

18

18

12/20/84

CALENDAR ITEM

A 70
S 37

18

12/20/84
W 23290 PRC 6767
Graber

APPROVAL OF DREDGING PERMIT

APPLICANT: County of Orange
P. O. Box 4048
Santa Ana, California 92702-4048

AREA, TYPE LAND, LOCATION: Tide and submerged land granted to the County of Orange with minerals reserved to the State, Orange County.

LAND USE: Dredge up to a total of 120,000 cubic yards of sediments from the Newport Dunes Marina and Lagoon to improve navigability and safety.

TERMS OF PROPOSED PERMIT: Initial Period: One year from January 1, 1985.

CONSIDERATION: A royalty of \$0.15 per cubic yard to be charged for spoils placed at the E.P.A. approved Disposal Site "L.A. 3" located in the Pacific Ocean and a royalty of \$0.25 per cubic yard for spoils placed on private property or sold for commercial benefit.

PREREQUISITE TERMS, FEES AND EXPENSES
Filing fee has been received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C. 6303, 6370, 21065.
B. 14 Cal. Adm. Code: CEQA Guidelines 2 Cal. Adm. Code 2905, 2951 and 2954.

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CALENDAR ITEM NO. 1-8 (CONT'D.)

OTHER AUTHORIZATIONS:

California Coastal Commission, United States
Army Corps of Engineers.

AB 884: 04/19/85.

OTHER PERTINENT INFORMATION:

1. The County of Orange Department of Public Works has applied for a dredging permit to remove up to 120,000 cubic yards of material from the Newport Dunes Marina and Lagoon to improve navigation and safety.
2. A Negative Declaration (SCH No. 84082919) was prepared and adopted for this project by the Orange County Environmental Management Agency, Department of Public Works. The State Lands Commission's staff has reviewed the document and believes that it complies with the requirements of the California Environmental Quality Act (CEQA).
3. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370 et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA Review Process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

EXHIBITS:

- A. Vicinity Map.
- B. Site Map.
- C. Negative Declaration.

