CALENDAR ITEM

C48

A	17	03/25/08
		WP 2836
S	15	G. Kato

AMENDMENT OF LEASE

LESSEE:

Santa Cruz Port District
135 5th Avenue
Santa Cruz, CA 95062

AREA, LAND TYPE, AND LOCATION:

Two parcels of sovereign land totaling approximately 17.32 acres located in Monterey Bay, Santa Cruz County.

AUTHORIZED USE:

Continued use and maintenance of two jetties, a channel entrance, a buried dredge disposal pipeline and dredge disposal area.

LEASE TERM:

25 years, beginning February 1, 1987.

CONSIDERATION:

The public use and benefit; with the State reserving the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest. The dredged material may not be sold

PROPOSED AMENDMENT:

1. Expansion of dredge material disposal site located on sovereign lands east of the harbor entrance within the surf zone for beach replenishment purposes.
2. Authorize maintenance dredging of a maximum of 395,000 cubic yards annually from legislatively granted sovereign lands.
3. Authorize disposal of dredge material at United States Army Corps of Engineers aquatic disposal site SF-14 or an approved non-aquatic (upland) site.

All other terms and conditions of the lease shall remain in effect without amendment.

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OTHER PERTINENT INFORMATION:

1. Applicant is the trustee of the legislatively granted tide and submerged lands within the Inner Harbor, with minerals reserved to the State, pursuant to Chapter 818, Statutes of 1968.

2. The Commission approved the issuance of the Dredging Lease to the Port District on January 22, 1987.

3. The Santa Cruz Small Craft Harbor is one of six harbors located along the Central Coast and is the primary recreational port in Monterey Bay. Dredging is required to maintain navigational channels and berthing areas. Material will be dredged from the Inner Harbor area, and from the entrance channel.

4. Dredge material, consisting of 50%-79% sand, will be used for beach replenishment purposes and will be placed at Santa Cruz Port District Beach and Twin Lakes State Park Beach. Dredge material not suitable for beach replenishment purposes will be disposed of at the United States Army Corps of Engineers approved disposal site at SF-14 or an approved non-aquatic (upland) site.

5. 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 21084 and Title 14, California Code of Regulations, section 15300.

6. 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 the staff's opinion that the project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

Monterey Bay National Marine Sanctuary (MBNMS)
U.S. Army Corps of Engineers (ACOE)
California Coastal Commission
Monterey Bay Air Pollution Control Board

Central Coast Regional Water Quality Control Board
California Department of Parks and Recreation

EXHIBIT:

A. Location and Site Map

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).

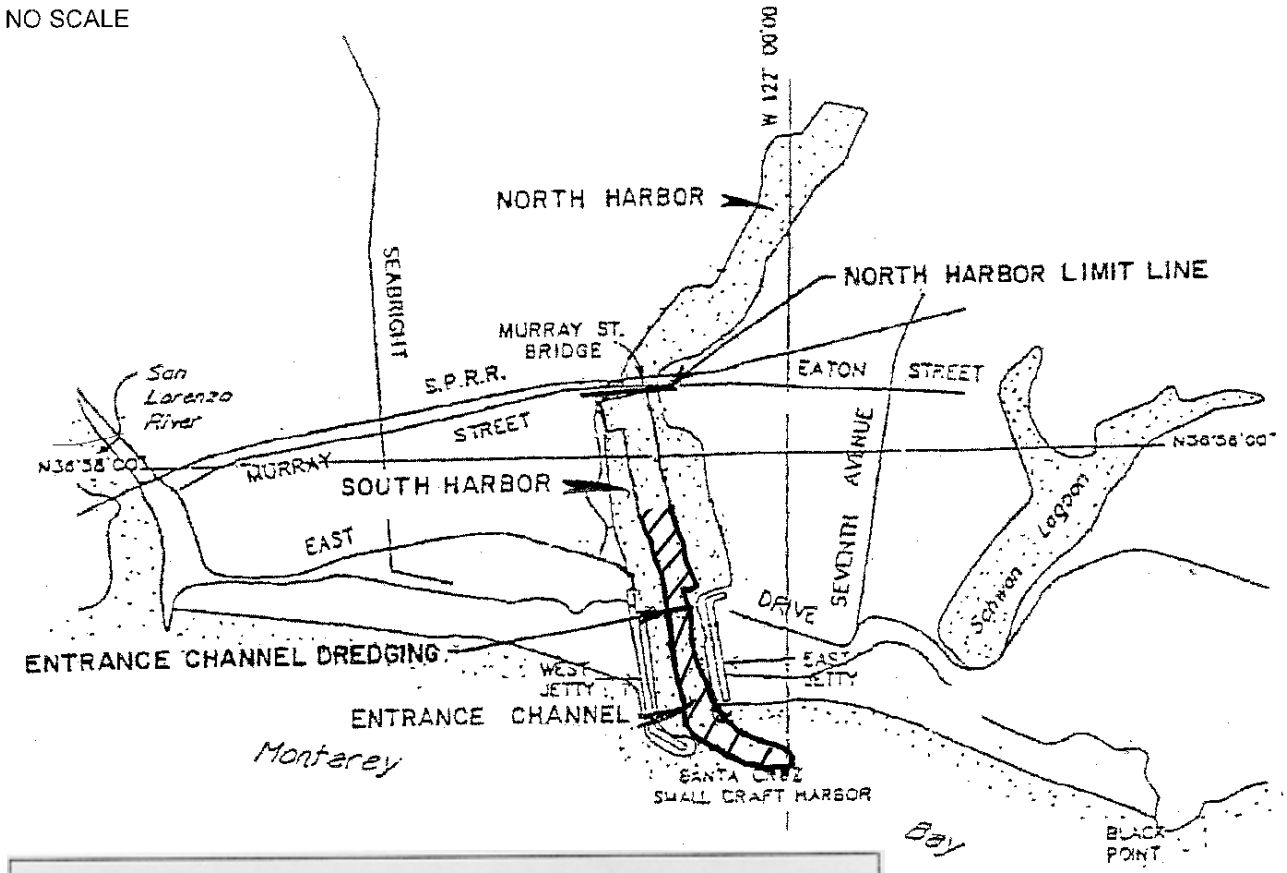
SIGNIFICANT LANDS INVENTORY FINDING:

