tanker size from 70,000 dwt, a class commonly used on the West Coast, to 250,000 dwt can result in a substantial lowering of the per ton cost. While the transportation costs to the shipper may be reduced, the price difference to the consumer (about one cent per gallon of gasoline)

¹ See Reference 1.

² See Appendix A.

³ See Appendix B.

is relatively insignificant.

There are presently some 300 oil tankers afloat that are too large to be handled by U. S. ports. However, unlike the Gulf and Atlantic Coasts, some of the major West Coast port complexes have sufficient water depths to receive medium draft tankers. The Puget Sound area currently outranks all U. S. ports in the size vessels it is able to handle. There, tankers up to 150,000 dwt, which draw 60 feet of water, can be accommodated. California ranks second in the nation with the Port of Long Beach able to handle tankers up to 138,000 dwt, which draw 55 feet, and the Port of Los Angeles able to receive 125,000 dwt tankers which draw 51 feet. 1

Where channel depths are limiting, many countries have turned to offshore oil terminals for handling large tankers. The single point mooring system (monobuoy) has been well developed for the industry and except for the United States, is in use world-wide. There are slightly over 100 monobuoy installations in use throughout the world with some 13 or more on order for 1974 delivery. In addition to monobuoys, other offshore facilities in use or being considered for use include: single point mooring piers, marginal piers and sea island terminals. All of these facilities require a pipeline to onshore storage facilities.

¹ See Appendix C.

² See Appendix D.

³ See Appendix E.

2. Existing Facilities in California.

No existing California tanker terminal can accommodate conventional draft tankers larger than 138,000 dwt. This limit could be increased in the Los Angeles-Long Beach area to 150,000 dwt with minor dredging and expansion of onshore receiving facilities. The Port of Long Beach, with a dockside depth of 55 feet, could berth (3) 200,000 dwt tankers having a proposed wide-beam configuration.

Facilities at the Richmond Longwharf in San Francisco Bay allow berthing of light-loaded 130,000 dwt tankers. Because the sandbar outside the Golden Gate has a limited channel depth of 55 feet, 130,000 dwt tankers must be lightened before they proceed to Bay area refineries. The depth alongside Standard Oil's Richmond Long-wharf is 38 feet and the channel to other oil company berths in the northern Bay is 35 feet.²

In addition to oil offloading facilities alongside piers, several offshore buoy moorings are in use along the California coast.

There are presently 18 conventional buoy moorings (CBM's) off the coast ranging from Monterey Bay to near San Diego. Situated relatively close to shore, some CBM's have been in continuous use for over 40 years. These moorings, which range from 5 to 7 anchored buoys, serve both electrical utility companies and oil companies.

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¹ See Appendix F.

² See Appendix G.

³ See Appendix H.

Some receive tankers which supply fuel oil to power plants, others berth tankers delivering crude oil to refineries.

The conditions offshore Southern California are well suited for CBM's. The maximum size tanker which can be routinely moored at a CBM is 130,000 dwt. Two moorings at El Segundo receive these tankers which supply Standard Oil's large Southern California refinery. If placed in slightly deeper water and with fortified buoy anchoring, CBM's off California could accommodate 150,000 dwt tankers.

3. Events in California that Influence the Need for Deepwater Ports.

According to current plans, oil produced on Alaska's North Slope will be carried to West Coast ports by tankers ranging up to 150,000 dwt. While this size tanker is not properly considered a "supertanker", it still carries approximately one million barrels of oil. Several member companies of the Alyeska consortium, who will bring Alaskan oil to California starting in late 1977 or early 1978, have stated a desire to use tankers larger than 200,000 dwt for this trade. One company would use tankers as large as 260,000 dwt if facilities were provided. Presently only Los Angeles and Long Beach berths are deep enough to accommodate the 120,000-130,000 dwt tanker.

In addition to facilities for Alaskan deliveries, there is a continuing requirement for imported low-sulfur crude oil from Indo-

l See Appendix I.

nesia. Because of the distance involved, there would be an incentive to use large tankers and deepwater ports would be required for their accommodation.

4. Projected Imports of Crude Oil.

Several state agencies, private consulting firms, and oil companies have projected the crude oil import levels for 1985. Although there are many uncertainties in the price of foreign crude, degree of domestic production, energy conservation measures and utility company requirements for power plant fuel, a reasonable level seems to be 2.0 million barrels per day. 1

With 90% of the ultimate 2.0 million barrels per day headed for California from the North Slope, it appears that the State's increased petroleum import needs can be met by this source. Until Middle East imports are "backed-out" and the deficit filled by the Alaskan oil beginning late 1977, foreign imports could continue to be delivered by two-porting tankers or by offshore lightering operations.

Transportation of low-sulfur crude from Indonesia could be accomplished in medium sized tankers with a minimal increase in consumer prices. Larger vessels used in this trade could be two-ported or lightered offshore.

¹ See Reference 2.

² Partial off-loading at a deepwater port - remainder off-loaded in a more shallow depth port.

³ Ferrying cargo ashore by use of barges or smaller vessels (See Appendix J).

5. Current Facilities and Proposals by Utility and Oil Companies for Expanded and New Facilities.

The Pacific Gas & Electric Company (PG&E) has plans to modify terminal facilities at the Morro Bay, Moss Landing, Pittsburg, and Antioch power plants in order to handle increased oil deliveries.

- a. Morro Bay. Presently, oil is delivered in T2 tankers (16,000 dwt) and unloaded at a 5-point CBM which is 3,600 feet offshore in 55 feet of water. Application has been filed to increase the existing mooring to a 7-point CBM so that it can handle tankers up to 50,000 dwt. At a later date, PG&E plans to construct a mooring in deeper water to handle 130,000 dwt tankers.
- b. Moss Landing. The present 5-point CBM is 3,600 feet offshore in 55 feet of water. An application is now pending for permits to build a new 7-point mooring 5,600 feet offshore in 90 feet of water to handle 130,000 dwt tankers.
- c. Pittsburg and Antioch. There is presently a dock at Pittsburg which can accommodate 16,000 dwt tankers. Some oil is barged from Pittsburg to supply the Antioch plant. Plans are formulated to improve the Pittsburg dock to handle partially lightered tankers up to 70,000 dwt. Some 56,000 cubic yards of material will be dredged to provide a channel depth of 31 feet to the dock. After 1975, a 42 mile pipeline is planned for construction to deliver oil from Richmond to the Pittsburg and Antioch plants.

A marine terminal is also proposed near Benicia so that tankers can discharge additional quantities of oil into the 42 mile pipeline and so oil from the pipeline can be loaded into barges or tankers for transport to other San Francisco Bay area power plants.

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d. Other PG&E power plants. The Potrero and Hunter's Point power plants will have oil delivered by barge from the Pittsburg dock. The Humboldt Bay plant has a dock in 30 feet of water where oil is delivered by ocean-going barge or small tanker.

The Southern California Edison Company has plans to improve tanker moorings and terminals at several of its power plants in the Southern part of the State.

- a. Mandalay Generating Station. This CBM is 4,500 feet offshore from Oxnard in 45 feet of water. Modifications were completed in March 1974 to strengthen the facility making it a 7-point mooring capable of receiving light-loaded 70,000 dwt tankers.
- b. Port Hueneme. The Company has 1,800 feet of dock space with a 35 foot depth alongside. Although some dredging is scheduled for the third quarter of 1974, the size of vessels which can be received is limited to 35,000 dwt. A pipeline from the dock supplies the Ormond Beach Generating Station which is $2\frac{1}{2}$ miles away. The Company has reviewed alternative plans for an offshore deepwater port off Ormond Beach.

- c. Terminal Island. The Company presently has throughput agreements with Texaco and Arco which permit the utilization of their dockside facilities. The berths have approximately 55 feet of water and can accommodate 135,000 dwt tankers. SoCalEd is currently reviewing alternative configurations for a dockside facility to be constructed in the Long Beach Harbor. The facility would be immediately adjacent to the Long Beach generating station and would receive 150,000 dwt tankers.
- d. <u>Huntington Beach</u>. The generating station at this location is supplied through Gulf Oil Company's offshore 7-point CBM. The facility is 7,250 feet offshore in 55 feet of water and can handle 85,000 dwt tankers. There are no present plans to modify this mooring.

There are presently three proposals for liquified natural gas (LNG) receiving facilities in California.

- a. <u>Port Hueneme</u>. Southern California Gas plans to deliver Indonesia natural gas in special LNG tankers to a marine terminal in the Port of Hueneme Harbor. A special offloading, pipeline and revaporization system will be required.
- b. Terminal Island. Southern California Gas plans a similar facility in the Los Angeles Harbor where Alaskan Cook Inlet gas will be received. The LNG tankers which will be used draw 38 feet of water.

c. <u>Point Conception</u>. The El Paso Natural Gas Company plans to bring liquefied Alaskan North Slope gas to a 1,000 foot finger pier just south of Point Conception. This project depends on the approval of an Alaskan Gas pipeline to Valdez.

In addition to the dredging plans in Long Beach Harbor for 150,000 dwt tankers, the Port of Los Angeles is considering a proposal to build a marginal pier at the middle breakwater to accommodate tankers up to 250,000 dwt.

Standard Oil of California has plans to add 750 feet to the Richmond Longwharf in San Francisco Bay. This is being done to berth (2) 35,000 dwt and (2) 100,000 dwt tankers simultaneously. In place of the fully loaded 100,000 ton tankers, (2) 130,000 lightloaded tankers could be berthed.

Standard Oil also has the only proposal in the State to construct a true deepwater port. The Company plans a monobuoy 2.6 miles off the coast in Estero Bay in 150 feet of water. Here tankers ranging from 200,000 - 400,000 dwt would be offloaded. The crude oil would be piped 277 miles north to the Richmond refinery.²

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¹ See Appendix K.

² See Appendix L.

6. Utilization of Existing Berths.

Most existing onshore tanker terminals are owned and operated by single companies or leased from port districts by single tenants. This restricts use of the facility and results in an under-utilization of the berth. An exception to this is the joint use by Mobil and Union Oil Companies of a berth in the Port of Los Angeles. Multi-company sharing of tanker terminals would improve overall efficiency and reduce the need for new or expanded terminals.

7. Economic Impact of Deepwater Ports.

Petroleum related industrialization generated by a deepwater port may increase employment and yield additional revenues and other economic benefits in some areas. A major issue surrounding the development of deepwater terminal facilities concerns the onshore impacts from induced refining and petrochemical industrial growth.

A major factor in decisions to permit deepwater terminal facility development may be the readiness and ability of State and local jurisdictions to prepare and carry out comprehensive planning for land use and economic development.

Most sources agree that while not necessarily required from a technological point of view, there is significant economic incentive to locate petroleum transportation, processing and related

facilities in areas where such facilities or access to such facilities already exist. Some degree of governmental controls will be necessary in order to minimize any possible adverse economic and environmental effects of this secondary growth. Public vs. private financing and ownership of deepwater ports and related facilities must be examined.

The future use of existing facilities and the siting of new tanker terminals will be influenced by several factors. Because of the many uncertainties, petroleum imports in California will be affected by the following:

- a. Increased California domestic oil production.
- b. The extent of Alaskan North Slope reserves.
- c. Plans for OCS drilling in Southern California.
- d. Increased oil prices.
- e. Reduction in consumer demands through energy conservation measures.
- f. Development of alternative energy sources.
- g. California's regional (PAD V) energy role.
- h. Plans to transship Alaskan oil through California to the Midwest.
- i. A proposal in the State of Washington to build up a petroleum industry and supply California.
- j. The national energy policy (i.e. self sufficiency by 1980).

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¹ See Reference 3.

k. Future refinery capacities. 1

8. Environmental Impact of Deepwater Ports.

The major direct environmental effects of a deepwater port facility include those related to:

- a. Siting and constructing the port facility.
- b. Potential oil spillage during transfer operations.
- c. Potential oil spillage resulting from vessel casualties.
- d. Rupture of port-to-shore pipeline due to earth movements, anchor dragging, etc.

The actual number and type of terminals used, and the associated facilities, such as pipelines, storage areas and new refineries, will determine the extent of the above impacts. Although specific sites will have unique environmental conditions, there are certain impacts that will attend deepwater port construction regardless of location.²

Estuaries and coastal wetlands, the most biologically productive areas of the marine ecosystem, are probably the most environmentally sensitive to impacts of deepwater port development. The type of oil, the size of the spill and the distance from shore plays

l See Appendix M.

² See References 3-5, Appendix N.

a significant role in determining what the total impact on estuaries and wetlands might be.

Nearly all forms of marine life in the vicinity of a deepwater port facility are affected to some degree by its construction and operation. The greatest threat to marine life other than cyclical water temperature changes is from oil spills that may occur through accidental discharge or tanker casualties along coastal areas or estuaries. Properly located terminals would lower this environmental risk.

Regardless of the source and size of an oil spill, several effects on marine organisms are of concern:

a. Immediate lethal toxicity.

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- b. Lethal or sublethal effects of direct coating by oil.
- c. Altered behavioral activities.
- d. Chronic effects on physiology and reproduction processes.
- e. Incorporation of aromatic hydrocarbons into the food chain.
- f. Changes in habitat, especially for attached organisms, due to the deposition of oil on rocks or sediment.

Deepwater port operations affect water quality due to dredging operations and tanker movement; air quality from evaporated oil spills and associated refinery operations; and beaches and recreational activities from oil spills.

9. Improvements in Tanker Design.

Technological advances have been made that improve safety features and make tanker operations less hazardous. The Coast Guard reports that the following design features reduce the risk of oil spills:

- a. "Load-on-top" allows oil and water to be effectively separated and reduces the flushing of oil into the ocean.
- b. Segregated ballast tanks keeps oil and water separated.
- c. Double hulls and bottoms safeguard against tank pucture.
- d. Twin propellers and rudders assist in ship handling.
- e. Auxiliary power backs up main engines in emergency situations.

A bill pending in the U. S. Congress requires that a certain percentage of all oil imported into the United States be carried in U. S. flag tankers. The Senate version of the bill requires additional environmental safeguards on new U. S. tankships including double bottoms.²

10. Lack of an Oil Spill Damage Fund in California.

The State of California has no funding program to guard against or pay the cost of oil spill damage. Other states have instituted

¹ See Appendix O.

² See Reference 6.

a per-barrel levy to offset spill damage. The State of Maine has imposed a half-cent levy on each barrel of oil landed by tanker and Alaska will impose a four-cent per barrel tax on oil leaving the Port of Valdez. This money is earmarked for oil spill prevention measures and clean-up operations.

11. Governmental Agencies Having Authority Over Activities Related to Deepwater Ports.

Several State agencies in California have an interest in deepwater port activities. However, there is no central coordination point in our State government with respect to these issues. The primary agencies which have responsibility in the area include:

- a. State Lands Commission,
- b. Coastal Zone Conservation Commission,
- c. Department of Transportation,
- d. Department of Navigation and Ocean Development,
- e. Department of Fish and Game, and
- f. Department of Commerce.

12. Deepwater Port Activities in Other Coastal States.

In the course of evaluating and formulating policies toward deepwater port development, several coastal states have established special agencies and have conducted studies to assess potential

l See Appendix P.

port-generated economic and environmental impacts. The States of Massachusetts, New Jersey, Delaware, Mississippi, Alabama, Louisiana, Texas, Washington, and the New England Regional Commission and the Coastal Plains Regional Commission have all appropriated substantial amounts of money to conduct studies on deepwater oil facilities. In most cases such studies have concluded that substantial economic benefits will accrue to the state if environmental and secondary growth impacts are effectively controlled.

¹ See Appendix Q.

POLICIES:

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1. Encourage the Use of U. S. Built Tankers for Oil Delivery to California.