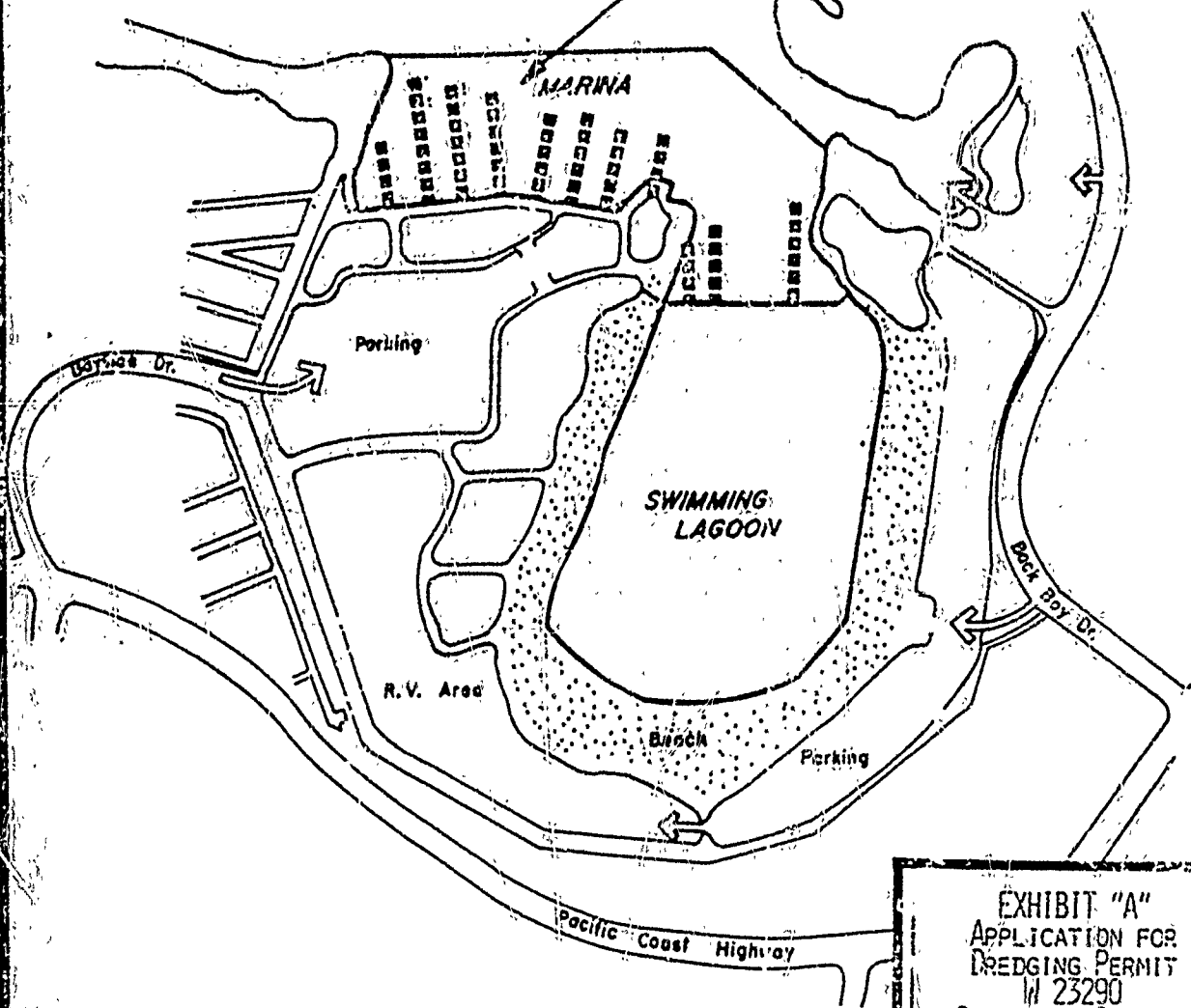
IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT A NEGATIVE DECLARATION (SCH NO. 84082919) WAS PREPARED AND ADOPTED FOR THIS PROJECT BY THE ORANGE COUNTY ENVIRONMENTAL MANAGEMENT AGENCY, PUBLIC WORKS DEPARTMENT, AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
2. DETERMINE THAT THE PROJECT, AS APPROVED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.

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SERIALIZED FILED
MAY 1985
FBI - ORANGE
103
3043

3. FIND THAT THIS ACTIVITY, AS PROPOSED, IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370 ET SEQ.
4. AUTHORIZE THE ISSUANCE TO THE COUNTY OF ORANGE PUBLIC WORKS DEPARTMENT A DREDGING PERMIT ON FILE IN THE OFFICE OF THE COMMISSION, SAID PERMISSION SHALL BE ISSUED IN CONSIDERATION OF A ROYALTY OF \$0.15 PER CUBIC YARD TO BE CHARGED FOR SPOILS PLACED AT THE E.P.A. APPROVED DISPOSAL SITE L.A. 3 IN THE PACIFIC OCEAN AND A ROYALTY OF \$0.25 PER CUBIC YARD FOR SPOILS PLACED ON PRIVATE PROPERTY OR SOLD FOR COMMERCIAL BENEFIT. SAID PERMIT SHALL BE FOR A PERIOD OF ONE YEAR FROM JANUARY 1, 1985 AND SHALL ALLOW FOR A MAXIMUM OF 120,000 CUBIC YARDS OF SAND, SILT, CLAY AND GRAVEL; EXCLUDING ALL OTHER MINERALS, INCLUDING BUT NOT LIMITED TO OIL, GAS AND GEOTHERMAL FROM AN AREA OF GRANTED TIDE AND SUBMERGED LANDS IN NEWPORT DUNES MARINA AND LAGOON, MINERALS RESERVED, IN THE COUNTY OF ORANGE, SAID AREA AS DESCRIBED IN EXHIBITS "A" AND "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF; MATERIALS DREDGED SHALL BE DEPOSITED ON PUBLICLY OWNED DISPOSAL SITES APPROVED BY ALL APPLICABLE REGULATORY AGENCIES.

