MINUTE ITEM
This Calendar Item No. C30
was approved as Minute Item
No. 30 by the State Lands
Commission by a vote of 3
to Ø at its 9-19-00
meeting.

CALENDAR ITEM
C30

A 2

S 4

09/19/00
WP 2957.9
F. Singer

AMENDMENT OF LEASE

LESSEE:

California Department of Transportation
2800 Gateway Oaks Drive
Sacramento, California 95833

AREA, LAND TYPE, AND LOCATION:

2.250 acres, more or less, of sovereign lands in the Sacramento River, near the city of Anderson, Shasta County.

AUTHORIZED USE:

Continued use and maintenance of a vehicular crossing (the I-5 bridge) over the Sacramento River.

LEASE TERM:

Continuous use plus one year.

CONSIDERATION:

The public use and benefit; with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

PROPOSED AMENDMENT:

Replacement of the two bridges with one larger bridge which falls within the same footprint of the two previous bridges. Also, authorization for Lessee to conduct any dredging appurtenant to the replacement of the bridge. Furthermore, Lessee will comply with Negative Declaration SCH #990720206 together with the "Special Conditions", attached hereto as Exhibit B. Finally, Lessee shall advise Lessor as to the final quantity and disposition of the dredged material upon completion of construction and replacement of the I-5 Bridge. All other terms and conditions of the lease shall remain in effect without amendment.

OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.

2. On December 13, 1962, the Commission executed a General Lease - Right of Way Use with the State Department of Public Works now known as the California Department of Transportation. Currently, there are two bridges within the leased area. Lessee proposes to replace those bridges with one new bridge.

3. A Mitigated Negative Declaration and Mitigation Monitoring Program were prepared and adopted for this project by the California Department of Transportation. The California State Lands Commission's staff has reviewed such document.

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:

California Reclamation Board, California Department of Fish and Game, US Army Corps of Engineers

FURTHER APPROVALS REQUIRED:

California Water Resources Control Board, National Marine Fisheries Service

EXHIBITS:

A. Site Map And Location Map
B. Special Provisions

PERMIT STREAMLINING ACT DEADLINE:

December 14, 2000

RECOMMENDED ACTION:
IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT A MITIGATED NEGATIVE DECLARATION AND A MITIGATION MONITORING PROGRAM WERE PREPARED AND ADOPTED FOR THIS PROJECT BY THE CALIFORNIA DEPARTMENT OF TRANSPORTATION AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.

ADOPT THE MITIGATION MONITORING PROGRAM, AS CONTAINED ON FILE IN THE OFFICES OF THE COMMISSION.

SIGNIFICANT LANDS INVENTORY FINDING:

