

MINUTE ITEM

This Calendar Item No. 32
was approved as Minute Item
No. 32 by the State Lands
Commission by a vote of 3
to 0 at its 12/17/81
meeting.

CALENDAR ITEM

32

12/17/81
W 22753
Graber
PRC 6100

DREDGING PERMIT

APPLICANT: City of Emeryville
Department of Public Works
1333 Park Avenue
Emeryville, California 94608

AGENT: City of Emeryville
2449 Powell Street
Emeryville, California 94608

AREA, TYPE LAND AND LOCATION:
Tide and submerged lands in the bed of
San Francisco Bay, at the entry channel
to the Emeryville Marina, City of Emeryville,
Alameda County.

LAND USE: Dredge 30,000 cubic yards to maintain present
channel and straighten new entrance to
channel. Dredge 500 cubic yards annually
in maintenance of Emeryville Marina Entrance
Channel. Spoils will be deposited at an
approved United States Army Corps of Engineer's
disposal site near Alcatraz Island.

TERMS OF PERMIT: Initial period: Five years from January 1,
1982.

CONSIDERATION: Public benefit for dredged material placed
in the Corps of Engineers Disposal Area;
\$0.25 royalty per cubic yard for spoils
placed on private property or used for
private or commercial benefit.

PREREQUISITE TERMS, FEES AND EXPENSES:
Filing fee and processing costs have been
received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 and 2; Div.
13, Div. 20.
B. Cal. Adm. Code: Title 2, Div. 3, Title 14,
Div. 6.

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AB 884: 10/20/82.

OTHER PERTINENT INFORMATION:

1. This project is situated on State land identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category C which authorizes Multiple Use.

Staff review indicates that there will be no significant effect upon the identified environmental values.

2. A Negative Declaration was prepared by the City of Emeryville Public Works Department pursuant to CEQA and implementing regulations. A Notice of Determination has been filed.

APPROVALS OBTAINED:

United States Army Corps of Engineers,
San Francisco Bay Conservation and Development
Commission, Water Quality Control Board,
and ABAG.

EXHIBITS:

- A. Land Description Map.
- B. Site Map.
- C. Negative Declaration.
- D. Initial Study.

IT IS RECOMMENDED THAT THE COMMISSION:

1. CERTIFY THAT A NEGATIVE DECLARATION HAS BEEN PREPARED FOR THIS PROJECT BY THE CITY OF EMERYVILLE IN COMPLIANCE WITH THE REQUIREMENTS OF CEQA, AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN PRIOR TO THE APPROVAL OF THE PROJECT.
2. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
3. FIND THAT GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1 OF THE P.R.C.

CALENDAR ITEM NO. 32 (CONTD)

4. AUTHORIZE THE STAFF TO ISSUE TO THE CITY OF EMERYVILLE THE DREDGING PERMIT ON FILE IN THE OFFICES OF THE COMMISSION.

SAID PERMIT SHALL BE ISSUED IN CONSIDERATION OF A ROYALTY OF \$0.25 PER CUBIC YARD FOR DREDGED MATERIALS PLACED ON PRIVATE PROPERTY, SOLD, OR USED FOR PRIVATE OR COMMERCIAL BENEFIT.

SAID PERMIT SHALL BE FOR A PERIOD OF FIVE YEARS BEGINNING JANUARY 1, 1982 AND SHALL ALLOW THE DREDGING OF A MAXIMUM OF 30,000 CUBIC YARDS INITIALLY AND 500 CUBIC YARDS ANNUALLY THEREAFTER OF MINERALS OTHER THAN OIL, GAS AND GEOTHERMAL FROM AN AREA OF GRANTED TIDE AND SUBMERGED LANDS IN SAN FRANCISCO BAY AT THE CHANNEL OF EMERYVILLE MARINA, EMERYVILLE, ALAMEDA COUNTY. SAID AREA AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE EXPRESSLY MADE A PART HEREOF. THE MATERIAL DREDGED SHALL BE DEPOSITED IN A DISPOSAL SITE APPROVED BY ALL APPLICABLE REGULATORY AGENCIES.