PROJECT AREA



SCALE IN FEET

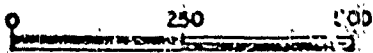
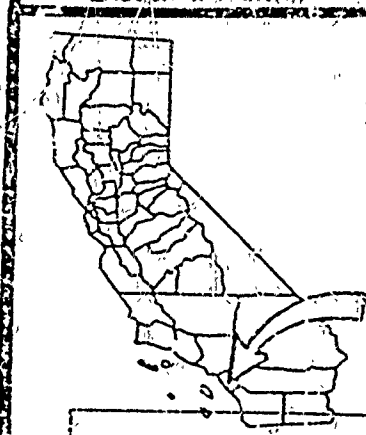


EXHIBIT "A"
APPLICATION FOR
DREDGING PERMIT
23290
COUNTY OF ORANGE
(APPLICANT)
NEWPORT DUNES
LAGOON & MARINA



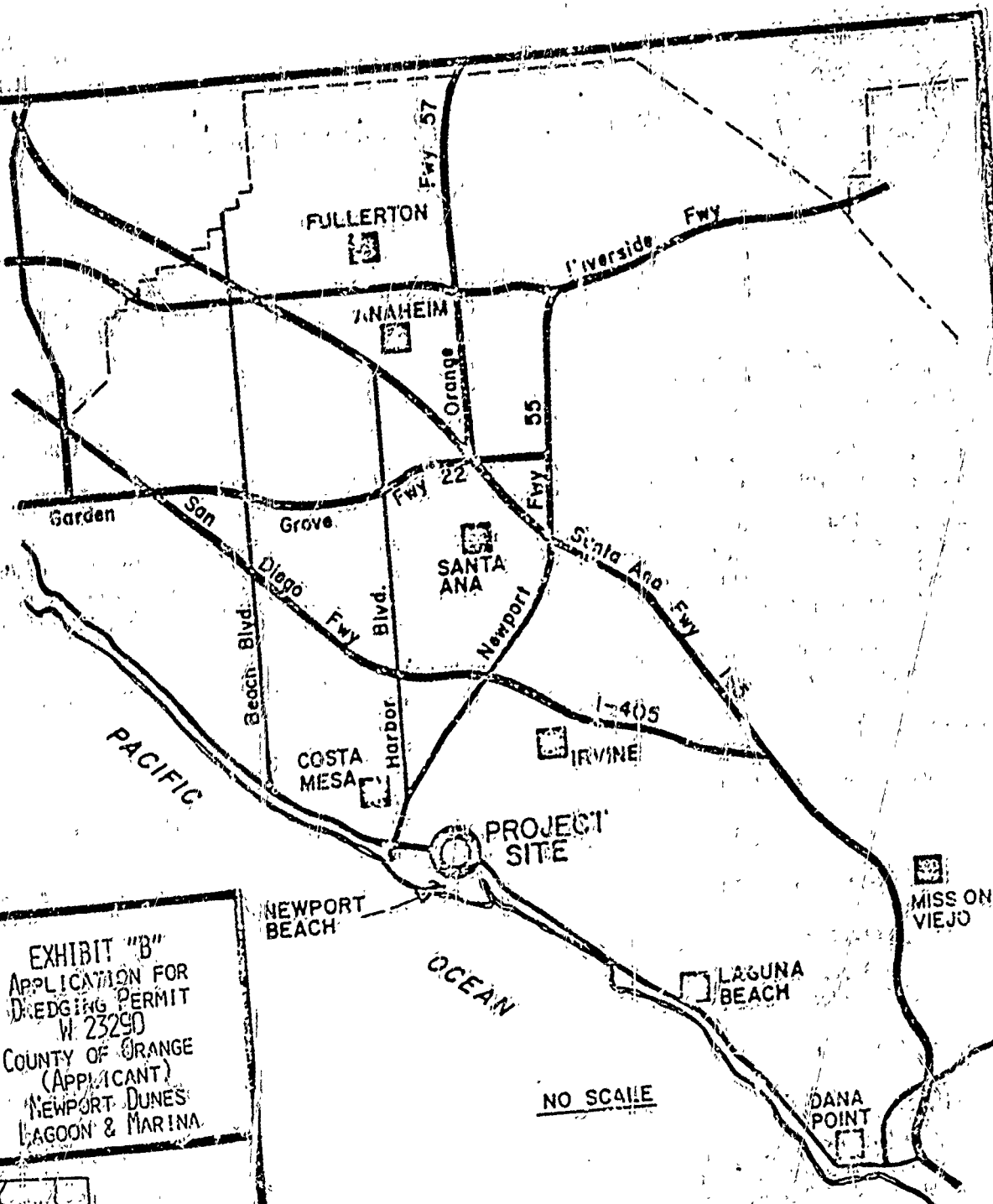


EXHIBIT "B"
 APPLICATION FOR
 DREDGING PERMIT
 W. 25290
 COUNTY OF ORANGE
 (APPLICANT)
 NEWPORT DUNES
 LAGOON & MARINA



NO SCALE

RC 11704

106
3016



REVISED:

DATE POSTED OCT 05 1984
DATE FINAL OCT 19 1984

ENVIRONMENTAL MANAGEMENT AGENCY
12 CIVIC CENTER PLAZA
P.O. BOX 4048
SANTA ANA, CALIFORNIA 92702

NEGATIVE DECLARATION

In accordance with Orange County Board of Supervisor's policies regarding implementation of the California Environmental Quality Act, the County of Orange has conducted an Initial Study to determine whether the following project may have a significant adverse effect on the environment and on the basis of that study hereby finds:

- The proposed project will not have a significant adverse effect on the environment; therefore, it does not require the preparation of an Environmental Impact Report.
- Although the proposed project could have a significant adverse effect on the environment, there will not be a significant adverse effect in this case because the Mitigation Measures described on the reverse side of this sheet have been added to the project. An Environmental Impact Report is therefore not required.

The environmental documents which constitute the Initial Study and provide the basis and reasons for this determination are attached and hereby made a part of this document.

PROJECT:

Title: Newport Dunes Marina & Lagoon Dredging File No: IP 84-048

Location: Newport Dunes Recreation Facility, Newport Beach, CA

Description: Dredging of the Newport Dunes Marina and Lagoon

Project Proponent: Design Co., County of Orange

Responsible Department: _____

Responsible for Proposed Project: EMA/Design A

Contact Person: Robert Rusby Telephone: 834-5551

