

MINUTE ITEM

This Calendar Item No. 25  
was approved as Minute Item  
No. 25 by the State Lands  
Commission by a vote of 3  
to 0 at its 1/25/85  
meeting.

CALENDAR ITEM

A 80

S 40

28

02/28/85  
W 23538  
PRC 6763  
Graber

APPLICANT: South Bay Boat Yard, Inc.  
P. O. Box 13308  
San Diego, California 92113-0308

AREA, TYPE LAND AND LOCATION: Tide and submerged lands granted to the San Diego Unified Port District, minerals reserved to the State, San Diego County.

LAND USE: Dredge up to 44,500 cubic yards of material from the main basin and piers at the South Bay Boat Yard to improve navigable depths for the facility.

TERMS OF PROPOSED PERMIT:  
Initial period: One year from March 1, 1985 to supersede the Letter of Permission issued January 25, 1985.

CONSIDERATION: A royalty of \$0.15 per cubic yard to be charged for spoils placed at the E.P.A. approved Disposal Site L.A. 5, in the Pacific Ocean, and a royalty of \$0.25 per cubic yard for spoils placed on private property or sold for commercial benefit.

BASIS FOR CONSIDERATION:  
Pursuant to 2 Cal. Adm. Code 2003.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:  
Filing and processing extractive development fees have been received.

(REVISED 02/21/85)

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CALENDAR ITEM NO. 23 (CONT'D)

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: 6303, 6370, 21065.

B. 14 Cal. Adm. Code 2905, 2915, 2954.

AB 884:

07/24/85.

OTHER PERTINENT INFORMATION:

1. South Bay Boat Yard, Inc. has applied to the State Lands Commission for a dredging permit to allow removal of up to 44,500 cubic yards of material from the South Bay Boat Yard Marina facility to improve facility navigability and to facilitate remodeling of the harbor area. This application is made pursuant to issuance of a Letter of Permission to dredge 10,000 cubic yards for emergency removal issued by the Executive Officer on January 24, 1985.
2. A Negative Declaration (SCH 84091910) was prepared and adopted for this project by the San Diego Unified Port District. The State Lands Commission's staff has reviewed such document and believes that it complies with the requirements of the CEQA.
3. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370 et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project is consistent with the use classification.

APPROVALS OBTAINED:

United States Corps of Engineers, Los Angeles District Permit.

EXHIBITS:

- A. Site Map.
- B. Facility Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT A NEGATIVE DECLARATION (SCH 84091910) WAS PREPARED AND ADOPTED FOR THIS PROJECT BY THE SAN DIEGO UNIFIED PORT DISTRICT AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
2. DETERMINE THAT THE PROJECT, AS APPROVED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
3. FIND THAT THIS ACTIVITY, AS PROPOSED, IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370 ET SEQ.
4. FIND THAT THIS PERMIT SUPERCEDES THE LETTER OF PERMISSION FOR 10,000 CUBIC YARDS FOR EMERGENCY DREDGING ISSUED BY THE EXECUTIVE OFFICER ON JANUARY 24, 1985.
5. AUTHORIZE ISSUANCE TO THE SOUTH BAY BOAT YARD, INC. THE DREDGING PERMIT, ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION; SAID PERMISSION SHALL BE ISSUED IN CONSIDERATION OF A ROYALTY OF \$0.15 PER CUBIC YARD TO BE CHARGED FOR SPOILS PLACED AT THE E.P.A. AUTHORIZED DISPOSAL SITE L.A. 5 IN THE PACIFIC OCEAN, AND A ROYALTY OF \$0.25 PER CUBIC YARD FOR SPOILS PLACED ON PRIVATE PROPERTY OR SOLD FOR COMMERCIAL BENEFIT. SAID PERMIT SHALL BE FOR A PERIOD OF ONE (1) YEAR FROM MARCH 1, 1985, AND SHALL ALLOW FOR A MAXIMUM OF 44,500 CUBIC YARDS OF SAND, SILT, CLAY, AND GRAVEL; EXCLUDING ALL OTHER MATERIALS, INCLUDING, BUT NOT LIMITED TO, OIL, GAS, AND GEOTHERMAL FROM AN AREA OF GRANTED TIDE AND SUBMERGED LANDS IN SAN DIEGO BAY, MINERALS RESERVED, IN THE COUNTY OF SAN DIEGO SAID AREA, AS PRESCRIBED IN EXHIBITS "A" AND "B" ATTACHED HERETO, AND BY THIS REFERENCE MADE A PART HEREOF, MATERIALS DREDGED SHALL BE DEPOSITED ON PUBLICLY-OWNED DISPOSAL SITES APPROVED BY ALL APPLICABLE REGULATORY AGENCIES.

