

**MINUTE ITEM**

This Calendar Item No. C48 was approved as Minute Item No. 48 by the California State Lands Commission by a vote of 2 to 0 at its 2/27/96 meeting.

**CALENDAR ITEM**

**C48**

A 33

02/27/96

S 18

W 25033

J. Smith

PRC 7881

**DREDGING LEASE**

**APPLICANT:**

Port San Luis Harbor District  
P.O. Box 249  
Avila Beach, California 93424

**AREA, TYPE LAND AND LOCATION:**

Granted sovereign lands, with minerals reserved by the State, Avila Beach, San Luis Obispo County.

**LAND USE:**

Dredge a maximum 30,000 cubic yards of sediment per year from lands lying between mean lower low water and mean high water and place the material above mean high water as beach enhancement, Avila Beach.

**PROPOSED LEASE TERMS:**

Lease Period:

Five years effective March 1, 1996 through February 28, 2001.

Royalty:

No royalty shall be charged for dredged material as the project is for public benefit. A minimum of \$0.25 per cubic yard shall be charged for material used for private benefit or commercial sale purposes.

**PREREQUISITE CONDITIONS, FEES AND EXPENSES:**

Filing and processing fees have been received.

CALENDAR PAGE	140
MINUTE PAGE	000333

**STATUTORY AND OTHER REFERENCES:**

- A. Public Resources Code, Division 6, Parts 1 and 2; Division 13.
- B. Cal. Code Regs.: Title 2, Division 3; Title 14, Division 6.
- C. Chapter 647, Statutes of 1955.

**AB 884:**

07/21/96

**OTHER PERTINENT INFORMATION:**

- 1. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code Sections 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.
- 2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA under the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. The staff believes there is no possibility that this project may have a significant effect on the environment.

Authority: 14 Cal. Code Regs. 15061(b)(3)

- 3. The term of this lease is intended to coincide with the term of the permit issued by the U.S. Army Corps of Engineers.

**APPROVALS OBTAINED:**

Regional Water Quality Control Board, Fish and Game

CALENDAR PAGE	141
MINUTE PAGE	060334

CALENDAR ITEM NO. C48 (CONT'D)

**FURTHER APPROVALS REQUIRED:**

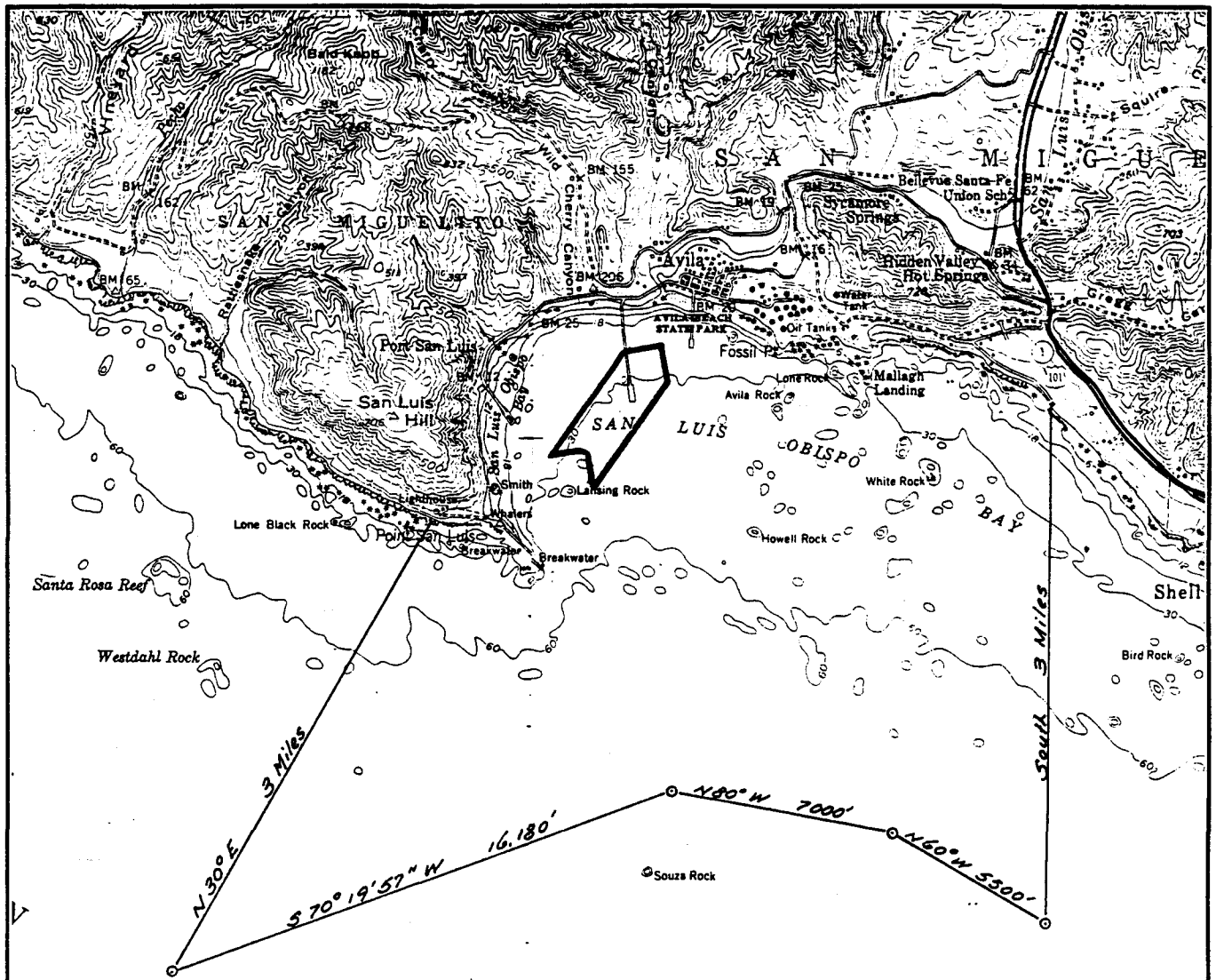
State Lands Commission; United States Army Corps of Engineers; California Coastal Commission

