

MINUTE ITEM

This Calendar Item No. C19 was approved as Minute Item No. 19 by the California State Lands Commission by a vote of 2 to 0 at its 2/27/96 meeting.

**CALENDAR ITEM
C19**

A 14
S 9

02/27/96
PRC 7479.9
M. Howe

MAINTENANCE DREDGING LEASE

APPLICANT:

Emerycove Marina Condominium
Association Inc.
3300 Powell Street
Emeryville, California 94608

AREA, TYPE LAND AND LOCATION:

Granted mineral reserved sovereign lands in San Francisco Bay at Emerycove Marina and the entrance channel to the marina, City of Emeryville, Alameda County.

LAND USE:

Maintenance dredge a maximum 49,500 cubic yards of material to maintain a navigable depth. Material will be disposed at the V.S. Army Corps of Engineers Alcatraz Disposal Site (SF 11).

TERMS OF PROPOSED LEASE:

Lease period:
April 1, 1996 through March 31, 1999.

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.

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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

OTHER PERTINENT INFORMATION:

1. 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).
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. The Regional Water Quality Control Board, San Francisco Bay Region, has issued a waiver of waste discharge requirements pursuant to Regional Board Resolution #87-053.

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

APPROVALS OBTAINED:

Regional Water Quality Control Board, and San Francisco Bay Conservation and Development Commission.

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FURTHER APPROVALS NEEDED:

United States Army Corps of Engineers

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.
3. AUTHORIZE ISSUANCE OF A DREDGING LEASE TO EMERYCOVE MARINA CONDOMINIUM ASSOCIATION INC. EFFECTIVE APRIL 1, 1996, THROUGH MARCH 31, 1999. SAID LEASE SHALL ALLOW DREDGING A MAXIMUM OF 49,500 CUBIC YARDS OF MATERIAL FROM EMERYCOVE MARINA AND CHANNEL ENTRANCE AT THE CITY OF EMERYVILLE, ALAMEDA COUNTY AND DISPOSAL AT THE IN-BAY ARMY CORPS OF ENGINEERS ALCATRAZ STRAIT DISPOSAL 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.

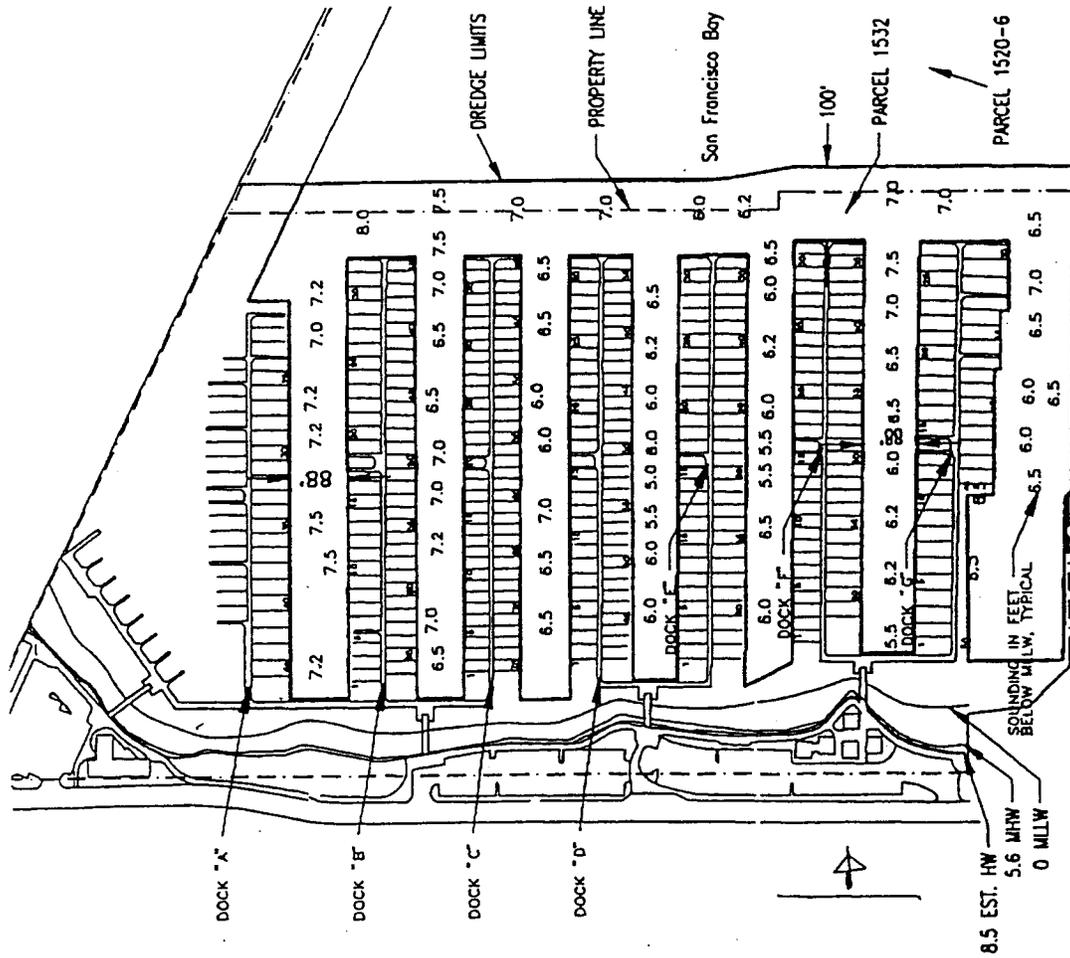
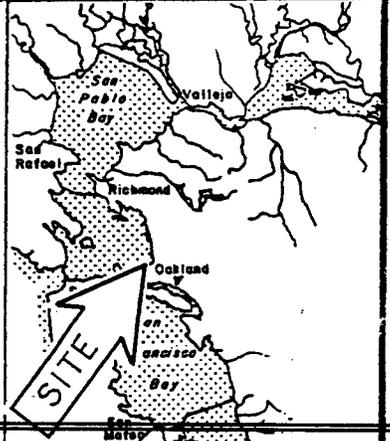


EXHIBIT "A"
Location - Site Map

PRC 7479
Emery Cove Marina Condominium Association
Maintenance Dredging
San Francisco Bay
Alameda County



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