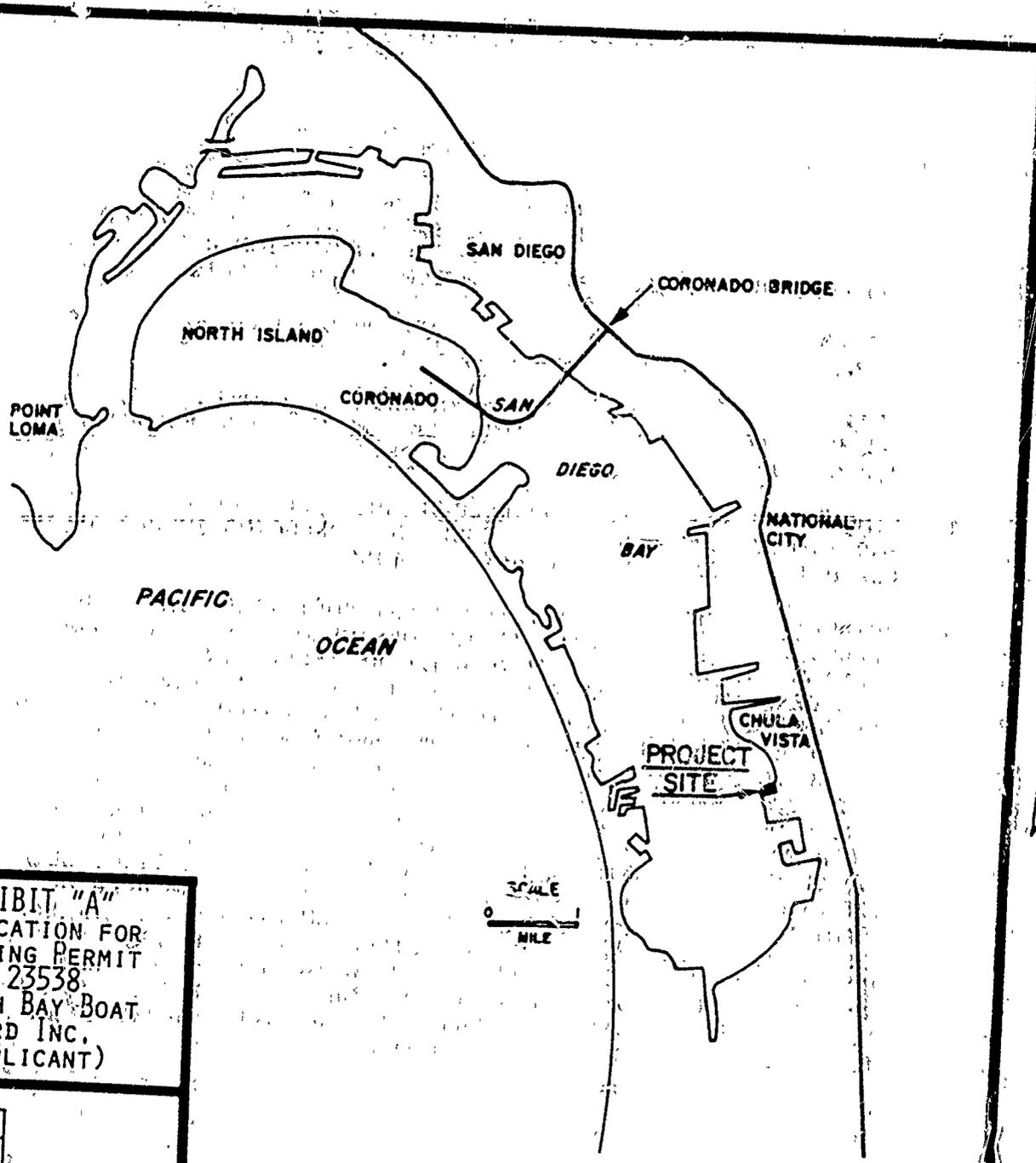


EXHIBIT "A"  
 APPLICATION FOR  
 DREDGING PERMIT  
 W 23538  
 SOUTH BAY BOAT  
 YARD INC.  
 (APPLICANT)



