

MINUTE ITEM
This Calendar Item No. C15
was approved as Minute Item
No. 15 by the State Lands
Commission by a vote of 3
to 0 at its 10/28/96
meeting.

CALENDAR ITEM
C15

A 6

S 3

10/28/96
PRC6921 WP 6921.9
M. Howe

MAINTENANCE DREDGING LEASE

APPLICANT:

Bel Marin Keys Community Services District
4 Montego Key
Novato, California 94949

AREA, TYPE LAND AND LOCATION:

Tide and submerged lands in Novato Creek near the Town of Novato at Bel Marin Keys, Marin County.

LAND USE:

Maintenance dredge a maximum of 30,000 cubic yards of material to maintain a navigable depth in Novato Creek, between the Community of Bel Marin Keys and San Pablo Bay. Material will be disposed of at a U.S. Army Corps of Engineers approved upland disposal site.

TERMS OF PROPOSED LEASE:

Lease period:
November 1, 1996 through October 31, 2001.

Royalty:
No royalty will be charged.

\$0.25 per cubic yard for any material used for private benefit or commercial sale purposes.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing and processing costs have been received.

CALENDAR ITEM NO. C15 (CONT'D)

STATUTORY AND OTHER REFERENCES:

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

AB 884:

N/A

OTHER PERTINENT INFORMATION:

1. A Negative Declaration was prepared and adopted for this project by the Bel Marin Keys Community Services District (SCH 96052029), copy of which is on file in the office of the California State Lands Commission. The State Lands Commission's staff has reviewed document.
2. 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.
3. This activity is part of a larger maintenance dredging project to dredge an additional 200,000 cubic yards of material from the Bel Marin Community area with no State Lands Commission leasing interest in the parcel.

APPROVALS OBTAINED:

Bel Marin Keys Community Services District.

FURTHER APPROVALS NEEDED:

U. S. Army Corps of Engineers, Regional Water Quality Control Board and San Francisco Bay Conservation and Development Commission.

EXHIBIT:

- A. Site and Location Map

CALENDAR ITEM NO. C15 (CONT'D)

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT A NEGATIVE DECLARATION WAS PREPARED AND ADOPTED FOR THIS PROJECT BY THE BEL MARIN KEYS COMMUNITY SERVICES DISTRICT AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
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 DREDGING LEASE TO BEL MARIN COMMUNITY SERVICES DISTRICT EFFECTIVE NOVEMBER 1, 1996, THROUGH OCTOBER 31, 2001. SAID LEASE SHALL ALLOW DREDGING A MAXIMUM OF 30,000 CUBIC YARDS OF MATERIAL FROM THE BED OF NOVATO CREEK FROM BEL MARIN KEYS COMMUNITY TO SAN PABLO BAY, MARIN COUNTY; AND DISPOSAL AT A U.S. ARMY CORPS OF ENGINEERS APPROVED UPLAND DISPOSAL SITE, AS AUTHORIZED. SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS ISSUED BY FEDERAL, STATE AND LOCAL GOVERNMENTS. CONSIDERATION: NO ROYALTY WILL BE CHARGED; \$0.25 PER CUBIC YARD WILL BE CHARGED FOR ANY MATERIAL USED FOR PRIVATE BENEFIT OR COMMERCIAL SALE PURPOSES.

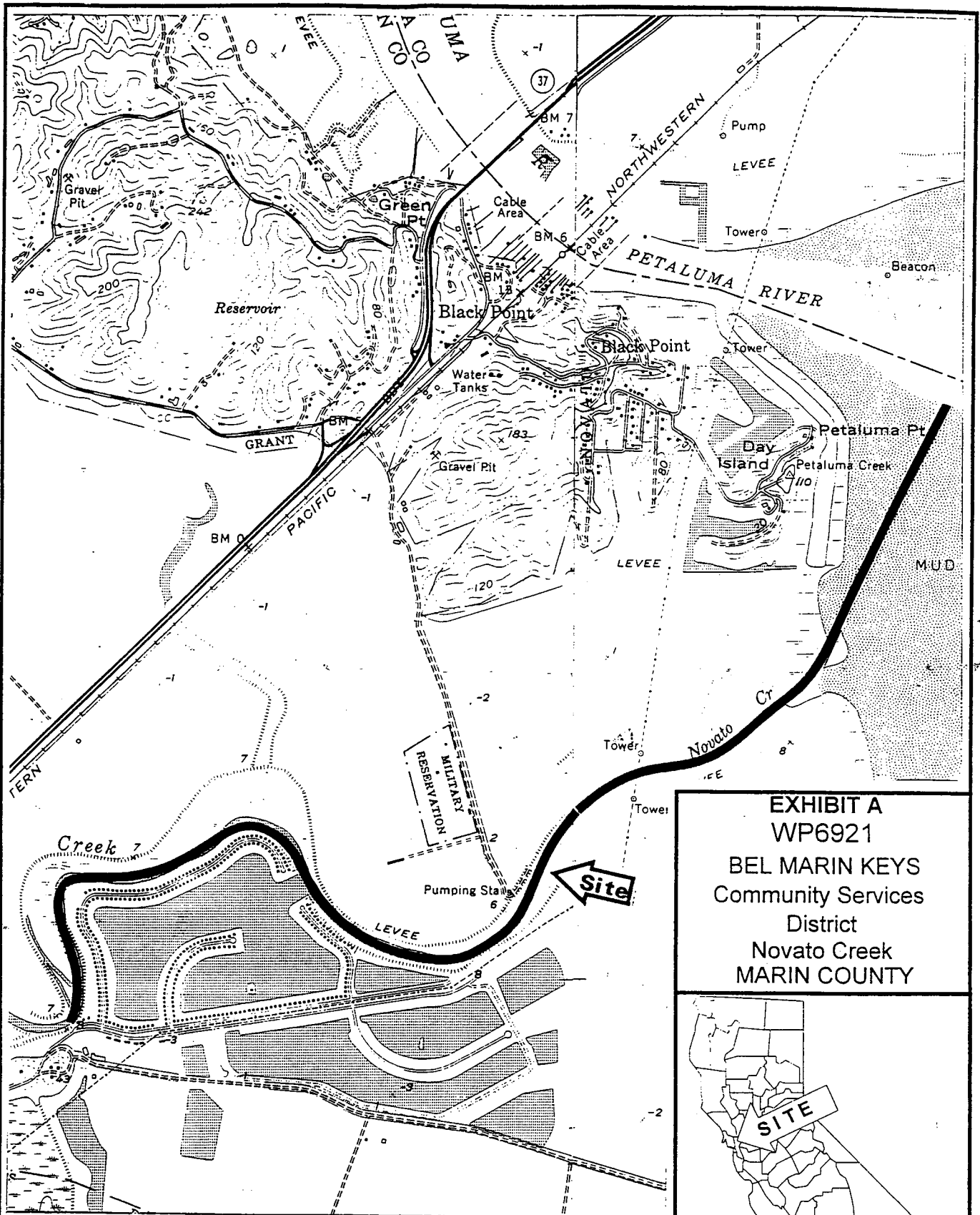


EXHIBIT A
WP6921
BEL MARIN KEYS
Community Services
District
Novato Creek
MARIN COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.