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

AUTHORIZATION:

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 2836.9 TO AUTHORIZE MAINTENANCE DREDGING OF A MAXIMUM OF 395,000 CUBIC YARDS ANNUALLY, EXPAND THE DREDGE MATERIAL DISPOSAL SITE AS SHOWN ON EXHIBIT A ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF; AND AUTHORIZE ADDITIONAL DISPOSAL SITES AT UNITED STATES ARMY CORPS OF ENGINEERS APPROVED SITE SF-14 AND APPROVED UPLAND DISPOSAL SITE, EFFECTIVE FEBRUARY 25, 2008; ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.

NO SCALE



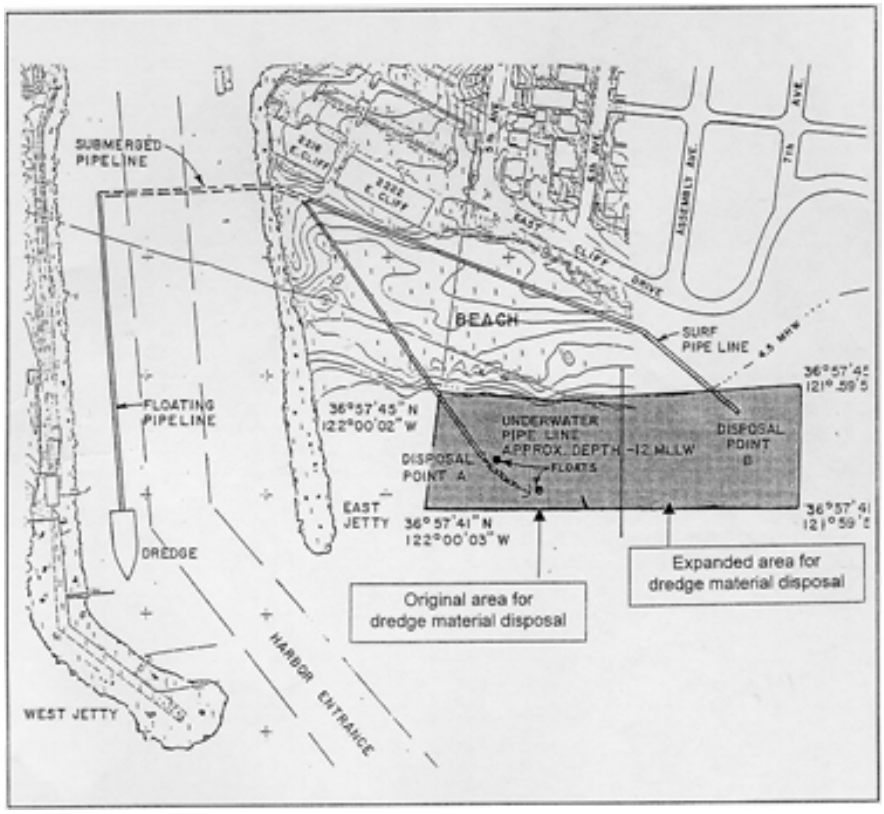


Exhibit A
Location and Site Map

WP 2836
Santa Cruz Port District

This exhibit is solely for purposes of generally defining the lease premises, and is based on unverified information provided by lessee or other parties, and is not intended to be, nor shall it be construed to as a waiver or limitation of any state interest in the subject or any other property.

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