

MINUTE ITEM

28. APPLICATION FOR MINERAL EXTRACTION LEASE, MONTEREY BAY, MONTEREY COUNTY, PACIFIC CEMENT & AGGREGATES, INC. - W.O. 3473.

After consideration of Calendar Item 19 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO OFFER FOR LEASE, PURSUANT TO COMPETITIVE PUBLIC BIDDING, FOR THE EXTRACTION OF SAND AT A MINIMUM ROYALTY OF SIX CENTS PER CUBIC YARD FOR ALL SAND EXTRACTED, THE FOLLOWING AREA OF TIDE AND SUBMERGED LANDS IN MONTEREY BAY, MONTEREY COUNTY:

A PARCEL OF TIDE AND SUBMERGED LAND LYING BETWEEN THE LINE OF ORDINARY HIGH WATER MARK OF MONTEREY BAY AND THE LINE DRAWN PARALLEL THEREWITH AND 200 FEET SEAWARD THEREFROM AND BETWEEN THE NORTHWESTERLY PROJECTIONS OF THE NORTHEASTERLY AND SOUTHWESTERLY BOUNDARIES OF THAT CERTAIN 41.01-ACRE PARCEL OF LAND DESCRIBED IN LEASE FROM JNO. L. D. ROBERTS TO PACIFIC COAST AGGREGATES, INC., DATED OCTOBER 18, 1946, CONTAINING APPROXIMATELY SEVEN ACRES.

Attachment  
Calendar Item 19 (1 page)

CALENDAR ITEM

19.

APPLICATION FOR MINERAL EXTRACTION LEASE, MONTEREY BAY, MONTEREY COUNTY, PACIFIC CEMENT & AGGREGATES, INC. - W.O. 3473.

An application has been received from Pacific Cement & Aggregates, Inc., a California corporation, requesting that an area of approximately seven acres of tide and submerged lands in the vicinity of Seaside Beach, Monterey Bay, Monterey County, be offered for lease for the extraction of sand, pursuant to competitive public bidding in accordance with the provisions of Division 6 of the Public Resources Code. Sand from this general area is used for commercial purposes. The applicant is currently leasing the upland area adjacent to the tide and submerged lands included in the application, and the upland owner has submitted a letter of nonobjection to the proposed operations.

The statutory filing fee has been paid and the required expense deposit has been made.

The application has been referred to the Department of Natural Resources and to the office of the Attorney General, as required under Section 6818 of the Public Resources Code which states in part: "All applications made to the commission...for erection of any permanent structure on tidelands or submerged lands or for...removal therefrom of any material shall be submitted by the commission to the Director of Natural Resources to make an examination and report concerning possible interference with the recreational use of lands littoral to the tidelands or submerged lands involved in such application. All such applications shall also be submitted by the commission to the Attorney General for approval as to compliance with the applicable provisions of law and of the rules and regulations of the commission." The Department of Natural Resources has reported that an examination of this application indicates no possible interference with the recreational use of lands littoral to the tide and submerged lands involved. The office of the Attorney General has advised that the application complies with applicable laws and the rules and regulations of the Commission.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO OFFER FOR LEASE, PURSUANT TO COMPETITIVE PUBLIC BIDDING, FOR THE EXTRACTION OF SAND AT A MINIMUM ROYALTY OF SIX CENTS PER CUBIC YARD FOR ALL SAND EXTRACTED, THE FOLLOWING AREA OF TIDE AND SUBMERGED LANDS IN MONTEREY BAY, MONTEREY COUNTY:

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