

MINUTE ITEM

This Calendar Item No. C21 was approved as Minute Item No. 21 by the California State Lands Commission by a vote of 3 to 0 at its 11/07/97 meeting.

CALENDAR ITEM

C21

A 4
S 2

11/07/97
PRC5096 WP 5096.9
M. Howe

DREDGING LEASE

LESSEE:

Benicia Port Terminal
P. O. Box 315
Benicia, California 94510

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Carquinez Strait at the Benicia Port Terminal Dock, city of Benicia, Solano County.

AUTHORIZED USE:

Maintenance dredge a maximum of 90,000 cubic yards of material annually to maintain a navigable depth. Dredged materials will be disposed of at the United States Army Corps of Engineers approved Carquinez Strait Disposal Site (SF-9).

LEASE TERM:

Five years, beginning January 1, 1998.

CONSIDERATION:

No royalty will be charged for aquatic disposal; \$0.25 per cubic yard will be charged for any material used for private benefit or commercial sale purposes.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 4, Minor Alteration to Land; Title 14, California Code of Regulations, section 15304(g).

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

CALENDAR PAGE	72
MINUTE PAGE	002259

CALENDAR ITEM NO. C21 (CONT'D)

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.

APPROVALS REQUIRED:

United States Army Corps of Engineers; San Francisco Bay Conservation and Development Commission; San Francisco Bay Regional Water Quality Control Board; California State Lands Commission.

EXHIBIT:

- A. Location and Site Map

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND 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 4, MINOR ALTERATION TO LAND; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15304 (g).

SIGNIFICANT LANDS INVENTORY FINDING:

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

AUTHORIZATION:

AUTHORIZE ISSUANCE TO THE CITY OF BENICIA OF A FIVE-YEAR DREDGING LEASE, BEGINNING JANUARY 1, 1998; FOR DREDGING A MAXIMUM OF 90,000 CUBIC YARDS OF MATERIAL ANNUALLY AT THE BENICIA PORT TERMINAL DOCK TO MAINTAIN A NAVIGABLE DEPTH. DREDGED MATERIALS WILL BE DISPOSED OF AT THE UNITED STATES ARMY CORPS OF ENGINEERS APPROVED CARQUINEZ STRAIT DISPOSAL SITE (SF-9). SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS

CALENDAR ITEM NO. **C21** (CONT'D)

ISSUED BY FEDERAL, STATE AND LOCAL GOVERNMENTS. NO ROYALTY SHALL BE CHARGED FOR AQUATIC DISPOSAL; \$0.25 PER CUBIC YARD SHALL BE CHARGED FOR ANY MATERIAL USED FOR PRIVATE BENEFIT OR COMMERCIAL SALE PURPOSES.

