

60. DREDGING PERMIT, FOR CONSTRUCTION OF MARINE TERMINAL, TIDE AND SUBMERGED LANDS, ALCATRAZ AND PRESIDIO SHOALS, SAN FRANCISCO BAY, SAN FRANCISCO COUNTY; PORT OF SAN FRANCISCO - W-9009, P.R.C. 4404.9.

After consideration of Calendar Item 57 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. FINDS THAT THE ACTION SPECIFIED IN THE APPLICATION OF THE PORT OF SAN FRANCISCO WILL APPLY REASONABLE PROTECTIVE MEASURES SO THAT FISH AND OTHER MARINE LIFE WILL NOT BE HARMED; AND
2. AUTHORIZES THE EXECUTIVE OFFICER TO ISSUE A PERMIT TO THE PORT OF SAN FRANCISCO AUTHORIZING THE DREDGING OF APPROXIMATELY 1,400,000 CUBIC YARDS OF MATERIAL FROM ALCATRAZ AND PRESIDIO SHOALS, CITY AND COUNTY OF SAN FRANCISCO, SUBJECT TO THE FOLLOWING CONDITIONS:
 - A. THE COMMISSION SHALL BE GIVEN FORTY-FIVE DAYS' NOTICE OF THE PORT OF SAN FRANCISCO'S INTENTION TO EXTRACT MATERIAL FROM ANY AREA UNDER LEASE.
 - B. OPERATIONS BY THE PORT OF SAN FRANCISCO CONTRACTORS SHALL BE CONDUCTED SO AS NOT TO BE INCONSISTENT WITH OR INTERFERE WITH RIGHTS UNDER AN EXISTING LEASE.
 - C. THE AMOUNT OF MATERIAL EXTRACTED BY THE PORT OF SAN FRANCISCO CONTRACTORS FROM ANY SHOAL AREA PRESENTLY UNDER LEASE SHALL BE DETERMINED BY MUTUAL AGREEMENT BETWEEN THE STATE LANDS DIVISION, THE STATE'S LESSEES, AND THE PORT OF SAN FRANCISCO, AND SHALL BE LIMITED AND APPORTIONED SO AS NOT TO EXCESSIVELY DEplete THE SUPPLY OF MATERIAL AVAILABLE ON SUCH SHOAL AREA, TO ASSURE THAT THE EXISTING LEASEHOLD WILL NOT BECOME VALUELESS.
 - D. THE PORT OF SAN FRANCISCO MAY EXTRACT MATERIAL FROM SHOAL AREAS WITHIN THE CITY AND COUNTY OF SAN FRANCISCO UNDER THE JURISDICTION OF THE PORT OF SAN FRANCISCO WITHOUT THE PAYMENT OF ROYALTY.

Attachment
Calendar Item 57 (3 pages)

57.

APPLICATION FOR DREDGING PERMIT

APPLICANT: Port of San Francisco.

LOCATION: Alcatraz and Presidio Shoals, San Francisco Bay,
San Francisco County. (See Exhibit "A".)

TYPE OF LAND: Tide and submerged, San Francisco Bay.

PURPOSE: Construction of marine terminal.

AMOUNT: 1,400,000 cubic yards.

DISPOSITION OF DREDGED MATERIAL:

Proposed marine terminal between Islais Creek and India Basin, near Hunter's Point, San Francisco Bay.

CONSIDERATION: Major development for marine commerce.

OTHER PERTINENT INFORMATION:

1. The extraction operations, to be conducted under contract between the Port Authority and private contractors, will be for the construction of a new shipping terminal in the Islais Creek area of San Francisco. The construction will include the dredging in the shoal areas and placement of approximately 1,400,000 cubic yards of sand suitable for structural purposes in the proposed India Basin fill. The balance will be hauled to an approved area outside the Golden Gate.
2. Currently, there exists a nonexclusive mineral extraction lease covering Presidio and Alcatraz Shoals. Paragraph 6 of the lease states "That the State expressly reserves the right to grant easement in...demised premises...not inconsistent or incompatible with the rights or privileges granted to the lessee by this lease." An agreement exists between the Port Authority and the lessee, Construction Aggregates Corporation, for removal of the material.
3. The Division of Beaches and Parks has reviewed the proposed dredging pursuant to Section 6818 of the Public Resources Code, and reports that the proposed dredging will not affect that Division's interests nor activities, and does not object to the dredging as long as protective measures are applied so that fish and other marine life will not be harmed.
4. The State Water Resources Control Board comments that the operations concern the San Francisco Bay Regional Water

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Quality Control Board in preventing pollution and nuisance and in achieving compliance with Title 23, Chapter 4, Section 3000 of the California Administrative Code. All dredging, stockpiling, construction and operation of equipment for the work described should be performed so as to minimize roiling of the waters and to prevent timbers or floats that may be used in the work from drifting away as a threat to small craft. The applicant is requested to inform the Regional Board in advance of beginning the dredging and spoil disposal operations.

It is recommended that, prior to approval of additional fills in India Basin, a study be conducted to determine the interrelationship of waste discharge and Bay water quality with the proposed project, since these fills can seriously reduce the present capacity of this cove to assimilate waste.

5. The San Francisco Bay Conservation and Development Commission has issued a permit approving the project.
6. The U. S. Corps of Engineers and the San Francisco Bay Conservation and Development Commission have issued permits authorizing the proposed project.

EXHIBIT: A. Map of dredge and fill areas.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTION SPECIFIED IN THE APPLICATION OF THE PORT OF SAN FRANCISCO WILL APPLY REASONABLE PROTECTIVE MEASURES SO THAT FISH AND OTHER MARINE LIFE WILL NOT BE HARMED; AND
2. AUTHORIZE THE EXECUTIVE OFFICER TO ISSUE A PERMIT TO THE PORT OF SAN FRANCISCO AUTHORIZING THE DREDGING OF APPROXIMATELY 1,400,000 CUBIC YARDS OF MATERIAL FROM ALCATRAZ AND PRESIDIO SHOALS, CITY AND COUNTY OF SAN FRANCISCO, SUBJECT TO THE FOLLOWING CONDITIONS:
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