Because modern tanker design can reduce the probability of oil spills, California oil importers should be encouraged to use U. S. built ships or foreign built tankers which have:

- a. "Load-on-Top" capabilities.
- b. Segregated ballast tanks.
- c. Double bottoms.
- d. Twin propellers and rudders.
- e. Auxiliary power system.

The California Legislature should support Federal Legislation that requires 20% of all oil imported into the United States to be carried in U. S.-flag tankers. The U. S. Senate version of the bill requires double bottoms on all new U. S. built tankships. This is a very important measure as all of the Alaskan North Slope oil coming to California must be carried in U. S.-flag ships.

2. Establish State Oil Spill Plan and Import Fee Program.

A rigorous Oil Spill Contingency Plan should be adopted for the State. The current Department of Fish and Game plan should be amplified to include specific responsibilities. New Coast Guard regulations which went into effect on July 1, 1974 should be considered in the plan.

To ensure that all oil spill damages and clean-up costs are settled, the State should require that tanker owners and terminal operators assume strict liability. To guarantee funds for coastal zone protection, a Petroleum Import Fee Program should be established which would levy a per-barrel fee on oil entering the State. Alaska will impose a four cent per-barrel tax on oil shipped from Valdez. California should do no less to offset the cost of oil spill prevention and clean-up.

3. Encourage Development of the Coast Guard Vessel Traffic System (VTS).

The State should require that a Vessel Traffic System be commissioned for all ports in California where there is substantial tanker traffic. The Coast Guard estimates a 7% reduction in collisions, rammings, and groundings in San Francisco Bay through the use of this radar system. 1

4. State Should Take an Active Role in Deepwater Port Planning.

California is lagging behind the rest of the nation's coastal states in deepwater port planning. With over 1,000 miles of coast-line and one-tenth of the nation's population, our State should do no less than others in insuring that an adequate supply of oil is

l See Appendix P, Page 85.

received while proper safeguards are taken to protect the environment.

5. California Should Become Actively Involved in Coastal State Symposia Related to Deepwater Ports.

Appropriate steps should be taken to join Coastal State Organizations related to deepwater ports and thereby have a voice in these national forums. At the 1974 annual meeting of the Coastal States Organization, held in Washington, D. C., the topic of Deepwater Ports was the principal item on the agenda. 1

l See Appendix R.

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WORLD TANKER FLEET

	<u>Ves</u>	ssel Siz	e in Th	nousands	of DWT	n.		
Year	10 - 60	60 - 80	80 - 100	100 - 150	150 _ 200	200 - 250	Over 250	Total No. of Vessels
1963	2608	23	15	4				2650
1964	2588	38	26	4				2656
1965	2574	77	48	5				2704
1966	2567	136	65	14				2792
1967	2544	198	86	34	1	1		2864
1968	2510	229	110	5 9	8	2		2918
1969	2479	244	142	. 83	16	16	2	2982
1970	2426	243	157	96	31	54	9	3016
1971	2406	245	163	112	35	113	18	3092
1972	n.a.							
1973	n.a.							

n.a. = not available.

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Source: Fearnley & Egers Chartering Co. Ltd., <u>Large Tankers</u>, January 1971 (Oslo, June 1971), and <u>Review</u> 1971 (Oslo, January 1972).

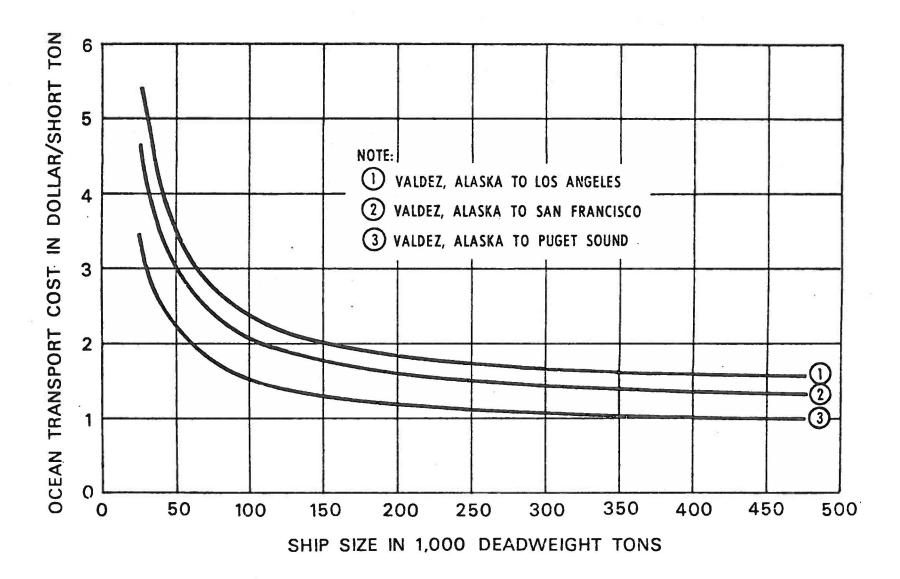
TRANSPORTATION COSTS

Freight Cost in Dollars Per Ton

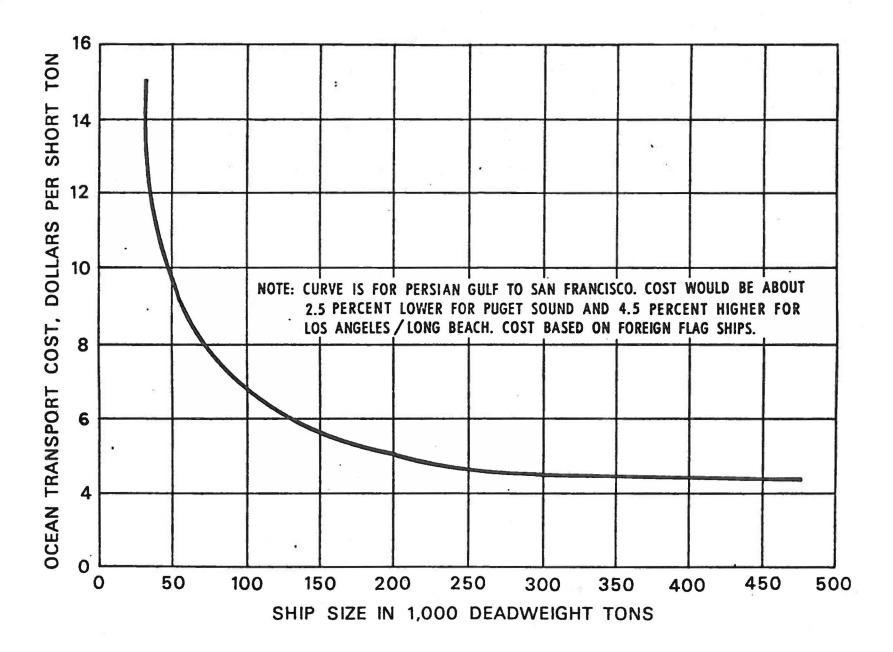
at 1 at	Round-trip Distance in Miles			
Ship Size in DWT	4,000	8,000	24,000	
	 · · · · · · · · · · · · · · · · · · ·			
65,000	\$1.90	\$3.50	\$9.05	
250,000	1.40	2.50	6.55	
326,000	1.25	2.30	6.15	
500,000	1.00	1.90	5.45	

Source: Corps of Engineers

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CRUDE PETROLEUM TRANSPORT COST FOR VARIOUS SIZE TANKERS FROM ALASKA TO WEST COAST PORTS.



CRUDE PETROLEUM TRANSPORT COST VERSUS SIZE OF SHIP, MIDDLE EAST TO WEST COAST.

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	120		
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VESSEL DRAFT vs TONNAGE

<u>DWT (x 1000</u>)	MEDIAN DRAFT (feet)	DRAFT RANGE (feet)
23344555667788995000000000000000000000000000000000	34.5 35.0 37.0 37.0 39.0 41.1 41.2 43.0 41.1 45.5 45.5 47.0 40.0 50.0 50.0 50.0 50.0 50.0 50.0 50	5.5.5.5.5.5.0.0.0.5.5.0.0.5.0.5.0.5.0.5

Source: Army Corps of Engineers. West Coast Deepwater Port Facilities Study. Appendix C. June 1973.

Appendix D

SUMMARY OF INSTALLED OR PLANNED SINGLE POINT MOORING INSTALLATIONS

No.	Year Installed	Country	Port	Owner	Designer	Max. Vessel Size
1*	1959	Sweden	Dolaro	Swedish Navy	IMODCO	3,000
2	1960	Malaysia (Sarawak)	Miri	Shell	SBM	45,000
3*	1961	Italy	Ravena	SAROM	IMODCO	75,000
4	1961	Japan	Niiagata	Shell	SBM	65,000
5	1961	Spanish · Sahara	El Aaiun	CEPSA	IMODCO	5,000
6	1962	Germany	Cuxhaven	West German Navy	IMODCO	2,500
7*	1962	Italy	Fiumicino	Purfina	IMODCO	65,000
8*	1962	Libya	Brega	Esso	Esso, F. R. Harris	100,000
9*	1963	Japan	Oita	Kyushu Oil	IMODCO	100,000
10	1963	Malaysia	Port Dickson	Shell, Esso	SBM	90,000
11	1963	Spanish Guinea	Bata	CEPSA	IMODCO	20,000
12*	1964	Italy	Fiumicino	Purfina	Dalmine	100,000

*See Notes

Source: U. S. Department of Interior. Environmental Impact Statement, Deepwater Ports. April 1974.

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	No.	Year Installed	Country	Port	Owner	Designer	Max. Vessel Size
	13	1964	Japan	Yokkaichi	Shell	Mitsubishi	120,000
	14	1964	Japan	Yokkaichi	Shell	Mitsubishi	200,000
	15	1964	Malaysia	Miri	Shell	SBM	45,000
	16*	1964	Malaysia	Miri	Shell	SBM .	65,000-
	17*	1965	England	Nore Estuary	British Pet.	B.P. Harlan Wolff	100,000
	18	1965	Gabon	Gamba	Shell	SBM	100,000
	19	1965	Japan	Chiba	Maruzen Oil	IMODCO	120,000
	20*	1965	Libya	Es Sider	Oasis Oil	SBM	100,000
	21*	1965	Qatar	Halul	Shell	SBM	200,000
î	22	1966	Korea	Ulsan	Gulf	IMODCO	75,000
	23	1966	Oman	Mina Al Fahal	Shell	SBM	225,000
	24	1966	Oman	Mina Al Fahal	Shell	SBM	225,000
	25	1967	Bangladesh	Chittagong	Chittagong Port Auth.	IMODCO	45,000
	26	1967	Japan	Koshiba	U.S. Navy	IMODCO	100,000
	27 .	1967	Kuwait	Ras Al Kaffje	Arabian Oil	McDermott	150,000
	28 *	1967	Nigeria	Apapa	Nidogas	IMODCO	4,500

^{*} See Notes

	No.	Year Installed	Country	Port	Owner	Designer	Max. Vessel Size
	29*	1967	Oman	Mina Al Fahal	Shell	SBM	100,000
	30	1967	Philippines	Subic Bay	U.S. Navy	IMODCO	108,000
	31	1967	Spain	Huelva	Gulf	SBM	100,000
	32*	1967	Taiwan	Tai-Chung	U.S. Army	IMODCO .	50,000
	33*	1967	USA (Louisi- ana)	Gulf Coast	Kerr-McGee	McDermott	8,000
	34	1968	Angola	Cabinda	Gulf	SBM	100,000
	35	1968	Egypt	Ras-el-Shaqiq	MEĠCO	SBM	100,000
	36	1968	Japan	Hakozaki	U.S. Navy	IMODCO	100,000
•	37	1968	Japan	Kawasaki	Showa-Mitsubishi Oil	Mitsubishi	250,000
	38	1968	Japan	Hakodate	Asia Oil	IMODCO	35,000
	39	1968	Japan	Yokkaichi	Daikyo Oil	Mitsubishi	200,000
	40	1968	Korea	Yosu	Honom Oil, Caltex	IMODCO	100,000
	41	1968	Korea	Ulsan	Korea Oil	IMODCO	200,000
	42	1968	Libya	Zuetina	Occidental	SBM	100,000
	43	1968	Nigeria	Escravos	Gulf	IMODCO	100,000
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^{*} See Notes

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No.	Year Installed	Country	Port	Owner	Designer	Max. Vessel Size
44	1968	Taiwan	Kaohsiung	Chinese Pet.	IMODCO	100,000
45*	1968	Taiwan	Tai-Chung	U.S. Air Force	IMODCO	75,000
46	1968	Venezuela	Moron	CVP	SBM	100,000
47	1969	Brazil	Tramandai	Petrobras	SBM .	105,000
48	1969	Japan	Toyama .	Japan Sea Oil	IMODCO	150,000
49	1969	Japan	Yokohama	Asia Oil	Mitsubishi	200,000
50*	1969	Libya	Brega	Esso	Esso, Van Houten	300,000
51	1969	Libya	Zuetina,	Occidental	SBM	150,000
52	1969	Libya	Zuetina	Occidental	SBM	150,000
53	1969	Nigeria	Forcados	Shell, B.P.	SBM	240,000
54	1969	Nigeria	Forcados	Shell, B.P.	SBM	240,000
55*	1969	S. Vietnam	TanMy	U.S. Navy	McDermott	20,000
56	1969	United Arab Emirates	Dubai	Continental .	SBM	150,000
57	1970	Argentina	Puerto Rosales	YPF	IMODCO	40,000
58	1970	Canada	Saint John, N.B.	Irving 011	SBM .	350,000
59*	1970	Indonesia	Pangkalan Susu	Pertamina	IMODCO	100,000

^{*} See Notes

No.	Year Installed	Country	Port	Owner	Designer	Max. Vessel Size
60*	1970	Iran	Cyrus Field	IPAC	SBM	130,000
61	1970	Iran	Iman Hassan	SIRIP/AGIP	IMODCO	150,000 .
62	1970	Israel	Ashkalon	Elat-Ashkalon Pipeline		65,000
63	1970	Japan	Atsumi	Chubu Electric	Mitsubishi	200,000
64	1970	Japan	Hemeji	Idemitsu Oil	IMODCO	220,000
65	1970	Japan (Okinawa)	Nakagusuku Bay	Toyo Oil, Caltex	IMODCO	100,000
66	1970	Japan (Okinawa)	Tengan	U.S. Army	IMODCO	55,000
67	1970	Japan	Toyama	Nihonkai Oil	IMODCO	100,000
. 68	1970	Japan	Ube	Seibu Oil	Mitsubishi	200,000
69*	1970	Libya	Es Sider	Oasis Oil	SBM	255,000
70	1970	Libya	Ras Lanuf	Mobil	SBM	300,000
71	1970	Morocco	Mohammedia	RAPC	IMODCO	100,000
72	1970	Singapore	Singapore	Esso	IMODCO	250,000
73	1970	South Africa	Durban	Shell	SBM	200,000
74	1971	Australia	Botany Bay	Maritime Services Board	SBM	120,000
75	1971	Brazil	Tramandai	Petrobras	SBM	. 200,000

^{*} See Notes

No.	Year Installed	Country	Port	Owner	Designer	Max. Vessel Size
76	1971	Brunei	Seria	Shell	SBM	250,000
77	1971	Chile	Quintero Bay	ENAP	SBM	209,000
78	1971	Indonesia	Balikpappan	Union Oil	SBM	250,000
79	1971	Indonesia	Java Sea	ARCO	McDermott	45,000
80	1971	Indonesia	Java Sea	IIAPCO	IMODCO	55,000
81	1971	Italy	Porto Torres	Sardoil	SBM	255,000
82*	1971	Japan (Okinawa)	Nakagusuky Bay	Esso	Esso Van Houten	250,000
83*	1971	New Zealand	Waipipi Point	Marcona Corp.	IMODCO	75,000
84	1971	Nigeria	Qua Iboe	Mobil	IMODCO	255,000
85*	1971	Norway	North Sea	Phillips	SBM	150,000
86*	1971	Norway	North Sea	Phillips	SBM	60,000
87	1971	Taiwan	Kaohsiung	Chinese Petroleum	SBM	250,000
88	1971	United Kingdom	Humber River	Continental	SBM	210,000
89	1972	Dominican Republic	Santo Domingo	Shell	SBM	-
90	1972	United Arab Emirates	Das Island	ВР	IMODCO	300,000

