

MINUTE ITEM

This Calendar Item No. C73 was approved as Minute Item No. 73 by the California State Lands Commission by a vote of 3 to 0 at its 4-24-01 meeting.

**CALENDAR ITEM
C73**

A 67

04/24/01

S 35

PRC 4551 WP 4551.9

J. Smith

AMENDMENT OF LEASE

LESSEE:

United States Army Corps of Engineers
911 Wilshire Boulevard
Los Angeles, California 90053-2325

AREA, LAND TYPE, AND LOCATION:

280 acres, more or less, of tide and submerged lands in the Pacific Ocean, Sunset Beach, Orange County.

AUTHORIZED USE:

Placement of beach fill and continuing beach replenishment as necessary.

LEASE TERM:

49 years, beginning November 19, 1970.

CONSIDERATION:

The public benefit and safety.

PROPOSED AMENDMENT:

Amend Lease No. PRC 4551.9 effective May 1, 2001, to authorize the dredging of 1.75 million cubic yards of material from offshore for use as beach replenishment at Surfside-Sunset Beach. No royalty shall be charged as the project will result in a public benefit. All other terms and conditions of the lease shall remain in effect without amendment.

OTHER PERTINENT INFORMATION:

1. Applicant owns and/or has a right to use the uplands adjoining the lease premises.
2. To mitigate for the impacts to local sediment transport processes from construction of flood control structures, the Los Angeles/Long Beach breakwater and the Anaheim Bay jetties, the Corps has been performing

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periodic beach nourishment at Surfside-Sunset Beach and Newport Beach since 1935. In 1997 the Commission authorized the Corps to dredge 1.6 million cubic yards of sand for placement at this location. This latest project is the "Surfside-Sunset Beach Nourishment Project , Stage 11". The project will involve the dredging of approximately 1.75 million cubic yards of material from offshore for use as beach nourishment at Surfside-Sunset Beach. Lease No. PRC 4551.9 authorizes the Corps to perform continuing beach replenishment as necessary, but does not give the Corps the authority to continually dredge from sovereign lands. Staff is recommending that the CSLC amend Lease No. PRC 4551.9 to authorize the dredging of approximately 1.75 million cubic yards of material as part of the Stage 11 project.

3. A Finding of No Significant Impact (FONSI) was prepared and adopted for this project by the United States Army Corps of Engineers. The document was circulated for public review as broadly as state and local law may require and notice was given meeting the standards in Title 14, California Code of Regulations, section 15072(a). Therefore, pursuant to Title 14, California Code of Regulations, sections 15221 and 15225, the staff recommends the use of the federal FONSI in place of a Negative Declaration.
4. 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 OBTAINED:

Regional Water Quality Control Board; California Coastal Commission.

EXHIBIT:

- A. Location and Site Map.

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CALENDAR ITEM NO. C73 (CONT'D)

CEQA FINDING:

FIND THAT THE FINDING OF NO SIGNIFICANT IMPACT, PREPARED AND ADOPTED FOR THIS PROJECT BY THE UNITED STATES ARMY CORPS OF ENGINEERS, MEETS THE REQUIREMENTS OF THE CEQA. THEREFORE, PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTIONS 15221 AND 15225, ADOPT SUCH FEDERAL DOCUMENT FOR USE IN PLACE OF A NEGATIVE DECLARATION.

SIGNIFICANT LANDS INVENTORY FINDING:

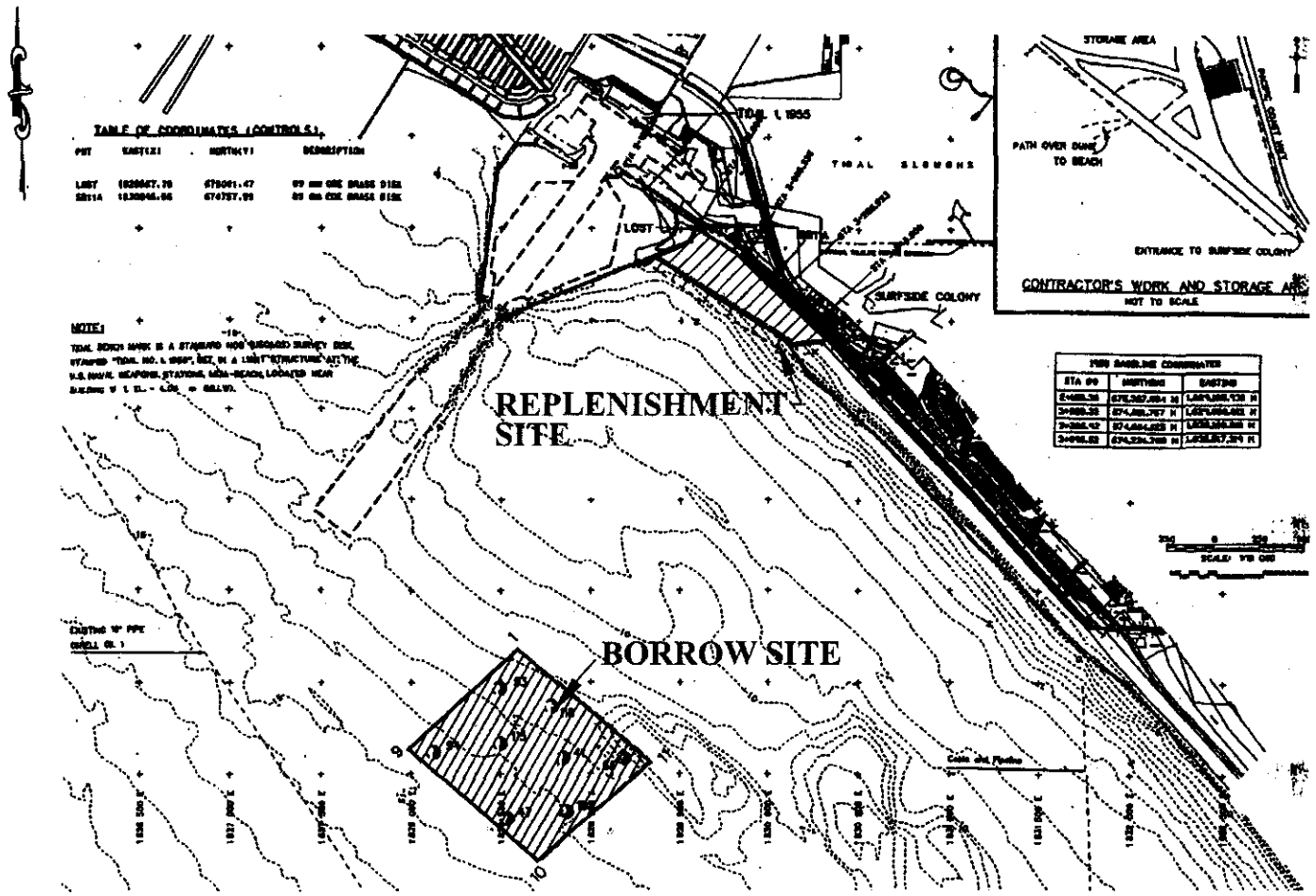
FIND THAT THIS ACTIVITY IS CONSISTENT WITH ITS USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 4551.9, A PUBLIC AGENCY PERMIT, OF LANDS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, EFFECTIVE MAY 1, 2001, TO AUTHORIZE THE DREDGING OF 1.75 MILLION CUBIC YARDS OF MATERIAL IN CONJUNCTION WITH THE STAGE 11 SURFSIDE-SUNSET BEACH NOURISHMENT PROJECT; NO ROYALTY SHALL BE CHARGED AS THE PROJECT WILL RESULT IN A PUBLIC BENEFIT; ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.

