

MINUTE ITEM

This Calendar Item No. C122 was approved as
Minute Item No. 122 by the California State Lands
Commission by a vote of 3 to 0 at its
12/16/98 meeting.

**CALENDAR ITEM
C122**

A)
) Statewide Offshore
S)

12/16/98
PRC 8063 W 6005.69
A. Nitsche

**CONSIDER APPROVAL OF A NON-EXCLUSIVE GEOPHYSICAL
SURVEY PERMIT ON TIDE AND SUBMERGED LANDS UNDER THE
JURISDICTION OF THE CALIFORNIA STATE LANDS COMMISSION**

APPLICANT:

C & C Technologies, Inc.
Mr. Scott Croft
730 E. Kaliste Saloom Road
Lafayette, L 70458

TERMS OF PROPOSED PERMIT:

Beginning December 9, 1998 through December 8, 2001.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Required fees, expense deposit, and other security have been received.

STATUTORY AND OTHER REFERENCES:

- A. Public Resources Code section 6826.
- B. Public Resources Code section 21080(c).
- C. Public Resources Code section 6870.
- D. California Code of Regulations, section Title 2, Article 2.9, 2100.
- E. California Code of Regulations, section Title 2, 2905(e)(3).
- F. California Code of Regulations, section Title 14, 15074.

OTHER PERTINENT INFORMATION:

- 1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15025), the Commission staff prepared a Negative Declaration identified as CSLC ND 358, State Clearinghouse No. 84020113. On May 24, 1984, the Commission considered and adopted the Negative Declaration for the program under which issuance of this permit is proposed. The Commission found, based on its record, that there was no substantial evidence that the program, would have a significant effect on the environment. (14 California Code of Regulations, section 15074(b)).

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2. On October 5, 1987, the Commission considered applications for general geophysical permits. The Commission found that new information, obtained after the May 24, 1984 Negative Declaration revealed that use of geophysical equipment, which emits strong acoustic pulses, may cause significant adverse effects upon the environment and that approval of a permit allowing use of such equipment required preparation of an environmental impact report. However, the Commission also found that no new information revealed any substantial evidence that use of passive equipment or low acoustic pulse-generating equipment, such as side-scan sonar and magnetometer, would have a significant effect on the environment. Based upon the May 24, 1984 Negative Declaration, the Commission, therefore, approved the issuance of permits which provided for the use of equipment which has no more than two kilojoules of energy input, pending future study.
3. Since 1987, geophysical surveys employing passive or low-energy equipment have continued under the Commission's permits without significant incident or new evidence of potential environmental effects from the surveys.
4. This activity 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 Staff's opinion that the project, as proposed, is consistent with its use classification.

EXHIBIT:

- A. Permit Regions

PERMIT STREAMLINING ACT DEADLINE:

January 20, 1999

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDINGS:

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1. CERTIFY THAT A NEGATIVE DECLARATION, CSLC ND 358, STATE CLEARINGHOUSE NO. 84020113, WAS PREPARED FOR THIS PROJECT, PURSUANT TO THE PROVISIONS OF THE CEQA, WAS ADOPTED BY THE CSLC ON MAY 24, 1984, REMAINS VALID FOR THE CONSIDERATION OF THE PROPOSED PERMIT.
2. FIND THAT HIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET. SEQ.

