

MINUTE ITEM
This Calendar Item was approved
No. 17 h. 3
Commissioner's 5/5/92
to Q.J.
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CALENDAR ITEM

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05/05/92
PRC 4741
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DREDGING PERMIT

APPLICANT:

Marin County Public Works Department
P. O. Box 4186
San Rafael, California 94903

AREA, TYPE LAND AND LOCATION:

Granted lands with minerals reserved to the State in Gallinas Creek near San Rafael, and submerged lands in San Antonio Creek, Marin County. The County intends to dispose of the dredged material at the North Cell, an upland disposal site.

LAND USE:

Dredge a maximum of 158,000 cubic yards of material to maintain a navigable channel and improve tidal circulation, and install four temporary piles in San Antonio Creek for the unloading of barges.

TERMS OF PROPOSED PERMIT:

Initial period:
One (1) year beginning May 5, 1992.

Royalty:

No charge because the project is for public benefit. A royalty of \$0.25 per cubic yard shall be charged for any material sold or used for commercial or private purposes.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fee and processing costs have been received.

BACKGROUND:

The County proposes to dredge a maximum of 158,000 cubic yards of material from granted lands with minerals reserved to the State

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in Gallinas Creek near San Rafael, Marin County, to maintain a navigable depth and improve tidal action. The County intends to dispose of the dredged material at the historic upland dredge material disposal site known as the North Cell. The North Cell disposal site is located on uplands not under the jurisdiction of the Commission.

The project also involves the excavation of approximately 170,000 cubic yards of existing dredge material from the North Cell disposal site. The previously dredged material will be loaded onto barges and transported through existing stream channels to the Redwood Sanitary Landfill in Novato. Some portions of Redwood Sanitary Landfill may consist of historic tidelands and may be subject to retained sovereign interests of the State of California. The proposed dredging permit will include the right to dispose of the previously dredged material at the Redwood Sanitary Landfill site.

The County intends to install four temporary piles in San Antonio Creek at the unloading site at Redwood Sanitary Landfill to secure the barges for unloading. These temporary piles will be located in sovereign lands under the jurisdiction of the State Lands Commission. Said permission to install the temporary piles will be included within the proposed dredging permit.

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:

11/24/92

OTHER PERTINENT INFORMATION:

1. 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.

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2. A Negative Declaration, SCH 91093027, was prepared and adopted for the installation of the temporary piles by Marin County. The State Lands Commission's staff has reviewed such document.
3. An environmental analysis was prepared, circulated, and adopted for the maintenance dredging project through the regulatory program of the San Francisco Bay Conservation and Development Commission (SFBCDC) which has been certified by the Secretary for Resources as meeting the requirements of P.R.C. 21080.5(d)(3) as a functional equivalent action under the CEQA. The document concluded that the project, as defined, will have no significant environmental effects within the Commission's jurisdiction or special expertise.

The SFBCDC, as the CEQA Lead Agency, determined that the project, as approved, would not have a significant effect on the environment. The staff of the State Lands Commission concludes that the Commission, as a Responsible Agency, may use the document for its consideration of the project as provided under Section 15253 of the CEQA Guidelines.

APPROVALS OBTAINED:

United States Army Corps of Engineers, San Francisco Bay Conservation and Development Commission, and the Marin County Planning Department.

FURTHER APPROVALS REQUIRED:

State Department of Fish and Game and the Regional Water Quality Control Board.

EXHIBITS:

- A. Location Map - Dredging Area.
- A-1. Location Map - Temporary Pilings.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT A NEGATIVE DECLARATION WAS PREPARED AND ADOPTED FOR THE PLACEMENT OF THE TEMPORARY PILINGS BY MARIN COUNTY AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.

CALENDAR ITEM NO. C 17 (CONT'D)

