

MINUTE ITEM

This Calendar Item No. C50 was approved as
Minute Item No. 50 by the California State Lands
Commission by a vote of 3 to 0 at its
09-13-07 meeting.

**CALENDAR ITEM
C50**

A 11
S 7

PRC 8755

09/13/07
W 26236
D. Oetzel

DREDGING LEASE

APPLICANT:

USS-POSCO Industries
P.O. Box 471
Pittsburg, California 94565

AREA, LAND TYPE, AND LOCATION:

Granted sovereign lands, with minerals reserved to the State, in New York
Slough, Contra Costa County.

AUTHORIZED USE:

Maintenance dredge a maximum of 4,000 cubic yards of material over five
years to maintain a navigable depth. Dredged material will be disposed at
an authorized upland disposal site.

LEASE TERM:

Five years, beginning September 13, 2007.

CONSIDERATION:

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

OTHER PERTINENT INFORMATION:

1. On December 14, 2006, the Commission authorized a General
Lease – Industrial Use (PRC 7643.1) to the Applicant to operate
and maintain existing facilities at the USS-POSCO wharf. This
lease does not authorize dredging. The Applicant is now
requesting authorization to dredge to ensure adequate vessel
clearance is maintained and deliveries to the wharf continue.
2. 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

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the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 4, Minor Alterations 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.

3. 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

APPROVALS REQUIRED:

Regional Water Quality Control Board
San Francisco Bay Conservation and Development 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 ALTERATIONS TO LAND; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15304(g).

SIGNIFICANT LANDS INVENTORY FINDING:

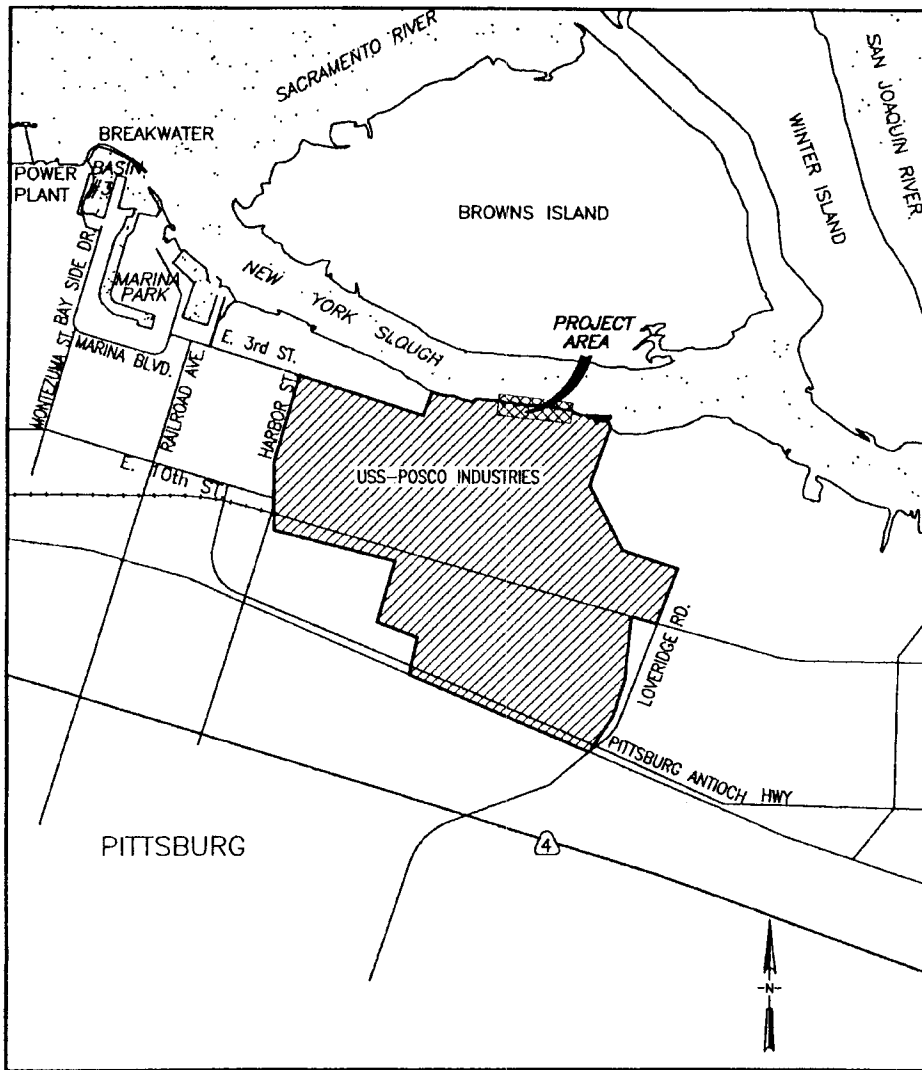
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

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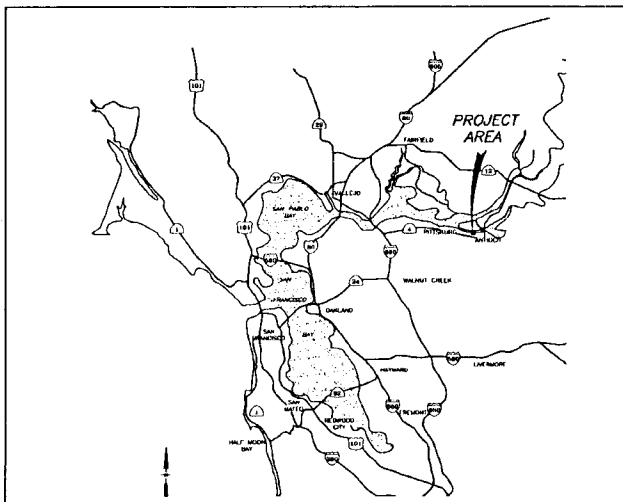
AUTHORIZATION:

AUTHORIZE THE ISSUANCE OF A FIVE YEAR DREDGING LEASE TO USS-POSCO INDUSTRIES, BEGINNING SEPTEMBER 13, 2007, TO DREDGE A MAXIMUM OF 4,000 CUBIC YARDS OF MATERIAL FROM NEW YORK SLOUGH ADJACENT TO THE USS-POSCO WHARF AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; DREDGED MATERIAL WILL BE DISPOSED AT AN AUTHORIZED UPLAND DISPOSAL SITE. SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS ISSUED BY FEDERAL, STATE, AND LOCAL GOVERNMENTS. NO MONETARY CONSIDERATION WILL BE CHARGED AS THE PROJECT WILL RESULT IN A PUBLIC BENEFIT. THE DREDGED MATERIAL MAY NOT BE SOLD.

SITE



LOCATION



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.

Exhibit A

W 26236
USS-POSCO Industries
Maintenance Dredging



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