^{*} See Notes

No.	Year Installed	Country	Port	Owner	Designer	Max. Vessel Size
91	1972	Ecuador	Porto Baleo	Gulf/Texaco	SBM	100,000
92	1972	Ecudor	Porto Baleo	Gulf/Texaco	SBM	250,000
93	1972	Indonesia	Java Sea	ARCO	IMODCO	145,000
94	1972	Kuwait	Ras al Kaftje	Arabian Oil	McDermott	250,000
95 ·	1972	New Zealand	Tahora	N.Z. Steel Corp.	IMODCO	70,000
96	1972	Nigeria	Escravos	Gulf	SBM	326,000
97	1972	Qatar '	Halul	Shell	McDermott	300,000
98	1972	Qatar	Um Said	Qatar Pet. Co.	IMODCO	300,000
99	1972	Saudi Arabia	Zuluf	ARAMCO	SBM	250,000
100	1972	Saudi Arabia	Zuluf	ARAMCO	SBM	250,000
101	1972	Tanzania	Dar es Salaam	E. African Port Auth.	SBM	100,000
102	1972	Trinidad	Galiota Pt.	AMOCO	SBM	250,000
103	1972	United Arab Emirates	Dubai	Dubai Pet.	McDermott	300,000
104	1972	Spain	Amposta	Shell '	SBM .	60,000
105*	1972	Italy	Genoa	Port Authority	CIDONIO	500,000
106	1972		North Sea	Gulf	SBM	60,000
107	1972	Tunisia	Gulf of Gabes	Aquitaine	SBM	-

^{*} See Notes

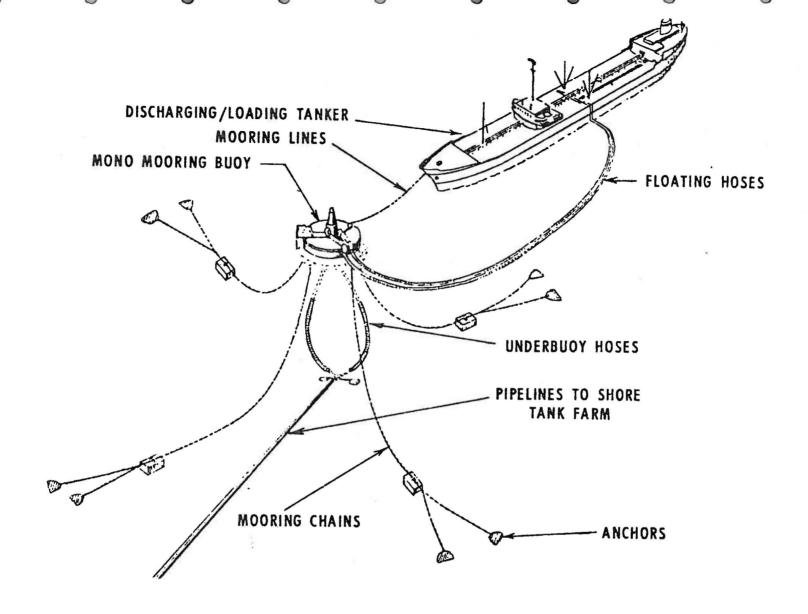
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No.	Year Installed	Country	Port	Owner		Designer	Max. Vessel Size
108	1972	England	North Sea	Shell	4	SBM	50,000
109	1972	England	North Sea	Shell		SBM	50,000

SINGLE POINT MOORING INSTALLATIONS

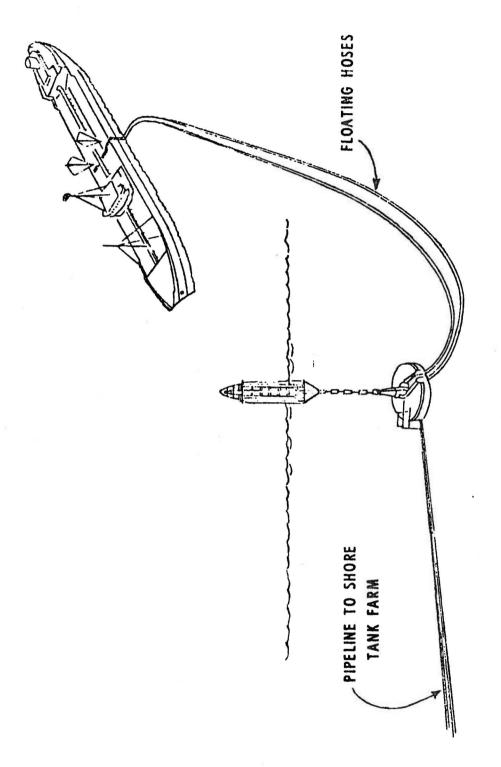
NOTES

1	Out of service
3	Out of service, now used as part of multi-buoy berth
7	Out of service
8	Fixed mooring tower, underwater loading arm
9	Out of service, transferred to 59
12	Fixed mooring tower
16	An extra buoy was furnished to replace 2, 15 and 16 for maintenance.
17	Experimental, 4 taunt anchor legs, out of service
20	Out of service, replaced by 69
21	Storage vessel, out of service
28	Liquid petroleum gas facility
29	To be replaced in 1973 by SPM designed for 500,000 dwt
32	Out of service, replaced by 45 designed for larger vessel
33	Storage barge, out of service
45	Out of service
50	Single anchor leg mooring
55	A second buoy was delivered for installation but was not installed
59	Transferred from 9
60	Storage vessel Pazagrad
69	Replaces 21
Q 2	Single anahay lea weering



SINGLE POINT MOORING FACILITY.

Source: U. S. Department of Interior. Environmental Impact Statement, Deepwater Ports. April 1974.



SINGLE ANCHOR LEG MOORING.

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MARGINAL PIER.

SEA ISLAND.

DESCRIPTION OF EXISTING RECEIVING FACILITIES

Los Angeles/Long Beach Area. There are fifteen refineries within the Los Angeles-Long Beach region, twelve of which presently receive some waterborne crude oil; of these, two are supplied through separate marine terminals, while the others use terminals within Los Angeles and Long Beach Harbors. These receiving facilities are shown on the following map and discussed in the following paragraphs.

Los Angeles Harbor. The Union Oil Company of California and the Mobil Oil Company receive crude oil at a wharf in the outer harbor. The controlling channel depth is about 50 feet. The maximum vessel that can be handled fully loaded is on the order of 100,000 dwt; vessels as large as 120,000 dwt have been handled, light-loaded. Under favorable conditions, vessels as large as 210,000 dwt could be handled, light-loaded.

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The Mobil Oil Company also receives crude oil at two berths along the east side of the Main Channel, about one mile inside the entrance from the outer harbor. The controlling channel depth is about 35 feet. This facility presently handles vessels on the order of 32,000 dwt, fully loaded.

The Carson-Golden Eagle and Edgington Oil Companies receive crude oil at a wharf on the northeast side of Slip 1, beyond the turning basin at the head of the Main Channel. The controlling

channel depth is, as at all inner harbor berths, about 35 feet. Vessels of 40,000 dwt, fully-loaded, now use the facility.

The Shell Oil Company receives crude oil at a wharf along the southeast side of Slip 1. The controlling channel depth is 35 feet. The typical vessel is 27,000 dwt; but vessels of 62,000 dwt, lightloaded, have been received. Lightened vessels as large as 90,000 dwt could be accommodated.

The Douglas Oil Company (a subsidiary of the Continental Oil Company) and the MacMillan Oil Company receive crude oil at a wharf on the northerly side of the East Basin Channel in the inner harbor. The controlling channel depth is 35 feet. The typical vessels now using the facility are on the order of 45,000 dwt. Vessels as large as 120,000 dwt, light-loaded, have been received.

Long Beach Harbor. The Atlantic-Richfield Corporation receives crude at a 3-unit marginal wharf on the Terminal Island site (west side) of the Inner Harbor Entrance Channel. The controlling channel depth is about 55 feet. Vessels as large as 130,000 dwt, fully loaded, have been received and lightened vessels as large as 210,000 dwt could be accommodated. The Atlantic-Richfield Corporation also receives crude oil at a berth on the north side of Channel 2 in the inner harbor. The depth alongside is 42 feet. Vessels using this berth are on the order of 60,000 dwt fully loaded.

Texaco, Inc. receives crude oil at a wharf adjacent to the turning basin at the head of the Inner Harbor Entrance Channel. The controlling channel depth is about 55 feet. Vessels of 130,000 dwt, fully loaded, have been received and lightened vessels as large as 210,000 dwt could be accommodated.

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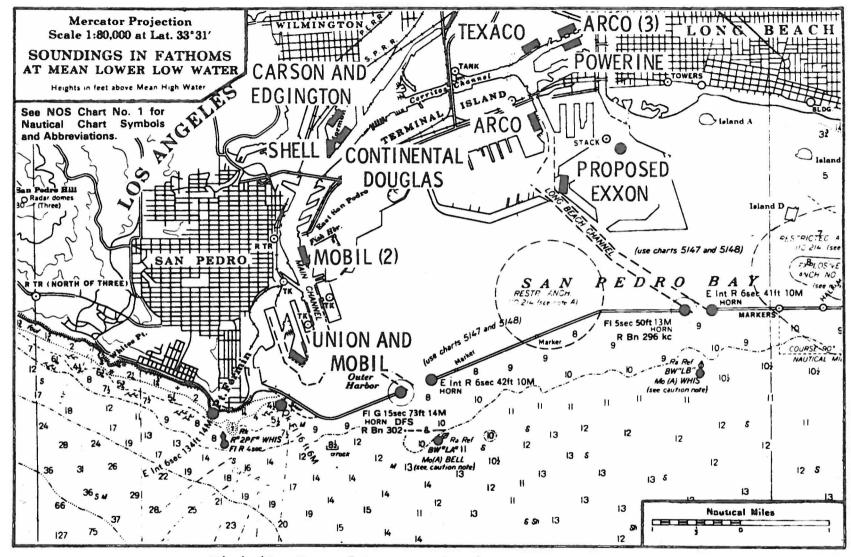
The Powerine Oil Company receives crude oil at a berth on the north side of Channel 2. The depth alongside is about 36 feet.

Vessels in the 40,000 dwt class are received, fully loaded, and 60,000 dwt vessels have been received, light-loaded.

El Segundo. The Standard Oil Company of California Refinery at El Segundo, the largest on the Pacific Coast of the United States, receives crude oil from a nearby marine terminal, located on the open coastline. Two crude oil berths (conventional buoy moorings) are connected by a 36-inch submarine pipeline to shore facilities. Depths at the berths range from 60 to 75 feet. Vessels of up to 130,000 dwt, fully loaded, have used the terminal and vessels up to 150,000 dwt, fully loaded, could be handled.

Huntington Beach. The Gulf Oil Corporation receives crude oil at a single berth (conventional buoy mooring). Connection to shore facilities is made by a 24-inch submarine pipeline, 1.3 miles in length. The depth at the berth is about 50 feet. The typical vessel is about 40,000 dwt, fully loaded; vessels as large as 75,000 dwt, fully loaded, have been received.

Source: Army Corps of Engineers. West Coast Deepwater Port Facilities Study. June 1973.



Vicinity Map of Los Angeles/Long Beach Harbor Showing Existing Petroleum Terminals.

Source: Battelle Pacific Northwest Laboratories. Environmental Assessment West Coast Deepwater Port Study. June 1973.

DESCRIPTION OF EXISTING RECEIVING FACILITIES

San Francisco Bay Area. There are six major refineries located in the San Francisco Bay Area. The receiving facilities serving these refineries are shown on the following map and discussed in the following paragraphs. The controlling depth of channels to these facilities is about 35 feet.

Standard Oil Company of California receives crude oil shipments primarily at the Richmond Longwharf. This facility is located approximately one and one-third miles northeast of Point Richmend and south of the Richmond-San Rafael Bridge. It has a length
of 2,460 feet and can accommodate up to four tankers at one time.

Tankers ranging in size from 17,000 dwt to 100,000 dwt have been
unloaded; however, the facility could receive tankers of approximately 130,000 dwt (light-loaded).

Sequoia Refining Corporation (a part of Gulf Oil Corporation) receives crude oil shipments at a wharf located about one-half mile northwest of Davis Point in Contra Costa County. This facility has unloaded tankers up to 50,000 dwt. It could accommodate tankers of approximately 130,000 dwt (light-loaded).

Union Oil Company of California receives crude oil at an offshore wharf located at Davis Point, Oleum, California. This facility, which has a length of 1,250 feet, receives tankers ranging

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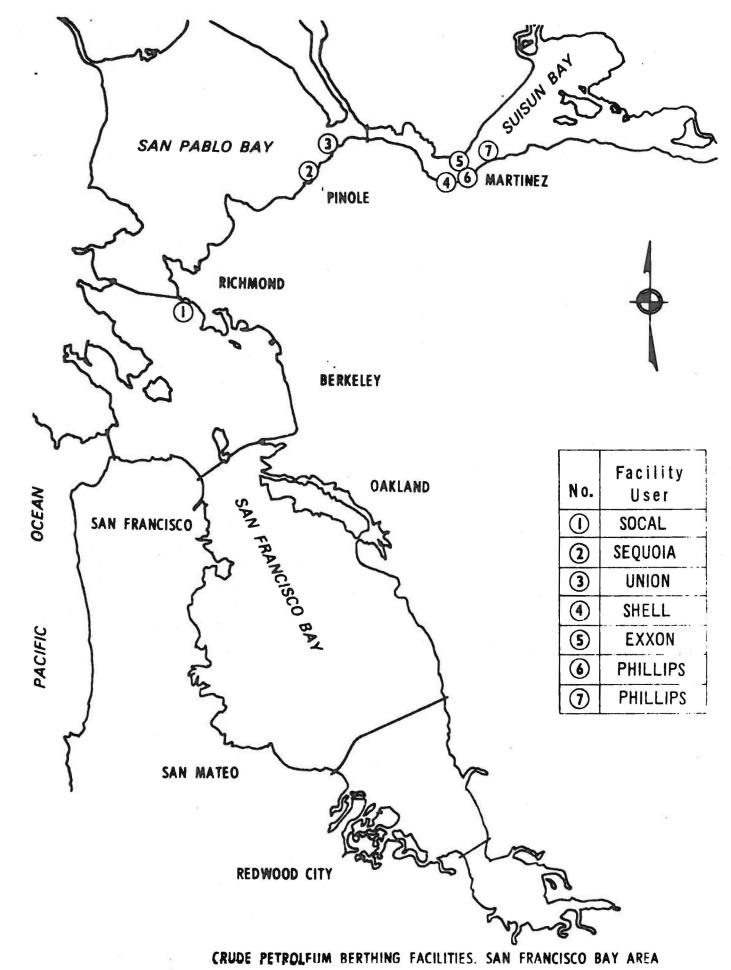
in size up to 50,000 dwt. Tankers of approximately 130,000 dwt (light loaded) could be accommodated by this facility.