**EXHIBITS:**

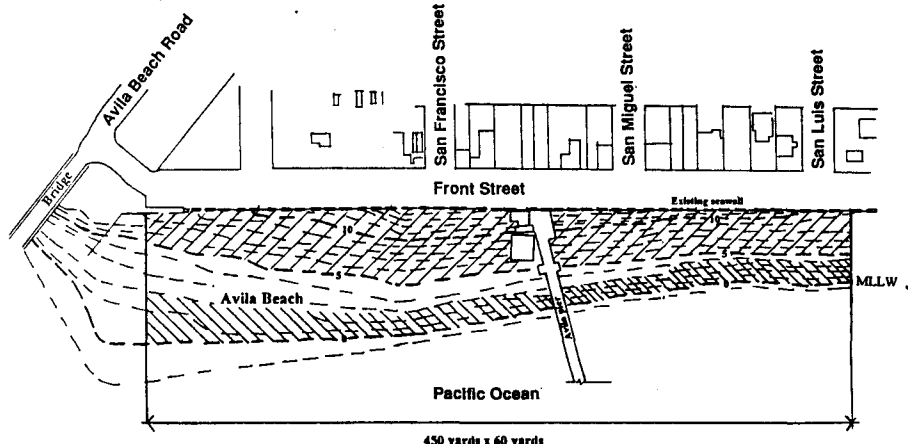
A. Location/Site Map

**IT IS RECOMMENDED THAT THE COMMISSION:**

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 BECAUSE THERE IS NO POSSIBILITY THAT THE ACTIVITY MAY HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT (14 CAL. CODE REGS. 15061(b)(3)).
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.
3. AUTHORIZE ISSUANCE OF A FIVE-YEAR DREDGING LEASE BEGINNING MARCH 1, 1996 AND ENDING FEBRUARY 28, 2001. SAID LEASE SHALL ALLOW A MAXIMUM VOLUME OF 30,000 CUBIC YARDS OF MATERIAL PER YEAR TO BE MOVED FROM GRANTED SOVEREIGN LANDS, WITH MINERALS RESERVED BY THE STATE, FROM LANDS LYING BETWEEN MEAN LOWER LOW WATER AND MEAN HIGH WATER AND TO BE PLACED ABOVE MEAN HIGH WATER, TO ENHANCE AVILA BEACH, SAN LUIS OBISPO COUNTY. SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS ISSUED BY FEDERAL, STATE AND LOCAL GOVERNMENT AGENCIES.



GRANT TO PORT SAN LUIS HARBOR DIST.  
 CHAP. 647 Stats. 1955  
 - amend -  
 CHAP. 302 Stats. 1957



LEGEND  
 Fill Area [hatched box]  
 Dredge Area [cross-hatched box]

AVILA BEACH ENHANCEMENT  
 PLAN DIAGRAM



Existing  
 Conditions  
 March 1995

SECTION "B" # 1  
 Map A

EXHIBIT "A"  
 W 25033

Map of California with a box highlighting the location of San Luis Obispo County. The map shows the state of California with county boundaries. A box is drawn around San Luis Obispo County, indicating its location within the state.

Port San Luis Harbor District  
 Avila Beach, CA  
 CALENDAR PAGE 143  
 MINUTE PAGE 000336