

MINUTE ITEM

This Calendar Item No. ~~C54~~ was approved as Minute Item No. ~~54~~ by the California State Lands Commission by a vote of ~~3~~ to ~~0~~ at its 5/12/97 meeting.

**CALENDAR ITEM
C54**

A 78
S 39

05/12/97
PRC 7900.9
J. Smith

AMENDMENT OF LEASE

LESSEE:

San Diego Unified Port District
P.O. Box 488
San Diego, California 92112

AREA, LAND TYPE, AND LOCATION:

Granted sovereign lands, with minerals reserved by the State, San Diego Bay, National City, San Diego County.

AUTHORIZED USE:

Remove a maximum of 100,000 cubic yards of material from filled granted sovereign lands, with minerals reserved by the State. Approximately 9.2 acres will be paved for motor vehicle storage at the National City Marine Terminal; material to be deposited at an upland disposal site.

LEASE TERM:

One year, beginning July 1, 1996.

CONSIDERATION:

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.

PROPOSED AMENDMENT:

Extend the term one year, beginning July 1, 1997, and increase the volume to a maximum of 190,000 cubic yards, or a revised total acreage of 34.8 acres, more or less. All other terms and conditions of the lease shall remain in effect without amendment.

OTHER PERTINENT INFORMATION:

1. On August 21, 1996, by Minute Item No. 55, the Commission authorized a one-year dredging lease to the San Diego Unified Port District for the removal of a maximum of 100,000 cubic yards of material from filled

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granted sovereign lands, with minerals reserved by the State, to prepare the lands for paving to accommodate motor vehicle storage at the National City Marine Terminal. Additional adjacent lands are also needed in conjunction with the paving project. The proposed amendment to Lease No. PRC 7900.9 will extend the term for one additional year, beginning July 1, 1997, and authorize the removal of a maximum of 190,000 cubic yards of material.

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff concurs with the finding of the San Diego Unified Port District, as the CEQA Lead Agency, that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 11, Accessory Structures, Title 14, California Code of Regulations, section 15311.

Authority: Public Resources Code, section 21084 and Title 14, California Code of Regulations, section 15300.

3. 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.

EXHIBIT:

- A. Location and Site Map

PERMIT STREAMLINING ACT DEADLINE:

June 16, 1997.

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

CONCUR WITH THE FINDINGS OF THE SAN DIEGO UNIFIED PORT DISTRICT, AS THE CEQA LEAD AGENCY, THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 11, ACCESSORY

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STRUCTURES; TITLE 14, CALIFORNIA CODE OF REGULATIONS,
SECTION 15311.

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE
CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE
LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370,
ET SEQ.

AUTHORIZATION:

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 7900.9, A
DREDGING LEASE, OF LANDS SHOWN ON EXHIBIT A ATTACHED
AND BY THIS REFERENCE MADE A PART HEREOF, EFFECTIVE
MAY 1, 1997, TO EXTEND THE TERM FOR ONE YEAR BEGINNING
JULY 1, 1997, AND INCREASE THE VOLUME TO A MAXIMUM OF
190,000 CUBIC YARDS; ALL OTHER TERMS AND CONDITIONS OF
THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.

