

**CALENDAR ITEM
C23**

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4/6/10
WP 7856
G. Kato

DREDGING LEASE

LESSEE/APPLICANT:

Chevron Products Company
2400 Christie Street
Eureka, CA 95501

AREA, LAND TYPE, AND LOCATION:

Legislatively granted tide and submerged lands, with minerals reserved to the State, located in Humboldt Bay, city of Eureka, Humboldt County.

AUTHORIZED USE:

Maintenance dredge a maximum of 2,300 cubic yards of material from an approximately 16,000 square foot wedge shaped area adjacent to the Chevron Marine Terminal pier and dock, with the dredged material to be disposed of at an approved upland disposal site.

LEASE TERM:

Five years, beginning April 6, 2010.

CONSIDERATION:

No monetary consideration will be charged. The dredged material may not be sold.

OTHER PERTINENT INFORMATION:

1. The proposed dredging will take place within tide and submerged lands legislatively granted to the city of Eureka, pursuant to Chapter 225, Statutes of 1945 and as amended, with minerals reserved to the State.
2. The deepwater channel of Humboldt Bay is periodically dredged by the U.S. Army Corp. of Engineers, but the Chevron Marine Terminal is outside the Channel. Chevron is now applying for a dredging lease to ensure safe navigation and operation of the marine terminal. The dredging will be performed by a small barge and clamshell crane dredger.

CALENDAR ITEM NO. **C23** (CONT'D)

3. A Mitigated Negative Declaration (SCH#2004012096) was prepared by Humboldt Bay Harbor, Recreation, and Conservation District, and adopted on February 25, 2010 for this project. The California State Lands Commission's staff has reviewed such document.
4. A Mitigated Monitoring Program was adopted by the Humboldt Bay Harbor, Recreation, and Conservation District.
5. 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:

Humboldt Bay Harbor, Recreation, and Conservation District

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers
California Coastal Commission
Regional Water Quality Control Board

EXHIBIT:

- A. Location and Site Map
- B. Land Description

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that a Mitigated Negative Declaration (SCH# 2004012096) and a Mitigation Monitoring Program were prepared by the Humboldt Bay Harbor, Recreation, and Conservation District, and adopted on February 25, 2010, for this project and that the Commission has reviewed and considered the information contained therein.

Adopt the Mitigation Monitoring Program, as contained on filed in the Sacramento office of the California State Lands Commission.

CALENDAR ITEM NO. **C23** (CONT'D)

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 the issuance of a maintenance dredging lease to Chevron Products Company beginning April 6, 2010, for a term of five years, for dredging a maximum of 2,300 cubic yards from a wedge shaped area adjacent to the Chevron Marine Terminal pier and dock located in the city of Eureka, Humboldt County as shown on Exhibit A (for reference purposes only) and as described on Exhibit B attached and by this reference made a part hereof; dredged materials will be disposed of at an approved 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 royalty to be charged; as the project will result in a public benefit dredged material may not be sold.