Exxon (formerly Humble) Oil & Refining Company receives crude oil at a dock located at Benicia, on the north side of Carquinez Strait and immediately westward of the Benicia-Martinez Bridge. This facility with a usable berthing space of more than 1,000 feet receives tankers up to 70,000 dwt in size. It could receive tankers of approximately 130,000 dwt (light-loaded).

Shell Oil receives crude oil at the Martinez Refinery Wharf.
This facility has about 1,800 feet of usable berthing space serving two berths. Tankers of approximately 40,000 dwt are now received at the facility. If used as one berth, the wharf could accomodate 130,000 dwt tankers (light-loaded).

Phillips Petroleum Company receives crude oil shipments at both the Amorco Wharf and the Avon Refinery Tanker Wharf located westerly and easterly of the Benicia-Martinez Bridge, respectively, on the southern side of Carquinez Strait. Tankers of about 90,000 dwt are now received at the facilities after lightering part of their loads into 17,000 dwt tankers in Central San Francisco Bay. Both facilities could receive tankers of up to 130,000 dwt (light-loaded).

Source: Army Corps of Engineers. West Coast Deepwater Port Facilities Study. June 1973.



Source: Army Corps of Engineers. West Coast Deepwater Port Facilities Study. June 1973.

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CONVENTIONAL BUOY MOORING

The Conventional Buoy Mooring (CBM) is an offshore mooring system using a tanker's two bow anchors together with 5 to 7 permanently anchored mooring buoys to hold a tanker in a relatively fixed position while it is loading or unloading. Transfer of oil is through one or more hoses to an underwater pipeline leading to shore. CBM's are particularly suited to open sea terminals where sea conditions would severely limit the mooring of tankers at a fixed wharf structure. A flat or gently sloping bottom, free of projections and with good natural anchor-holding conditions are preferred, although CBM's have been located in areas with coral bottoms. Considerable space must be available for multi-berth terminals as a spacing of at least one-half mile is generally desired between berths for maneuvering and locating anchors. The CBM is most practical where only one or two different types of cargos are to be handled.

Because of the tanker's fixed heading, the forces on a moored tanker caused by current, wind and waves can be very high when their directions are at an angle to the heading of the tanker (the heading is usually designed to coincide with prevailing conditions). Since the size of a tanker's mooring lines is limited to what can be practically handled, the size of a tanker which can be routinely moored at a CBM is limited. The limitation at any particular location de-

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pends on the magnitude and direction of currents, wind and waves. For conditions offshore southern California, which is well suited for CBM's, the maximum size of tanker which can be moored routinely at a CBM is in the range of 130,000 to 150,000 dwt.

Source: U. S. Department of Interior. Environmental Impact Statement, Deepwater Ports. April 1974.

C. B. M. INSTALLATIONS - CALIFORNIA

TERMINAL	OWNER	TYPE	PRODUCT	MAXIMUM DWT (X 1,000)	MAXIMUM DRAFT
MOSS LANDING	PACIFIC GAS & ELECTRIC	5 BUOY	FUEL OIL	50	38 FT.
ESTERO BAY	SOCAL	5 BUOY	CRUDE OIL	50	38 FT.
ESTERO BAY	SOCAL	7 BUOY	CRUDE OIL	80	38 FT.
ESTERO BAY	PACIFIC GAS & ELECTRIC	5 BUOY	FUEL OIL	50	38 FT.
ESTERO BAY	UNITED STATES NAVY	5 BUOY	REFINED	50	38 FT.
ESTERO BAY	TEXACO	5 BUOY	REFINED	50	38 FT.
GAVIOTA	GETTY	5 BUOY	CRUDE OIL	40	36 FT.
ELWOOD (ISLA VISTA)	SIGNAL	5 BUOY	CRUDE OIL	30	40 FT.
CARPENTERIA	SOCAL	7 BUOY	(REFINED CRUDE OIL	80	55 FT.
VENTURA	UNION	5 BUOY	CRUDE OIL	35	35 FT.
VENTURA	GETTY	5 BUOY	CRUDE OIL	40	32.5 FT.
MANDALAY BEACH (OXNARD)	SOUTHERN CALIFORNIA EDISON	5 BUOY	FUEL OIL	50	35 FT.
EL SEGUNDO	SOCAL	5 BUOY	REFINED	50	42 FT.
EL SEGUNDO	SOCAL	6 BUOY	REFINED	35	27 FT.
EL SEGUNDO	SOCAL	7 BUOY	CRUDE OIL	130	54 FT.
EL SEGUNDO	SOCAL	7 BUOY	CRUDE OIL	130	56 FT.
HUNTINGTON BEACH	GULF	5 BUOY	(FUEL OIL CRUDE OIL	125	42 FT.
ENCINA	SAN DIEGO GAS & ELECTRIC	7 BUOY	FUEL OIL	80	36 FT.

All vessel drafts and deadweight information approximate.

Source: U. S. Department of Interior. Environmental Impact Statement, Deepwater Ports. April 1974

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	ALYESKA PIPELINE SERVICE COMPANY	% Own	ership Oil	Number of Tankers	(2) To (3) To	Be Delig Be Const or Charte (2)	vered tructed	DWT x 1,000	Draft ft	Port of Entry	Comments
	SOHIO Pipeline Company	49.18	54.00	6	2	2	2	(2) 60 (2) 80 (2) 120		Puget Sound Estero Bay LA-LB Plan Pipeline to Midwest	Need 6 or 7 more
	ARCO Pipeline Company	21.00	20.00	10	6	1	3	(3) 120 (2) 70 (1) 53 (1) 50 (3) 122-	52 43.5 40.5 40 50	Ferndale, Washington Long Beach, California	
-50-	EXXON Pipeline Company	20.00	20.00	5	A11,	Current] Use	y in	52-75	39-42	2 Tankers to Benicia, Ca., 3 to Other Refineries	San Francisco water depth limits to 75,000
	MOBIL Alaska Pipeline Company	5.00	1.50	1 or 2		bil Arct (1972) il Merid (1960)	ian	129 49	55 40	Ferndale, Wash. / Los Angeles, Ca.	If Los Angeles dredged to 65 ft., would consider using 210,000
	PHILLIPS Petroleum Company	1.66	1.50	1	W111	hartered Construc Future	t in	100		Avon Refinery Martinez, Ca.	Offshore DWP NO RH H San Francisco Bay
Appendix I	UNION Alaska Pipeline Company	1.66	1.50	3 maybe 4	2		1	70 35 150	43.5 34 54	Los Angeles Harbor San Francisco Bay	Favor LA dredging to 60 ft. Off- by shore DWP needed near SF Bay. Would like to use 250,000 H for foreign imports
	AMERADA HESS Corporation Source: Personal	1.50 Communic	1.50			. NO PLA	ns yet i	FOR NORTH	SLOPE OIL		

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VLCC LIGHTERING - SAN CLEMENTE ISLAND APRIL 28 TO MAY 4, 1974

BACKGROUND

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On Tuesday, April 23, 1974, Patrol Inspector W. H. Putman of the Department of Fish and Game met with representatives of Chevron Shipping and U.S. Coast Guard in Long Beach to review the operation and spill contingency plans concerning the lightering of approximately 1.5 million barrels of crude oil into smaller tankers. The operational area was designated as no closer than three nautical miles off the leeside of San Clemente Island. Since the area is outside of the territorial jurisdiction of both federal and state governments, the Coast Guard's and Inspector Putman's reviews were cooperative in nature. Both Inspector Putman and the Coast Guard requested a readily deployable oil spill boom (Vikoma Sea Pack) be added to the spill contingency plan. The request was granted.

On April 29, 1974, Inspector Putman was assigned to monitor the operation for the State Operating Authority and to prepare a report to the Assembly Select Committee on Deep Water Ports.

MONITORING

The Coast Guard monitored the entire operation from the Very Large Crude Carrier E HORNSBY WASSON.

Since the State's primary interest is pollution containment and removal, Inspector Putman elected to monitor the operation from a Department of Fish and Game fixedwing aircraft. A total of ten flight hours were flown over the VLCC on four different flights.

VLCC

E. HORNSBY WASSON

UK REGISTRY

217,545 Dead Weight Tons 109,522 Gross Rated Tonnage

1,0681 Length 160' Beam

62.51 Assigned Summer Draft

1,627,745 BBLS Full Load Capacity

LICHTERS

CHEVRON MISSISSIPPI and Sister Ship CHEVRON CALIFORNIA

US REGISTRY

70,200 Dead Weight Tons

35,588 Gross Rated Tonnage

810' Length

105' Beam

43.5' Assigned Summer Draft

548,600 BBLS Full Load Capacity

CARGO

1,244,783 barrels of Arabian light crude. API gravity of 33.8. This crude contains 32% of C^1 through C^{12} . This entire cargo was delivered to the Standard Oil refinery at El Segundo in three shipments.

329,119 barrels of Berri crude. API gravity of 38.6. This crude contains 34% of ${\rm C}^1$ through ${\rm C}^{12}$. This entire cargo was delivered to the Standard 0il refinery at Richmond in one shipment.

Both crudes came from the Persian Gulf Port of Ras Tannurah, Saudi Arabia.

LIGHTERING OPERATION

MONDAY 4-29

O400 hours - WASSON arrived at staging area, four miles east of Santa Catalina

Island where she received five Yokahama fenders, two 90' lengths

of 12' hose, Vikoma Sea Pack, and stores.

2100 hours - MISSISSIPPI lashed portside to WASSON starboard side and took on approximately 410,000 barrels of Arabian light crude at 43,000 bph.

TUESDAY 4-30

1530 hours - MISSISSIPPI dropped mooring lines and departed for El Segundo.

2130 hours - CALIFORNIA lashed to WASSON and took on approximately 410,000 barrels of Arabian light crude at 45,000 bph.

WEDNESDAY 5-1

1400 hours - CALIFORNIA dropped mooring lines and departed for El Segundo.

THURSDAY 5-2

0300 hours - MISSISSIPPI lashed to WASSON and took on approximately 329,000 barrels of Berri crude at 53,000 bph.

1230 hours - MISSISSIPPI dropped mooring lines and departed for Pittsburgh.

FRIDAY 5-3

0300 hours - CALIFORNIA lashed to WASSON and took on approximately 414,000 barrels of Arabian light crude at 46,000 bph.

1730 hours - CALIFORNIA dropped mooring lines and departed for El Segundo.

The WASSON then offloaded the support gear in the staging area and departed.

OTHER OPERATIONAL TIME

Approach time of the lighters to final lashings averaged about three hours.

Hose connections and disconnections averaged about two hours each.

WEATHER

The weather throughout the operation was ideal: seas calm, wind light and

variable with some local clouds between 300 to 2500 feet.

SUMMARY

The lightering of 1,573,902 barrels of crude from a VLCC in four transfer

operations was completed without the spillage of oil.

RECOMMENDATIONS:

In future lightering operations of this nature, the industry should expand

their containment and recovery contingency plans to include the staging of

equipment for immediate response in case of oil spillage consistant with the

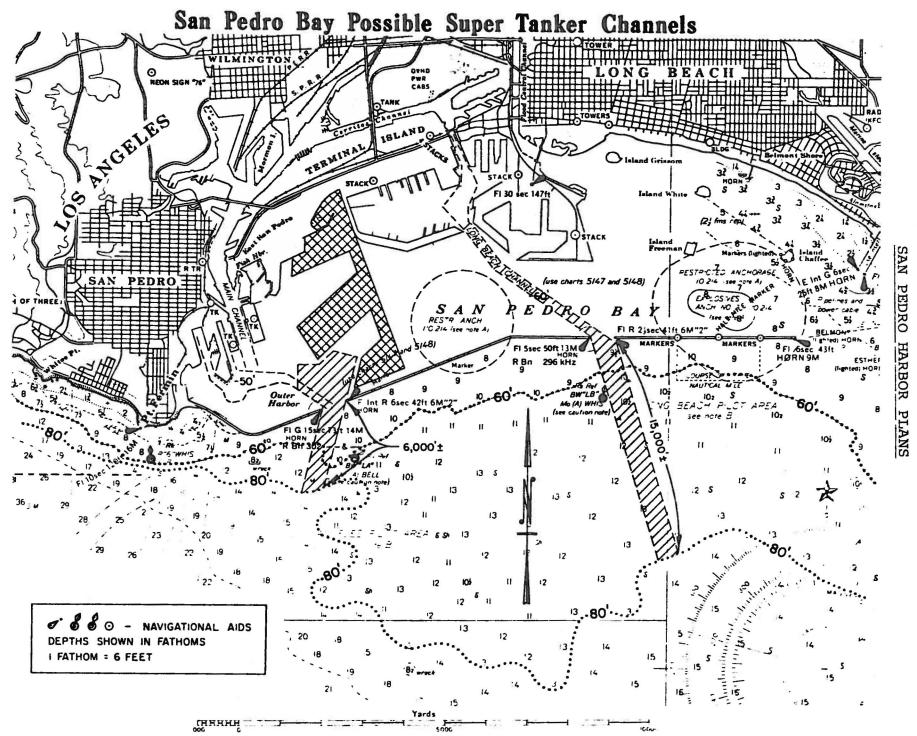
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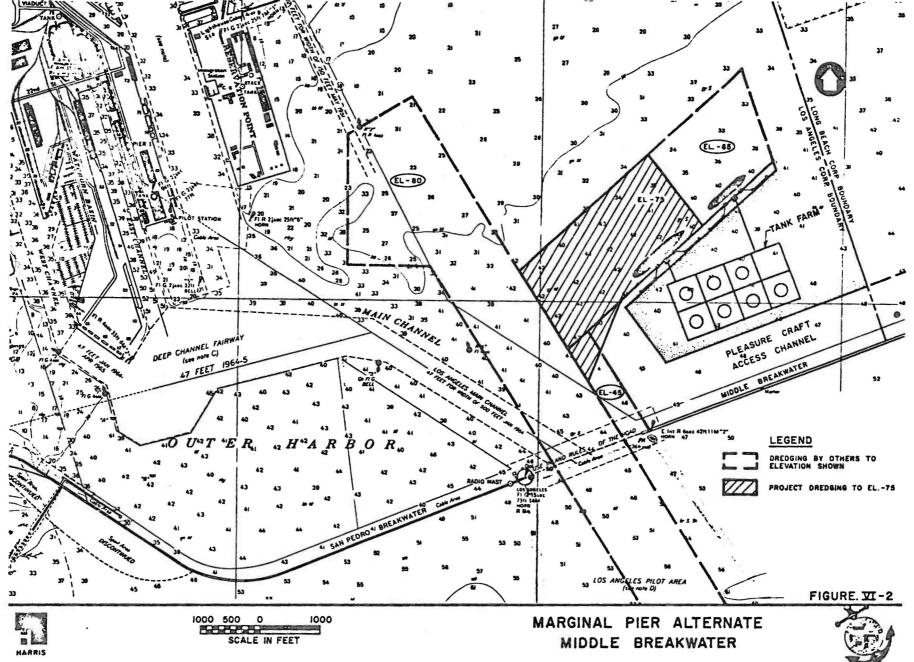
California Department of Fish and Game.