NOTICE:

The findings and supporting attachments are provided for review by the general public. This is an information document about environmental effects only. Supplemental information is on file and may be reviewed in the Environmental Analysis Division offices, 12 Civic Center Plaza, Santa Ana, CA. The decision-making body will review this document and potentially many other sources of information before considering the proposed project.

This Negative Declaration may become final unless written comments or an appeal is received by the Manager, Environmental Analysis Division by 4:30 p.m. on OCT 19 1984. If you wish to appeal the appropriateness or adequacy of this document, address your written comments to our finding that the project will not have a significant adverse effect on the environment: (1) identify the environmental effect(s) why they would occur, and why they would be significant, and (2) suggest any mitigation measures which you believe would eliminate or reduce the effect to an acceptable level. Regarding item (1) above, explain the basis for your comments and submit supporting data or references.

Robert Rusby
Robert F. Rusby

EXHIBIT C

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ENVIRONMENTAL ANALYSIS CHECKLIST

IN ACCORDANCE WITH THE POLICIES OF THE ORANGE COUNTY BOARD OF SUPERVISORS REGARDING IMPLEMENTATION OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT OF 1970, THIS DOCUMENT COMBINED WITH THE ATTACHED "ENVIRONMENTAL INFORMATION" FORM AND SUPPORTING DATA CONSTITUTES THE INITIAL STUDY ON THE SUBJECT PROJECT. THIS INITIAL STUDY PROVIDES THE BASIS FOR THE DETERMINATION WHETHER THE PROJECT MAY HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT. IF IT IS DETERMINED THAT THE PROJECT MAY HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT, AN ENVIRONMENTAL IMPACT REPORT WILL BE PREPARED WHICH FOCUSES ON THE AREAS OF CONCERN IDENTIFIED BY THIS INITIAL STUDY.

