

**MINUTE ITEM**  
This Calendar Item No. C54 was approved as  
Minute Item No. 54 by the California State Lands  
Commission by a vote of 3 to 2 at its  
8-19-03 meeting.

**CALENDAR ITEM**

**C54**

A 4  
S 2

08/19/03  
PRC 5096.9  
D. Oetzel

**AMENDMENT OF DREDGING LEASE**

**APPLICANT:**

Benicia Port Terminal Company  
P.O. Box 315  
Benicia, CA 94510

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

Sovereign lands in Carquinez Strait at the Benicia Port Terminal Dock, city  
of Benicia, Solano County.

**AUTHORIZED USE:**

Maintenance dredge a maximum of 90,000 cubic yards of material  
annually to maintain a navigable depth. Dredged materials will be  
disposed of at the United States Army Corps of Engineers designated  
disposal site SF-9 (Carquinez Strait).

**LEASE TERM:**

Five years, beginning January 1, 1998.

**PROPOSED AMENDMENT:**

Extend the Lease Term to September 30, 2003.

**CONSIDERATION:**

No royalty will be charged; \$0.25 per cubic yard will be charged for any  
material used for private benefit or commercial sale purposes.

**OTHER PERTINENT INFORMATION:**

1. 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 Alterations to Land Title  
14, California Code of Regulations, section 15304 (g).

CALENDAR ITEM NO. **C54** (CONT'D)

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

2. 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 Corps of Engineers, San Francisco Bay Regional Water Quality Control Board, San Francisco Bay Conservation and Development Commission.

**FURTHER APPROVALS REQUIRED:**

None

**EXHIBIT:**

- A. Location and Site maps.

**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 ALTERATIONS TO LAND; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15304 (g).