2. FIND THAT AN ENVIRONMENTAL ANALYSIS WAS PREPARED, CIRCULATED, AND ADOPTED FOR THE MAINTENANCE DREDGING PROJECT BY THE SAN FRANCISCO BAY CONSERVATION AND DEVELOPMENT COMMISSION UNDER ITS CERTIFIED STATE REGULATORY PROGRAM (CEQA GUIDELINES SECTION 1525[h]). THE COMMISSION, AS A RESPONSIBLE AGENCY, HEREBY ADOPTS THAT ENVIRONMENTAL ANALYSIS AS PROVIDED UNDER CEQA GUIDELINES, SECTION 15253.
3. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
4. AUTHORIZE ISSUANCE TO THE COUNTY OF MARIN, PUBLIC WORKS DEPARTMENT, OF A DREDGING PERMIT FROM MAY 5, 1992 THROUGH MAY 4, 1993, AUTHORIZING DREDGING A MAXIMUM OF 158,000 CUBIC YARDS OF MATERIAL FROM GALLINAS CREEK, MARIN COUNTY, TO MAINTAIN A NAVIGABLE DEPTH AND IMPROVE TIDAL ACTION. SAID PERMISSION SHALL ALSO INCLUDE THE RIGHT TO PLACE FOUR TEMPORARY PILINGS IN SAN ANTONIO CREEK FOR THE UNLOADING OF BARGES AND DISPOSAL OF PREVIOUSLY DREDGED MATERIAL AT THE REDWOOD SANITARY LANDFILL SITE IN NOVATO. NO ROYALTY SHALL BE CHARGED BECAUSE THE PROJECT IS FOR PUBLIC BENEFIT. A ROYALTY OF \$0.25 PER CUBIC YARD SHALL BE CHARGED FOR ANY MATERIAL SOLD OR USED FOR COMMERCIAL OR PRIVATE PURPOSES. SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, AND LIMITATIONS ISSUED BY FEDERAL, STATE, AND LOCAL GOVERNMENT AGENCIES.

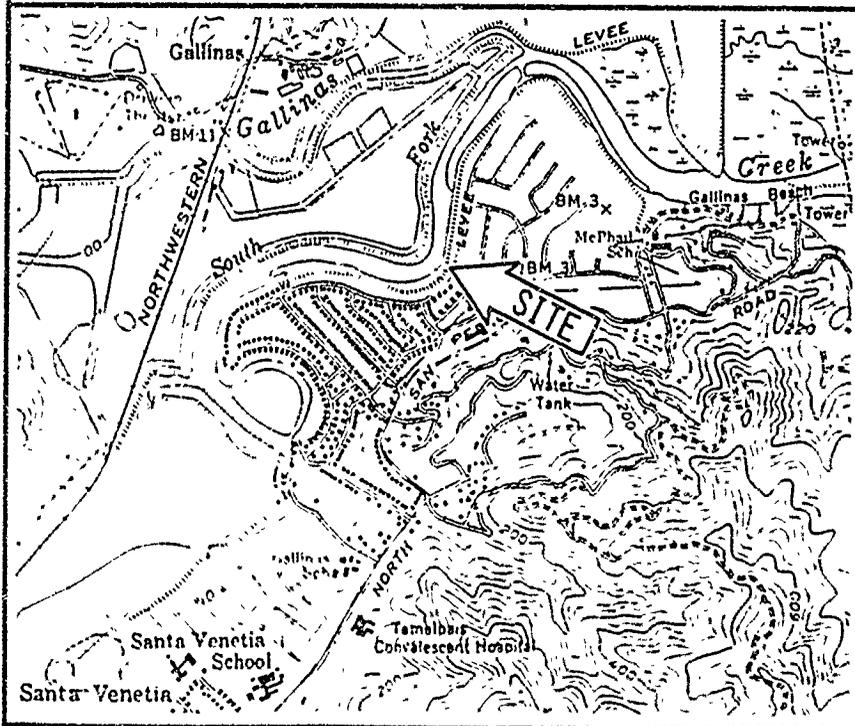
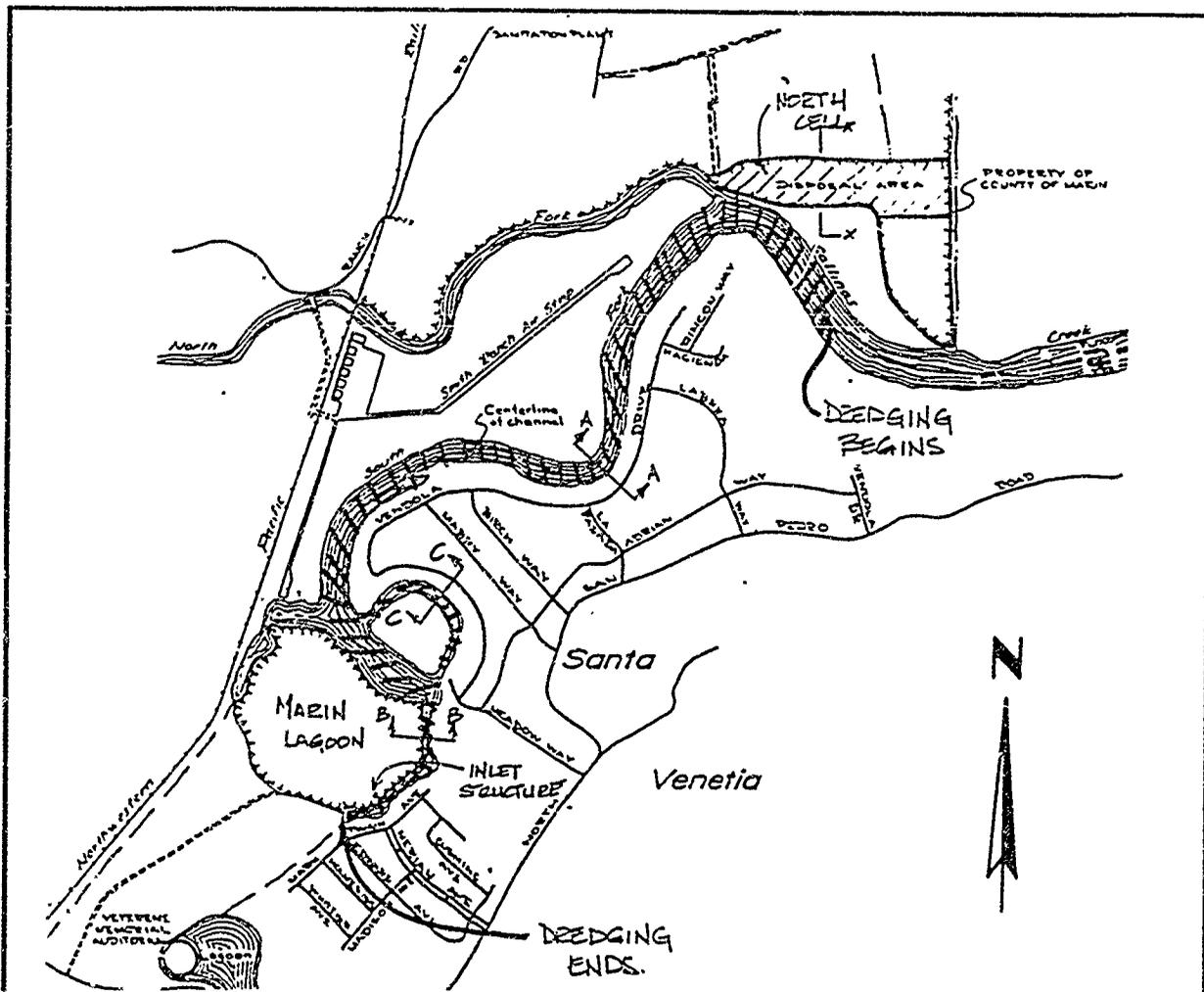


