MINUTE ITTEM
25. APPLICATION FOR MINERA EXTRACTICN LEEASE, MONIEREY RAY, MONTEREY COUNTY; DACIFTC CEMENT AND AGGRECATES, INC. - W.O. 4761.

After considerati a Calendar Item 24 attached, and upon motion duly made and carried, the following resolut on was adopted;

THE COMMISSION:

1. DETERMINES THAT THE EXTRACTION OF A LTMTTED AMOUNT OF SAND FRCM THE AREA PROPOSED ITE IHE APELICATION OF PACTHTC CENETIC ARD AGGFEGATES, INC., VIIJ NOT ADVENSELY ATFECT THE ADUOINTMU SHOREITNE.
2. AUTHORICES THI EXECUMIVE OFFICER TO OFFER FOR LEASE, PURSUANT TO COMPEITITIVE BIDDTMG, FOR THE EXTRACTION OF SAND, AT A MINTMUM ROYALTY OF $\$ 0.06$ PER CUBIC YARD FGR AEL SAND EKTRACTED, ARI AREA OF TIDE AND SUBMERGED LANDS IN MONIEREY BAY, MOMIEREY MOUNTY, SUBJECTI TO THE CONDITIONS (A) THAT THE MAXTMUM EXIRACTION SHALI NOI EXCEED 80,000 CUBIC YARDS A YEAR, AND (B) THAT THE COMMISETON UTET REVOKE THE
 AFHECMS THE ADJOMHIG SEORETITE.

THE AREA TO BE ITKCYDED TIN IHE LEASE IS DRS IIBED AS FOIXOWS:
MHAT PORTION OF STAME IAINS LIYIVG HEST OF THE WESTHRLY LINE OF PACIFIC CEMENT AID AGGREOATES, INC., FROPERTY AT LAPIS, MONTEEREY COUNTY, CALIFORNIA, MORL ZARTICULARLY DEKCRIPYD AS FOLLOWS:

BEGTMNING AT THE CCMMON CORNBR ON THE RANCHO RIMCON DE LAS SAITHAS AMD THE MOMTUREY CITY LANDS TRACT NO. 1 OH TME SHORE OF MONTERET BAY, FROM WHICH AN OLD FOUR TNCH BII FOUR INCH ROST MAKKED "R S 3 NTTT" STANDITSG ON RANCHO BOUNDARY BEARS S $63^{\circ} 20^{\circ} \mathrm{F}$, 844, 14 FEET DISTANT; ITHENCE FCLLOHING THA SHORELITE OF BAY S $1^{\circ} 05^{\circ} \mathrm{H}, 3960.00$ FEET TO THE TRUS POMNT OF BEGINNTNG; THENCE $55^{\circ} 40^{\circ} W, 2178,00$ FBET, THENCE LEAVING THE SHORE OF MONITRETY

 CONTATNING 10.00 ACRES MORE OR LEESS.

THE BID-LEASE FORM AUMHORIZED FOR THES PARCEH OFEER SHALI BE THE FORM APPROVED AND ADOPTED BY THE COMASSSICN ON MAY 23, 1963 (V.0. 4755) (MINUTE ITHM 25, PAGE 8980).

Attachment
Calendar I'cem 24 ( 2 pages)

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## CAIEADAR ITEM

## 24.

APPLICATION FOR MINERAL EXIRACTION LEASH, MONTEREY BAY, MONTEREY COUNTY; PACIFTC CEME YI AND AGGREGAMES, INC. - W.O. 4761.

An application has been ,-ceived from Pacific Cement and Aggregates, Inc., a California corporation, requesting that an area of 10 acres more or less of tide and submerged lands in the vicinity of Lapis, Monterey Bay, Mo-terey County, be offered for lease for the extraction of sand pursuant to connetitive public bidding in accordance with Division 6 of the Public Resources code.

The Department of Fish and Game has stated that it has no objection to the proposed operation.

