

MINUTE ITEM

25. MODIFIED FORM OF MINERAL EXTRACTION LEASE; SAN FRANCISCO BAY AND SIMILAR AREAS - W.O. 4755.

After consideration of Calendar Item 23 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION APPROVES AND ADOPTS, PURSUANT TO DIVISION 6, PART 2, CHAPTER 3, ARTICLES 1 AND 5 OF THE PUBLIC RESOURCES CODE, THE COMBINED BID-LEASE FORM, REFERRED TO AS EXHIBIT "A" (W.O. 4755), AND HEREBY MADE A PART HEREOF BY REFERENCE TO THE OFFICIAL FILES OF THE COMMISSION, AS THE FORM TO BE UTILIZED FOR SUBMERGED LAND MINERAL EXTRACTION LEASES IN SAN FRANCISCO BAY AND SIMILAR AREAS.

Attachment

Calendar Item 23 (1 page)

CALENDAR ITEM

23.

MODIFIED FORM OF MINERAL EXTRACTION LEASE; SAN FRANCISCO BAY AND SIMILAR AREAS - W.O. 4755.

Pursuant to an application request that the Commission offer for lease for the extraction of sand and gravel four separate parcels of submerged lands in San Francisco Bay, and as a result of objections submitted by certain public agencies to the issuance by the State Lands Commission of such leases, the form of lease to be used in this area has been modified. The public agencies objecting to the offer for lease by the Commission of areas applied for by the United Sand and Gravel Company which resulted in the modification of the lease form were the San Francisco Port Authority, the City of Richmond, and the City of Vallejo.

In general, the objection raised by public agencies is based on the premise that at some future date the deposits of fill material may be required in shoreline development programs.

The proposed combined bid-lease form for a submerged land mineral extraction lease (Exhibit "A" attached) retains and reserves to the State the right through itself or through contractors acting on its behalf to extract minerals. This provision has satisfied the public agencies which have objected to the above offer. Other minor changes which appear to be in the best interest of the State have also been included in the modified combined bid-lease form. This form has been reviewed and approved by the office of the Attorney General and by Staff Counsel.

IT IS RECOMMENDED THAT THE COMMISSION APPROVE AND ADOPT, PURSUANT TO DIVISION 6, PART 2, CHAPTER 3, ARTICLES 1 AND 5 OF THE PUBLIC RESOURCES CODE, THE COMBINED BID-LEASE FORM, REFERRED TO AS EXHIBIT "A" (W.O. 4755), AND HEREBY MADE A PART HEREOF BY REFERENCE TO THE OFFICIAL FILES OF THE COMMISSION, AS THE FORM TO BE UTILIZED FOR SUBMERGED LAND MINERAL EXTRACTION LEASES IN SAN FRANCISCO BAY AND SIMILAR AREAS.