1. EARTH WILL THE PROPOSAL RESULT IN OR BE AFFECTED BY:	YES	MAYBE	NO
A. UNSTABLE EARTH CONDITIONS OR CHANGES IN GEOLOGIC STRUCTURES?			<input checked="" type="radio"/>
B. DISRUPTIONS, DISPLACEMENTS, COMPACTATIONS OR OVERCOVERING OF THE SOIL?			<input checked="" type="radio"/>
C. CHANGE IN TOPOGRAPHY OR GROUND SURFACE RELIEF FEATURES?			<input checked="" type="radio"/>
D. THE DESTRUCTION, COVERING OR MODIFICATION OF ANY UNIQUE GEOLOGIC OR PHYSICAL FEATURES?			<input checked="" type="radio"/>
E. ANY INCREASE IN WIND OR WATER EROSION OF SOILS, EITHER ON OR OFF THE SITE?			<input checked="" type="radio"/>
F. CHANGES IN DEPOSITION OR EROSION OF BEACH SANDS, OR CHANGES IN SILTATION, DEPOSITION OR CAUSION WHICH MAY MODIFY THE CHANNEL OF A RIVER OR STREAM OR THE BED OF THE OCEAN OR ANY BAY, INLET OR LAKE?			<input checked="" type="radio"/>
G. EXPOSURE OF PEOPLE OR PROPERTY TO GEOLOGIC HAZARDS SUCH AS EARTHQUAKES, LANDSLIDES, MUDSLIDES, GROUND FAILURE, OR SIMILAR HAZARDS?			<input checked="" type="radio"/>
2. AIR WILL THE PROPOSAL RESULT IN:			
A. INCREASED AIR EMISSIONS OR DETERIORATION OF AMBIENT AIR QUALITY?			<input checked="" type="radio"/>
B. THE CREATION OF OBJECTIONABLE ODORS?			<input checked="" type="radio"/>
C. ALTERATION OF AIR MOVEMENT, DIRECTION OR TEMPERATURE, OR ANY CHANGE IN CLIMATE, EITHER LOCALLY OR REGIONALLY?			<input checked="" type="radio"/>
D. EXPOSURE OF PERSONS TO LOCALLY ELEVATED LEVELS OF AIR POLLUTANTS?			<input checked="" type="radio"/>
3. WATER WILL THE PROPOSAL RESULT IN:			
A. CHANGES IN CURRENTS, OR THE DIRECTION OR VELOCITY OF WATER MOVEMENT, IN EITHER MARINE OR FRESHWATER?			<input checked="" type="radio"/>
B. CHANGES IN ABSORPTION RATES, DRAINAGE PATTERNS, OR THE RATE AND DIRECTION OF SURFACE WATER RUNOFF?			<input checked="" type="radio"/>
C. ADAPTATIONS TO THE COURSE OR FLOW OF FLOOD WATERS?			<input checked="" type="radio"/>
D. CHANGE IN THE AMOUNT OF SURFACE WATER IN ANY WATER BODY?			<input checked="" type="radio"/>
E. DISCHARGE INTO SURFACE WATERS, OR IN ANY ALTERATION OF SURFACE WATER QUALITY, INCLUDING, BUT NOT LIMITED TO TEMPERATURE, DISSOLVED OXYGEN OR TURBIDITY?			<input checked="" type="radio"/>
F. ALTERATION OF THE DIRECTION OR RATE OF FLOW OF GROUND WATERS?			<input checked="" type="radio"/>
G. CHANGE IN THE QUANTITY OR QUALITY OF GROUND WATERS, EITHER THROUGH DIRECT ADDITIONS OR WITHDRAWALS, OR THROUGH INTERCEPTION OF AN AQUIFER BY CUTS OR EXCAVATIONS?			<input checked="" type="radio"/>
H. REDUCTION IN THE AMOUNT OF WATER OTHERWISE AVAILABLE FOR PUBLIC WATER SUPPLIES?			<input checked="" type="radio"/>
