

MINUTE ITEM
This Calendar Item No. C28
was approved as Minute Item
No. 28 by the State Lands
Commission by a vote of 2
to 0 at its 12/13/88
meeting.

CALENDAR ITEM

A 61
S 25

C 28

12/13/88
W 24197 PRC 7264
Fong

GENERAL LEASE - RIGHT-OF-WAY USE

APPLICANT: American Telephone and
Telegraph Company
4430 Rosewood Drive
P.O. Box 9083, Suite 3694
Pleasanton, California 94566-9083

AREA, TYPE LAND AND LOCATION:
Two strips of school land, totalling
1.21 acres, located near Mountain Pass,
San Bernardino County.

LAND USE: Installation and maintenance of a fiber optic
communications cable.

TERMS OF PROPOSED LEASE:

Initial period: 30 years beginning
November 30, 1988.

Surety bond: N/A.

Public liability insurance: Combined single
limit coverage of \$1,000,000.

CONSIDERATION: \$200 per annum; with the State reserving the
right to fix a different rental on each
fifth anniversary of the lease.

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS:

N/A.

CALENDAR ITEM NO. C 28 (CONT'D)

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee has been received.

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Code Regs.: Title 2, Div. 3;
Title 14, Div. 6.

AB 884:

04/11/89.

OTHER PERTINENT INFORMATION:

1. AT&T Company proposes to install a buried fiber optic telecommunications cable from San Bernardino, California to Las Vegas, Nevada, as part of their nationwide communications network. The cable route generally parallels Interstate 15 and is located within existing transportation and utility corridors. Two strips of State school land totalling 0.84 miles in length are affected. No repeater stations will be sited on State lands.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15025), the staff has prepared a Proposed Negative Declaration identified as EIR ND 450, State Clearinghouse No. 88092610. Such Proposed Negative Declaration was prepared and circulated for public review pursuant to the provisions of CEQA.

Based upon the Initial Study, the Proposed Negative Declaration, and the comments received in response thereto, there is no substantial evidence that the project will have a significant effect on the environment. (14 Cal. Code Regs. 15074(b))

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. Negative Declaration.

CALENDAR ITEM NO. C 28 (CONT'D)

IT IS RECOMMENDED THAT THE COMMISSION:

1. CERTIFY THAT A NEGATIVE DECLARATION, EIR ND 450, STATE CLEARINGHOUSE NO. 82092610, WAS PREPARED FOR THIS PROJECT PURSUANT TO THE PROVISIONS OF THE CEQA 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.
3. AUTHORIZE ISSUANCE TO AMERICAN TELEPHONE AND TELEGRAPH COMPANY OF A 30-YEAR GENERAL LEASE - RIGHT-OF-WAY USE BEGINNING NOVEMBER 30, 1988; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$200, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$1,000,000; FOR THE INSTALLATION, OPERATION, AND MAINTENANCE OF A FIBER OPTIC COMMUNICATIONS CABLE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT 'A'

W 24197

LAND DESCRIPTION

Two parcels of California State school lands in San Bernardino County, California, lying within strips of land 10 feet wide, and lying 5 feet on each side the following described centerlines:

PARCEL 1

Said centerline being along a fiber optic cable lying in Lot 1, and the NW 1/4 of NE 1/4 of Section 16, T16N, R13E, SBM.

PARCEL 2

COMMENCING at a 3 inch Brass Cap Monument in a rock mound marked "US GLO 1940" accepted as the Southeast corner of Section 36, T16N, R11E, SBM, per State of California, Department on Transportation Right of Way drawing No. 981601; thence N 1° 00' 53" W 820 feet along the easterly Section line of said Section to the POINT OF BEGINNING; thence S 63° 48' 24" W 1921.42 feet more or less to the intersection with the southerly line of said Section, said point being 1738.85 feet along said southerly line from the point of COMMENCEMENT and the end of this centerline.

END OF DESCRIPTION

PREPARED OCTOBER 14, 1988 BY BIU 1.