CALENDAR PAGE	74
MINUTE PAGE	002261

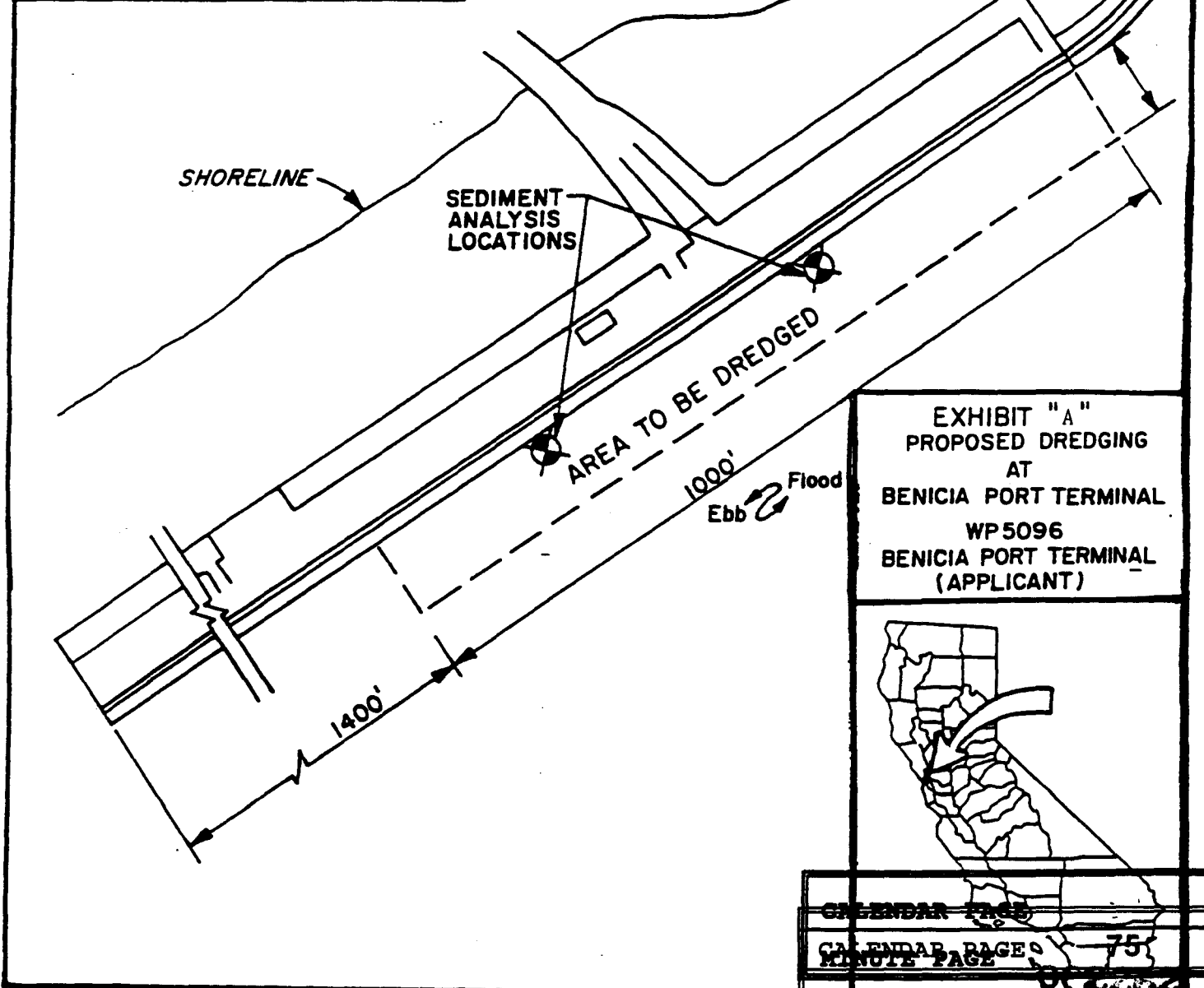
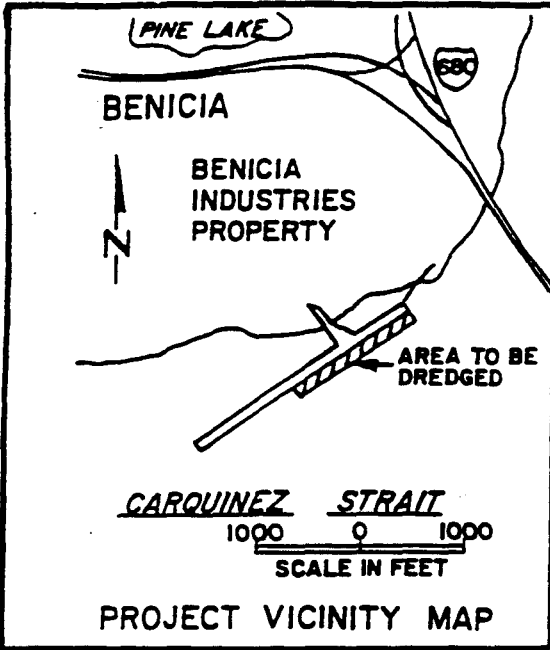


EXHIBIT "A"
PROPOSED DREDGING
AT
BENICIA PORT TERMINAL
WP5096
BENICIA PORT TERMINAL
(APPLICANT)



CALENDAR PAGE	
CALENDAR PAGE	75
MINUTE PAGE	
MINUTE PAGE	