MINUTE ITEM
This Calendar Item No. C51 was approved as Minute Item No. 51 by the California State Lands Commission by a vote of 3 to 0 at its 11/27/00 meeting.

CALENDAR ITEM
C51

A: 35, 37, 41, 53, 54, 67, 70, 73, 74, 78

S: 18, 19, 23, 27, 28, 35, 38, 39, 40

11/27/00
W9777.241
Falkner
Meier

CONSIDER DELEGATION OF AUTHORITY FOR THE EXECUTIVE OFFICER TO SOLICIT BIDS AND EXECUTE AGREEMENTS, EMPLOYING FUNDS GRANTED BY THE PORT OF OAKLAND FOR A BALLAST WATER MANAGEMENT RESEARCH AND DEMONSTRATION PROJECT

APPLICANT:

The California State Lands Commission

PROPOSAL:

The Staff of the State Lands Commission requests that it be delegated authority to accept a grant of funds from the Port of Oakland (POO), to solicit bids, to execute agreements for services, and otherwise to expend those granted funds to research the relative benefits, feasibility and costs of ballast water treatment systems located on board a vessel.

STATUTORY AND OTHER REFERENCES:

A. Public Resources Code Sections 71200 through 71216

PERMIT STREAMLINING ACT DEADLINE

N/A

OTHER PERTINENT INFORMATION:

Since January 1, 2000, the Commission has been participating in California's ballast water management program. The purpose of the program is to control the discharge of shipboard ballast water containing invasive nonindigenous species from overseas ports. Its ultimate objective is to prevent introduction of those species into State water, where they can inflict substantial ecological and economic damage.

One of the primary elements of the program is the search for feasible technology that can be used effectively to treat ballast water. To that end, the Port of Oakland has proposed a grant to the Commission of $150,000 to supplement

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our previously awarded United States Fish & Wildlife Service (USF&WS) grant for a Pilot Project analyzing ship-board treatment systems. If authorized by the Commission, Staff would use this grant, in addition to monies awarded by USF&WS, for the analysis of additional vessels by a marine engineering company to compare the feasibility and cost of installing onboard treatment technology, as opposed to retrofitting the vessel for ballast water discharge to a shoreside treatment facility. The information gained from this grant and the Pilot Project would be used to educate vessel owners throughout the nation on ballast water treatment options.

Staff now requests that it be delegated authority to contract for services necessary as part of the Pilot Project.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THESE ACTIVITIES ARE EXEMPT FROM THE REQUIREMENTS OF CEQA PURSUANT TO 14 CAL. CODE REGS. 15061, BECAUSE THESE ACTIVITIES ARE NOT PROJECTS AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND 14 CAL. CODE REGS. 15378.

2. AUTHORIZE THE EXECUTIVE OFFICER OR HIS DESIGNEE TO SOLICIT BIDS, AWARD AND EXECUTE A CONTRACT OR CONTRACTS IN ACCORDANCE WITH CURRENT STATE POLICIES AND PROCEDURES AND OTHERWISE EXPEND FUNDS RECEIVED FROM THE PORT OF OAKLAND FOR THE PURPOSES OF EVALUATING BALLAST WATER TREATMENT SYSTEMS.

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