

MINUTE ITEM:

This Calendar Item No. 36
was approved as Minute Item
No. 36 by the State Lands
Commission by a vote of 2 CALENDAR ITEM
to 0 at its 3/28/79
meeting. 36.

3/79
W 22076
Jones
PRC 5649

DREDGING PERMIT (MAINTENANCE)

APPLICANT: Orange County Environmental
Management Agency
Development Division
400 Civic Center Drive West
P. O. Box 4048
Santa Ana, California 92702

AREA, TYPE LAND AND LOCATION:
Section of sovereign and proprietary State-owned
lands within San Juan Creek from the Pacific
Ocean to the inland boundary of Doheny
State Beach, Orange County.

LAND USE: Maintenance dredging to restore flood control
channel to optimum design capacity. Material
will be deposited along the beaches of
Doheny State Beach.

TERM OF PROPOSED PERMIT:
Initial period: 1 year from April 1,
1979.

CONSIDERATION: The public benefit and safety, with the
State reserving the right at any time to
set a monetary rental if the Commission
finds such action to be in the State's
best interest.

Special: Royalty of \$0.25 per
cubic yard required for
spoils not deposited
on State-owned or other
publicly owned land.

BASIS FOR CONSIDERATION:
Cal. Adm. Code 2270 et seq.; P.R.C. Section
6001 et seq., 6301, 6401.

PREREQUISITE TERMS, FEES AND EXPENSES.
Applicant is owner and permittee of upland.

Filing fee has been received.

A 74
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STATUTORY AND OTHER REFERENCES:

- A. Cal. Adm. Code: Title 2, Div. 3.

OTHER PERTINENT INFORMATION:

1. This project is exempt from CEQA because it involves maintenance dredging in an existing flood control channel.

Authority: Cal. Adm. Code, Title 14, Division 6, State EIR Guidelines, Chapter 3: Guidelines for the Implementation of CEQA, Section 15104, Class 4(g).

2. This project is situated on State land identified as possessing significant environmental values pursuant to P.R.C. 6370.1, no designated land use classification.

Staff review indicates that there will be no significant adverse effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.

3. Due to past delays, in approval of the project and the time involved with obtaining all necessary permits, applicant states that they have been informed by the Federal Soil Conservation Service that if all necessary permits are not received by April 4, there is a chance that funding, in part or all, of a \$500,000 grant for the project may be lost.

APPROVALS OBTAINED:

Department of Fish and Game, Department of Parks and Recreation, Regional Water Quality Control Board, Coastal Commission.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers - pending State Lands Commission approval.

EXHIBITS:

- A. Land Description. B. Location Map.

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IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. DETERMINE THAT THE PROJECT IS CONSISTENT WITH THE PROVISIONS OF ARTICLE 6.5 OF TITLE 2, OF THE CAL. ADM. CODE.
3. FIND THAT GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE P.R.C.
4. AUTHORIZE ISSUANCE TO ORANGE COUNTY ENVIRONMENTAL MANAGEMENT AGENCY OF A 1-YEAR MAINTENANCE DREDGING PERMIT FROM APRIL 1, 1979; IN CONSIDERATION OF THE PUBLIC BENEFIT AND SAFETY, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; ROYALTY OF \$0.25 PER CUBIC YARD FOR DREDGED MATERIAL NOT DEPOSITED ON THE BEACHES OF DOHENY STATE BEACH OR OTHER STATE OR PUBLICLY OWNED LANDS, FOR THE REMOVAL OF APPROXIMATELY 50,000 CUBIC YARDS OF MATERIAL FROM THE STATE-OWNED SOVEREIGN AND PROPRIETARY LANDS IN THE DESIGNATED FLOOD CONTROL CHANNEL OF SAN JUAN CREEK, ORANGE COUNTY, ON THE LANDS DESCRIBED AND DESIGNATED RESPECTIVELY ON EXHIBITS "A" AND "B" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

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EXHIBIT "A"

LAND DESCRIPTION

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All that State-owned proprietary, sovereign, and Parks and Recreation land within the bed of San Juan Creek and westerly of the mean high tide line of the Pacific Ocean within the boundaries of Doheny State Beach, Orange County, California, as shown upon Exhibit "B" attached and made a part hereof.

