

MINUTE ITEM
This Calendar Item No. 27
was approved as Minute Item
No. 27 by the State Lands
Commission by a vote of 3
to 2 of its 715191
meeting.

CALENDAR ITEM

A 4, 10
S 2, 5, 7

27

07/15/91
PRC 5438
Addendum 11
Fong

AMENDMENT OF LEASE PRC 5438

LESSEE:

Pacific Gas and Electric Company
45 Fremont Street, Rm 4/C36
San Francisco, California 94119

AREA, TYPE LAND AND LOCATION:

An 8.23-acre parcel of sovereign land located in the bed of
the Sacramento and San Joaquin rivers; Sacramento, Solano
and Contra Costa counties.

LAND USE:

The installation, operation, and maintenance of a 42-inch-
diameter, or two 30-inch-diameter natural gas pipelines.

TERMS OF EXISTING MASTER LEASE:

Initial period:
Twenty (20) years beginning January 1, 1978.

Renewal options:
Two (2) successive periods of ten (10) years each.

Surety bond:
None.

Public liability insurance:
Combined single limit coverage of \$1,000,000.

Consideration:
\$24,292 per annum; five-year rent review.

TERMS OF PROPOSED AMENDMENT:

Addition of a parcel to the master lease for a 42-inch-
diameter natural gas pipeline as described on the attached
exhibit Parcel A-95, effective August 1, 1991.

APPLICANT STATUS:

Applicant has the right of eminent domain.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fee and processing costs have been received.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

B. Cal. Code Regs.: Title 3, Div. 3; Title 14, Div. 6.

AB 884:

10/16/91

OTHER PERTINENT INFORMATION:

1. At its January 26, 1978 meeting, (Minute Item No. 24) the Commission authorized issuance of a master gas pipeline lease to Pacific Gas and Electric (PG&E) covering its then existing 89 State Lands leases. PG&E has now applied to the Commission for an amendment to the lease to add a 42-inch-diameter pipeline which crosses the San Joaquin and Sacramento rivers.

2. Pacific Gas and Electric (PG&E) and Pacific Gas Transmission (PGT) proposed to expand the capacity of the existing PGT/PG&E gas transmission system by constructing a second 42-inch pipeline parallel and substantially within the existing right-of-way. The PGT/PG&E Pipeline Expansion Project will involve the construction of 845 miles of adjacent pipeline from the Canada-U.S. border at Kingsgate, British Columbia, through Idaho, Washington, Oregon, and California to PG&E's Panoche Metering Station in Fresno County. The first phase of the project, scheduled to begin September 1, 1991, involves crossings of the San Joaquin River, Sacramento River, and Dutch Slough by directionally controlled horizontal drilling beneath each of the waterways. Uncertainty exists whether it will be possible to place a 42-inch-diameter bore under the waterway crossings. If the procedure proves infeasible, PG&E proposes to use two 30-inch-diameter bores. The remainder of State-owned submerged lands crossings will take place in 1992 during the second phase of the project. A second application will be filed as an amendment to the master lease for crossings of the Fall River, upper Sacramento River, Rock Slough, and Mayberry Slough. The major portion of construction of this project will take place in 1993. None of the 1993 construction will occur on State lands.

3. An EIR and Addenda thereto were prepared and adopted for this project by California Public Utilities Commission, the CEQA Lead Agency. Staff of the State Lands Commission has reviewed such document.
4. 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, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

California Public Utilities Commission.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers, Central Valley Regional Water Quality Control Board, and the State Reclamation Board.

EXHIBITS:

- A. Land Description Exhibit "A-95".
- B. Location Map Exhibit "B-95".
- C. Notice of Determination.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
2. FIND THAT AN EIR AND ADDENDA THERETO WERE PREPARED AND ADOPTED FOR THIS PROJECT BY THE CALIFORNIA PUBLIC UTILITIES COMMISSION (CPUC) AND THAT THE STATE LANDS COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
3. FIND THAT THE CPUC INCORPORATED ALL IDENTIFIED MITIGATION MEASURES INTO THEIR RECORD OF DECISION 90-12-119, DECEMBER 27, 1990, WHICH IS INCORPORATED HEREIN BY THIS REFERENCE.
4. FIND THAT, BY DECISION 91-06-053, JUNE 19, 1991, INCORPORATED HEREIN BY THIS REFERENCE, THE CPUC, FOLLOWING THE PREPARATION OF AN ADDENDUM TO THE INITIAL EIR, MODIFIED THE PROJECT TO ALLOW THE PIPELINE TO BE BORED UNDER THE BEDS OF THE AFFECTED WATERWAYS.

CALENDAR ITEM NO. 27 (CONT'D)

5. FIND THAT, BY REASON OF THE ABOVE ACTION, THE PROJECT WILL NOT RESULT IN SIGNIFICANT IMPACTS TO LANDS WITHIN THE JURISDICTION OF THE COMMISSION.

6. AUTHORIZE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF AN AMENDMENT TO LEASE PRC 5438, EFFECTIVE AUGUST 1, 1991, FOR THE INSTALLATION, OPERATION, AND MAINTENANCE OF A 42-INCH-DIAMETER, OR TWO 30-INCH-DIAMETER NATURAL GAS PIPELINE(S) ON THE LAND DESCRIBED ON EXHIBIT "A-95" ATTACHED AND BY REFERENCE MADE A PART HEREOF; ALL OTHER TERMS AND CONDITIONS OF THE SUCH LEASE TO REMAIN IN FULL FORCE AND UNCHANGED.