I. EXPOSURE OF PEOPLE OR PROPERTY TO HAZARDOUS MATERIALS SUCH AS PESTICIDES OR TOXIC WASTES?			<input checked="" type="radio"/>
4. BIOLOGICAL RESOURCES WILL THE PROPOSAL RESULT IN:			
A. CHANGE IN THE DIVERSITY OF ANY FLORA, OR NUMBER OF ANY SPECIES OF PLANTS OR ANIMALS INCLUDING TREES, SHRUBS, GRASS, CROPS, MICROFLORA, AQUATIC PLANTS, BIRDS, LAND ANIMALS, INSECTS, FISH AND SHELLFISH, BENTHIC ORGANISMS, INVERTEBRATES OR MICROORGANISMS?			<input checked="" type="radio"/>
B. REDUCTION OF THE NUMBERS OF ANY PLANTS, ANIMALS OR SPECIES OF PLANTS, OR THREATENED SPECIES OF PLANTS OR ANIMALS?			<input checked="" type="radio"/>
C. INTRODUCTION OF NEW SPECIES OF PLANTS OR ANIMALS INTO AN AREA, OR IS A BARRIER TO THE NORMAL REPRODUCTION OR MIGRATION OF EXISTING SPECIES?			<input checked="" type="radio"/>
D. REDUCTION IN YIELD OF ANY AGRICULTURAL CROPS?			<input checked="" type="radio"/>
E. DETERIORATION OF EXISTING FISH OR WILDLIFE HABITAT?			<input checked="" type="radio"/>
5. CULTURAL, HISTORICAL & SCIENTIFIC RESOURCES WILL THE PROPOSAL RESULT IN AN ALTERATION OF A SIGNIFICANT ARCHAEOLOGICAL, HISTORICAL, SCIENTIFIC, STRUCTURAL, OBJECT OR BUILDING, PALAEOETHNOLOGICAL SITE, OR OTHER IMPORTANT CULTURAL, HISTORICAL OR SCIENTIFIC RESOURCES?			<input checked="" type="radio"/>
6. NATIONAL RESOURCES WILL THE PROPOSAL RESULT IN:			
A. INCREASE IN THE RATE OF USE OF ANY NATIONAL RESOURCE?			<input checked="" type="radio"/>
B. COMPETITION OF ANY NONRENEWABLE NATIONAL RESOURCE, INCLUDING AGRICULTURAL SOILS OR OPEN SPACE?			<input checked="" type="radio"/>
7. AESTHETICS WILL THE PROPOSAL RESULT IN THE OBSTRUCTION OF ANY SCENIC VISTA OR VIEW OPEN TO THE PUBLIC, OR WILL THE PROPOSAL RESULT IN THE CREATION OF AN AESTHETICALLY OFFENSIVE SITE OPEN TO PUBLIC VIEW?			<input checked="" type="radio"/>
8. ENERGY WILL THE PROPOSAL RESULT IN:			
A. USE OF UNUSUALLY HIGH RATES OF FUEL OR ENERGY?			<input checked="" type="radio"/>
B. INCREASE DEMAND FOR EXISTING SOURCES OF ENERGY, OR REQUIRE THE DEVELOPMENT OF NEW SOURCES OF ENERGY?			<input checked="" type="radio"/>
9. LAND USE WILL THE PROPOSAL RESULT IN:			
A. CONFLICT WITH EXISTING OR CONTINGENT PLAN DEVELOPMENTS FOR THE PROJECT?			<input checked="" type="radio"/>
B. CONFLICT WITH ADJACENT, EXISTING OR PLANNED LAND USES?			<input checked="" type="radio"/>
C. INDUCEMENT OF URBAN GROWTH?			<input checked="" type="radio"/>
10. TRANSPORTATION/ACCESSION WILL THE PROPOSAL RESULT IN:			
A. GENERATION OF ADDITIONAL VEHICULAR MOVEMENT?			<input checked="" type="radio"/>
B. EFFECTS ON EXISTING PARKING FACILITIES OR OTHER PUBLIC AREAS?			<input checked="" type="radio"/>

