

MINUTE ITEM

This Calendar Item No. ~~629~~ was approved as Minute Item No. ~~29~~ by the California State Lands Commission by a vote of ~~3~~ to ~~0~~ at its ~~1-29-99~~ meeting.

CALENDAR ITEM

C29

A 78

S 39

PRC 7898

01/29/99
WP 7898.9
J. Smith

AMENDMENT OF LEASE

LESSEE:

San Diego Unified Port District
P.O. Box 488
San Diego, California 92112-0488

AREA, LAND TYPE, AND LOCATION:

Granted sovereign lands, minerals reserved, in San Diego Bay, city of San Diego, San Diego County.

AUTHORIZED USE:

Dredge a maximum of 638,000 cubic yards of sediment in conjunction with construction of the National City Marina; material to be used for beach replenishment in Imperial Beach and/or at the EPA-approved offshore disposal site LA-5.

LEASE TERM:

Two years, beginning December 1, 1996.

CONSIDERATION:

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

PROPOSED AMENDMENT:

Extend the lease term to coincide with Lessee's existing United States Army Corps of Engineers' Permit 95-20011-DZ, which will expire August 29, 2002. All other terms and conditions of the lease shall remain in effect without amendment.

OTHER PERTINENT INFORMATION:

1. Lessee is the trustee of the legislatively granted sovereign lands.
2. Lease No. PRC 7898.9 was authorized by the Commission on August 21, 1996. Currently, no dredging operations have been performed at the

CALENDAR PAGE	000125
MINUTE PAGE	004905

CALENDAR ITEM NO. C29 (CONT'D)

marina site. No dredging will be performed until a marina operator is selected sometime in 1999.

3. An EIR was prepared and certified for this project by the San Diego Unified Port District. The Commission staff reviewed such document and Mitigation Monitoring Program adopted by the lead agency. Findings were made in conformance with the State CEQA Guidelines (Title 14, California Code of Regulations, sections 15091 and 15096).
4. 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:

United States Army Corps of Engineers; Regional Water Quality Control Board.

EXHIBIT:

- A. Location and Site Map.

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT AN EIR WAS PREPARED AND CERTIFIED FOR THIS PROJECT BY THE SAN DIEGO UNIFIED PORT DISTRICT AND THAT THE COMMISSION REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.

FIND THAT THE COMMISSION ADOPTED THE FINDINGS MADE IN CONFORMANCE WITH TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTIONS 15091 AND 15096(h) AND THE MITIGATION MONITORING PROGRAM AT ITS AUGUST 21, 1996 MEETING.