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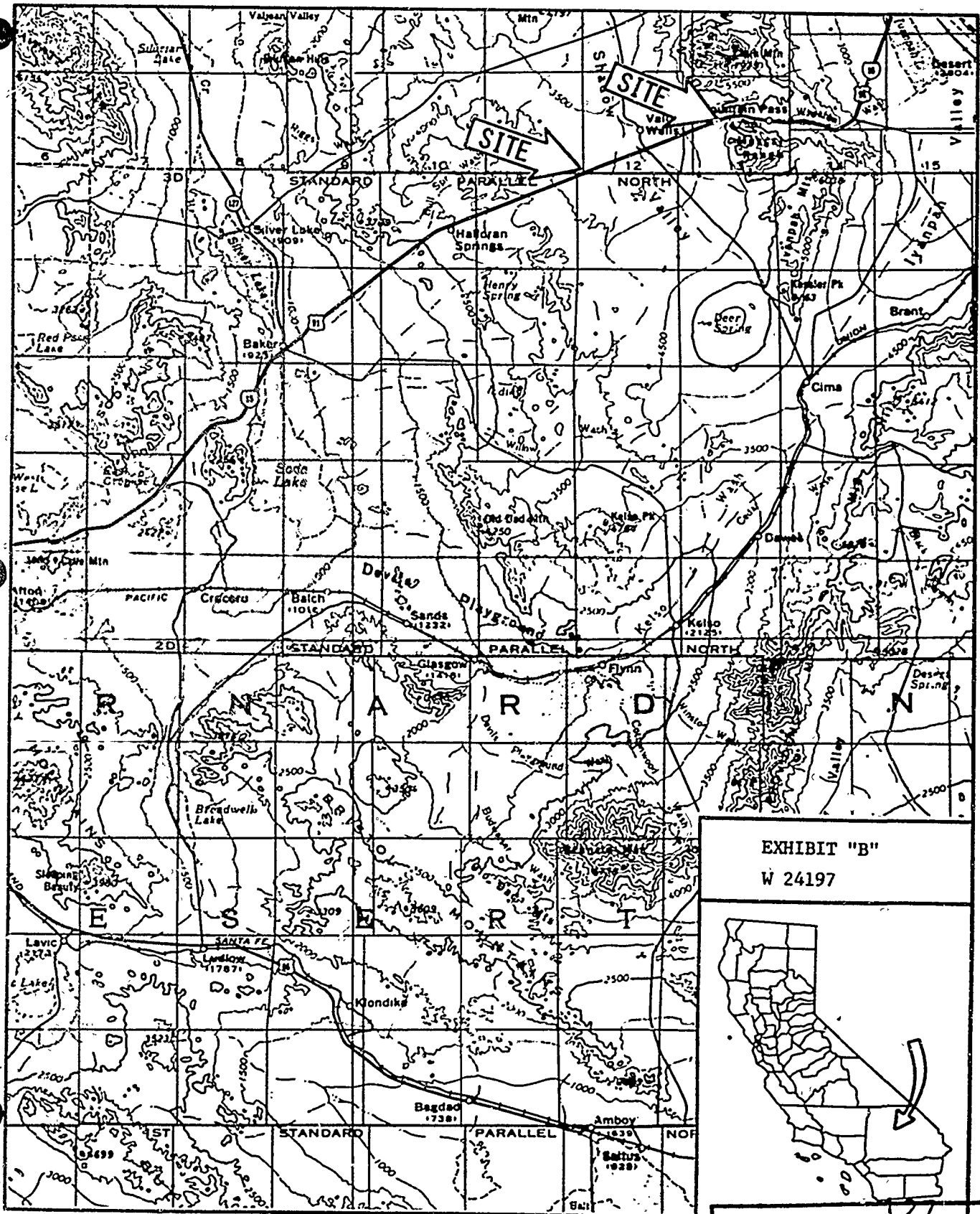


EXHIBIT "B"
W 24197



STATE LANDS COMMISSION
1807 13TH STREET
SACRAMENTO, CALIFORNIA 95814PROPOSED NEGATIVE DECLARATION

EIR ND 450

File Ref.: W 24197

SCH#: 88092610

Project Title: AT&T Cable - Las Vegas to San Bernardino

Project Proponent: AT&T

Project Location: Las Vegas, Nevada to San Bernardino, roughly following Interstate 15

Project Description: Placement of a 0.5 inch fiber optic cable, with regeneration stations every 22 miles (approximately), splice boxes and marker poles.

The cable, associated facilities and ROW will be maintained during the active use period of the system.

Contact Person: Dan Cohen, Environmental Specialist Telephone: (916) 324-8497

This document is prepared pursuant to the requirements of the California Environmental Quality Act (Section 21000 et seq., Public Resources Code), the State CEQA Guidelines (Section 15000 et seq., Title 14, California Administrative Code), and the State Lands Commission regulations (Section 2901 et seq., Title 2, California Administrative Code).

Based upon the attached Initial Study, it has been found that:

the project will not have a significant effect on the environment.

mitigation measures included in the project will avoid potentially significant effects.