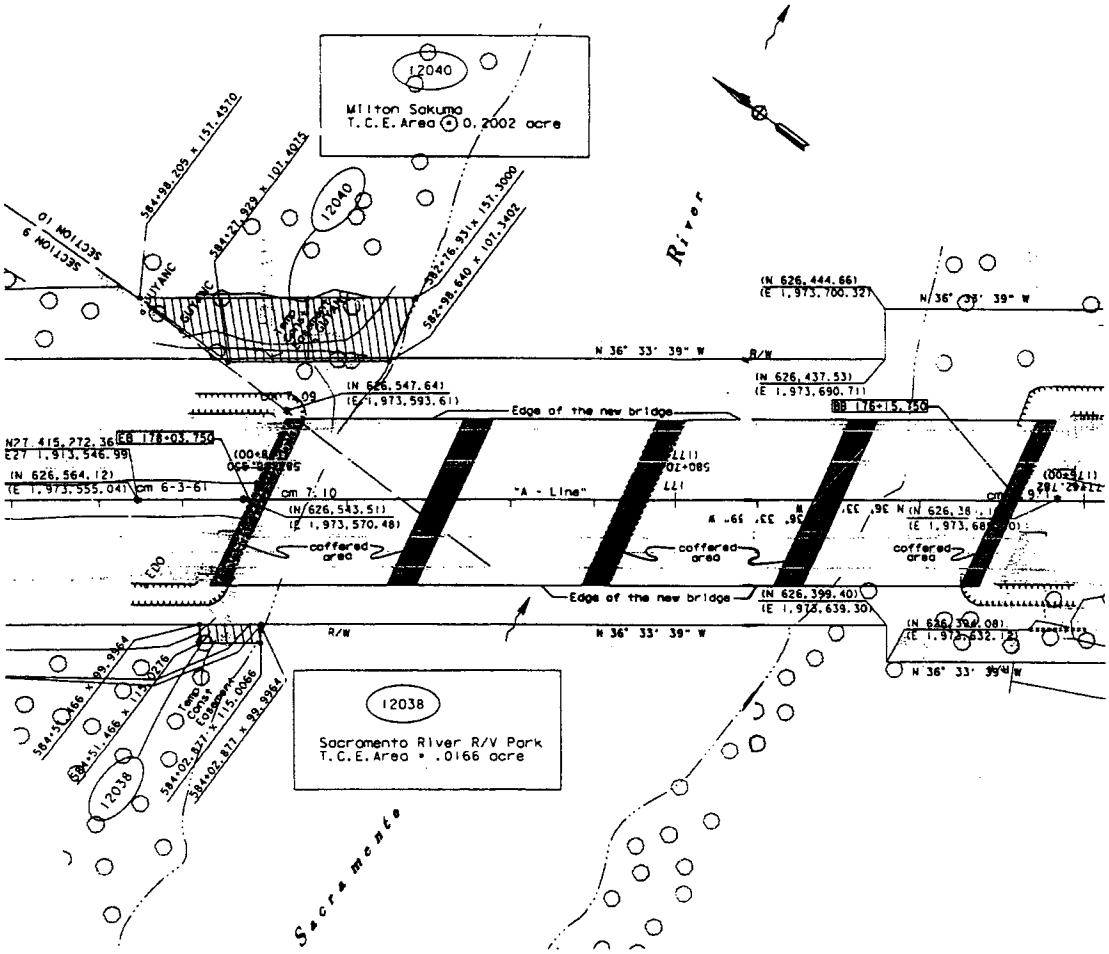
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 2957.9, A GENERAL LEASE - RIGHT OF WAY USE, OF LANDS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, EFFECTIVE AUGUST 1, 2000, TO REPLACE THE I-5 BRIDGE NORTH OF ANDERSON AND CONDUCT ANY DREDGING APPURTENANT THERETO SO LONG AS LESSEE COMPLIES WITH NEGATIVE DECLARATION #990720206, TOGETHER WITH THE SPECIAL CONDITIONS CONTAINED IN EXHIBIT B, AND ADVISES COMMISSION STAFF AS TO THE FINAL QUANTITY AND DISPOSITION OF THE DREDGED MATERIAL UPON COMPLETION OF CONSTRUCTION; ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.

NO SCALE

SITE MAP



I-5, Anderson

NO SCALE

LOCATION MAP

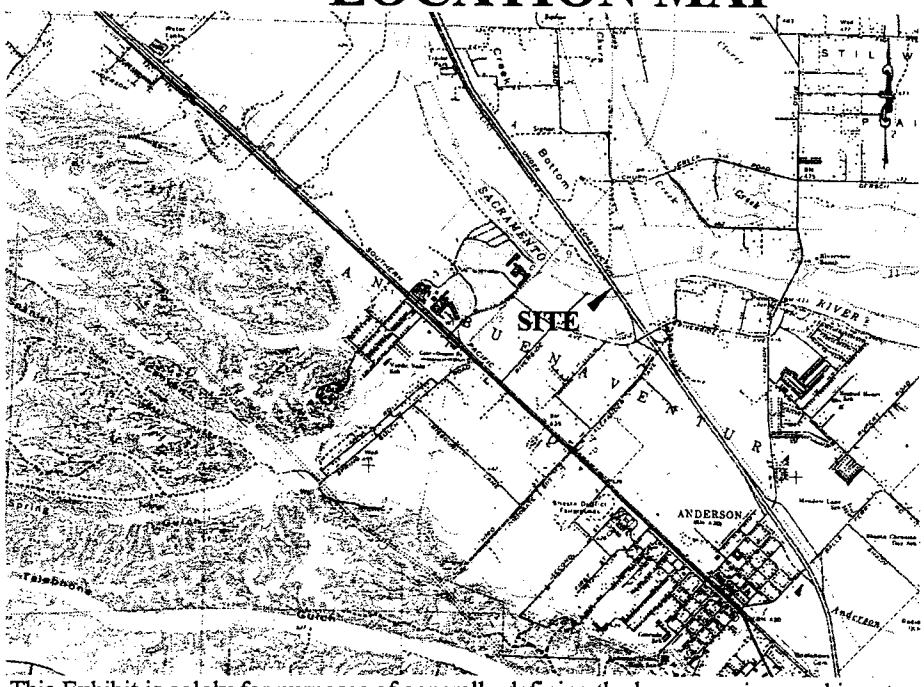


Exhibit A
PRC 2957.9
Interstate 5
Sacramento River
Anderson
SHASTA COUNTY

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 of limitation of any state interest in the subject or any other property.