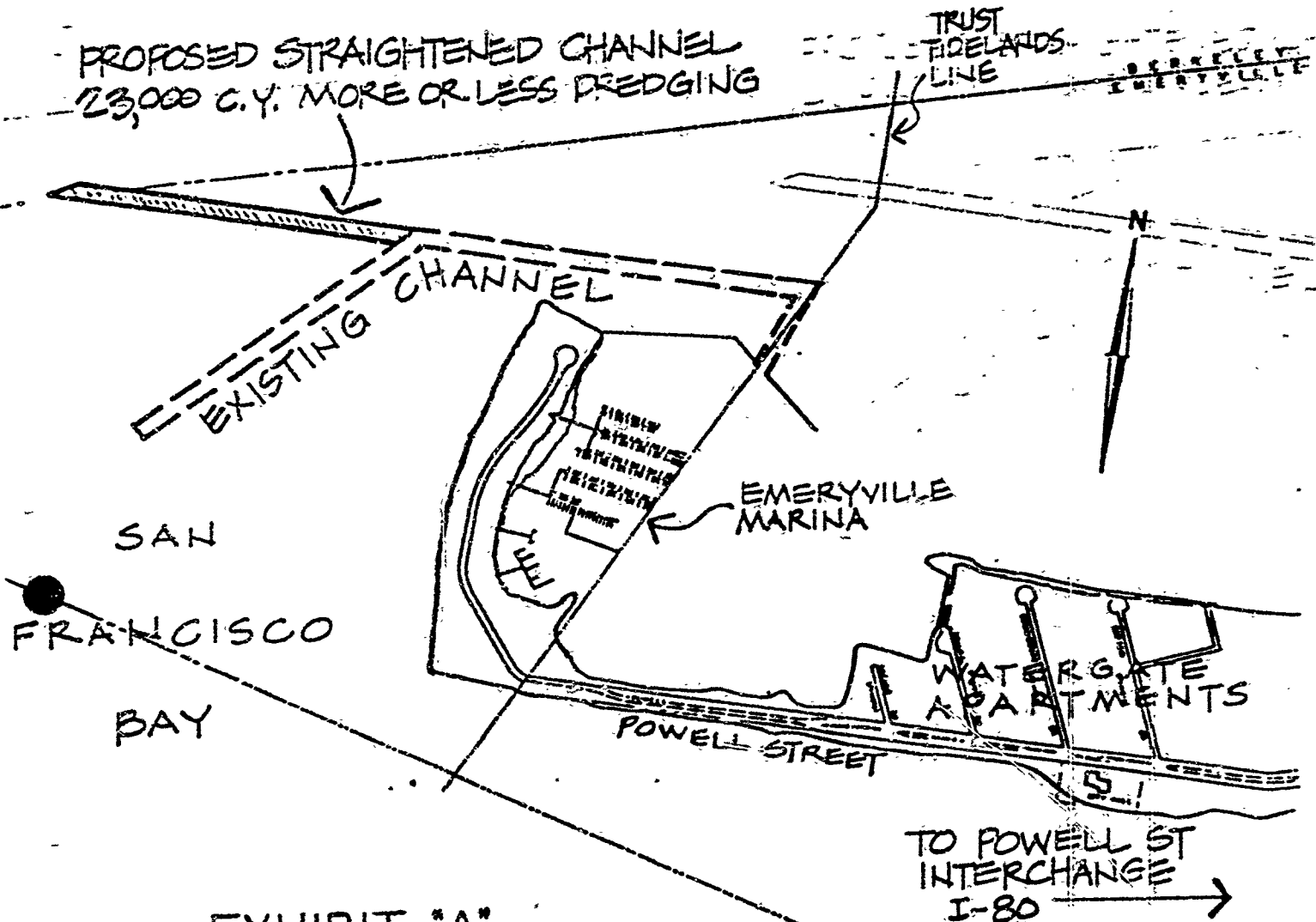
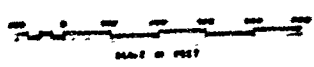