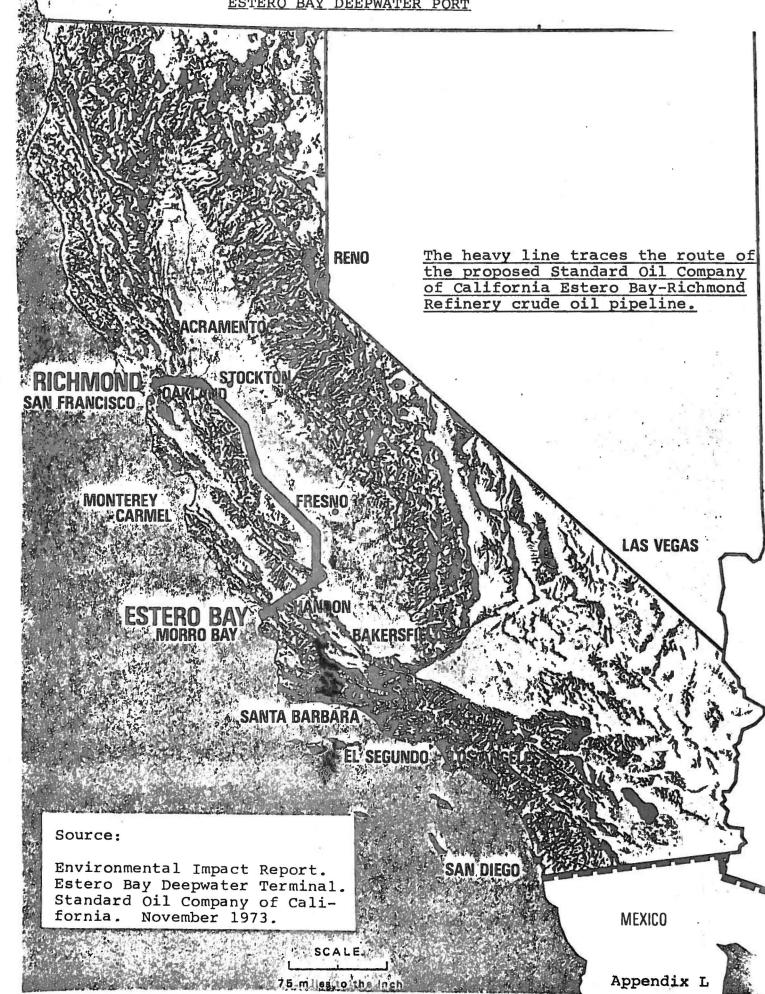
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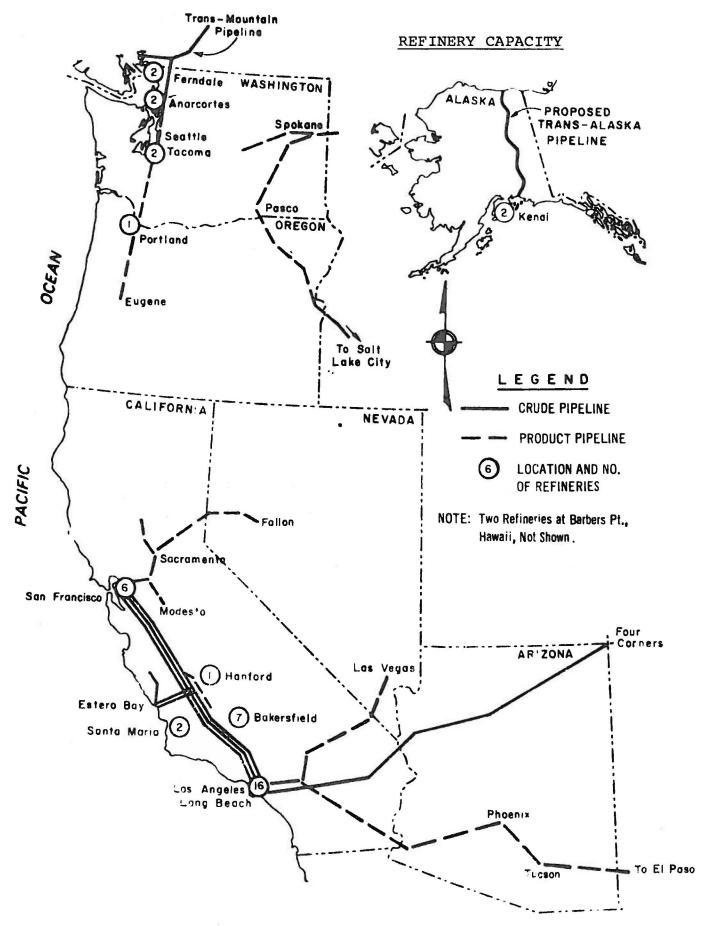
Source: Port of Los Angeles



Source: Frederic R. Harris, Inc. Deepwater Oil Terminal Facilities, Los Angeles Harbor.



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EXISTING REFINERIES, CRUDE AND PRODUCT PIPELINES, PAD V

Source: Army Corps of Engineers. West Coast Deepwater Port Facilities Study. June 1973.

HISTORICAL AND CURRENT REFINERY CAPACITIES - CALIFORNIA (Barrels Per Calendar Day)

SERVICE AREA / REFINERY	LOCATION	1960	1970	1973
SAN FRANCISCO BAY AREA				
Exxon Phillips Sequoia Shell Standard of California Union Other Subtotal	Benicia Avon Hercules Martinez Richmond Rodeo	0 135,000 0 55,000 210,000 46,000 0 446,000	72,000 110,000 22,000 97,000 190,000 60,000 0	£6,000 110,000 27,000 100,000 190,000 60,000 0
Atlantic Richfield Champlin Douglas Gulf Mobil Powerine Shell Standard of California Texaco Toscopetro Union Union Standard of California Other Subtotal	Carson Wilmington Paramount Santa Fe Springs Torrance Santa Fe Springs Wilmington El Segundo Wilmington Bakersfield Wilmington Santa Maria Bakersfield	165,000 0 32,000 125,000 125,000 150,000 0 109,000 26,000 26,000 26,000 135,000 896,000	165,000 0 25,000 49,000 124,000 28,000 86,000 200,000 60,000 0 104,000 35,000 26,000 162,000 1,064,000	165,000 29,000 35,000 50,000 124,000 28,000 86,000 220,000 77,000 26,000 104,000 26,000 180,000
GRAND TOTAL - CALIFORNIA		1,342,000	1,615,000	1,758,000

^{1/} Capacity listed below 25,000 b/cd and therefore included in "Other."

0

CALIFORNIA REFINERY EXPANSION AND NEW CONSTRUCTION

(under construction or planned)

Company	Location	Current Capacity (b/d)	Expanded Capacity	Year Completed	Added Capacity
ARCO	Carson	173,000	193,000	1974	20,000
ARCO	Carson	New Ref.(So Cal Ed)	125,000	1977	125,000
Douglas Oil Co.	Paramount	36,000	50,000	1975	14,000
Kern County Ref. Inc.	Bakersfield	12,900	15,900	1975	3,000
Newhall Ref. Co.	Newhall	8,000	20,000	1975	12,000
Pacific Resources, Inc.	Carlsbad	New Ref. (SDG&E)	100,000	1977	100,000
Standard Oil Co.	El Segundo	230,000	405,000	1975	175,000
Standard Oil Co.	Richmond	190,000	365,000	1975	175,000
Sunland Ref. Corp.	Bakersfield	6,000	19,000	1974	13,000
					
					637,000 b/d

Reference: Oil and Gas Journal, 1 April 1974.

ADDITIONAL CALIFORNIA REFINERY EXPANSION

(personal communication)

Company	Location	Current Capacity (b/d)	Expanded Capacity	Year Completed	Added Capacity
Cal.Oil Purification Co	. Ventura	New Ref.	15,000	1977	15,000
Urich Independent Ref.	Martinez	New Ref.	110,000	1977	110,000
					-
					125,000 b/d
					+637,000 b/d
					
					762,000 b/d
EXXON	Benecia	95,000	300,000	Future	

(NOTE: Once a supply of crude is assured EXXON will expand their refinery to an ultimate 300,000 b/d)

Refinery capacity in California as of January 1, 1974 = 1,800,000 b/d

added capacity = 762,000

expected capacity by end of 1977 = 2,562,000 b/d

ESTIMATED ANNUAL OIL POLLUTION OF THE OCEANS

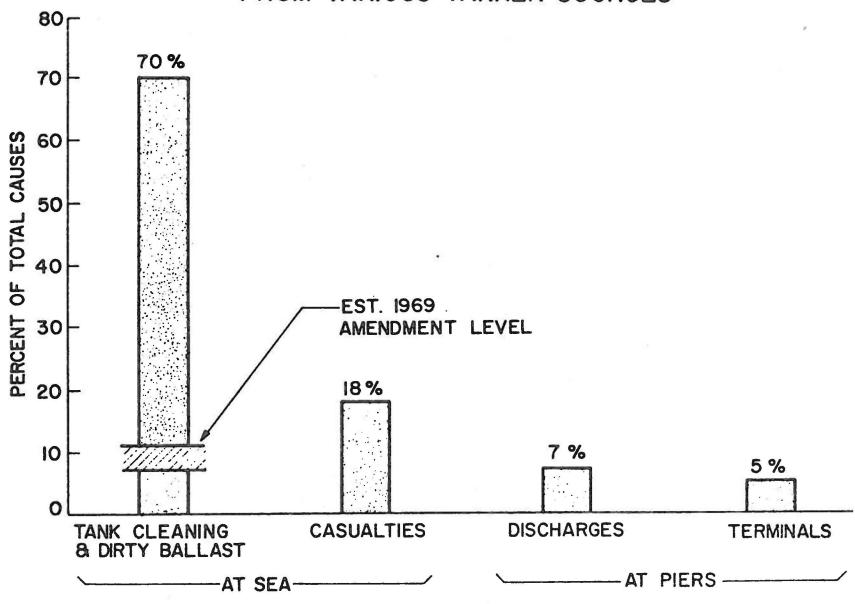
Mar	ine Operations $\underline{1}/$	Metric Tons	Percent
Tan	kers	1,387,000	28.32
1)	LOT (Load-on-Top) tank cleaning operations	265,000	5.41
2)	Non-LOT tank cleaning operations	702,000	14.34
3)	Discharge due to bilge pumping, leaks and bunkering spills	100,000	2•04
4)	Vessel casualties	250,000	5.11
5)	Terminal operations	70,000	1.43
Tan	k Barges	70,000	1.43
1)	Discharge due to leaks	20,000,	0.41
2)	Barge casualties	32,000	0.65
3)	Terminal operations	18,000	0.38
A11	Other Vessels	850,000	17.36
1)	Discharge due to bilge pumping, leaks and bunkering spills	600,000	12.25
2)	Vessel casualties	250,000	5.11
	shore Operations	100,000	2.04
	-MARINE OPERATIONS		
	Refineries and Petrochemical plants	300,000	6.12
	Industrial Machinery	750,000	15.31
	Highway Motor Vehicles	1,440,000	29.41
TOT	AL	4,897,000	100.00

^{1/} Marine Operations make about 49% of the total estimated annual Oil Pollution of the Oceans.

Source: Poricelli, Keith and Storch, 1971.

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RELATIVE MAGNITUDE OF OIL INFLUX FROM VARIOUS TANKER SOURCES



Source: Gray, William O., 1972.

MARINE POLLUTION CONTROL EFFORTS

The load-on-top technique was developed with the aim of minimizing the release of oily wastes to the sea and recovering the maximum amount of persistent oil from washings and dirty ballast.

After unloading a cargo of oil, a significant amount of oil -- a fraction of 1 percent of the total load on the average -- clings to the surface of the tank compartments. In a 250,000 dwt tanker, this may amount to as much as 650 tons.

At current prices, this could mean a recovery of \$20,000 in oil at an expense of only several hundred dollars. Thus, in addition to governmental control there are economic incentives not to pump oil over the side.

Tanks being prepared for clean ballast are thoroughly washed before ballasting and the oily mixture collected in slop tanks. This mixture is allowed to settle in these tanks until most of the water settles to the bottom. The bottom water is then pumped overboard until the oily level is approached. Discharge of the ballast water is then halted. Tanks which may not have been cleaned before being filled with ballast water are later decanted in the same manner as are slop tanks. After separation and discharge of the clean ballast water, oily residues are then pumped to the slop tanks for further settling and subsequent decanting of the water. The retained oil or oily wastes remaining in the bottom of the

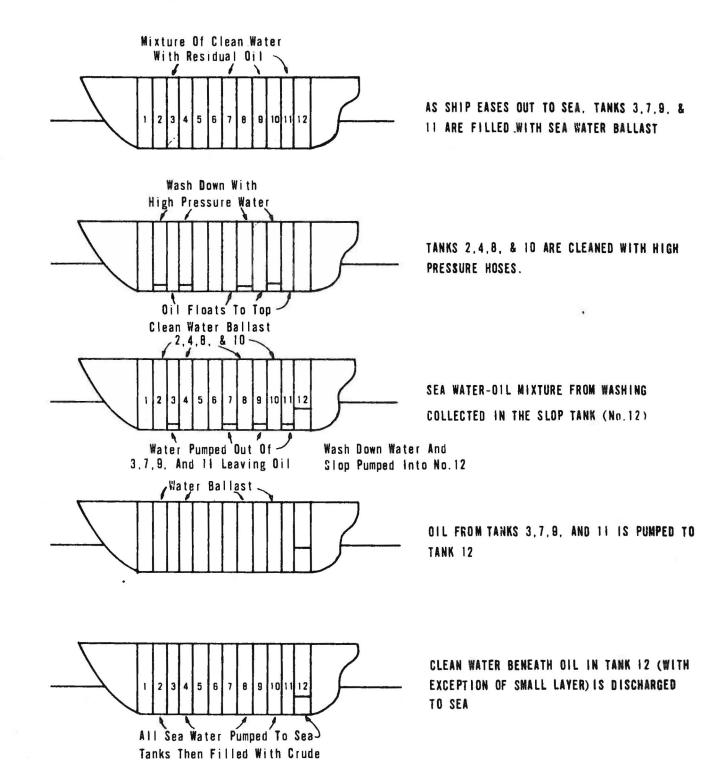
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slop tanks become a part of the new cargo.

Although LOT is a major advance in reducing oil discharges into the sea, it is not 100 percent effective on tankers using it and is not yet in use on at least 20 percent of the world's crude carriers. It requires a reasonably long voyage to provide the time necessary for effective settling and separation and the effectiveness of separation is reduced by rough seas. Thus, small vessels on short hauls cannot use LOT and thus, they account for the bulk of oil pumped over the side.

Further, it is difficult to determine with precision the oilwater interface during decanting, resulting at times in some oil discharge before pumping is halted.

Other alternatives for reducing oil discharges from normal tanker operations include the following: shore ballast reception and treatment facilities, segregated ballast tankers, on-board oil-water separators and waterless washing of cargo tanks in a controlled atmosphere.



Load-on-Top Procedure

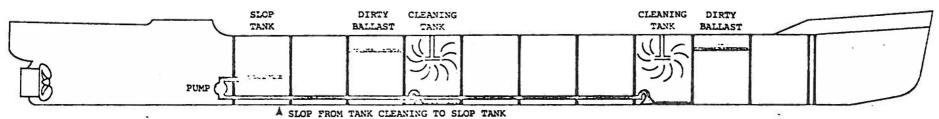
Source: MarAd

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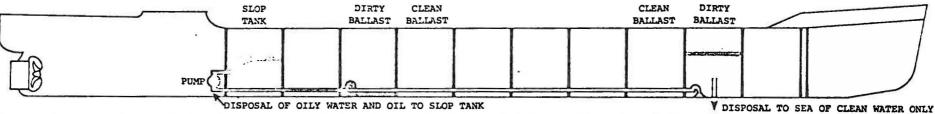
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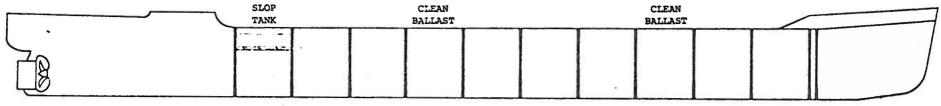
A CRUDE OIL TANKER USING THE LOAD-ON-TOP SYSTEM OF ANTIPOLLUTION



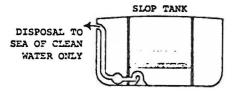
1 Vessel at sea in dirty ballast condition and cleaning tanks.
All oily washings are transferred to the slop tank, aft -- Oil in the dirty sea water ballast floats to the top.