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Form 13.17 (2/88)

STATE LANDS COMMISSION

LEO T. McCARTHY, Lieutenant Governor
 GRAY DAVIS, Controller
 ESSE R. HUFF, Director of Finance

EXECUTIVE OFFICE
 1807 - 13th Street
 Sacramento, California 95814

CLAIRE T. DEDRICK
 Executive Officer



File Ref.: W 24197
 SCH. NO. 88092610

October 3, 1988

TO: All Responsible Agencies and Interested Parties/Agencies

SUBJECT: Initial Study - AT&T Cable Las Vegas to San Bernardino

Enclosed please find:

- 1) An Environmental Impact Assessment Checklist
- 2) An AT&T Initial Study
- 3) A U.S. Sprint Environmental Assessment (SCH. No. 88010802)
- 4) A Williams Telecommunications Company Environmental Assessment (SCH. No. 86061610)

These documents comprise an initial study for AT&T's proposed placement of a fiber optic cable from Las Vegas, Nevada to San Bernardino, California. The U.S. Sprint and Williams Telecommunications Company documents have previously been circulated through the State Clearinghouse, and are presently being distributed because most of the AT&T proposal is located within rights-of-way, and involves construction techniques addressed in those documents. The AT&T document addresses portions of the project not covered in the U.S. Sprint or Williams Telecommunications Environmental Assessments.

Please review these materials and offer any comments you may have to the undersigned no later than November 3, 1988. After all comments are received, the staff of the State Lands Commission will determine what type of environmental document is appropriate for the proposed project.

OCTOBER 3, 1988

If you have any questions, please telephone the undersigned at (916) 324-8497, ATSS 454-8497. Your cooperation is greatly appreciated.



DAN COHEN
Environmental Specialist
Division of Research
and Planning

DC:ma
Enclosures

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ENVIRONMENTAL IMPACT ASSESSMENT CHECKLIST - PART II

Form 13.20 (7/82)

File Ref.: W 24197

SCH. No. 88092610

I. BACKGROUND INFORMATION

A. Applicant: American Telephone and Telegraph Company
5925 W. Las Positas Blvd.
Pleasanton, CA 94566

B. Checklist Date: 10 / 03 / 88

C. Contact Person: Dan Cohen
Telephone: (916) 324-8497

D. Purpose: See AT&T EA, Section 1.0

E. Location: See AT&T EA, map 1 for California Route; See Sprint EA
Figure 1 for Nevada route

F. Description: See AT&T EA, Section 2

G. Persons Contacted: All responsible agencies and interested parties/agencies
through this distribution.

II. ENVIRONMENTAL IMPACTS. (Explain all "yes" and "maybe" answers)

A. Earth. Will the proposal result in:

- 1. Unstable earth conditions or changes in geologic substructures?
2. Disruptions, displacements, compaction, or overcovering of the soil? AT&T 4.1.3, 2.1.6
3. Change in topography or ground surface relief features?
4. The destruction, covering, or modification of any unique geologic or physical features?
5. Any increase in wind or water erosion of soils, either on or off the site?
6. Changes in deposition or erosion of beach sands, or changes in siltation, deposition or erosion which may modify the channel of a river or stream or the bed of the ocean or any bay, inlet, or lake?
7. Exposure of all people or property to geologic hazards such as earthquakes, landslides, mudslides, ground failure, or similar hazards?

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- B. Air.** Will the proposal result in:
- 1. Substantial air emissions or deterioration of ambient air quality?
 - 2. The creation of objectionable odors?
 - 3. Alteration of air movement, moisture or temperature, or any change in climate, either locally or regionally?
- C. Water.** Will the proposal result in:
- 1. Changes in the currents, or the course or direction of water movements, in either marine or fresh waters?
 - 2. Changes in absorption rates, drainage patterns, or the rate and amount of surface water runoff?
 - 3. Alterations to the course or flow of flood waters?
 - 4. Change in the amount of surface water in any water body?
 - 5. Discharge into surface waters, or in any alteration of surface water quality, including but not limited to temperature, dissolved oxygen or turbidity? AT&T 4.1.4, 2.1.6
 - 6. Alteration of the direction or rate of flow of ground waters?
 - 7. Change in the quantity of ground waters, either through direct additions or withdrawals, or through interception of an aquifer by cuts or excavations?
 - 8. Substantial reduction in the amount of water otherwise available for public water supplies?
 - 9. Exposure of people or property to water-related hazards such as flooding or tidal waves?
 - 10. Significant changes in the temperature, flow or chemical content of surface thermal springs?
- D. Plant Life.** Will the proposal result in:
- 1. Change in the diversity of species, or number of any species of plants (including trees, shrubs, grass, crops, and aquatic plants)?
 - 2. Reduction of the numbers of any unique, rare or endangered species of plants? AT&T 4.1.5, 2.1.6
 - 3. Introduction of new species of plants into an area, or in a barrier to the normal replenishment of existing species?
 - 4. Reduction in acreage of any agricultural crop?
- E. Animal Life.** Will the proposal result in:
- 1. Change in the diversity of species, or numbers of any species of animals (birds, land animals including reptiles, fish and shellfish, benthic organisms, or insects)? AT&T 4.1.6, 2.1.6
 - 2. Reduction of the numbers of any unique, rare or endangered species of animals?
 - 3. Introduction of new species of animals into an area, or result in a barrier to the migration or movement of animals?
 - 4. Deterioration to existing fish or wildlife habitat?
- F. Noise.** Will the proposal result in:
- 1. Increase in existing noise levels? AT&T 4.1.2, 2.1.6
 - 2. Exposure of people to severe noise levels?
- G. Light and Glare.** Will the proposal result in:
- 1. The production of new light or glare?
- H. Land Use.** Will the proposal result in:
- 1. A substantial alteration of the present or planned land use of an area?
- I. Natural Resources.** Will the proposal result in:
- 1. Increase in the rate of use of any natural resources?
 - 2. Substantial depletion of any nonrenewable resources?

