

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 11-21-06 meeting.

**CALENDAR ITEM
C22**

A 16

11/21/06

PRC 8721

W 26175

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G. Kato

DREDGING LEASE

APPLICANT:

City of Oakland
250 Frank Ogawa Plaza, Ste 4314
Oakland, CA 94612

AREA, LAND TYPE, AND LOCATION:

Legislatively granted sovereign lands, with minerals reserved to the State within Lake Merritt Channel, city of Oakland, Alameda County.

AUTHORIZED USE:

Dredge a maximum of 2,000 cubic yards of material from legislatively granted sovereign lands, with minerals reserved to the State, at Lake Merritt Channel to allow for improved tidal circulation and enhance ecologic function. The dredged material will be used onsite as fill material for grading purposes to improve flow of water in the channel.

LEASE TERM:

Three years, beginning October 12, 2006.

CONSIDERATION:

No royalty will be charged as the project will result in a public benefit. The dredged material may not be sold.

OTHER PERTINENT INFORMATION:

1. This project, the Lake Merritt Channel Wetlands and Widening Project, is part of the Oakland General Plan and other City plans, policies, and voter-approved initiatives. These plans and policies are related to creek restoration and enhancements to Lake Merritt, and creating pathway linkages between Lake Merritt and the Oakland Estuary and will improve water quality and habitat for fish and wildlife.

CALENDAR ITEM NO. C22 (CONT'D)

2. An EIR was prepared and certified for this project by the city of Oakland. The California State lands Commission staff has reviewed such document and Mitigation Monitoring Program adopted by the lead agency.
3. 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.

APPROVALS OBTAINED:

City of Oakland
Regional Water Quality Control Board

EXHIBIT:

- A. Location and Site Map

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT AN EIR WAS PREPARED AND CERTIFIED FOR THIS PROJECT BY THE CITY OF OAKLAND AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.

ADOPT THE FINDINGS MADE IN CONFORMANCE WITH TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTIONS 15091 AND 15096 (h), AS CONTAINED ON FILE IN THE SACRAMENTO OFFICE OF THE CALIFORNIA STATE LANDS COMMISSION

ADOPT THE MITIGATION MONITORING PROGRAM, AS CONTAINED ON FILE IN THE SACRAMENTO OFFICE OF THE CALIFORNIA STATE LANDS COMMISSION.

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR

CALENDAR ITEM NO. C22 (CONT'D)

THE LAND PURSUANT TO PUBLIC RESOURCES CODE
SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE THE ISSUANCE OF A DREDGING LEASE TO THE CITY OF OAKLAND BEGINNING OCTOBER 12, 2006, FOR A TERM OF THREE YEARS, FOR DREDGING A MAXIMUM OF 2,000 CUBIC YARDS OF MATERIAL WITHIN THE LAKE MERRITT CHANNEL, CITY OF OAKLAND, ALAMEDA COUNTY, AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; INITIATION OF SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S RECEIPT OF AND COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS ISSUED BY FEDERAL, STATE AND LOCAL GOVERNMENTS. NO ROYALTY SHALL BE CHARGED FOR THE DREDGED MATERIAL AS THE PROJECT WILL RESULT IN A PUBLIC BENEFIT; DREDGED MATERIAL MAY NOT BE SOLD; DREDGED MATERIAL WILL BE REUSED FOR GRADING TO IMPROVE THE FLOW OF WATER WITHIN THE LAKE MERRITT CHANNEL.

NO SCALE

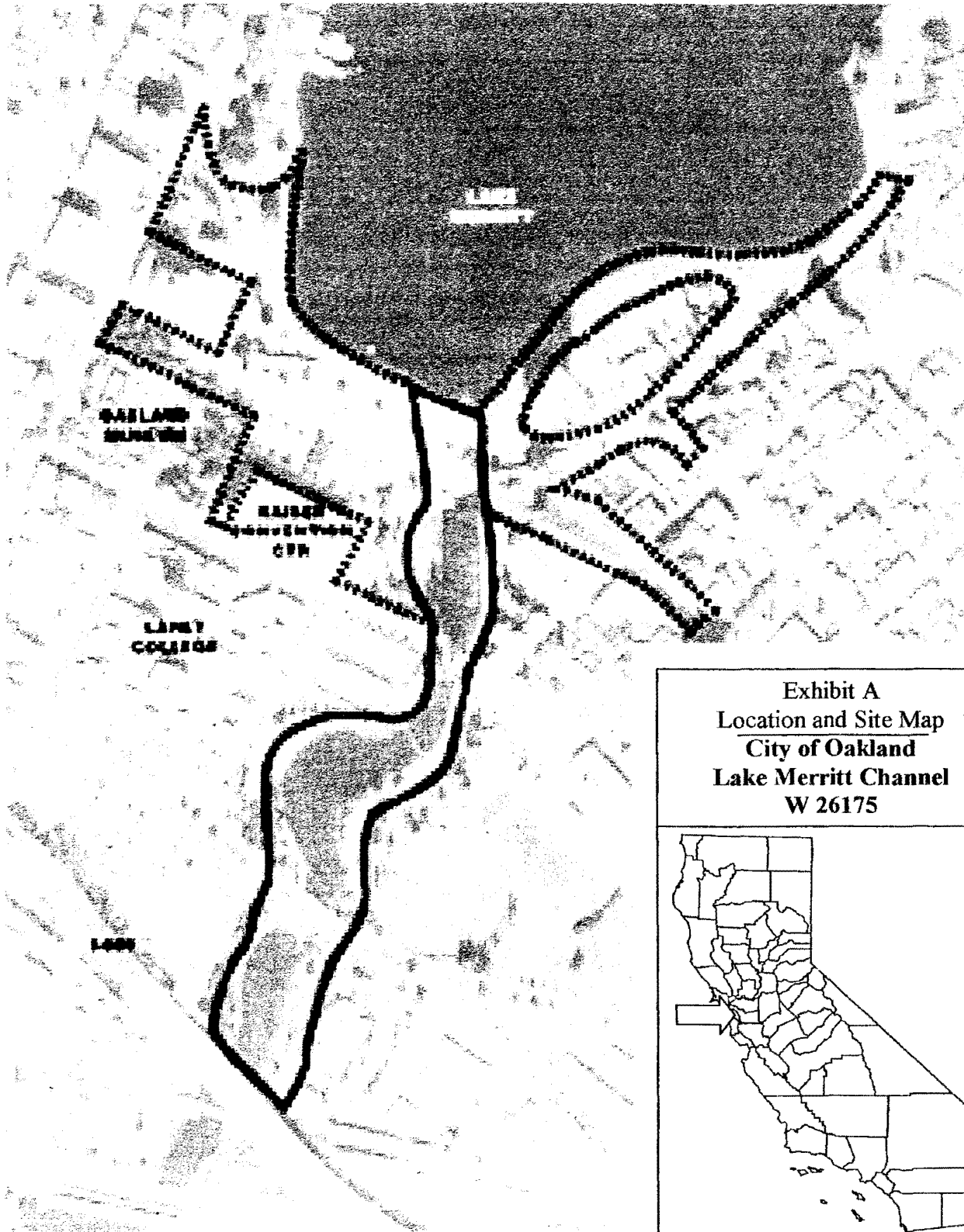


Exhibit A
Location and Site Map
City of Oakland
Lake Merritt Channel
W 26175



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.

GK