

MINUTE ITEM

This Calendar Item No. C33 was approved as Minute Item No. 33 by the California State Lands Commission by a vote of 2 to 0 at its 6-20-05 meeting.

**CALENDAR ITEM
C33**

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06/20/05

PRC 8616.9

W 26070

S 11

N. Quesada

GENERAL LEASE - PUBLIC AGENCY USE

APPLICANT:

National Marine Fisheries Service,
Habitat Restoration Division
777 Sonoma Avenue, Rm 325
Santa Rosa, CA 95404

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in South San Francisco Bay, at Bair Island, Redwood City, San Mateo County.

AUTHORIZED USE:

Construction of a native oyster habitat restoration project.

LEASE TERM:

Five years, beginning June 20, 2005.

CONSIDERATION:

The public use and benefit; with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

OTHER PERTINENT INFORMATION:

1. The proposed project is a research project that entails the placement of bagged oysters on pallets and frame structures, as well as placement of shells on stakes at two main sites in San Mateo County. The shells are clean and are used only as substrate for the natural recruitment of aquatic organisms in South San Francisco Bay.

The purpose of the project is to evaluate the feasibility of restoring oyster reef habitat in South San Francisco Bay. The project will compare different methods of substrate placement and observe natural recruitment and survival of native oyster larvae, as well as monitor for predation and disease that may be limiting natural re-establishment of oyster

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populations. The results of this pilot restoration effort will contribute to the design and implementation of future large-scale oyster restoration efforts in South San Francisco Bay. The lease will provide that Lessee will provide final reports and evaluations of this data collection effort to staff of the Commission. The project will entail placement of fill (bags of oyster shell) into shallow subtidal areas. The volume of solid fill to be placed in water is 938.2 cubic feet, and total area to be covered by solid fill is 316.4 square feet.

3. 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 as a categorically exempt project. The project is exempt under Class 6, Information Collection; Title 14, California Code of Regulations, section 15306.

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

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:

U.S. Army Corps of Engineers, National Marine Fisheries Service, and U.S. Fish and Wildlife Service

ADDITIONAL APPROVALS REQUIRED:

Regional Water Quality Control Board, California Department of Fish and Game, San Francisco Bay Conservation and Development Commission

EXHIBIT:

- A. Site Map and Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

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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 6, INFORMATION COLLECTION; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15306.

SIGNIFICANT LANDS INVENTORY FINDING:

