

MINUTE ITEM

9. APPLICATION FOR PERMIT TO DREDGE APPROXIMATELY 200,000 CUBIC YARDS OF MATERIAL FROM SUISUN POINT CHANNEL, CONTRA COSTA COUNTY; CONTRA COSTA PUBLIC WORKS DEPARTMENT - W.O. 5013, P.R.C. 3106.1, AND P.R.C. 3107.9.

Mr. Ronald D. Broatch, Deputy Public Works Director of Contra Costa County, appeared in connection with Calendar Item 23 attached, and read into the record a statement signed by Mr. E. A. Linscheid, Chairman of the Board of Supervisors of Contra Costa County, objecting to any charge being made for the spoils removed from the Emergency Suisun Point Channel Dredging Project.

The Executive Officer repeated the statement made at the previous Commission meeting that, although statutes and Commission policy permitted the deposit of spoils on public lands at no charge, such action was not authorized where spoils were deposited on privately owned lands as in the instance under discussion.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, THE FOLLOWING RESOLUTION WAS ADOPTED:

THE EXECUTIVE OFFICER IS AUTHORIZED TO ISSUE TO THE CONTRA COSTA COUNTY PUBLIC WORKS DEPARTMENT A PERMIT TO DREDGE FROM THE BED OF SUISUN POINT CHANNEL IN THE VICINITY OF MARTINEZ BRIDGE APPROXIMATELY 200,000 CUBIC YARDS OF MATERIAL, AT A CHARGE OF \$0.01 PER CUBIC YARD, FOR SPOILS DEPOSITION ON PRIVATELY OWNED LANDS.

Attachment

Calendar Item 23 (1 page)

CALENDAR ITEM

23.

APPLICATION FOR PERMIT TO DREDGE APPROXIMATELY 200,000 CUBIC YARDS OF MATERIAL FROM SUISUN POINT CHANNEL, CONTRA COSTA COUNTY; CONTRA COSTA PUBLIC WORKS DEPARTMENT - W.O. 5013.

In accordance with the Commission's request at its February 26, 1964, meeting for a staff review relative to fixing charges for spoils material dredged from lands under the jurisdiction of the State Lands Commission, for placement on privately owned lands, the following is submitted:

A total of 33 dredging permits have been issued by the State Lands Commission from January 29, 1959, to the present. It has been Commission policy in the issuance of such permits to charge a minimum royalty of from \$0.01 to \$0.03 per cubic yard for material dredged from State lands where spoils placement resulted on privately owned lands.

If the spoils material was deposited on State-owned or other public lands, no charge was made. This policy was applied in issuance of 21 of the 33 permits granted since 1959, in which dredged spoils were placed on State or public lands, and no charge was made for material extracted and deposited.

Reference is made to "Public Notice of Review of Report on Navigation", San Francisco Bay to Stockton, California, issued by U. S. Army Engineer Division, South Pacific, Corps of Engineers, San Francisco, dated December 27, 1963.

Paragraph 4, page 4, of the report, states in part: "Local interests would, in recognition of the local land enhancement benefits which would result from land fill during dredging, contribute to the United States 4 cents per cubic yard of all spoil material placed during initial construction on areas not developed for public use...."

On the basis of the staff review, it appears mandatory to levy a charge on spoils which are to be dredged from State lands and deposited on privately owned lands. It is not the intent of the Commission to assess or obstruct a Federal navigation project performed solely in consideration of the public benefit to navigation. However, the obvious enhancement to privately owned property which will result from spoils deposition in this instance does warrant Commission consideration of a charge of \$0.01 per cubic yard.

IT IS RECOMMENDED THAT THE EXECUTIVE OFFICER BE AUTHORIZED TO ISSUE TO THE CONTRA COSTA COUNTY PUBLIC WORKS DEPARTMENT A PERMIT TO DREDGE FROM THE BED OF SUISUN POINT CHANNEL IN THE VICINITY OF MARTINEZ BRIDGE APPROXIMATELY 200,000 CUBIC YARDS OF MATERIAL, AT A CHARGE OF \$0.01 PER CUBIC YARD, FOR SPOILS DEPOSITION ON PRIVATELY OWNED LANDS.