

CALENDAR ITEM
C17

MINUTE ITEM
This Calendar Item No. C17
was approved as Minute Item
No. 17 by the State Lands
Commission by a vote of 3
to 0 at its 10-17-95
meeting.

A 13

10/17/95

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PRC 7483.9

Howe

MAINTENANCE DREDGING LEASE

APPLICANT:

Port of Oakland
P. O. Box 2064
530 Water Street
Oakland, California 94604-2064

AREA, TYPE LAND AND LOCATION:

Granted, minerals reserved, lands at the Port of Oakland.

LAND USE:

Maintenance dredge a maximum 2,000 cubic yards of material annually from State granted, minerals reserved, lands at Berth 60, Port of Oakland. The material will be disposed at the U.S. Army Corps of Engineers Alcatraz Site (SF 11).

TERMS OF ORIGINAL LEASE:

Lease period:
August 1, 1994 through July 31, 1995

TERMS OF PROPOSED LEASE:

Lease period:
November 1, 1995 through September 30, 1997

Royalty:

No royalty will be charged.

\$0.25 per cubic yard for any material used for private benefit or commercial sale purposes.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing and processing costs have been received.

STATUTORY AND OTHER REFERENCES:

- A. Public Resources Code: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Code Regs.: Title 3, Div. 3; Title 14, Div. 6.

AB 884:

N/A

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OTHER PERTINENT INFORMATION:

1. The entire project involves a total of 150,000 cubic yards to be dredged annually, but only 2,000 yards will be taken from State granted, minerals reserved, lands.
2. The Activity which is the subject of this Calendar Item involves lands identified as possessing significant environmental values pursuant to Public Resources Code Section 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.
3. Pursuant to the Commission's delegation of authority and the State's CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of CEQA as a categorical exempt project. The project is exempt under Class 4, Minor Alteration to Land, 14 Cal. Code Regs. 15304 (G).

Authority: Public Resources Code Section 21084 and 14 Cal. Code Regs. 15300.

4. This project involves an estimated 4,000 cubic yards of material that will be dredged from Berth 60. The State retained mineral rights to one-half of Berth 60 as shown on Exhibit "A". Thus, 2,000 cubic yards of material will be dredged from State granted, mineral reserved, lands.

APPROVALS OBTAINED:

San Francisco Bay Conservation and Development Commission, Regional Water Quality Control Board, and the United States Army Corps of Engineers.

FURTHER APPROVALS NEEDED:

None

EXHIBIT:

- A. Site and Location Map

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS, 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 4, 14 CAL. CODE REGS. 15304(g).
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTION 6370, ET SEQ.

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3. AUTHORIZE ISSUANCE OF A DREDGING LEASE TO THE PORT OF OAKLAND EFFECTIVE NOVEMBER 1, 1995, THROUGH SEPTEMBER 30, 1997. SAID LEASE SHALL ALLOW DREDGING A MAXIMUM OF 2,000 CUBIC YARDS OF MATERIAL FROM GRANTED MINERALS RESERVED LANDS AT BERTH 60 WITHIN THE PORT OF OAKLAND, ALAMEDA COUNTY, WITH DISPOSAL AT THE ARMY CORPS OF ENGINEERS ALCATRAZ SITE (SF 11), AS AUTHORIZED. SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS ISSUED BY FEDERAL, STATE AND LOCAL GOVERNMENTS.