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SSG 7/00

SPECIAL PROVISIONS FOR BRIDGE REPLACEMENT ON INTERSTATE 5 AT ANDERSON

ESA FENCING

As one of the first items of work, some type of Environmentally Sensitive Area (ESA) fencing shall be placed around the Valley Oak Woodland located northeast of the bridge and I5. See the attached map (Map 1) for location of ESA fencing. This fencing shall remain in place and in good repair for the life of the project.

SWALLOWS

Swallows are protected by the Migratory Bird Treaty Act (16 U.S.C. 703-711)

During the first construction season, preclude swallows from nesting on the inside face of each of the two existing structures. These two inside faces will be directly adjacent to construction activities associated with building the new median bridge structure. Use netting or some other type exclusionary material. Swallows do not have to be excluded from the underside or outside portions of the two existing structures. This exclusion should be implemented no later than March 31.

For the following construction seasons, during which the two outer structures will be demolished and then replaced, the following measures shall be implemented:

Prior to demolition of the existing structure, exclude swallows from nesting on the structures if any of this demolition occurs between March 31and August 31. This applies to any new bridge construction during this same time period. Also, for any demolition and construction during this time period, preclude swallow nesting on the face of the adjacent structure nearest the active structure work (demolition/construction).

SALMONIDS

There are five sensitive fish (salmonids) species occurring in the Sacramento River at the bridge site. These are:

- Winter-run chinook
- Central Valley ESU Spring-run chinook
- Central Valley ESU Fall-run chinook
- Central Valley ESU Late fall-run chinook
- Central Valley ESU Steelhead

Per Federal and State Endangered Species Act requirements, the in-channel (in-stream) work window is etween May 1 and October 15 of each year. If there are any questions regarding appropriate in-channel work activities, consult with the District 2 biologist for this project (Daniel Whitley).

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CONSTRUCTION METHODS

All cofferdams must be placed in the river no earlier than May 1 and must be removed by October 15. All in-channel work, construction and demolition, must occur within these cofferdams. This includes any 'cast-in-drilled-hole' pier construction.

Any steel pile inserted to support a temporary trestle bridge, must be driven no earlier than May 1 and removed by October 15.

A gravel access pad has been cleared as a construction alternative. If used, the gravel must be clean, washed rock of appropriate size for use as spawning gravels. Eighty percent (80) of imported gravel shall be in the 0.5 to 2.5-inch range and 20 percent in the 2.5 to 4-inch range. All imported gravel must come from an off-stream mining source. Any gravel access/work pad can be held in place with cobble (washed) filled gabions, or short sheet piles. Any gabions or sheet piles shall be removed no later than October 15. The gravel pad itself shall be left in the river.

If a gravel access pad is not used, at least for one construction season, then the contractor shall place 76 cubic yards of clean, washed gravel (see above for sizing and source) at the completion of construction.

VEGETATION REMOVAL/PRUNING

Any vegetation removal and pruning shall be kept to an absolute minimum required to construct the project. This applies especially to work at the northeast quadrant of the bridge site. Access roads adjacent to the large Valley oak stand shall be constructed to minimize removal and pruning of these oaks. If there are any questions regarding any tree removal or pruning contact the district biologist.

ROCK SLOPE PLACEMENT

Any rock slope placement (RSP) constructed at either abutment shall be placed with no filter fabric or if fabric is deemed absolutely necessary, then it shall be of a biodegradable material. Per Federal and State Endangered Species Act agreements we are obligated to ensure vegetation growth in any RSP, hence the filter fabric requirements.

CLOSING OF COFFERDAMS

Per Federal Endangered Species Act agreements, cofferdams must be 'closed' at the downstream end to minimize entrapment of sensitive fish species. A qualified fisheries biologist shall inspect the closed cofferdam to ensure that no salmonids have been trapped. The RE (or contractor) shall notify the District biologist as early as possible of coffer dam closing dates and times to ensure that the biologist can inspect the closing.

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RE PROVIDED DOCUMENTION TO ENVIRONMENTAL STAFF

'er Federal Endangered Species Act agreements, Caltrans has to provide several reports to the National Marine Fisheries Service each year. To ensure that these reports are submitted by the required dates, the RE (or contractor) must provide the following information to the District biologist by October 31 of each year:

- Water quality monitoring and remediation report.
- A general report describing that year's construction activities with special detail of all in-channel work.

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