EXHIBIT "A"
 PLAN & VICINITY MAP
 OF PROPOSED CHANNEL
 STRAIGHTENING at the
 EMERYVILLE MARINA

CITY OF EMERYVILLE DEPT. OF PUBLIC WORKS 3-19-81

SCALE 1" = 800'



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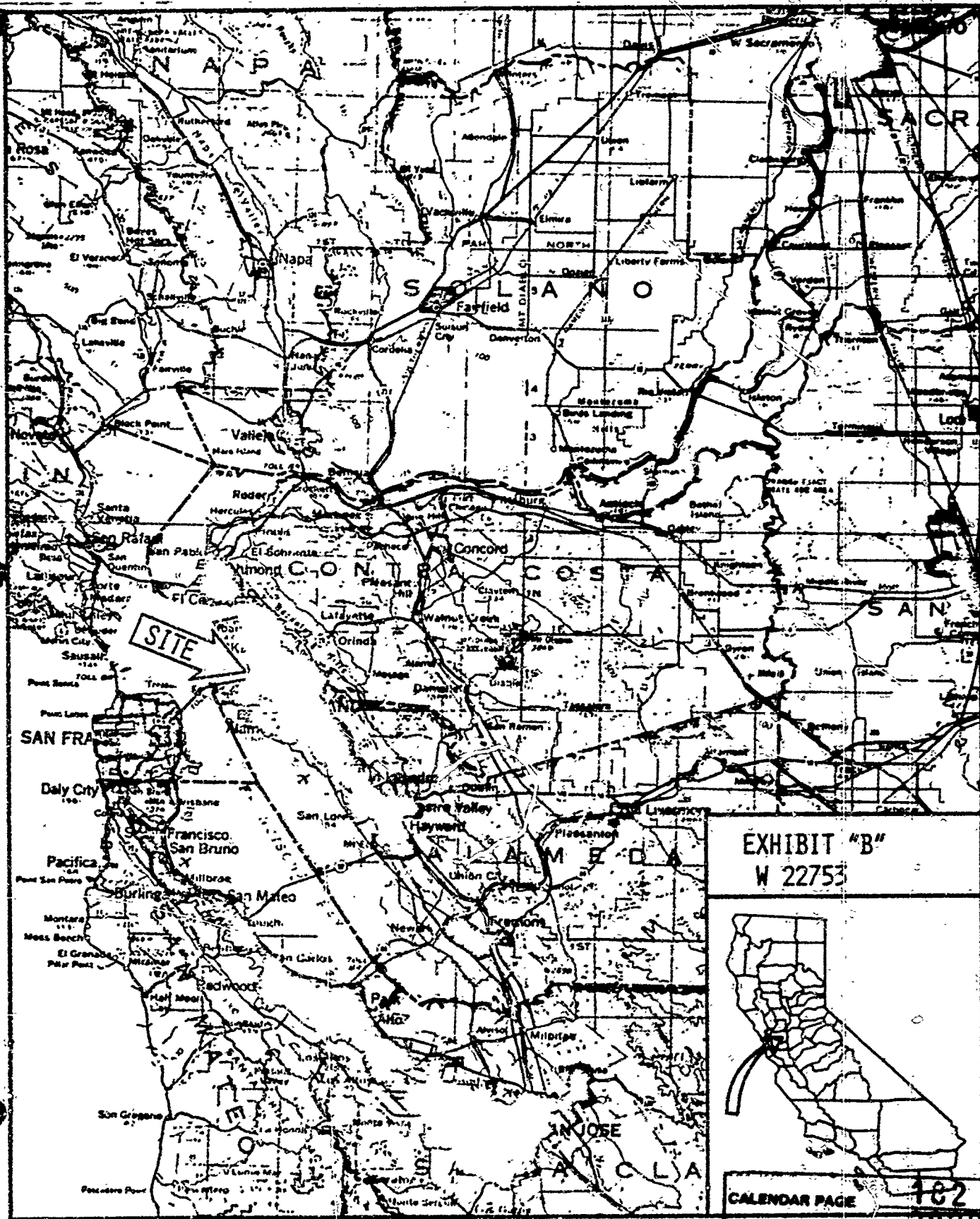