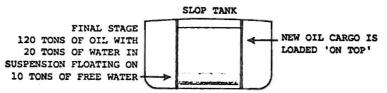
Vessel at sea when tank cleaning complete and with clean ballast in washed tanks. Disposing of dirty ballast. Clean sea water under the floating oil is returned to the sea from the dirty ballast tanks. Oily slops from the dirty ballast tanks are pumped to the aft slop tank.



3 Vessel at sea in clean ballast condition, all polluted water and oil secured in slop tank. The oil in the slop tank is given time to separate from the water.



4 The water under the oil in the slop tank is carefully pumped into the sea.



5 At the loading port oil cargo is loaded 'on top' of the oil in the slop tank.

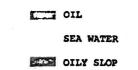


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GOVERNMENTAL AGENCIES HAVING AUTHORITY OVER ACTIVITIES RELATED TO DEEPWATER PORTS

STATE OF CALIFORNIA

EXECUTIVE BRANCH

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RESOURCES AGENCY

Under the California Environmental Quality Act of 1970 (CEQA), the Resources Agency is delegated responsibility for formulating statewide environmental guidelines which are implemented by state and local agencies. Constituent units of the agency review proposed developments in the State as to their impact on land, air, and water resources.

The Secretary of the Resources Agency exercises general supervision over several constituent departments, boards, and commissions. He is responsible for bringing their diverse programs together in order to accomplish longrange coordinated planning. In the event of a conflict between units over areas of expertise or jurisdiction, the Secretary settles the differences and advises the Governor on the adoption of State policy.

The Governor's Office of Planning and Research (OPR) resolves lead agency disputes in connection with the preparation of Environmental Impact Statements as required under CEQA. In addition, OPR has two legislative mandates: (1) to prepare and submit to the Governor an Environmental Goals and Policy Report for transmittal to the

State Legislature and (2) to formulate a State land use policy.

Although an environmental report was completed in June 1973, OPR

has no enforcement or implementation powers in either the environmental or land use areas.

The principal constituent units of the Resources Agency which would have a role regarding the location, size and intensity of deepwater port development in California are:

State Lands Commission

This body has exercised a more responsible role in the development of maritime facilities in California than any other agency at
the State level. The Commission has jurisdiction and permit authority over the use of tidal and submerged lands. Under this authority,
the Commission controls the disposition and use of state-owned tidelands and submerged lands along the California coast, extending three
miles seaward from the low water mark.

Policies of the Commission are implemented by the State Lands
Division of the Department of Conservation. Under the policy direction of the Commission, the State Lands Division controls the sale,
lease, construction in, or other use of these State holdings. The
Division cannot lease any lands under the Commission's jurisdiction
until all requirements of CEQA are fulfilled.

Prior to the enactment of the Coastal Zone Conservation Act of 1972, the State Lands Commission possessed exclusive state-wide authority in the coastal zone. Since that time the Coastal Zone Conservation Commission has assumed concurrent jurisdiction over uses

of the coastal area and proposals are now subject to overlapping planning and approval. The State Lands Commission is currently monitoring and assisting the Coastal Commission in the preparation of its comprehensive state plan. One element of the plan involves a joint review of offshore marine terminals to handle crude oil.

Coastal Zone Conservation Commission

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The statewide commission and six regional commissions, formed after passage of an initiative measure in November 1972, are responsible for developing a state plan for the preservation, protection, restoration, and enhancement of the coastal zone. Among the considerations of concern in the waterborne transportation element are: (1) the economic need for deepwater ports; (2) the need for coastal land to support offshore facilities; and (3) the environmental impact of ocean shipping and port facilities.

Each regional commission deals with each plan element, holding public hearings on issues of local concern. The regions submit their review to the State Commission which must adopt the coastal zone plan by December 1, 1975, and submit it to the Legislature for subsequent adoption and implementation.

In addition to developing a comprehensive coastal zone plan, the commissions exercise permit authority over construction in an area between the seaward limits of State jurisdiction and 1,000 yards landward from the mean high tide line.

Water Resources Control Board

The Board is responsible for protecting the quality of California waters including those ocean waters within the State jurisdiction.
The State Board has the primary responsibility for setting waste discharge standards, which Regional Water Quality Control Boards implement and enforce.

Part of a required planning and regulatory program concerns the effect of proposed navigation improvements on water quality. A primary interest involves potential adverse effects of channel dredging on aquatic biota.

Air Resources Board.

The Board and Regional Air Pollution Control Districts prescribe air quality standards and regulate emissions into the atmosphere.

The Board would only have a role in deepwater port development in regards to the relationship between refinery siting and oil delivery sites.

Department of Fish and Game

The Department is responsible for maintaining all species of fish and wildlife for their intrinsic and ecological values as well as for the direct benefits to man. The Department is empowered to enforce standards established for wildlife protection.

Having similar concerns as the Water Resources Control Board, the Department reviews navigation developments in relation to their impact upon commercial and sport fishing and wildlife refuges.

Dredging projects and construction of breakwaters and terminals are of primary concern.

The Department has principal responsibility for directing the State Oil Spill Contingency Plan. The purpose of the plan is to carry out the Department's statutory obligations of protecting fish and wildlife resources during times of disaster caused by oil or hazardous materials. This responsibility will become all the more important as deepwater oil terminals are developed in state waters.

Department of Navigation and Ocean Development

The Department (DNOD) is the principal state agency with responsibility for navigation planning. Presently, DNOD is primarily involved in programs and facilities for recreational boating, with overview responsibility for commercial navigation.

As a major project DNOD developed a Comprehensive Ocean Area Plan (COAP) which was turned over to the Coastal Zone Conservation Commission. In addition, with the approval of Proposition 20 in November 1972, all coastal zone planning activities formerly claimed by the Department are now under the jurisdiction of the Coastal Zone Commission.

The Department's program to develop a Marine Terminal and Navigation Plan has been terminated and all materials and information transferred to the Department of Transportation. DNOD is now expected to assist Caltrans in its review of the regional waterborne elements of the California Transportation Plan.

San Francisco Bay Conservation and Development Commission

BCDC serves to plan and regulate development along the shoreline of San Francisco Bay. In this capacity it has assumed an important overview role for navigation planning. BCDC has joint regulatory jurisdiction with the U.S. Army Corps of Engineers in matters pertaining to the dredging of ship channels in the Bay.

The Commission controls, by permit, dredging and filling in the Bay and shoreline property land use within a 100-foot strip. A high priority item in this area is port and water-related industry development. A provision of the Coastal Zone Conservation Act expressly excludes the Coastal Zone Commission from permit authority in the area under BCDC jurisdiction.

BUSINESS AND TRANSPORTATION AGENCY

The State Transportation Board advises and assists the Secretary of the Business and Transportation Agency and the Legislature in formulating State policy and plans for transportation programs. In April 1973, the Board adopted guidelines for the preparation of Regional Transportation Plans including the incorporation of existing planning programs.

Department of Transportation

Legislation enacted in 1972 created the California Department of Transportation (Caltrans) which is required to prepare a Transportation Plan embracing all modes of transportation, including a

deepwater ports element.

Regional Planning Agencies

Regional agencies are to prepare regional transportation plans including maritime transport by April 1, 1975. Regional plans are to be based on local governing bodies statements of goals, objectives and policies. Agencies involved in this aspect of the planning vary with the coastal counties and are as follows:

- a) Local Transportation Commissions Del Norte and Monterey Counties.
- b) Council of Governments Humboldt, Mendocino, San Luis Obispo, Santa Barbara and San Diego Counties.
- c) Metropolitan Transportation Commission San Francisco Bay Area Counties.
- d) Southern California Association of Governments - Ventura, Los Angeles and Orange Counties.

The State Transportation Plan is to be based upon regional goal objectives and plans after reconciling areas of inter-regional differences. The plan is to be submitted for adoption to the State Transportation Board and transmitted to the California Legislature by January 1, 1976.

AGRICULTURE AND SERVICES AGENCY

Department of Commerce

The Department serves as staff agency to the Commission for Economic Development. The mission of the Department is to administer

programs and to recommend appropriate executive or legislative action regarding development of the California economy.

Within the Department, the Division of Business and Industrial Development is concerned with disincentives to economic development, such as the inventory tax and coastline development restrictions.

It is also involved in the economic implications of decisions on deepwater port development and is a major source of input on State policy.

Commission for Economic Development

The Commission provides bipartisan legislative, executive branch, and private sector support and guidance for the overall economic development of the State. By legislative mandate the Commission is charged with discovering declining areas in the State Economy, evaluating the extent of unemployment and designing programs to assist local communities to create jobs and tax revenues.

OTHER UNITS IN THE EXECUTIVE BRANCH

Energy Planning Council

The Council was established in October 1973, by Executive Order of the Governor and was charged with the following:

- a) coordinate all state activities regarding energy resources;
- b) recommend policy alternatives to the Governor;
- c) coordinate a program of research and development of energy resources; and

d) propose new legislation regarding energy matters.

The Council's position on deepwater ports was that the State would support the construction of a facility on the West Coast and it would coordinate such activity with the U. S. Army Corps of Engineers. Since the energy "crisis" of the Fall and Winter of 1973-74, the Council has not played a role in reviewing oil delivery systems and the need for deepwater ports.

Public Utilities Commission

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The Commission has broad authority to regulate the rates and services of intrastate common carriers. Jurisdiction extends to all transportation modes operated within the State including land, air, rail, and water.

Under this authority, vessels transporting cargo within the State are subject to permit procedures. State policy encourages the use of harbors and requires that in rate fixing, preferential consideration be given to vessels over other modes of transportation.

LEGISLATIVE BRANCH

Although the State has played a limited role in navigation planning and development, recent actions of the Legislature seek to define the State's interest in this field. Significant changes in the role of the State have been initiated in connection with pro-

grams to formulate and implement plans that include deepwater ports.

Through the enactment of AB 69 in 1972, the Department of Transportation is playing a role in water transportation planning. Their plan, which will be submitted to the Legislature in January 1976, will look at issues relating to deepwater terminals.

Through the initiative process, Proposition 20 was passed by the people of California in November 1972, thus establishing the California Coastal Zone Conservation Commission. The Coastal Zone Plan, which will be submitted to the Legislature in December 1975, will contain an element on tanker terminals.

The Mandates of both AB 69 and Proposition 20 require that the Legislature adopt and implement the plans through necessary legislation. In addition, the Legislature established two Select Committees in the Fall of 1973 to conduct studies on related matters. Recommendations will be made in the Committee reports regarding appropriate legislation.

ASSEMBLY SELECT COMMITTEE ON DEEPWATER PORTS

The Assembly Select Committee on Deepwater Ports was established by the Speaker in November 1973. The Committee was charged to assess the major issues which might arise in regards to the future oil delivery plans for California. This report constitutes the findings and recommendations of the Committee.

SENATE SELECT COMMITTEE ON MARITIME INDUSTRY

The Senate Select Committee on Maritime Industry was established

by Senate Resolution 38 to study and investigate all aspects relating to California's maritime industry. The Committee is mainly concerned with the economic impact and physical requirements of maritime development. A report of the Committee's findings is to be submitted by late summer, 1974.

REGIONAL GOVERNMENTAL AGENCIES

METROPOLITAN TRANSPORTATION COMMISSION

Pursuant to its original charter under AB 363 in 1970, MTC has conducted a study of existing harbor access facilities in the San Francisco Bay area. An ad hoc Seaport Technical Advisory Committee, including representatives of the Coast Guard, U. S. Maritime Administration, Army Corps of Engineers, Caltrans, BCDC and local ports, was formed and is now being expanded to deal with the broader objectives of the Transportation Plan prescribed in AB 69.

SOUTHERN CALIFORNIA INSTITUTIONS

Where Northern California has BCDC and MTC planning future port developments in the San Francisco Bay area, no such interest appears in the Southern portion of the State. The Southern California Association of Governments (SCAG) might include this subject in their planning, but to date no such port planning has been done.

LOCAL INSTITUTIONS

PORT COMMISSIONS

Most of the major ports in California are municipally-owned and are administered by independent port commissions under city charter provisions enabling each port to operate with substantial autonomy. Ports in this category, which formulate their own plans for dredging deep draft channels and building oil terminals include: San Francisco, Oakland, Richmond, Port Hueneme, Los Angeles, Long Beach, and San Diego.

CITY COUNCILS AND BOARD OF SUPERVISORS

Local governmental entities play an important role in port planning. Members of the City Council in Richmond actually serve as Port Commissioners. In Oakland the Port Commissioners are appointed by the City Council whereas in San Francisco, the Commissioners are appointed by the Mayor and confirmed by the Board of Supervisors.

In Southern California, the Board of Harbor Commissioners for the Port of Los Angeles is appointed by the Mayor with approval of the City Council. The Board of Harbor Commissioners for the Port of Long Beach is appointed by the City Manager, subject to confirmation by the City Council.

UNITED STATES GOVERNMENT

FEDERAL INSTITUTIONS

PRIMARY DEVELOPMENT AND OPERATIONAL AUTHORITIES

Because of the importance of waterways to the national economy and defense, the Federal Government has played a dominant role in the field of navigation. Primary federal development and operational authority is vested in the Army Corps of Engineers, the Maritime Administration, the Coast Guard, the Bureau of Land Management, and the Interstate Commerce Commission.

Pending Federal Deepwater Port legislation will give the Departments of Interior and Transportation added responsibilities in the licensing and operation of offshore oil terminals.

U. S. Army Corps of Engineers

Navigable waters are any water which are, have been, or can be used for interstate or foreign commerce. The body of water need not cross state lines to fall within the definition, since if goods transported on the water have been brought from or eventually may go to another state, interstate commerce is involved.

Any individual, firm or agency who plans to build a structure in, on, under or over the navigable waters of the United States must first obtain a permit from the Army Corps of Engineers. Similar permits are required for dredging, and the disposal of the dredged material. The permit from the Corps is required in addition to any

other permits, licenses or other authority required by state or local laws or regulations.

U. S. Maritime Administration

MARAD is the principal federal agency responsible for aiding and promoting the domestic shipping industry. Operating within the Department of Commerce, MARAD provides diverse financial and technical aids to the maritime industry and promotes a regional approach to the planning, development and operation of ports. To implement this policy, MARAD is actively supporting a regional approach to port planning on the West Coast. In addition to negotiating for a study with the Ports of Los Angeles and Long Beach, MARAD is pursuing similar activities in the San Francisco Bay area.

In implementing the provisions of the Merchant Marine Act of 1970, MARAD administers construction and operating subsidies to domestic builders and operators to offset the competitive advantages of foreign countries. Construction subsidies are based on the difference between U. S. and foreign shipbuilding prices. Many of the large tankers being built in the U. S. are presently subsidized under this program. A bill pending in Congress requires that 20% of all oil entering the U. S. by tanker be carried on U. S. flag vessels.

U. S. Coast Guard

As the principal maritime safety and law enforcement arm of the Federal Government, the Coast Guard is charged with the protection of vessels, harbors, and waterfront facilities. In recent years it

has also gained substantial authority and responsibility over port planning.

Operating within the Department of Transportation, Coast Guard rules and regulations govern the design and construction as well as the maintenance and operation of vessels. The Ports and Waterways Safety Act of 1972 extended this authority to the regulation of cargo handling, means of preventing and mitigating damage to the marine environment, vessel operations, and the qualifications of officers and crew. Penalties are established for ship owners and operators who do not comply with the regulations.

All ports are subject to inspection by the Coast Guard to test for compliance with the new pollution regulations. Where there is a danger of oil spills, the Coast Guard can close down a facility. Included in the new regulations, effective July 1, 1974, is that bilge waters be discharged from tankers into facilities at the port.