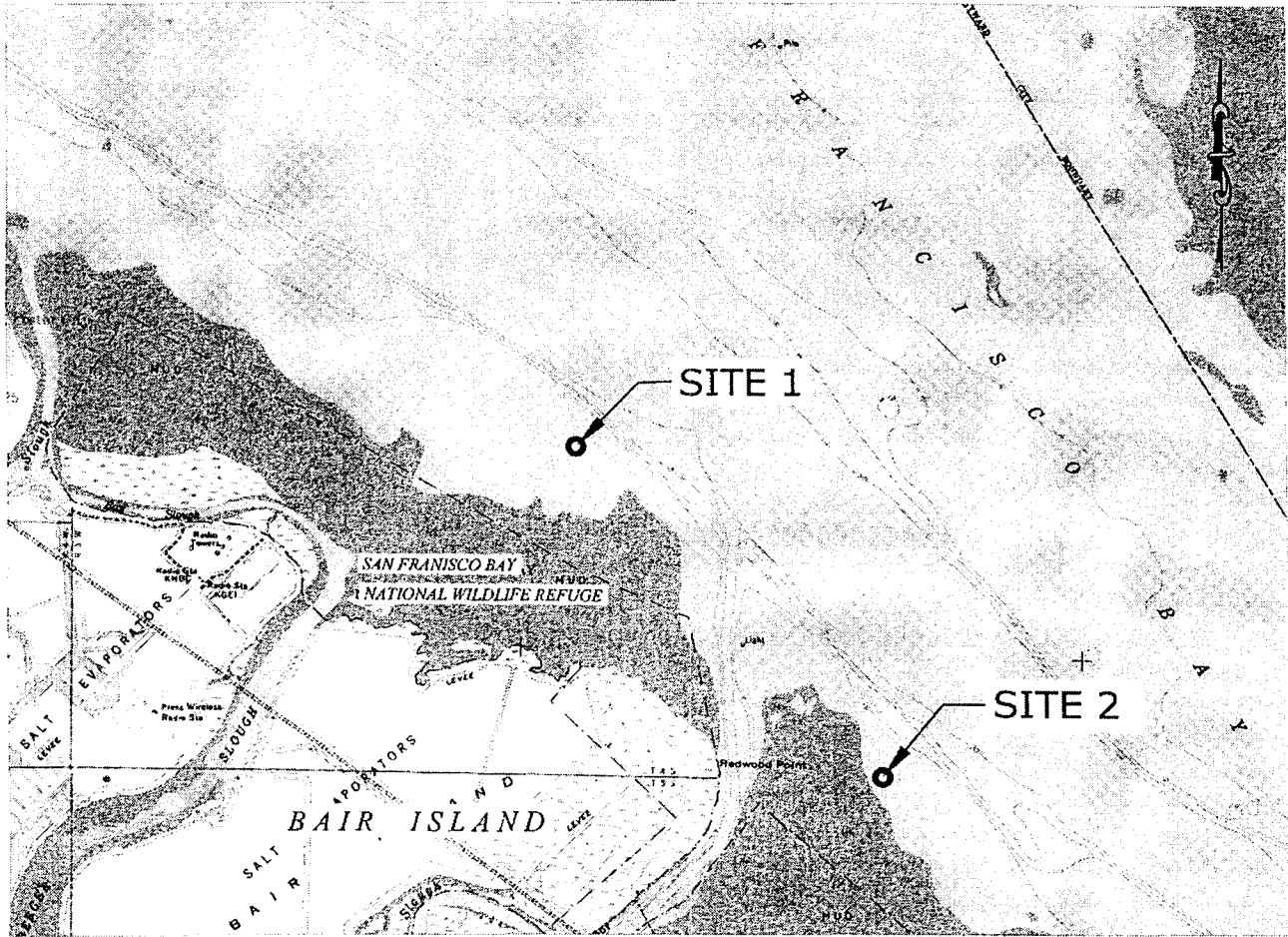
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO NATIONAL MARINE FISHERIES SERVICE, HABITAT RESTORATION DIVISION OF A GENERAL LEASE - PUBLIC AGENCY USE, BEGINNING JUNE 20, 2005, FOR A TERM OF FIVE YEARS, FOR THE CONSTRUCTION OF A NATIVE OYSTER HABITAT RESTORATION PROJECT AS REPRESENTED ON THE LANDS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION BEING THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENT IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST.

NO SCALE

SITE



PROPOSED SITES FOR NATIVE OYSTER HABITAT RESTORATION, REDWOOD CITY

NO SCALE

LOCATION

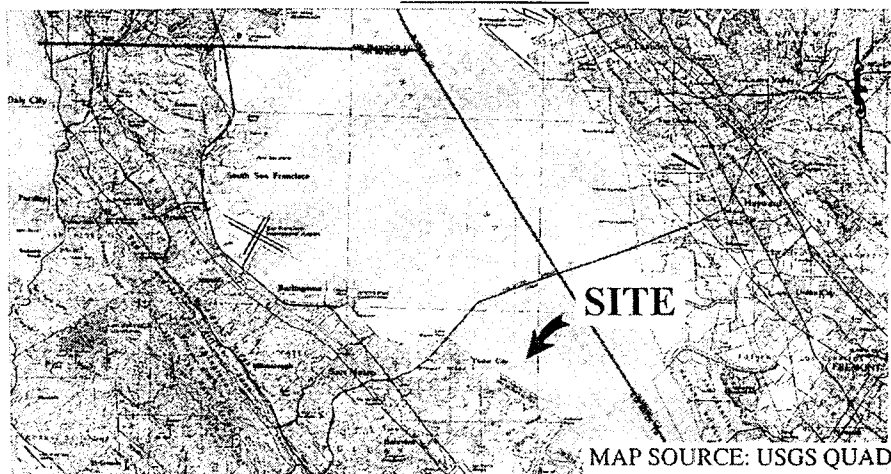


Exhibit A

W 26070
GENERAL LEASE
PUBLIC AGENCY USE
SO. SAN FRANCISCO BAY
SAN MATEO COUNTY



MI 05/05

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.

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