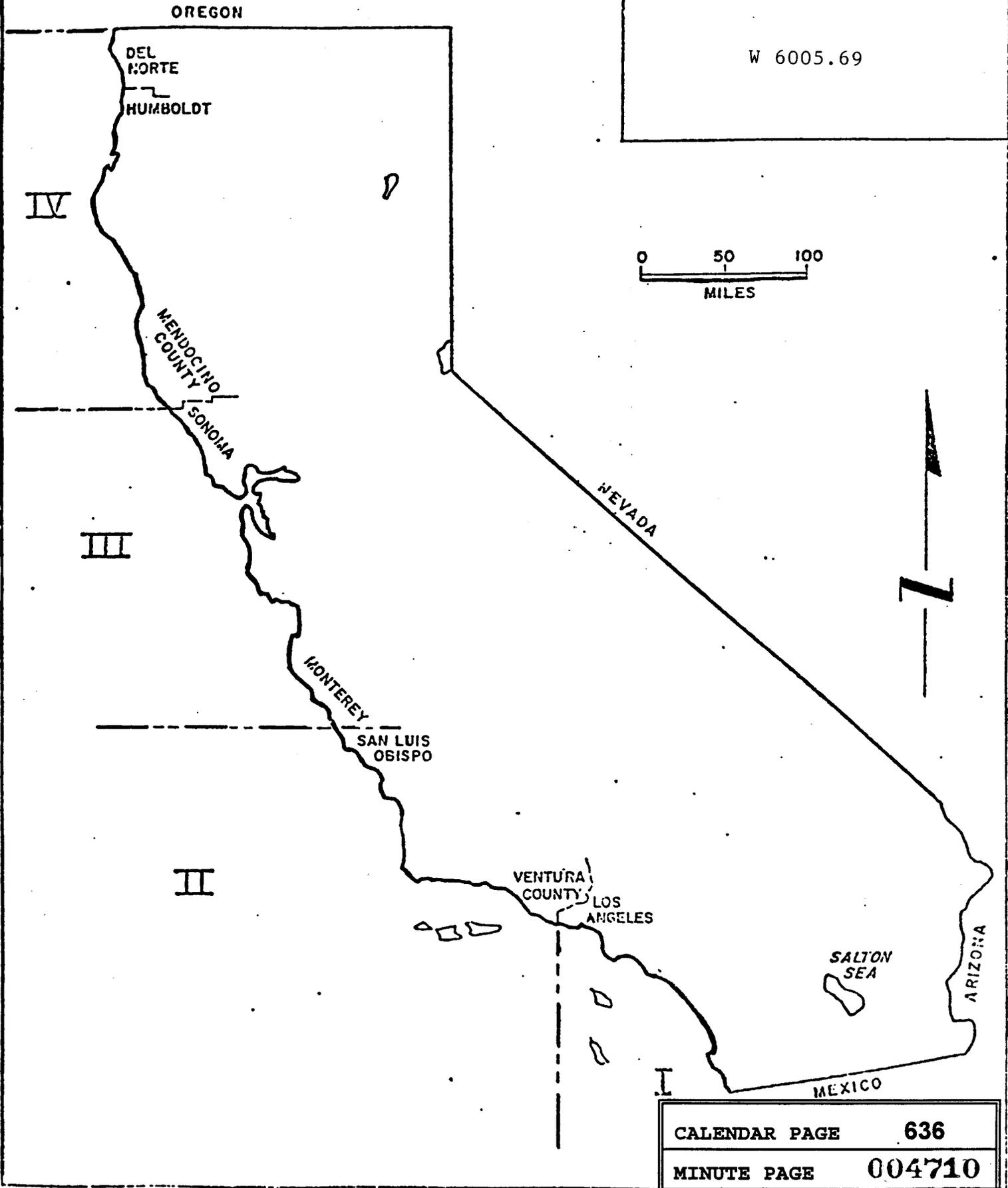
AUTHORIZATION:

AUTHORIZE ISSUANCE TO C & C TECHNOLOGIES, INC., OF A NON-EXCLUSIVE GENERAL PERMIT TO CONDUCT LOW ENERGY GEOPHYSICAL SURVEYS FOR THE PERIOD DECEMBER 9, 1998 THROUGH DECEMBER 8, 2001, WITHIN PERMIT REGIONS I, II, III, AND IV AS DESIGNATED ON EXHIBIT A.

EXHIBIT "A"

PERMIT REGIONS

W 6005.69



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