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The Coast Guard is considering amending the pollution regulations by adding interim regulations that govern the design and operation of U. S. tank ships certified to carry oil in the domestic United States trade. These requirements would provide additional environmental safeguards for the transportation of Alaskan oil to the West Coast.

The San Francisco Vessel Traffic System (VTS) was commissioned in 1972. The Coast Guard estimates a 7% reduction in collisions, rammings and groundings in San Francisco Bay through the use of this radar system. A similar system came into operation in Puget Sound, Washington at about the same time. It was decided that the San Pedro Harbor area did not need such a system for traffic control.

Bureau of Land Management

Operating within the Department of Interior and under the Outer Continental Lands Act of 1953, BLM has licensing authority over the construction of deepwater port pipelines in a zone extending from 3 miles to 20 miles offshore. In California, proposed developments within the three-mile limit would fall under the jurisdiction of the State Lands Division.

Interstate Commerce Commission

Among the many modes of transportation under ICC's jurisdiction are water carriers and oil pipelines. Although ICC has no direct involvement in the planning of maritime facilities, overlapping jurisdiction with the Federal Maritime Commission creates some conflicts. Shipments within California and not part of an interstate or foreign movement are regulated by the Public Utilities Commission.

ENVIRONMENTAL AGENCIES

Federal agencies concerned with environmental impacts have an indirect role in harbor and port development. The primary agencies that would have a responsibility for oil terminals include (1) the Federal Maritime Commission, (2) the Environmental Protection Agency, (3) the National Oceanic and Atmospheric Administration, and (4) the U. S. Fish and Wildlife Service, and (5) the Council on Environmental Quality.

Federal Maritime Commission

The Federal Maritime Commission (FMC) is an independent agency to

regulate foreign and domestic waterborne shipping of the United States. One responsibility of FMC involves assuring financial responsibility for water pollution clean-up. FMC administers a provision of the Water Pollution control Act of 1970 requiring the owner or operator of every vessel over three hundred gross tons to establish and maintain evidence of financial responsibility for assuring the cost of removing oil discharged into navigable waters. Actual supervision of the cleanup is administered by the Coast Guard.

Environmental Protection Agency

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EPA is an independent regulatory agency established by the Executive Branch pursuant to the provisions of the National Environmental Protection Act of 1970 (NEPA). Under this act and a more recent Ocean Dumping Act, EPA is responsible for developing criteria which the Corps of Engineers applies in issuing permits for the disposal of dredged material. If the dumping operation is non-federal and is within the three-mile limit of California, jurisdiction certification of a State Regional Water Quality Control Board is required.

National Oceanic and Atmospheric Administration

NOAA, operating within the Department of Commerce, is the center of technical expertise in the oceanic, atmospheric and marine biological sciences. Under the Coastal Zone Management Act of 1972, NOAA administers a new federal program designed to encourage and assist coastal states to develop and administer coastal zone management programs. Grants are allocated to states to assist in their coastal

zone planning which includes deepwater ports. MARAD and NOAA have a joint role of technical assistance in the review of the port and navigation development portions of coastal zone management programs.

U. S. Fish and Wildlife Service

Operating within the Department of the Interior the agency reviews navigation projects to prevent or minimize any adverse effects of dredging and disposal of dredged materials. The Service's jurisdiction coincides with the Army Corps of Engineers in that it extends to the navigable waters of the U.S.

Council on Environmental Quality

Operating as the President's environmental arm, CEQ has reviewed several proposals for the construction of deepwater ports. CEQ feels that the principal impact of a deepwater port and associated facilities such as pipelines, storage tanks, refineries, and other industry will occur on adjacent land areas rather than in the marine environment.

We wish to credit Harry Erlich, U. S. Army Corps of Engineers, for sections of this Appendix.

DEEPWATER PORT ACTIVITIES

IN OTHER COASTAL STATES

MAINE

The State Planning Office, Coastal Planning Group, commissioned the Research Institute of the Gulf of Maine to conduct a study on the Impacts of Deepwater Ports. A special state committee was established to evaluate a deepwater site for heavy industrial activity.

MASSACHUSETTS

The Massachusetts Port Authority (Massport) hired Frederic R. Harris, Inc., Arthur D. Little, Inc., and Raytheon, Corp. to conduct a deepwater port study for the Greater Boston area.

NEW JERSEY

The State is considering legislation to create an agency to build and operate a deepwater port.

DELAWARE

Through a House Joint Resolution in 1971, the State established the Delaware Bay Oil Transport Committee. The Legislature then appropriated \$130,000 in March 1972 to commission Bechtel Corporation to assist the Committee in a deepwater port study.

MISSISSIPPI/ALABAMA

The two States joined to form the Ameraport Commission for the purpose of developing a deepwater port in the Gulf of Mexico. The Battelle Columbus Laboratories was commissioned to prepare environmental and economic assessments of the project.

LOUISIANA

The Governor created a Superport Task Force which commissioned Kaiser Engineers to prepare an economic impact report for a Louisiana offshore oil port. Subsequently, the Legislature enacted the Deep Draft Harbor and Terminal Authority which also contracted Kaiser Engineers to prepare a superport environmental protection plan. The State had appropriated \$422,860 through June 1974 for this study and will spend an additional \$200,000 to \$340,000 in the coming fiscal year.

TEXAS

Legislation created the Texas Offshore Terminal Commission in 1972. A report, which included an environmental and socio-economic assessment was submitted to the Legislature in January 1974.

WASHINGTON

Senate Resolution established a Task Force to study deepwater ports. The Legislature appropriated \$427,150 to conduct the eightmonth study which is to be completed by January 1975.

NEW ENGLAND REGIONAL COMMISSION

The six New England States are conducting a regional study on the <u>Effects on New England of Developing a Petroleum Industry</u>.

Requests for proposals went out to consulting firms in July 1974.

A major part of the project will involve deepwater ports and associated facilities.

COASTAL PLAINS REGIONAL COMMISSION

The States of Georgia, South Carolina and North Carolina have jointly appropriated \$300,000 to conduct a deepwater port study. A report is to be released in September 1974.

COASTAL STATES ORGANIZATION

POSITION STATEMENT -

DEEPWATER PORTS

The Coastal States Organization supports federal legislation on Deep Water Ports which would provide a strong state role in the licensing aspects of any such port and attendant facilities.

BACKGROUND

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Congress is currently working on a Deepwater Port (DWP) licensing bill, and final action is expected before Congress adjourns. In June the House passed a bill (H.R. 5898, Merchant Marine and Fisheries Committee) which gives coastal states very little "say" in the granting of a federal license for such a facility off their coast. The House rejected another bill (H.R. 10701 Public Works Committe) which would have allowd adjacent states a major voice in the licensing procedure by providing a veto provision and establishing preferential ownership system giving first choice to a state-owned, public facility. In the Senate, three Committees (Commerce, Interior and Insular Affairs, and Public Works) are jointly preparing a bill and it is expected during July. Their proposal will provide a stronger state role than the House-passed version.

Most parties, including federal agencies (Council on Environmental Quality, NOAA, EPA, and the Department of Interior), industry, environmentalists, and others agree that the principal impact of a Deep Water Port and the associated facilities such as pipelines, refineries, petrochemical plants, etc. will occur on adjacent land areas rather than in the marine environment. Furthermore, it is generally

agreed that the principal responsibility for minimizing the adverse impact of such facilities falls on state and local governments. Thus it seems logical that since state government will have major responsibilities in coping with the impact, the states should play a major role in the licensing process.

COASTAL STATES ORGANIZATION POSITION

The Coastal States Organization urges the Congress to enact Deep Water Port Legislation that will give the adjacent coastal state a strong role in what is done off and/or along its coastline. Such a role should include a stong state voice concerning (a) the type of Deep Water Port to be constructed, (b) the location of such a Deep Water Port, and (c) operational aspects. Furthermore, such legislation should explicitly require that such a Deep Water Port and associated facilities be in compliance with all state and local regulations concerning water, air, and land uses. The Coastal States Organization belives that legislation which does not provide these provisions is not in the best public interest.

Draft Statement Approved in Substance Unanimously by Delegates attending the Annual Meeting, July 8, 1974.

A CRITIQUE

OF

THE STAFF REPORT OF THE

ASSEMBLY SELECT COMMITTEE ON DEEPWATER PORTS:

By Assemblyman Charles Warren, Chairman, Assembly Committee on Energy and Diminishing Materials

The Staff Report from the Deepwater Ports Select
Committee fails to take note of several vital underlying
questions relative to energy policy and provides little
analysis of even the narrow deepwater port issues involved.
The specific deficiencies in the report are:

- A lack of documentation of the <u>need</u> for deepwater ports in California rather than (1) deepwater ports in other West Coast states with overland lines of supply into California, or (2) use of existing port facilities in the state by smaller, shallower draft tankers.
- The misleading representation of the amounts of oil likely to be imported and its relation to the need for deepwater ports.
- The absence of consideration of the linkage between Alaskan imports to California and offshore oil development, in terms of the possible delay of OCS drilling.
- The lack of consideration of associated pipeline and transportation facilities through the state necessitated by the huge surplus of oil over intra-state demand projected in the report.

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- The absence of discussion of a long-lived oil surplus in the state overpowering energy conservation efforts.
- The inadequate consideration of the relative advantages and disadvantages of onshore and offshore port facilities and terminal designs.
- The insufficient treatment and documentation of oil spill hazards stemming from supertanker traffic and deepwater port offloading, and the relative risks of alternatives.
- The lack of emphasis on the efficient use of facilities through multiple company access.
- The scanty discussion of ownership and financing (public vs. private) of the port facilities themselves,
 e.g., revenue formulae, role of government, liability, and multiple use.
- The absence of discussion of impacts on independent refiners of the various schemes for offloading and pipelining oil.
- The cursory treatment of the serious adverse impacts of onshore secondary impacts, i.e., the clustering of refineries in critical air and water zones, and land use conflicts in the coastal zone or in non-industrialized areas.
- The insufficient consideration of the adequacy of existing institutions for the control and elimination of adverse consequences of the construction and use of deepwater ports and associated facilities.

• The failure to discuss the major attributes of pending federal legislation and the impact of this legislation on the state.

In sum, the report appears to be an agglomeration of bits and pieces of information, some of it quoted verbatium without citing the source, which lacks any unifying thread. After reading the report one would scarcely know that the debate over a deepwater port is quite heated. No hint of this controversy is given. The report could have been devoted to laying out a framework for the consideration of the components of the issue and analyzing the merits of the arguments on each side, pointing out erroneous data, conjecture, etc. Of particular importance is placing the discussion of deepwater ports in a broader energy policy context. As was the case with the siting of powerplants, the construction of deepwater ports, rather than involving only land use or environmental protection elements, will be a key determinant of the future state energy Instead, with a slack treatment of a number of critical problems, the report presents a misleading assessment of the implications of the deepwater ports decision in California. Even more importantly, this report will have an impact on emerging federal legislation. In its present form, this cursory report does not represent the interests of this state well. To support this conclusion, each of the deficiencies noted are treated in detail below.

A. Economic benefits

- 1. Reduced transportation costs to oil companies The argument is often raised that supertankers are vastly superior in economic terms to smaller vessels. This is true, of course, only for long hauls of crude oil. The report notes two sources of oil for tanker delivery into California: Alaska and Indonesia. For the Alaskan haul there is no great economic advantage to using tankers above the 200,000 dwt range. In fact, the report notes that present plans call for the use of 150,000 dwt tankers. For the Indonesian oil, larger tankers would be clearly superior. But how much oil will likely be imported from Indonesia or from an exporting country similarly distant? Will only one small port be required for offloading Indonesian crude? No data is presented. there then a real need for the port, or is it merely for convenience?
- Presumably, reduced tanker costs to the oil companies will be reflected in lower costs to consumers. However, the report cites the cost differential to the consumer to be one cent per gallon of gasoline for tankers of 70,000 dwt vs. 250,000 dwt. Is this cost difference worth the risks engendered by a deepwater port and an extensive traffic of highly unmaneuverable supertankers?

B. Physical Necessity

 Increased volume of oil deliveries to California ports

The report states that by 1985 the U.S. will be importing 57% of its oil. This fugure is unbelievably high and was taken from an Interior Department bulletin published in 1972. It is now clear that increased prices for oil from the exporting countries, continuing energy conservation, and Project Independence will substantially reduce oil imports over pre-embargo estimates. The figure of 35% imports is now looked upon as a high projection for 1985, with the figure gradually lowering as Project Independence is implemented. Furthermore, what is the validity of the average U.S. figure quoted in the report for framing the need in California? As indicated previously, the major increase in tanker traffic would be in shipping Alaskan oil. The report states that 90% of the total two million barrel per day (bpd) flow from Alaska will come into California. This is one of the highest estimates available. Others have projected one million bpd to the State of Washington and one million bpd to California as the more likely result. For this lesser volume of traffic, smaller tankers may

indeed be feasible. The report then has relied to heavily on high import estimates.

2. Inadequacies of present ports.

The report points out that the several ports in California can already handle large tankers:

Los Angeles, 125,000 dwt; Long Beach, 138,000 dwt (or 200,000 dwt for a wide beam tanker configuration);

San Francisco Bay, 100,000 dwt. With some dredging these ports could handle even the projected traffic. The quote the report, "one company would use tankers as large as 260,000 dwt if facilities were provided (emphasis added)". This indicates the requirement is for convenience, not absolute.

3. Absence of out-of-state alternatives.

The need for a deepwater port in California is tacitly assummed in the report. It is noted, however, that the State of Washington has proposed to construct deepwater port facilities off its shores and pipeline crude and refined products to California. This whole proposal discounts the "need" for a California port, but is never given further consideration. This is a major alternative especially for dealing with Alaskan oil shipments and must be given careful thought.

C. Environmental superiority of Supertankers and Superports

- Reduced spill hazards due to fewer tankers.

 Several companies have argued that shipping more oil in fewer tankers reduces the spillage hazard. This argument is nowhere addressed in the report although it has ignited a considerable controversy. The real question to be addressed would have been whether supertankers might increase the oil spill hazard because of their unmaneuverable bulk and the much larger quantities of oil spilled at any one time. No data is presented in any context on the spill hazard of tanker operations.
- 2. Reduced spill hazards owing to fewer oil transfers at sea

One major alternative to deepwater terminal is the offloading of oil from supertankers to small barges or tankers which bring the oil into shore ("lightering"). This involves some tricky oceangoing transfers, assuming supertankers will arrive in California in any event. Which involves fewer hazards — a deepwater terminal or lightering? The report hints that lightering is the more dangerous, but never presents the documentation to make the case.