- J. *Risk of Upset.* Does the proposal result in:
1. A risk of an explosion or the release of hazardous substances (including, but not limited to, oil, pesticides, chemicals, or radiation) in the event of an accident or upset conditions? . . . AT&T .2.1.6
2. Possible interference with emergency response plan or an emergency evacuation plan?
- K. *Population.* Will the proposal result in:
1. The alteration, distribution, density, or growth rate of the human population of the area?
- L. *Housing.* Will the proposal result in:
1. Affecting existing housing, or create a demand for additional housing?
- M. *Transportation/Circulation.* Will the proposal result in:
1. Generation of substantial additional vehicular movement?
2. Affecting existing parking facilities, or create a demand for new parking?
3. Substantial impact upon existing transportation systems? AT&T 4.1.8, 2.1.6
4. Alterations to present patterns of circulation or movement of people and/or goods? AT&T .4.1.8, 2.1.6
5. Alterations to waterborne, rail, or air traffic?
6. Increase in traffic hazards to motor vehicles, bicyclists, or pedestrians?
- N. *Public Services.* Will the proposal have an effect upon, or result in a need for new or altered governmental services in any of the following areas:
1. Fire protection?
2. Police protection?
3. Schools?
4. Parks and other recreational facilities?
5. Maintenance of public facilities, including roads?
6. Other governmental services?
- O. *Energy.* Will the proposal result in:
1. Use of substantial amounts of fuel or energy?
2. Substantial increase in demand upon existing sources of energy, or require the development of new sources?
- P. *Utilities.* Will the proposal result in a need for new systems, or substantial alterations to the following utilities:
1. Power or natural gas?
2. Communication systems? AT&T 4.1.8, 2.1.6
3. Water?
4. Sewer or septic tanks?
5. Storm water drainage?
6. Solid waste and disposal?
- Q. *Human Health.* Will the proposal result in:
1. Creation of any health hazard or potential health hazard (excluding mental health)?
2. Exposure of people to potential health hazards?
- R. *Aesthetics.* Will the proposal result in:
1. 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?
- S. *Recreation.* Will the proposal result in:
1. An impact upon the quality or quantity of existing recreational opportunities?

Yes Maybe No

T. Cultural Resources.

- 1. Will the proposal result in the alteration of or the destruction of a prehistoric or historic archeological site?
- 2. Will the proposal result in adverse physical or aesthetic effects to a prehistoric or historic building, structure, or object?
- 3. Does the proposal have the potential to cause a physical change which would affect unique ethnic cultural values?
- 4. Will the proposal restrict existing religious or sacred uses within the potential impact area?

U. Mandatory Findings of Significance.

- 1. Does the project have the potential to degrade the quality of the environment, reduce the habitat of a fish or wildlife species, cause 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 or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?
- 2. Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals?
- 3. Does the project have impacts which are individually limited, but cumulatively considerable?
- 4. Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?

III. DISCUSSION OF ENVIRONMENTAL EVALUATION (See Comments Attached)

A.2, C.5, D.2, E.1 and 2, F.1, J.1, M.3 and 4, P.2: Please refer to AT&T Initial Study, Sections 2.1.6 and 4.

IV. PRELIMINARY DETERMINATION : Determination to be made at conclusion of initial study review period.

On the basis of this initial evaluation:

- I find 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.

Date: 10 / 03 / 88

DAN COHEN
For the State Lands Commission Environmental Specialist

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