IMPACTS OF PROPOSED PROJECT	YES	NO	NO ANSWER
1. ALTER EXISTING OR PROPOSED PATTERNS OF LAND USE?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2. AFFECT EXISTING OR PROPOSED TRAFFIC PATTERNS?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3. AFFECT EXISTING OR PROPOSED TRAFFIC PATTERNS?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4. INTERFERE WITH OR OBSTRUCT EXISTING OR PROPOSED TRAFFIC PATTERNS?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5. AFFECT EXISTING OR PROPOSED TRAFFIC PATTERNS?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. AFFECT EXISTING OR PROPOSED TRAFFIC PATTERNS?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7. AFFECT EXISTING OR PROPOSED TRAFFIC PATTERNS?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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49. AFFECT EXISTING OR PROPOSED TRAFFIC PATTERNS?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
50. AFFECT EXISTING OR PROPOSED TRAFFIC PATTERNS?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

FINDINGS:

- A. DOES THE PROJECT HAVE THE POTENTIAL TO DEGRADE THE QUALITY OF THE ENVIRONMENT, SUBSTANTIALLY REDUCE THE HABITAT OF A FISH OR WILDLIFE POPULATION TO DROP BELOW SELF-SUSTAINING LEVELS, THREATEN TO ELIMINATE A PLANT OR ANIMAL COMMUNITY, REDUCE THE NUMBER OR RESTRICT THE RANGE OF A RARE ENDANGERED PLANT OR ANIMAL OR ELIMINATE IMPORTANT EXAMPLES OF THE MAJOR PERIODS OF CALIFORNIA HISTORY OR PREHISTORY?
- B. DOES THE PROJECT HAVE THE POTENTIAL TO ACHIEVE SHORT-TERM, TO THE DISADVANTAGE OF LONG-TERM, ENVIRONMENTAL GOALS? (A SHORT-TERM IMPACT ON THE ENVIRONMENT IS ONE WHICH OCCURS IN A RELATIVELY BRIEF, DEFINITIVE PERIOD OF TIME WHILE LONG-TERM IMPACTS WILL ENDURE WELL INTO THE FUTURE.)
- C. DOES THE PROJECT HAVE IMPACTS WHICH ARE INDIVIDUALLY LIMITED, BUT CUMULATIVELY CONSIDERABLE? (A PROJECT MAY IMPACT ON TWO OR MORE SEPARATE RESOURCES WHERE THE IMPACT ON EACH RESOURCE IS RELATIVELY SMALL, BUT WHERE THE EFFECT OF THE TOTAL OF THOSE IMPACTS ON THE ENVIRONMENT IS SIGNIFICANT.)
- D. DOES THE PROJECT HAVE ENVIRONMENTAL EFFECTS WHICH WILL CAUSE SUBSTANTIAL ADVERSE EFFECTS ON HUMAN BEINGS EITHER DIRECTLY OR INDIRECTLY?

YES
MAYBE
NO

DETERMINATION:

ON THE BASIS OF THIS INITIAL EVALUATION:

I FIND THAT ALTHOUGH THE PROPOSED PROJECT COULD NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT, AND A NEGATIVE DECLARATION WILL BE PREPARED.

I FIND THAT ALTHOUGH THE PROPOSED PROJECT COULD HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT, THERE WILL NOT BE A SIGNIFICANT EFFECT IN THIS CASE BECAUSE THE MITIGATION MEASURES DESCRIBED ON AN ATTACHED SHEET HAVE BEEN ADDED TO THE PROJECT. A NEGATIVE DECLARATION WILL BE PREPARED.

I FIND THE PROPOSED PROJECT MAY HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT, AND AN ENVIRONMENTAL IMPACT REPORT IS REQUIRED.