3. Relative advantages of onshore vs. offshore deepwater port facilities

In this state, we have the rare option of dredging an existing port or providing terminals 1 to 3

miles at sea to accommodate deep draft ships. Faced with this basic choice, though, the report does not even attempt an analysis of the relative advantages and disadvantages of each approach. At one point the report notes: "Estuaries and coastal wetlands, the most biologically sensitive areas of the marine ecosystem, are probably the most environmentally sensitive to impacts of deepwater port development." That quote is almost a verbatium from page 24 of the North Atlantic Regional Study Preliminary Report of the Army Corps of Engineers, but without citing the source. The remainder of the paragraph of the Corps of Engineers report goes on, however, to conclude that offshore facilities are preferable -a conclusion neither accepted nor rejected in the committee's report. While the report goes on to list a number of environmental considerations involved in the onshore offshore assessment, it does not even present the skeleton of such an assessment. It may be true that there was little time for such analysis, but the need to attack this question is essential in recommending the appropriate deepwater port decision for the state. Since substantial information already exists on this point, the main features of the debate should Instead the facit have been at least identified. conclusion is that an onshore facility (in Los Angeles or Long Beach) is probably the summary

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II. CONSIDERATIONS IN EVALUATING DEEPWATER PORTS OPTIONS

- A. Impacts on the state energy system
 - Intrastate oil surplus and trans-shipment facilities Because of the large increment of Alaskan oil potentially to be arriving in California by 1978 or 1979, a surplus of oil beyond even high estimates of future demand within the state will develop. If this surplus remains within the state, it could have adverse effects through (1) encouraging a rapid expansion of consumption and thereby increasing air pollution burdens, (2) encouraging refinery expansions, adding further air and water pollution burdens, (3) removing the desire to conserve oil, leading to a more rapid depletion of the resource, and (4) removing the impetus to employ secondary and tertiary recovery in intrastate oil fields resulting in a reduced recovery rate and the abandonment of oil fields with much of the original oil still in place. Several authorities do not expect there to be a surplus long in the state since facilities will be constructed to ship crude oil and refined products

eastward to more oil-starved areas. What is the status of these pipeline projects? Are the pipeline decisions fully linked with the port decision? Which component is leading the other? Does the port determine where the pipeline go or are pipelines already in the works that will necessitate an associated port? Are the various governmental agencies involved in each project even aware of the linkage?

2. Offshore oil development and deepwater ports

The Interior Department has proposed a lease sale for Outer Continental Shelf (OCS) areas adjacent to Santa Monica - Los Angeles - Long Beach. These potential lease areas are large and include some of the most promising OCS oil fields. They also involve some of the worst environmental impacts since they are near shore.

Industry estimates show no significant production from these areas until the early 1980's -- at exactly the same time the state will be glutted with Alaskan oil. The amount of oil from the OCS leases could be equal to or half again as much as Alaskan oil off-loaded in the state. This will intensify the glut and necessitate even more pipelines for transshipment. Are pipelines plans taking into account both sources of surplus?

If California brings onshore both Alaskan oil and oil from OCS leases, it will probably become a major refining center for the entire western U.S., involving large refinery additions most likely in critical air and water quality areas of Southern California. Could this be avoided by locating deepwater ports in the State of Washington, shifting the refinery burden out-of-state? How could the state control the location of intrastate refineries

to insure avoidance of sensitive areas. Must, therefore, the deepwater port decision be tied to refining siting decisions? The report is silent on this point.

On the other hand, would it be advisable to press for postponement of OCS drilling until the Alaskan glut has disappeared? What impact would this have on the energy system in other, non-coastal Western States?

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To answer the type of questions raised under this heading requires the report to go into the role of California in the National and PAD District V context in relation to energy supply. While it legitimately can be argued that this was beyond the scope of the select committee report, an attempt should have been made to set forth these considerations in some sort of energy policy framework.

Is the construction of a deepwater port facility sufficiently great that even medium size independent refiners could not afford to build one? If so, deepwater port terminals controlled by the majors solely for their own use could deprive the independent refiners of crude oil, reducing their market share in the sale of refined products. But even if the terminal were dedicated to common use, the crude oil pipelines from the teriminal could be situated in

such a way as to make access by the independents difficult or could not be dedicated as carrier pipelines, allowing the owner (a major) to refuse to ship oil for independent refiners. In this case it appears the transportation facilities associated with the terminal must be scrutinized to insure equitable treatment of smaller or competing companies. This consideration is not, however, discussed in the report.

B. Environmental impacts.

1. Oil spills.

The scanty treatment of oil spill impacts has already been mentioned in the discussion of the onshore offshore issue. But beyond that issue, the elements for assessing the relative environmental/social advantages and disadvantages of various locations of either type facility along the coast in terms of oil spill sensitivity are not presented. Again this is a crucial aspect of the port decision and must be addressed. It is not necessary to present an assessment of the detail expected in an EIS or EIR on a specific project, but only to indicate the magnitude or range of oil spill hazards, the general areas able to withstand spills better than others, sensitive areas to avoid, and measures advisable for mitigating impacts.

2. Construction impacts.

Whether the terminal is onshore or offshore, dredging, pipeline laying, etc. will be necessary. A range of impacts identifying major problems and mitigating measures, similar to that noted above, is not set forth. Information on these two causes of major environmental impacts are necessary components for determining from the outset whether deepwater port facilities are worth the risk. The Corps of Engineers' reports indicate insubstantial adverse impacts, while environmentalists point out serious problems. The pros and cons of the position of each side is at least worth discussion.

C. Relation to associated facilities

1. Proximity to refineries.

The report states that: "Environmental-economic trade-offs dictate imported oil be delivered to refineries at the nearest point consistent with nautical safety and safeguards against oil spillage during transfer operations." On the surface, this statement would seem to imply the need for close proximity, i.e., a few miles. This interpretation must be tempered, since later in the report it is noted that Southern California is planning to locate a deepwater terminal off Estero Bay and connect it to the Richmond refinery with a 277-mile pipeline. "Nearest point consistent with nautical safety and oil spill safeguards" is therefore a

relative term. In considering the impact of these refineries it becomes important to know how near they must be to the terminal and whether they can be dispersed to prevent pollution overloads. The report leaves the reader with no information to look into that question, though a U.S. Department of Transportation study suggests that refineries located at more favorable inland sites removed from the deepwater port would be tenable and perhaps even preferable. Since one of the major arguments in favor of a Long Beach or Los Angeles deepwater port is the need to be near existing refineries, an evaluation of how "near" is "near enough" becomes essential.

2. Use of terminals for other goods.

The report points out that the suggestion has been made to use deepwater terminals for offloading liquefied natural gas (LNG) and dry cargo from deep draft ships. But there is no mention of the complications of such an arrangement. Others have pointed out greater dangers of oil spills and tanker accidents due to increased traffic at proposed multiple cargo terminals. It does little good to make mention of such a topic unless some analysis of the implications, positive and negative is presented.

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Deepwater Port Policy Issues, Staff Analysis, Senate Committee on Interior & Insular Affairs, p. 14.

D. Secondary impacts.

Deepwater port development will produce both secondary economic and environmental impacts, both beneficial and adverse. In consideration of this issue the report quotes verbatim a study of the U.S. Senate Interior and Insular Affairs Committee (without citing the study):

"Petroleum related industrialization generated by a deepwater port increases employment and yield additional revenues and other economic benefits in some areas".

The report in using this statement out of context, failed to include the qualification to that remark:

"However, the anticipated environmental impacts of such growth include --

- Increased land requirements for petroleum storage facility, refinery, and petrochemical industry sites;
- Degradation and despoilation of wetlands, estuarine areas, wildlife habitats and recreation values;
- 3. Increased burdens on water supply from both industrial and residential growth;
- 4. Increased industrial and municipal discharge of polluting effluents into waterways and a subsequent decline in water quality;
- 5. Increased polluting emissions into atmosphere and subsequent decline of air quality;
- 6. Increased pressure for land development to provide roadways, housing, and municipal services such as schools and hospitals to accommodate population increases induced by industrial growth." (p. 11, Deepwater Port Policy Issues)

Further, the Senate study notes on page 11:

A number of sources agree that, in the absence of specific controls, deepwater port development have already experienced significant industrial development, the incremental burdens placed on the environment by land requirements and effluents associated with petroleum-related industrialization could be particularly severe.

According to the Department of Interior:

* * * location of deepwater port facilities in areas where there are existing refineries and petrochemical industries might only initially require expansion of existing storage, handling, and refining facilities to process the incoming crude. . . . The essence of the situation lies in the fact that even minor incremental refinery production could add pollutants to an environment that may already be stressed to its limits by previous industrial and commercial activity. For example, concentration of a high level of oil imports through one site in the highly developed and densely populated Mid-Atlantic area, could be expected to result in significant environmental impacts.

And on page 15 of the same Senate study:

Although it has been argued that the secondary economic benefits of deepwater port development outweigh the risks of adverse secondary environmental impacts, some studies of the secondary economic impacts of deepwater port development suggest that the cost of providing additional public services required by accelerated growth may, in some cases, render the relative benefits of new industrialization to State and local governments only marginal.

Clearly, secondary impacts especially in an area with existing serious pollution and land use problems are of foremost importance, perhaps even beyond the primary impacts of the port itself. The necessary conclusion is that the port decision must be tied to decisions on refinery location (non-coastal, dispersed, etc.), pipeline construction, and other support facilities. Some form of institutional arrangement, with sufficient regulatory powers, must then be devised to coordinate these decisions. This insight might have been the single most important contribution of the report of the select committee. Instead <u>five sentences</u> form the entire analysis of the issue.

E. Institutional arrangements

1. Joint use of common facilities

Because of the potential adverse consequences of deepwater port development, it may be advisable to keep down the number of such facilities, insuring the optimum use of those which are eventually constructed. This is only alluded to in the report and never considered in detail. A single sentence is the only mention of the issue. Questions to be answered are:

Will common terminal facilities aggravate onshore secondary impacts through concentration?

How can the terminal be made a common facility under existing law? (e.g., permit requirements, conditions of lease, etc.)?

Is legislation necessary?

Is it a state role or is the ICC the more appropriate agency?

What do the oil companies see as the problems?

Similar questions should be raised about the use of pipeline facilities out of the terminal:

-How can independents be assured access to pipelines?

Should the PUC intervene to regulate intrastate pipelines or common carriers?

How could the post development be tied to pipeline development?

2. Adequacy of existing institutions

Several impacts of a deepwater port have been noted to have broad effect. Given the limited, sometimes overlapping, jurisdiction and the varied abilities of the existing agencies responsible for control of these impacts, will this control be sufficient? At the root of this question is an analysis of the nature and extent of the impacts, an identification of the steps which must be taken to effectuate proper controls, and an assessment of the performance and authority of existing institutions in comparison to the goals which are to be met. In contrast, the committee report does not attempt to give even a ballpark estimate of the impacts involved, only lists the agencies involved with a brief description of the responsibilities, recommends no levels of control or goals for regulation of the impacts, and no measurement of agency performance against the goals. The absence of sufficient analysis on regulatory adequacy is especially clear on the secondary impacts issue. Here there seem to be obvious gaps in authority necessary to avoid dangerous consequences. For example, even if the Coastal Commission excludes refineries from the coastal zone, what is to preclude a refinery being located 1001 yards from the mean high tide level? Will the one yard setback really eliminate the adverse impact? More generally, is the

Coastal Commission even cognizant of its pivotal role in regulating the future state energy system?

Is it performing its task responsibly?

Without some sort of consolidated authority, won't companies just follow the path of least regulatory resistance? Is this outcome acceptable or not? Only one new feature is proposed -- an oil spill fund collected from each barrel of oil coming through the port. Even this raises constitutional guestions over unreasonable interference with interstate commerce.

The question of whether or not existing agencies can deal effectively with deepwater port problems is in no way illuminated by such an approach.

This question should have been basic, though, to the select committee report. Its only conclusion? -
"Some degree of environmental control will be necessary..."

3. Ownership and financing

In full, the discussion of the report on this topic is: "Public vs. private financing and ownership of deepwater ports and related facilities must be examined." In Texas and Louisiana, the most bitter controversy over their deepwater ports focused on the public vs. private ownership question.

What are the advantages and disadvantages of operating a deepwater port terminal in a fashion similar to that of an airport, i.e., government ownership, docking fees, etc.? Should state or local government be the owner? What are the problems or merits of other arrangements, for example, joint public-private ownership, regulated private ownership, or franchised private ownership? Should the financing be wholly private, a government-backed loan, or government bonds? Will the federal government provide capital? How are existing ports and port authorities operated and controlled in California? How would the deepwater terminal be integrated with these existing institutions? To answer some of these questions a review of the experience in other states would be helpful Substantial time must be spent examining present law, present arrangements, and the models from other states in order to present alternatives rationally. The abreviated treatment in the report really serves none of these purposes.

4. Federal legislation

Congress has agonized for two years now over the appropriate federal race in deepwater ports. The approaches have ranged from total pre-emption to

almost total delegation to the states, from federal port authorities to unregulated private control. Legislation now pending sets up a federal system for granting port construction certificates, upon application, for facilities beyond the three-mile States are given veto powers since they will have to bear the brunt of the onshore secondary impacts. For California, this approach was less significance than it was for Gulf Coast or Atlantic Coast states. The steepness of our West Coast Continental Shelf requires most deepwater ports to be within the three-mile limit and under state control. However, on recommending arrangements at the state level, the requirements of federal law, in effect or likely, must be considered, especially if it has undesirable effects or serious deficiencies. mention is made in the report of any such considerations, and in fact, the reader is not even warned that any complications of this kind exist.

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FEDERAL LAWS

Relevant to Development or Operation of Deepwater Port Facilities

Coastal Zone Management Act of 1972 (P.L. 92-583).

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- Coast Guard authority for aiding and controlling navigation (14 U.S. C. 81).
- Federal Boat Savety Act of 1971 (P.L. 92-75, 46 U.S.C. Chapter 33, especially 1461(d)).
- Marine Protection, Research and Sanctuaries Act of 1972 (P.L. 92-532).
- National Environmental Policy Act of 1969 (P.L. 91-190, 42 U.S.C. 4321).
- Oil Pollution Act of 1924 (P.L. 68-238, 33 U.S.C. 431).
- Oil Pollution Control Act of 1961 (P.L. 87-167, 33 U.S.C. 1001), as amended.
- Outer Continental Shelf Lands Act of 1953 (P.L. 83-212, 43 U.S.C. 1331) especially Section 4(f).
- Ports and Waterways Safety Act of 1972 (P.L. 92-340).
- Regulatory authority of the Department of Transportation in regard to pipeline safety (18 U.S.C. Chapter 39, 49 U.S.C. 1655).
- Regulatory authority of the Federal Maritime Commission in regard to rates (46 U.S.C. 817).
- Regulatory authority of the Interstate Commerce Commission in regard to rates (49 U.S.C. 903).
- Rivers and Harbors Act of 1899 (33 U.S.C. 401), especially sections 9-20 (Section 13 is the Refuse Act).
- Submerged Lands Act of 1953 (P.L. 83-31, 43 U.S.C. 1301).
- Vessel Bridge-to-Bridge Radio Telephone Act of 1971 (P.L. 92-63, 33 U.S.C. 1201).

Federal Laws (cont.)

Water Pollution Control Act of 1948, as amended (originally P.L. 80-845, 50 U.S.C. 191), including:

Water Pollution Control Act Extention of 1952 (P.L. 82-579)

Amendments of 1956 (P.L. 84-660)

Federal Water Pollution Control Act of 1961 (P.L. 87-88)

Water Quality Act of 1965 (P.L. 89-234)

Clean Water Restoration Act of 1966 (P.L. 89-753)

Water Quality Improvement Act of 1970 (P.L. 91-224)

Amendments of 1972 (P.L. 92-340) especially Section 311-12 and 401-03.

INTERNATIONAL LAWS

Relevant to Development or Operation of Deepwater Port Facilities

Convention for the Prevention of Pollution of the Sea by Oil (1954 as amended), especially the proposed new Article 6 in the 1971 amendments to the Convention.

Convention on Civil Liability for Oil Pollution Damage (1969).

Convention on Load Lines (1966).

Convention on Safety of Life at Sea (1960), also known as SOLAS.

Convention on the Continental Shelf (1958), especially Article 5.

Convention on the Establishment of an International Fund for Compensation for Oil Pollution Damage (1971).

Convention on the High Seas (1958), especially Articles 1 and 2.

Convention on the Territorial Sea and the Contiquous Zone (1958), especially Article 24.

Convention relating to Intervention on the High Seas in Cases of Oil Pollution Casualties (1969), especially Articles 1, 3 and 5.

International Regulations for Preventing Collisions at Sea (1960), especially Rule 1(c).