

MINUTE ITEM

This Calendar Item No. C22 was approved as
Minute Item No. 22 by the California State Lands
Commission by a vote of 3 to 0 at its
8/26/97 meeting.

**CALENDAR ITEM
C22**

A 13

PRC7790

08/26/97

S 3

WP 7790.9

M. Howe

DREDGING LEASE TIME EXTENSION

APPLICANT:

Port of Oakland
P.O. Box 2064
530 Water Street
Oakland, California 94604-2064

AREA, LAND TYPE, AND LOCATION:

Granted, mineral reservation, lands at the Port of Oakland, Alameda County.

AUTHORIZED USE:

Dredge a maximum of 8,500 cubic yards of material from State granted lands, minerals reserved, at Berth 60, Port of Oakland. The material will be disposed of at one of two Army Corps of Engineers approved disposal sites: the Galbraith Golf Course (Alameda County) and/or ocean disposal.

LEASE TERM:

2 years, beginning August 26, 1997.

CONSIDERATION:

No royalty will be charged for material placed at the United States Army Corps of Engineers approved disposal sites. A royalty of \$0.25 per cubic yard will be charged for spoils sold for commercial purposes.

OTHER PERTINENT INFORMATION:

1. This project was previously approved by the Commission at its November 15, 1994 meeting. The purpose of this action is to extend the lease expiration date to complete the dredging project.
2. A SEIR/EIS identified as SEIR/EIS Oakland Harbor Deep-Draft Navigation Improvements, State Clearinghouse No. 91073031 was prepared and certified for this project by the Port of Oakland. The California State Lands Commission has reviewed this document and the Mitigation Monitoring Program adopted by the lead agency.

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3. Findings made in conformance with the State CEQA Guidelines (Title 14, California Code of Regulations, sections 15091 and 15096) are on file at the California State Lands Commission.
4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 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.
5. This project involves an estimated 17,000 cubic yards of sediments to be dredged at Berth 60. The State retained mineral rights to one/half of Berth 60 as shown on Exhibit A. Thus 8,500 cubic yards of material will be dredged from State granted, mineral reserved, lands. The Berth 60 dredging is part of the Port of Oakland and the Army Corps of Engineers deepening project that involves approximately 6.6 million cubic yards of material.

APPROVALS OBTAINED:

San Francisco Bay Conservation and Development Commission, Regional Water Quality Control Board, and the United States Army Corps of Engineers.

EXHIBITS:

- A. Site and Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

1. FIND THAT A SEIR/EIS, STATE CLEARINGHOUSE NO. 91073031, WAS PREPARED AND CERTIFIED FOR THIS PROJECT BY THE PORT OF OAKLAND AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION THEREIN.
2. ADOPT THE FINDINGS MADE IN CONFORMANCE WITH TITLE 14, CALIFORNIA CODE OF REGULATIONS SECTIONS 15091 AND 15096.
3. ADOPT THE MITIGATION MONITORING PROGRAM, AS CONTAINED IN APPENDIX "J" OF THE SEIR/S.

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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 ISSUANCE OF A DREDGING LEASE TO THE PORT OF OAKLAND, BEGINNING AUGUST 26, 1997, FOR A TERM OF TWO YEARS. SAID LEASE SHALL ALLOW DREDGING A MAXIMUM OF 8,500 CUBIC YARDS OF MATERIAL ON GRANTED LANDS, (MINERALS RESERVED), FROM BERTH 60 WITHIN THE PORT OF OAKLAND, ALAMEDA COUNTY, WITH DISPOSAL AT THE CORPS OF ENGINEERS' APPROVED SITE: THE GALBRAITH GOLF COURSE AND/OR OCEAN DISPOSAL, AS AUTHORIZED. SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS ISSUED BY FEDERAL, STATE AND LOCAL GOVERNMENTS.