EXHIBIT "A"
 Application for
 Dredging Permit
 WP 4741
 County of Marin
 Gallinas Creek
 MARIN COUNTY



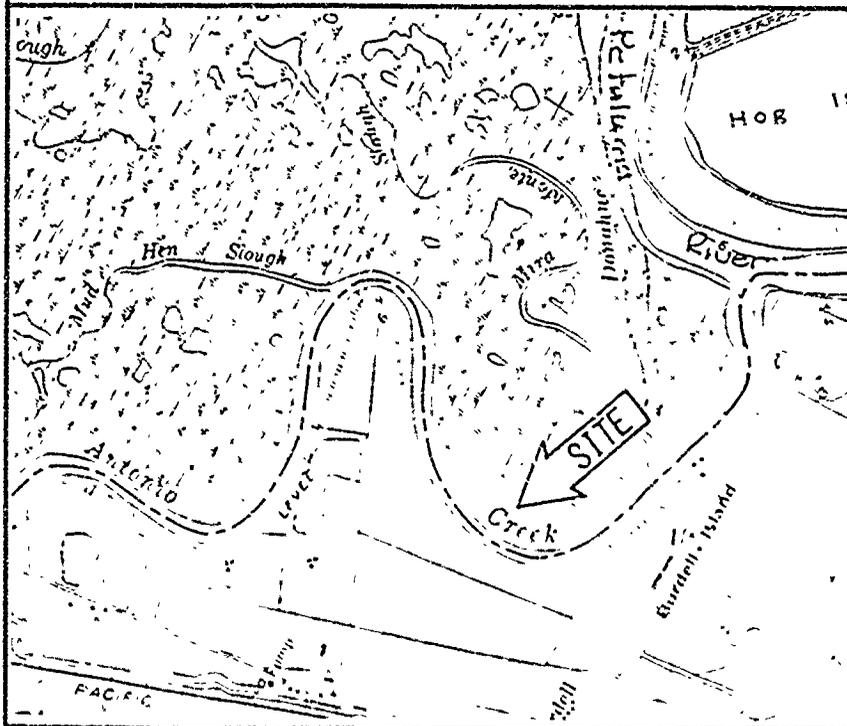
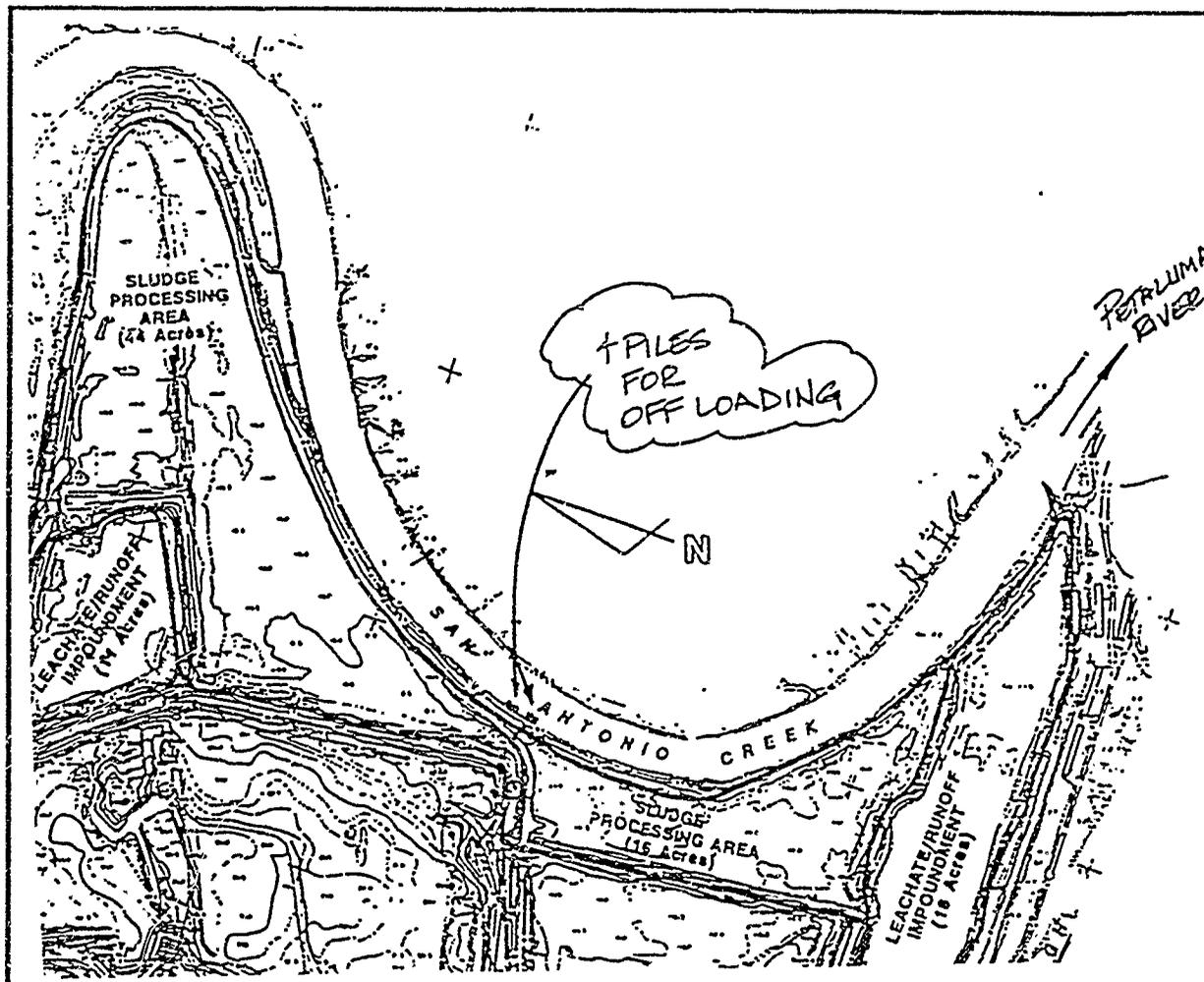


EXHIBIT "A-1"
 Application for
 Temporary Piling
 WP 4741
 County of Marin
 San Antonio Creek
 MARIN COUNTY