END OF DESCRIPTION

Prepared *H. W. Runnecke* checked *Garry A. Welton*
Reviewed: *Lawrence J. ...* Date *3/21/79*

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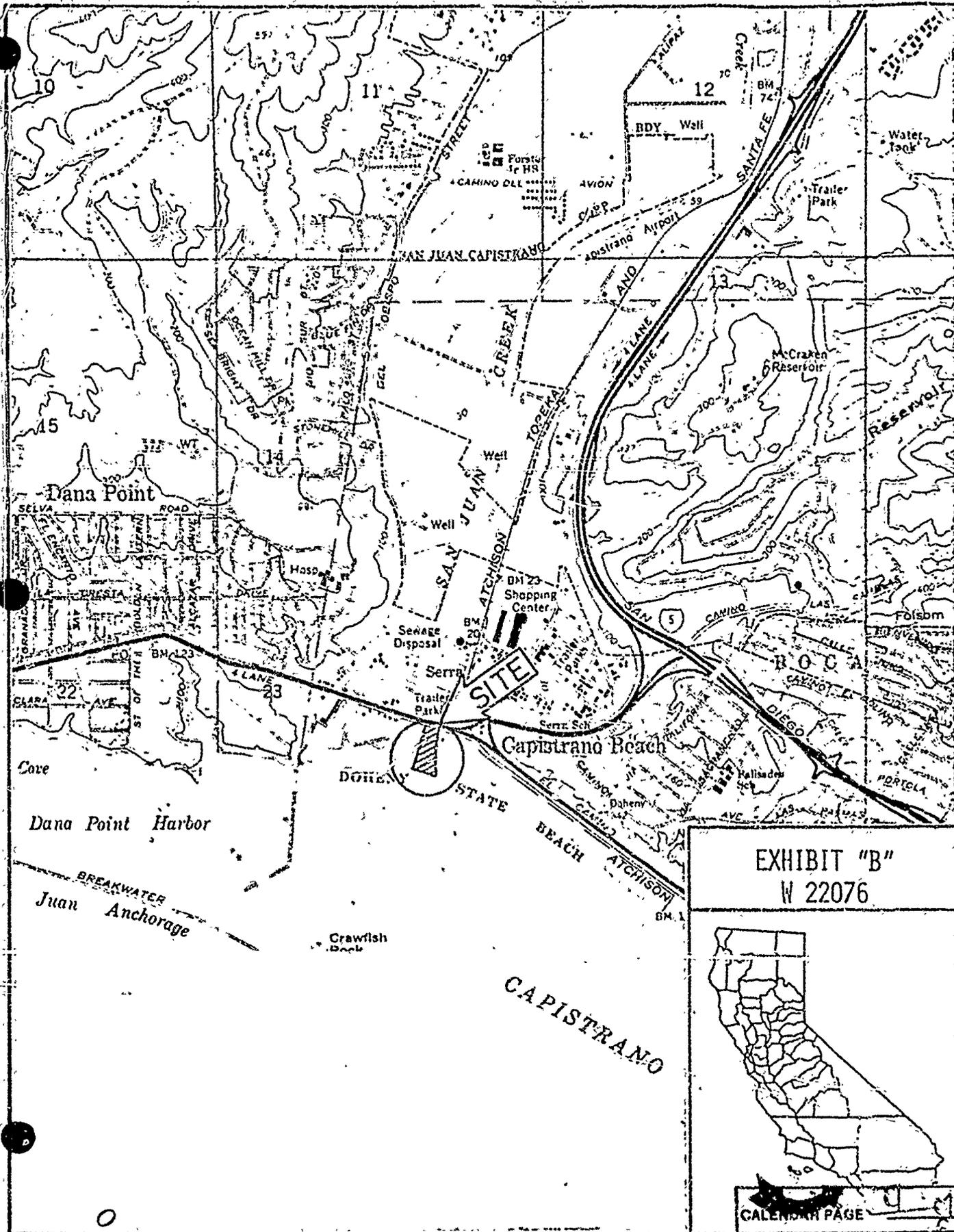


EXHIBIT "B"
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