NO SCALE

SITE MAP



Stage 11 Dredging Surfside - Sunset Beach

LOCATION MAP NO SCALE

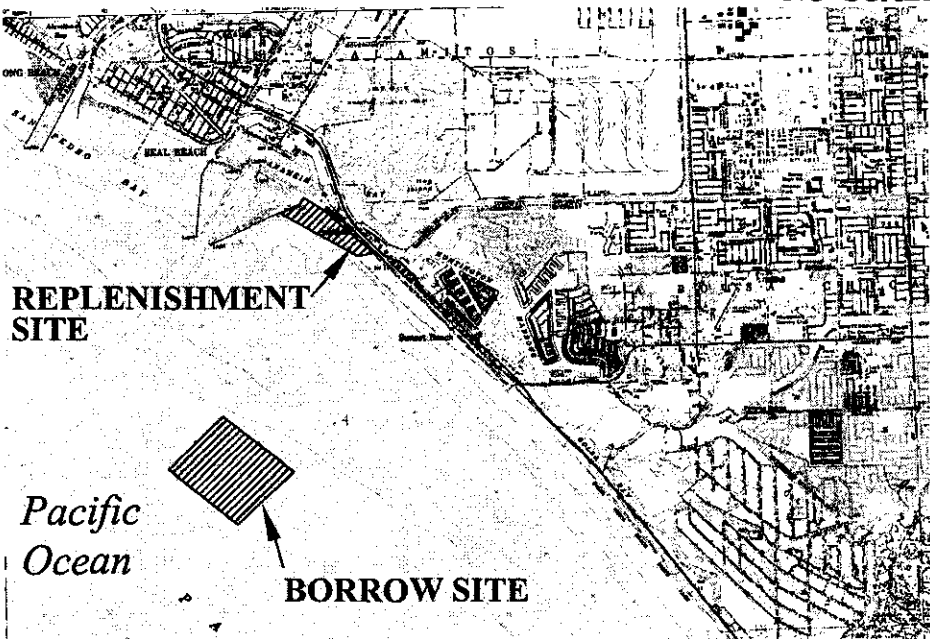
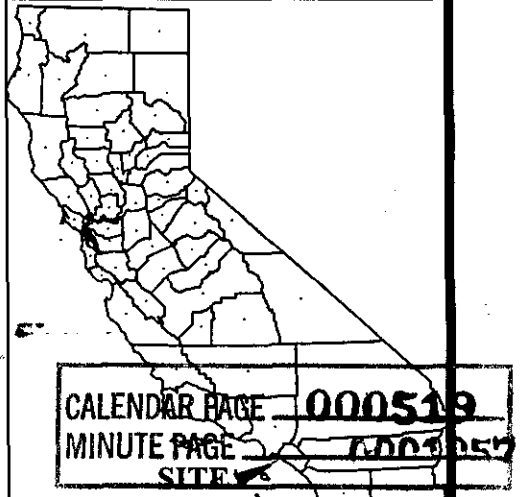


Exhibit A
WP 4551.9
Public Agency Permit
US Army
Corps of Engineers
ORANGE COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the lessee or other parties 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.

MINUTE ITEM

This Calendar Item No. C 74 was approved as
Minute Item No. 74 by the California State Lands
Commission by a vote of 3 to 0 at its
4-27-01 meeting.

**Minute Item
74**

04/24/01
W 25440.19

JONATHAN CORN (APPLICANT)

Regular Item 74: C74 was moved from Consent to Regular. Commissioners listened to staff presentation regarding consideration of new lease for the construction of a notch fill and seawall. Item was approved as presented.