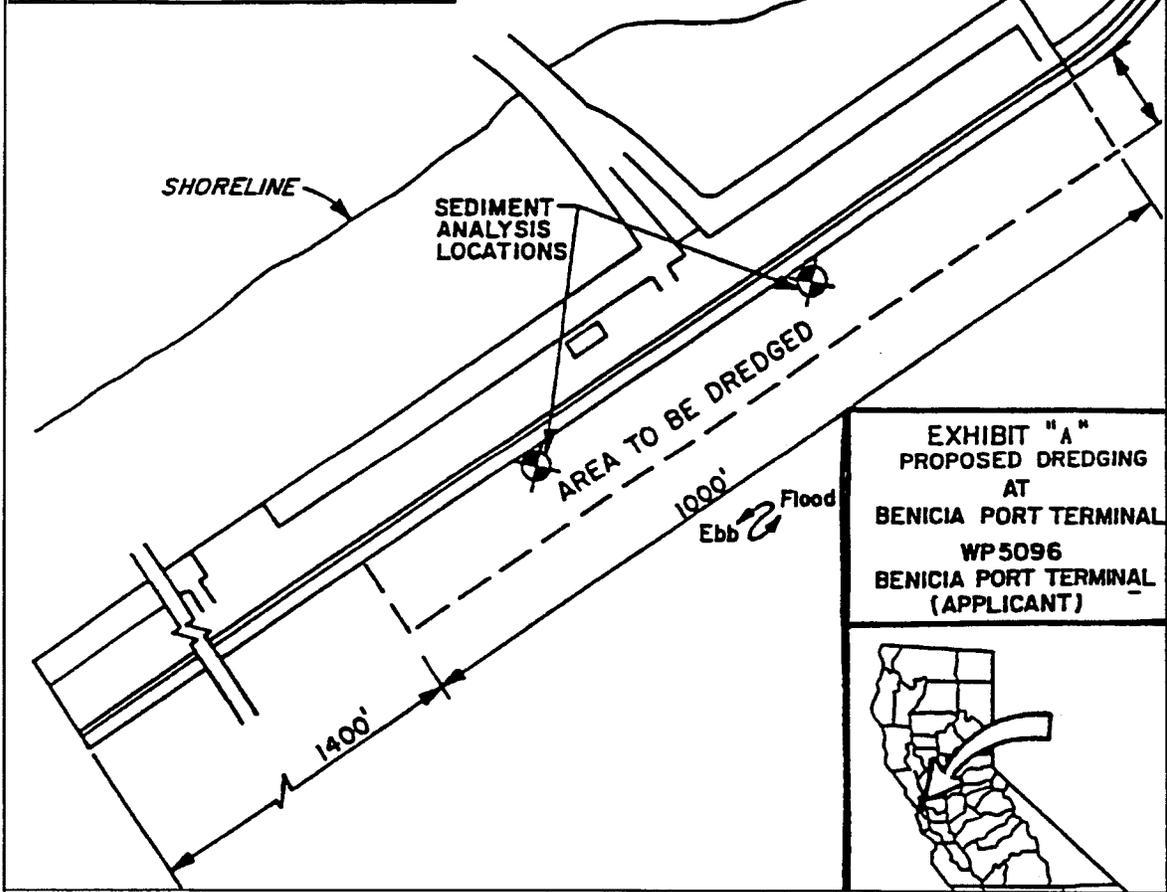
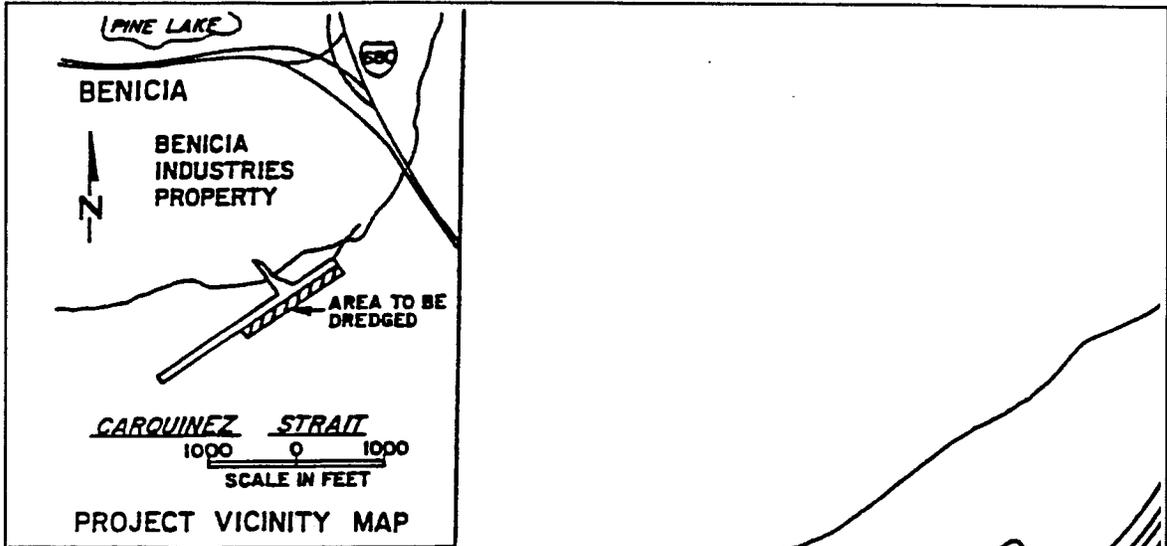
**SIGNIFICANT LANDS INVENTORY FINDING:**

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

CALENDAR ITEM NO. **C54** (CONT'D)

**AUTHORIZATION:**

AUTHORIZE THE AMENDMENT OF LEASE NO. 5096.9 TO EXTEND THE LEASE TERM TO SEPTEMBER 30, 2003, FOR LEASED LANDS AT THE BENICIA PORT TERMINAL DOCK AS 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. ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.



**EXHIBIT "A"**  
**PROPOSED DREDGING**  
**AT**  
**BENICIA PORT TERMINAL**  
**WP5096**  
**BENICIA PORT TERMINAL**  
**(APPLICANT)**



This Exhibit is solely for purpose of generally defining the lease premise, is based on unverified information provided by lessee or other parties, 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.