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R.O. 2/85 117  
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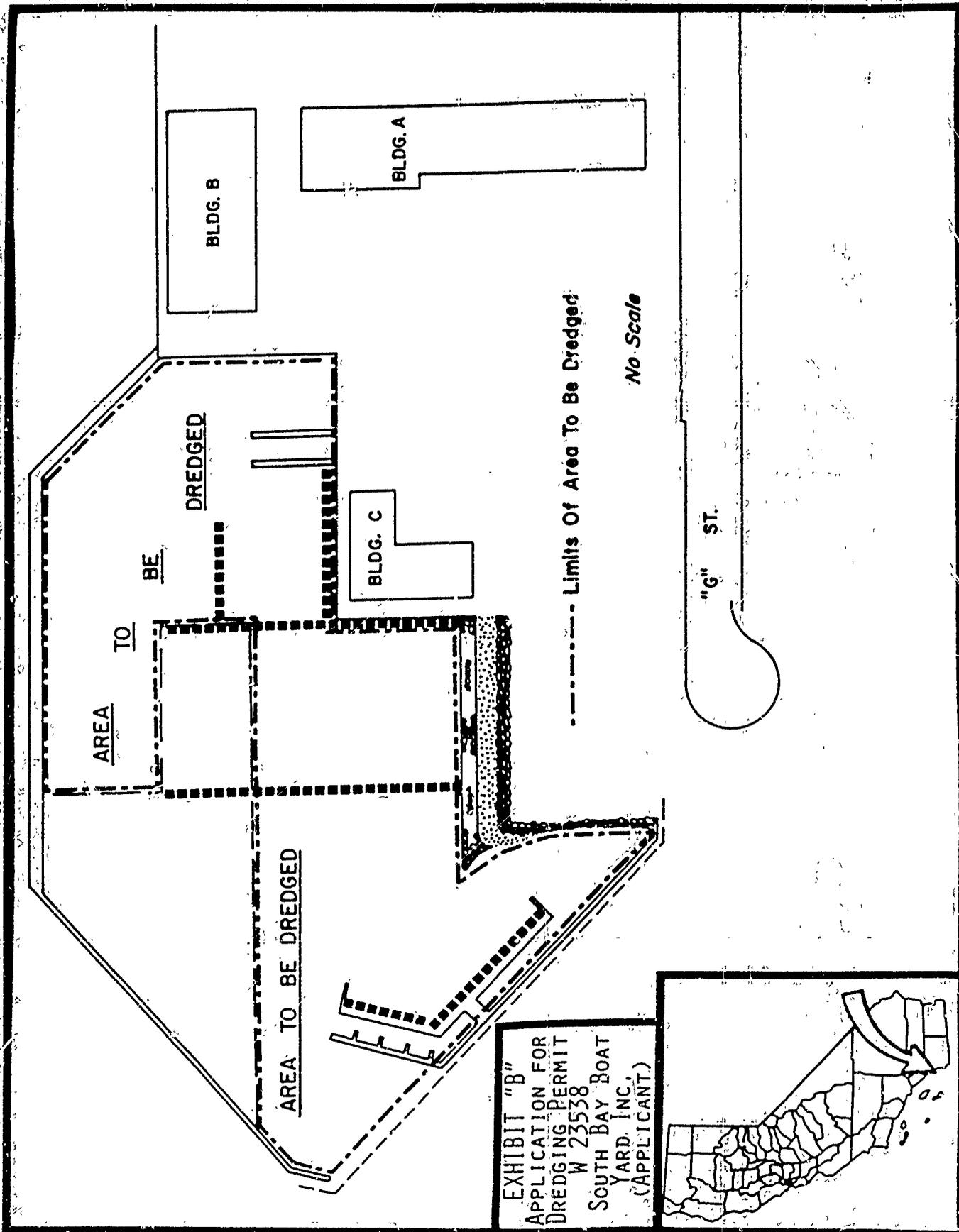


EXHIBIT "B"  
 APPLICATION FOR  
 DREDGING PERMIT  
 W 23538  
 SOUTH BAY BOAT  
 YARD, INC.  
 (APPLICANT)