Fursuant to Section 6818 of the Public Resources Code, the application hass been referred to the Resources Agency and to the ofeice of the Attorney General for requisise review. The Resources Agency, Department of Paris and Recreation, Divisicn of Beaches and Parks, is not in favor of unlimited removal, and has suggested that sources of sand ise waed that will have no effect ou the beaches. The Departuent $\sigma_{1}$, woter Resources has approved the proposed operation, provided that a 1 andmum extractic, linit is set of 100,000 tons per year, approximately 80,000 cubic yarûs, and that subjec: permit be revoked in the event continued dredging adversely affects the adjoining shoreline. The office of the "ttrmey Generat has advised that the state Lands Commission, in ite aiseretson, ney detemine that the extraction of sand in the suen propuacd would umessonsbly interfere with the protection of shoreline properites, and thet the form of lease of terent shculd be modified so as to sroid auch interference with shore properties.

The U. S. Comps of Engineers ham issued a Depariment of the Army permit authorizing extraction operations by the applicant ir. the dercribed area: The adjacent upland property is owned by the applice: is

The statutory filing fee and the required expense deposit heve been submitted.
IT IS RECOMMENDED THAT THE COMMSSION:

1. DETERMLNE THAT IHE EXTRACTION OF A LIMITED ANOUNT OF SAND FROM THE AREA PROPNSED IN THE APRLICATION OF PACIFIC CEMEN AND AGGREGATES, INC., WIL工 NOT ADVERSELY AFFECT THE ADJOINTHG SHORELTNE.
2. AUTHORTZE THE EXECUTIVE OFFTCER TO UFFER FOR LEASE, FURSUANT TO COMPETTTTVE BIDDING, FOR TME EXERACTION OF SAND, AT A BTATMOM ROYALITY OF $\$ 0.06$ PER CUBTC YARD FOR ALI SAND EXTRACTED, AN AREA OF TTDE AND SUBMERGED LANDS IN MONTERY BAY, MONTEREY COUNTY, SUBJEE TO THE CONDTTIONS (A) THAT THF XAXIMUM EXTRACTION SHALL NOT EXCEED 80,000 CUBTC YARDS A YEAR, AND (B) THAT THE COMMISSION WILL REVOKE THE LEASE TIN THE EVENT IT IS DETERMINED THAT CONITNUED DREDGING ADVERGELY AFFECTS THE ADJOINING SHOFDLINE.

THE AREA TO BE INCLUDED IN THE LEASH IS DESCRIBED AS YOLIOWS:
that portion or state lands lying wist of the hesieriy line of PA TIC CEMENt: ARD AGGREGATES, INC., PROPERTY AT LAPIS, MONIBREX COMITY, CALIF MIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:
beginning at ter common corner of the raiveho rincon de las SALTUS AND THE MONTEREY CITY LANDS TRACT NO. 1 ON THE SHORE OF mONTEREY BAY, FROM WHICH AN OLD FOUR INCH BY FOUR INCH POST MARKED "RS 3 WIT" STANDING ON RANCHO BOUNDARY BEARS S $63^{\circ} 20^{\circ} \mathrm{E}$, 844.14 FEE E DISTANT; IHENCE FOLINGING THE SHORELITE OF BAY S $2^{\circ} 05^{\circ} \mathrm{W}, 3960.00 \mathrm{FEET}$ TO THE TRUE POINT OF BEGINNING; THENCE $55^{\circ} 40^{\circ} \mathrm{W}, 2178.00 \mathrm{FEET}$, THENCE LEAVING THE SHORE OF MONTEREY
 THERE $6.84^{\circ} 20^{\circ} \mathrm{E}, 200$ FEM TO THE TRUE POINT OF BEETMNTNG, CONTAINING 10.00 ACRES MORE OR LESS.

THE BID-IEASE FORM AUTHORIZED FOR THIS PARCEL OFFER SHALL BE THE TOM APPROVED ATID ADOPTMD BY TTE COMISSION ON MAY 23, 1963 (W.0. 47.55) (MINUTE ITIM 25, PACE 8882).
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