

**MINUTE ITEM**

This Calendar Item No. C65 was approved as Minute Item No. 65 by the California State Lands Commission by a vote of 3 to 6 at its 2/27/98 meeting.

**CALENDAR ITEM**

**C65**

A 73

02/27/98

PRC 7320

WP 7320.9

S 38

J. Smith

**DREDGING LEASE**

**APPLICANT:**

County of Orange  
34551 Puerto Place  
Dana Point, California 92629

**AREA, LAND TYPE, AND LOCATION:**

Granted sovereign lands in Dana Point Harbor, near Dana Point, Orange County.

**AUTHORIZED USE:**

Dredge a maximum of 51,000 cubic yards of sediment to maintain navigation, with material to be used for beach replenishment at Swim Beach and San Juan Capistrano County Beach or deposited at the EPA-approved offshore disposal site/LA-3.

**LEASE TERM:**

Two years, beginning April 1, 1998.

**CONSIDERATION:**

No royalty as the project will result in public benefit; however, \$0.25 per cubic yard shall be charged for any material used for private benefit or commercial sale purposes.

**OTHER PERTINENT INFORMATION:**

1. Applicant is the trustee of the legislatively granted tide and submerged lands.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 4, Minor Alteration to Land; Title 14, California Code of Regulations, section 15304.

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Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300.

3. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 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:**

State Department of Parks and Recreation.

**FURTHER APPROVALS REQUIRED:**

United States Army Corps of Engineers; California Coastal Commission; California Regional Water Quality Control Board; California State Lands Commission.

**EXHIBIT:**

- A. Location and Site Map.

**PERMIT STREAMLINING ACT DEADLINE:**

January 23, 1998.

**RECOMMENDED ACTION:**

IT IS RECOMMENDED THAT THE COMMISSION:

**CEQA FINDING:**

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 4, MINOR ALTERATION TO LAND; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15304.

**SIGNIFICANT LANDS INVENTORY FINDING:**

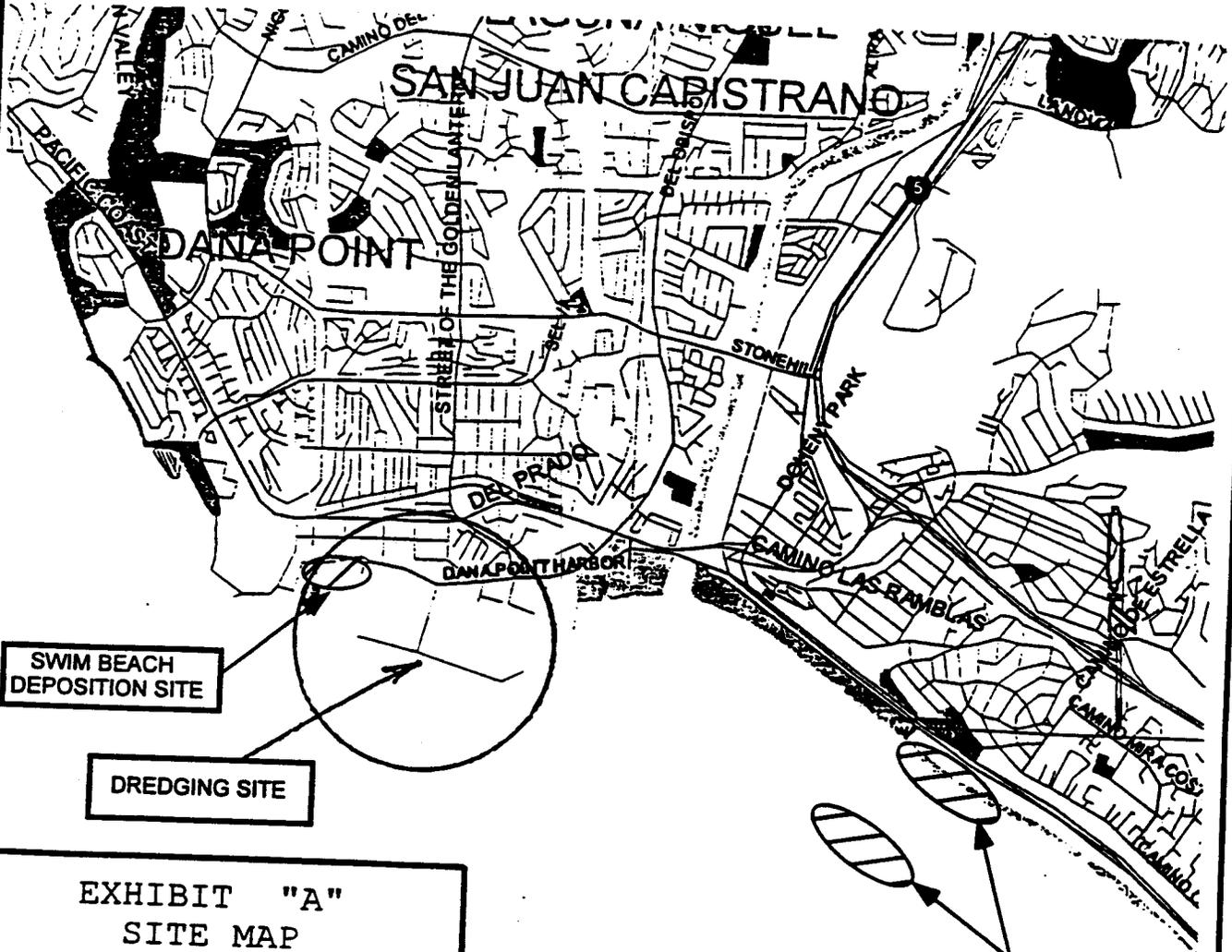
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

CALENDAR ITEM NO. C65 (CONT'D)

**AUTHORIZATION:**

AUTHORIZE THE ISSUANCE OF A DREDGING LEASE TO THE COUNTY OF ORANGE BEGINNING APRIL 1, 1998, FOR A TERM OF TWO YEARS, FOR DREDGING A MAXIMUM OF 51,000 CUBIC YARDS OF SEDIMENT TO MAINTAIN NAVIGATION, WITH MATERIAL TO BE USED FOR BEACH REPLENISHMENT AT SWIM BEACH AND SAN JUAN CAPISTRANO COUNTY BEACH, OR DEPOSITED AT THE EPA-APPROVED OFFSHORE DISPOSAL SITE LA-3; ON THE LANDS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS ISSUED BY FEDERAL, STATE AND LOCAL GOVERNMENTS; NO ROYALTY AS THE PROJECT WILL RESULT IN A PUBLIC BENEFIT; HOWEVER, \$0.25 PER CUBIC YARD SHALL BE CHARGED FOR ANY MATERIAL USED FOR PRIVATE BENEFIT OR COMMERCIAL SALE PURPOSES.

This Exhibit is solely for purposes of generally defining the lease premises 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.



SWIM BEACH  
DEPOSITION SITE

DREDGING SITE

CAPISTRANO BEACH  
DEPOSITION SITES

EXHIBIT "A"  
SITE MAP  
WP 7320.9  
DREDGING LEASE  
DANA POINT HARBOR  
ORANGE COUNTY, CA.