EXHIBIT "A-95"

PRC 5438

LAND DESCRIPTION

Those three parcels of tide and submerged lands in the State of California more particularly described as follows:

PARCEL 1

A strip of land 100 feet in width in the bed of the San Joaquin River, situated in Sacramento and Contra Costa Counties, California, lying 50 feet on each side of the following described centerline:

BEGINNING at a point which bears N 70° 09' 08" W, 2326.04 feet from the USC&GS Triangulation Station "FALSE", said station having California Coordinate System Zone 2, NAD 1927 Coordinates of X = 2,090,886.86 and Y = 141,227.91; thence from said point of beginning S 41° 53' 44" E, 1886 feet to the south levee of said river and the end of the herein described centerline.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water marks of said river.

PARCEL 2

A strip of land 200 feet in width in the bed of the Sacramento River, situated in Sacramento and Solano Counties, California, lying 100 feet on each side of the following described centerline:

BEGINNING at a point which bears N 86° 39' 42" W, 12,481.89 feet from the USC&GS Triangulation Station "EMMA", said station having California Coordinate System Zone 2, NAD 1927 Coordinates of X = 2,083,622.72 and Y = 151,996.71; thence from said point of beginning S 36° 09' 15" E, 2910 feet to the south levee of said river and the end of the herein described centerline.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water marks of said river.

END OF DESCRIPTION

REVISED MAY, 1991 BY L.L.B

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PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298

June 13, 1991

NOTICE OF DETERMINATION

TO: State of California
Office of Planning & Research
1400 Tenth Street
Sacramento, CA 95814

FROM: California Public Utilities
Commission
CACD, Environmental Section
505 Van Ness Ave., Room 3-E
San Francisco, CA 94102

SUBJECT: Filing of a Notice of Determination in compliance with
Section 21108 or 21152 of the Public Resources Code.

Project Title: Pacific Gas Transmission Company/Pacific Gas &
Electric Company (PGT/PG&E) Natural Gas Pipeline
Expansion Project

A Notice of Determination (NOD) for this project was originally filed on March 8, 1991. That NOD was subsequently withdrawn, pending resolution of certain petitions before the California Public Utilities Commission (CPUC). The issues raised by these petitions have been resolved, and on June 5, 1991 the CPUC reinstated its approval for the project and is now reinstating the NOD.

Project Location:

The pipeline would pass through the California Counties of Modoc, Shasta, Siskiyou, Tehama, Glenn, Colusa, Yolo, Solano, Sacramento, Contra Costa, Alameda, San Joaquin, Stanislaus, Merced, and Fresno.

Project Description:

PGT/PG&E proposes to construct a total of 845 miles of pipeline which would extend from Kingsgate, Canada south to Fresno County, California. 435 miles of pipeline would be outside of California, and extend from Kingsgate through Idaho, Washington, and Oregon to Malin, Oregon at the California border. The California portion of the project would entail construction of 415 miles of new pipeline from the border at Malin, south to PG&E's Panoche Metering Station in Fresno County.

The proposed PGT/PG&E pipeline would be constructed adjacent to and be interconnected with an existing PGT/PG&E pipeline (a process referred to as "looping"). The new pipeline would be located within the existing PGT/PG&E right-of-way for approximately 741 miles (88 percent) of the proposed route. In California, PG&E proposes to construct the 415 miles of new pipeline in five loops. PGT/PG&E will also construct a

compressor station in Brentwood, California, and modify five compressor stations along the existing PGT/PG&E pipeline.

State Clearinghouse Number: 89081512
Contact Person: Maryanna Michael
Telephone Number: (415) 557-7032

This Notice of Determination is to advise interested parties that the California Public Utilities Commission, as Lead Agency, approved the project described above on June 5, 1991 (Decision 91-06-028). The CPUC made the following determinations regarding the project:

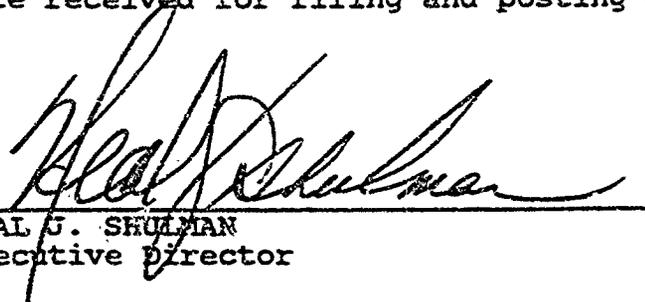
1. The project WILL have a significant effect on the environment.
2. An Environmental Impact Report WAS prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures WERE made a condition of the approval of the project.
4. A Statement of Overriding Considerations WAS adopted for this project.

This is to certify that the final EIR with comments and responses and a record of project approval (Decision 90-12-119) is available to the General Public at:

California Public Utilities Commission
Technical Library
505 Van Ness Avenue
San Francisco, CA 94102-3298

Date received for filing and posting at OPR: _____
(OPR Stamp)

6/14/91


NEAL J. SHULMAN
Executive Director

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