

managing the Sanctuary; or further salvage or recovery operations in connection with an abandoned shipwreck in the Sanctuary title to which is held by the State of California. In deciding whether to issue a permit, the Director shall consider such factors as: the professional qualifications and financial ability of the applicant as related to the proposed activity; the duration of the activity and the duration of its effects; the appropriateness of the methods and procedures proposed by the applicant for the conduct of the activity; the extent to which the conduct of the activity may diminish or enhance Sanctuary resources and qualities; the cumulative effects of the activity; and the end value of the activity. In addition, the Director may consider such other factors as he or she deems appropriate.

(d) It shall be a condition of any permit issued that the permit or a copy thereof be displayed on board all vessels

or aircraft used in the conduct of the activity.

(e) The Director may, *inter alia*, make it a condition of any permit issued that any data or information obtained under the permit be made available to the public.

(f) The Director may, *inter alia*, make it a condition of any permit issued that a NOAA official be allowed to observe any activity conducted under the permit and/or that the permit holder submit one or more reports on the status, progress or results of any activity authorized by the permit.

§ 922.134 Notification and review.

(a) The authority granted the Director under § 922.49 to object to or impose terms or conditions on the exercise of any valid lease, permit, license, approval or other authorization issued after January 1, 1993 may not be delegated or otherwise assigned to other Federal officials below the Director's level.

(b)(1) NOAA has entered into a Memorandum of Agreement (MOA) with the State of California, EPA and the Association of Monterey Bay Area Governments regarding the Sanctuary regulations relating to water quality within State waters within the Sanctuary. With regard to permits, the MOA encompasses:

(i) National Pollutant Discharge Elimination System (NPDES) permits issued by the State of California under § 13377 of the California Water Code; and

(ii) Waste Discharge Requirements issued by the State of California under § 13263 of the California Water Code.

(2) The MOA specifies how the process of § 922.49 will be administered within State waters within the Sanctuary in coordination with the State permit program.

**Appendix A to Subpart M of Part 922—
Monterey Bay National Marine
Sanctuary Boundary Coordinates**

[Appendix based on North American datum of 1983.]

Point	Latitude	Longitude
1	37°52'56.09055"	122°37'39.12564"
2	37°39'59.06176"	122°45' 3.79307"
3	37°36'58.39164"	122°46' 9.73871"
4	37°34'17.30224"	122°48'14.38141"
5	37°31'47.55649"	122°51'35.56769"
6	37°30'34.11030"	122°54'22.12170"
7	37°29'39.05866"	123°00'27.70792"
8	37°30'29.47603"	123°05'46.22767"
9	37°31'17.66945"	123°07'47.63363"
10	37°27'10.93594"	123°08'24.32210"
11	37°20'35.37491"	123°07'54.12763"
12	37°13'50.21805"	123°06'15.50600"
13	37°07'48.76810"	123°01'43.10994"
14	37°03'46.60999"	122°54'45.39513"
15	37°02'06.30955"	122°46'35.02125"
16	36°55'17.56782"	122°48'21.41121"
17	36°48'22.74244"	122°48'56.29007"
18	36°41'30.91516"	122°48'19.40739"
19	36°34'45.76070"	122°46'26.96772"
20	36°28'24.18076"	122°43'32.43527"
21	36°22'20.70312"	122°39'28.42026"
22	36°16'43.93588"	122°34'26.77255"
23	36°11'44.53838"	122°28'37.16141"
24	36°07'26.88988"	122°21'54.97541"
25	36°04'07.08898"	122°14'39.75924"
26	36°01'28.22233"	122°07'00.19068"
27	35°59'45.46381"	121°58'56.36189"
28	35°58'59.12170"	121°50'26.47931"
29	35°58'53.63866"	121°45'22.82363"
30	35°55'45.60623"	121°42'40.28540"
31	35°50'15.84256"	121°43'09.20193"
32	35°43'14.26690"	121°42'43.79121"
33	35°35'41.88635"	121°41'25.07414"
34	35°33'11.75999"	121°37'49.74192"
35	35°33'17.45869"	121°05'52.89891"
36	37°35'39.73180"	122°31'14.96033"
37	37°36'49.21739"	122°37'00.22577"
38	37°46'00.98983"	122°39'00.40466"
39	37°49'05.69080"	122°31'46.30542"