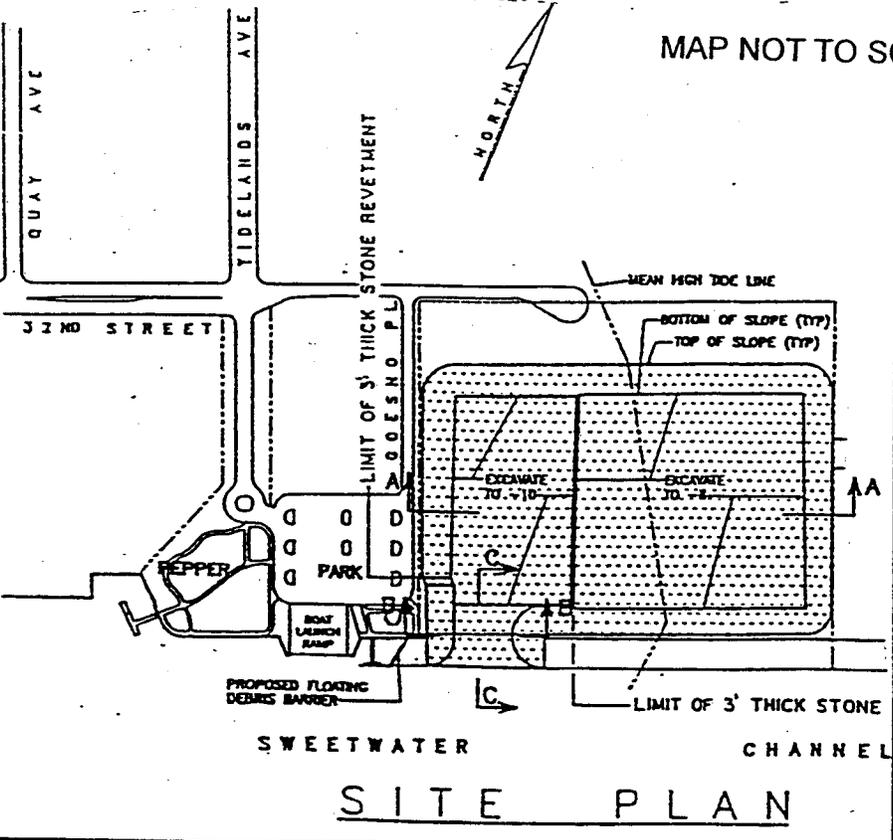
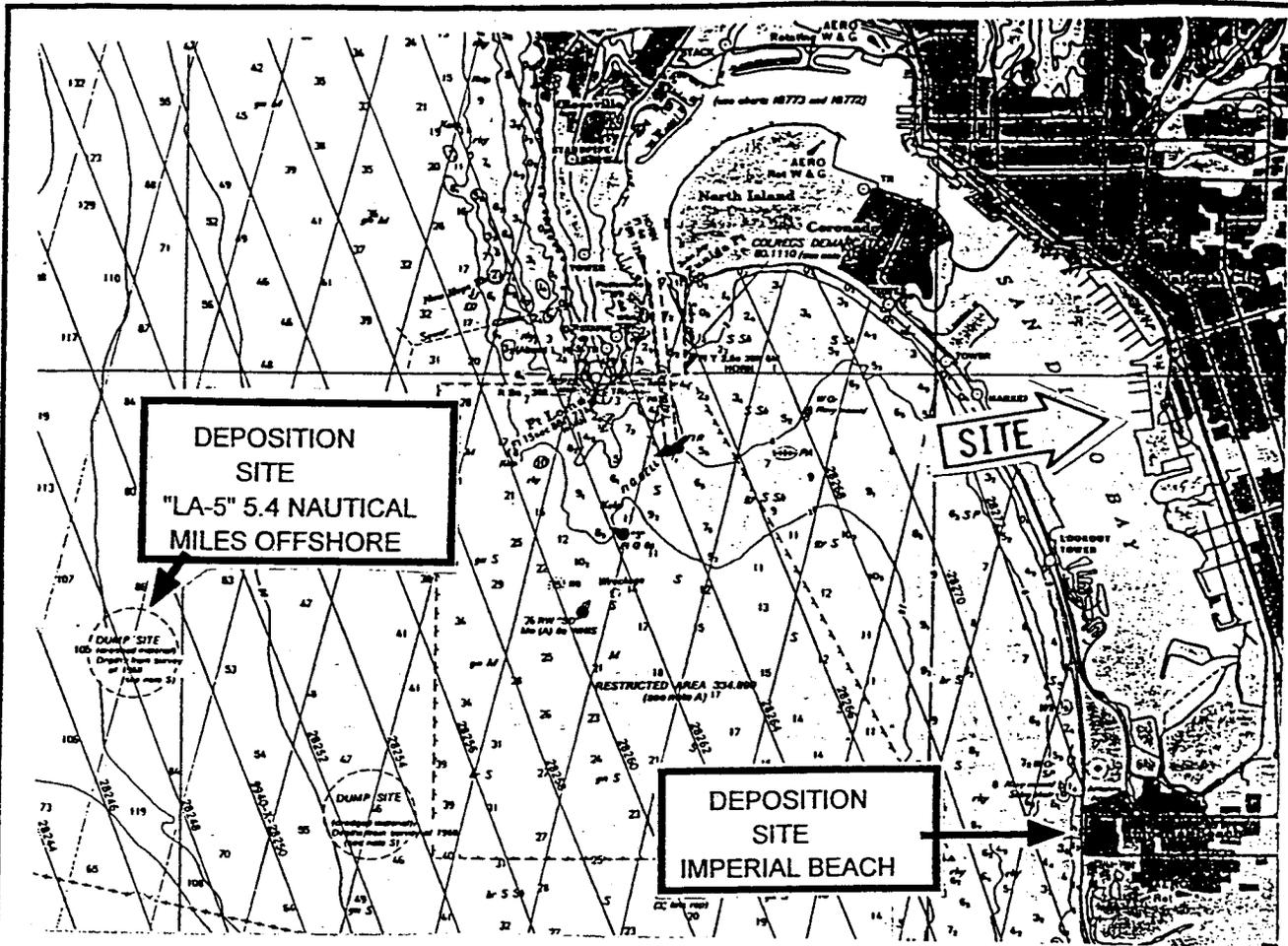
CALENDAR ITEM NO. C29 (CONT'D)

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.

AUTHORIZATION:

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 7898.9, A DREDGING LEASE, OF LANDS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, EFFECTIVE JANUARY 1, 1999, TO EXTEND THE LEASE TERM TO COINCIDE WITH LESSEE'S EXISTING UNITED STATES ARMY CORPS OF ENGINEERS' PERMIT WHICH WILL EXPIRE AUGUST 29, 2002; ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.



MAP NOT TO SCALE

EXHIBIT "A"
 SITE MAP PRC 7898
 DREDGING LEASE
 NATIONAL CITY,
 SAN DIEGO COUNTY