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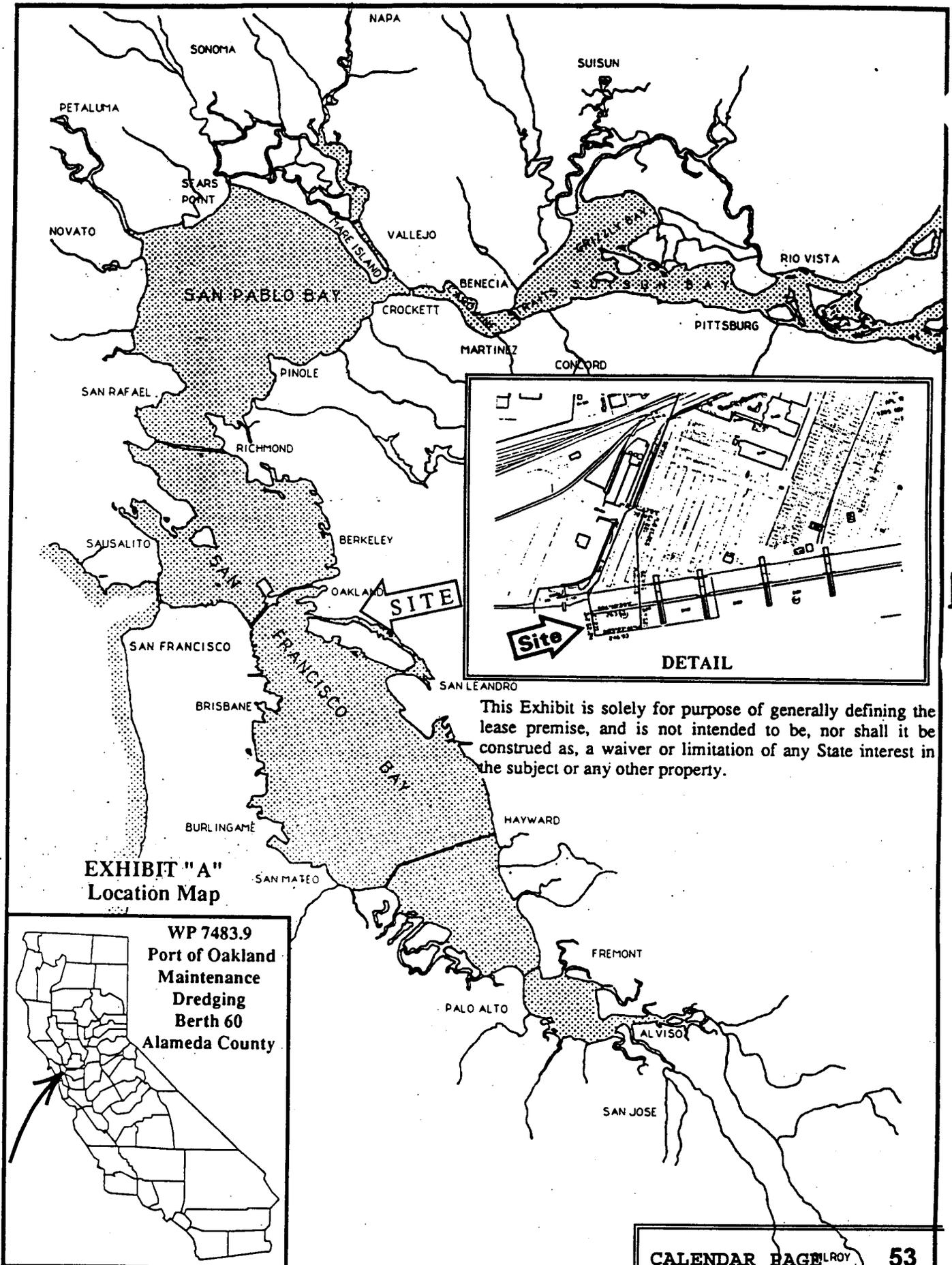
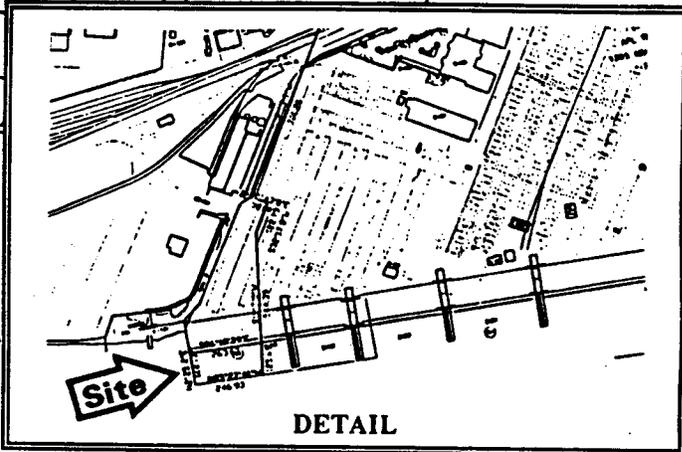


EXHIBIT "A"
Location Map



This Exhibit is solely for purpose of generally defining the lease premise, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