EXHIBIT "B"
W 22753



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CITY OF EMERYVILLE
 2449 POWELL STREET
 EMERYVILLE, CALIFORNIA 94608
 INCORPORATED 1924

NEGATIVE DECLARATION
EXHIBIT "C"

Proposed
 Final

Name of Project: _____

Location: _____

Entity or Person Undertaking Project: (check appropriate box)

City of Emeryville _____ City
 Other: Name: _____

Address: _____

Project Descriptions: Maintenance and new dredging to straighten the existing access channel at the Emeryville Marina. The average depth in the channel is now 5ft MLLW; it will be dredged to 9ft MLLW.

Finding: It is hereby found that the above-named project will not have a significant effect upon the environment.

Initial Study: An initial study of this project was undertaken and prepared in accordance with Article VI of the City's local environmental guidelines for the purpose of ascertaining whether this project might have a significant effect on the environment. A copy of such initial study is attached hereto and by reference incorporated herein. Such initial study documents reasons to support the above finding.

Mitigation Measures: The following mitigation measures have been included in the project to avoid potentially significant effects.

- (a) Deepening and straightening of channel will change existing topography and ground surfaces. There are no mitigating measures if project is carried out; however, none are necessary to counter negative impacts. Dredging should be done so that the frequency of maintenance dredging is reduced as much as possible. Removal of dredging to dump site mitigates the need for frequent dredging.
- (b) Straightening of channel will modify existing channel. No mitigation is possible if channel is to be straightened.
- (c) Straightening and deeping of channel will change the course of water in the channel; however, the change is not significant in terms of affecting the flow of currents to adjacent beach and land areas.
- (d) Recreation. The project will greatly improve the use of the marina thus improve its recreational value.

Date: 10/27/81

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CITY OF EMERYVILLE

INCORPORATED 1984
5720 HOLLIS STREET
EMERYVILLE, CALIFORNIA 94608

TELEPHONE (415) 658-8301

EXHIBIT "D"

INITIAL STUDY

(Prepared pursuant to Article VI of the Environmental Guidelines)

- I. Project Title: Dredging of existing access channel to Emeryville Marina.

- II. Full Description of Project: Straighten and deepen the existing access channel: 100' wide by approximately long to depth of 9ft. M.L.L.W. As shown on attached drawing.

- III. Energy Usage of Project: Dredging equipment including barging of dredging to dump site in San Francisco Bay. Will be used to accomplish project.

- IV. Exact Location of Project: (If construction or a similar activity is involved, give street names, addresses or other geographical data sufficient to enable a resident of the City to identify the physical location of all aspects of the project. A metes and bounds description should be avoided if at all possible. A map may be attached in lieu of, or in addition to, the verbal description.):

Emeryville Marina, end of Powell Street, West of Interstate 80, Emeryville.
See location map.

V. Public Agencies: (List public agencies, if any, other than the District, which must approve, or give a permit for the project):

Corps of Engineer
Bay Conservation & Development Commission (BCDC)
State Lands Commission
Water Quality Control Board
ANAG

VI. Reason for Project:

Straighten channel: The existing channel follows a dog-leg route to open, deep water. Removal of the bend will improve access and eliminate a hazard to safe navigation. Deepen channel: Channel has filled in by natural sedimentation and must be deepened to permit passage of larger (deeper draft) vessels.

VII. Compatibility with Zoning and Planning (Discuss whether the project is compatible with existing zoning and plans.):

General Plan & Zoning Ordinance provide for a Marina at this location.

VIII. Environmental Setting of Project (This description should be complete enough to enable a person not familiar with the geography of the City to envision the environmental setting of the project. Any unusual features such as scenic resources, historic buildings, unusual flora or fauna or similar unique qualities of the setting should be noted.):

The Marina is on filled land; West of Interstate 80, protruding approximately _____ from shore into San Francisco Bay. The Marina was developed according to plans approved by the State Lands Commission & BCDC. The Marina is a trust tidelands project.