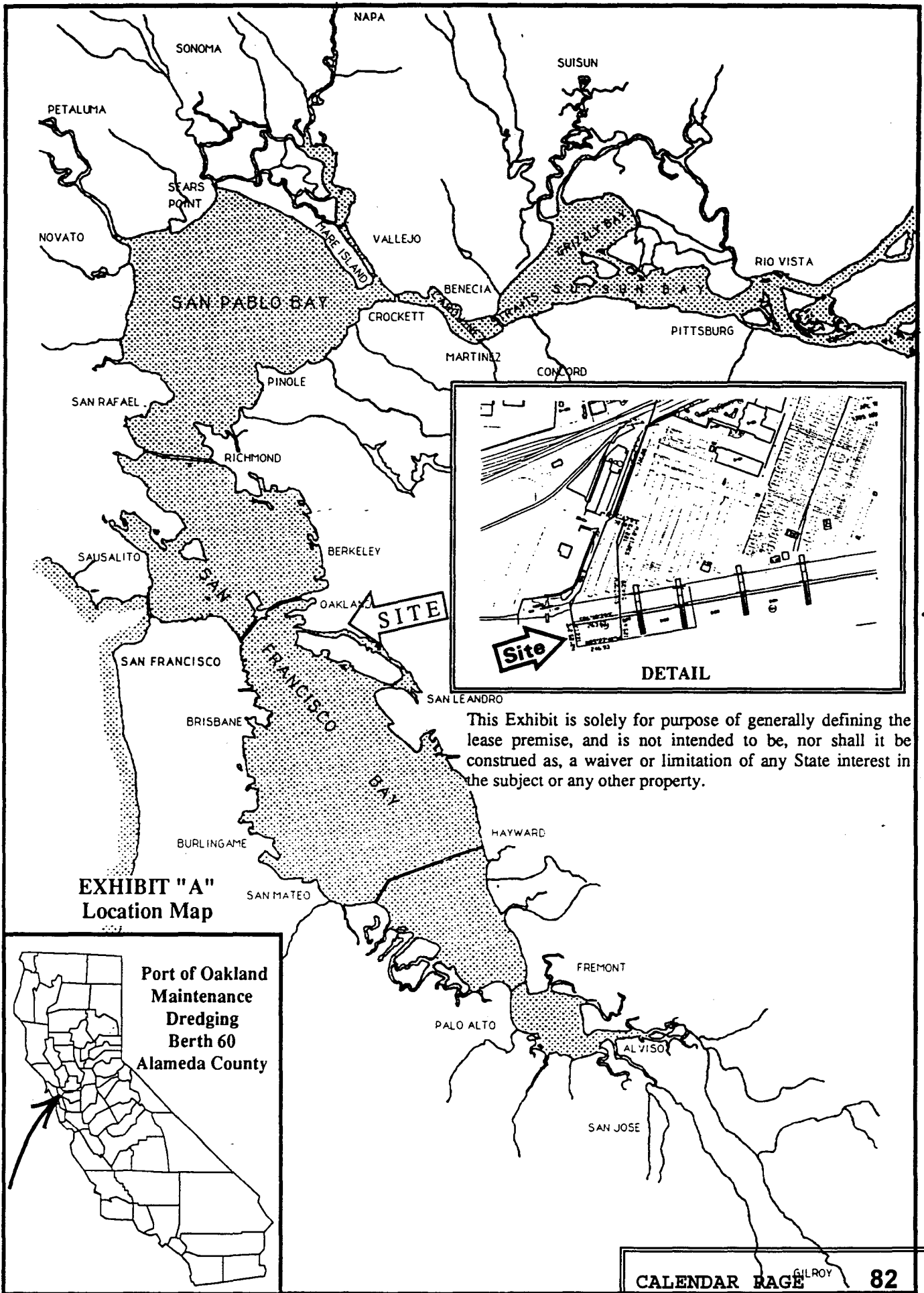
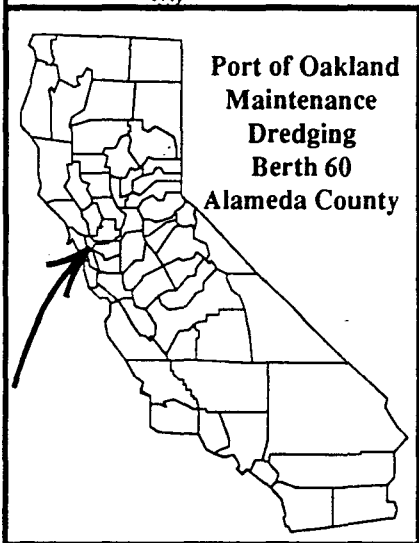


EXHIBIT "A"
Location Map



This Exhibit is solely for purpose of generally defining the lease premise, 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.