

MINUTE ITEM

25. APPLICATION FOR MINERAL EXTRACTION LEASE, MONTEREY BAY, MONTEREY COUNTY; PACIFIC CEMENT AND AGGREGATES, INC. - W.O. 4761.

After consideration of Calendar Item 24 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT THE EXTRACTION OF A LIMITED AMOUNT OF SAND FROM THE AREA PROPOSED IN THE APPLICATION OF PACIFIC CEMENT AND AGGREGATES, INC., WILL NOT ADVERSELY AFFECT THE ADJOINING SHORELINE.
2. AUTHORIZES THE EXECUTIVE OFFICER TO OFFER FOR LEASE, PURSUANT TO COMPETITIVE BIDDING, FOR THE EXTRACTION OF SAND, AT A MINIMUM ROYALTY OF \$0.06 PER CUBIC YARD FOR ALL SAND EXTRACTED, AN AREA OF TIDE AND SUBMERGED LANDS IN MONTEREY BAY, MONTEREY COUNTY, SUBJECT TO THE CONDITIONS (A) THAT THE MAXIMUM EXTRACTION SHALL NOT EXCEED 80,000 CUBIC YARDS A YEAR, AND (B) THAT THE COMMISSION WILL REVOKE THE LEASE IN THE EVENT IT IS DETERMINED THAT CONTINUED DREDGING ADVERSELY AFFECTS THE ADJOINING SHORELINE.

THE AREA TO BE INCLUDED IN THE LEASE IS DESCRIBED AS FOLLOWS:

THAT PORTION OF STATE LANDS LYING WEST OF THE WESTERLY LINE OF PACIFIC CEMENT AND AGGREGATES, INC., PROPERTY AT LAPIS, MONTEREY COUNTY, CALIFORNIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE COMMON CORNER OF THE RANCHO RINCON DE LAS SALINAS AND THE MONTEREY CITY LANDS TRACT NO. 1 ON THE SHORE OF MONTEREY BAY, FROM WHICH AN OLD FOUR INCH BY FOUR INCH POST MARKED "R S 3 WIT" STANDING ON RANCHO BOUNDARY BEARS S 63° 20' E, 844.14 FEET DISTANT; THENCE FOLLOWING THE SHORELINE OF BAY S 1° 05' W, 3960.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE S 5° 40' W, 2178.00 FEET, THENCE LEAVING THE SHORE OF MONTEREY BAY N 84° 20' W, 200.00 FEET; THENCE N 5° 40' E, 2178.00 FEET; THENCE S 84° 20' E, 200 FEET TO THE TRUE POINT OF BEGINNING, CONTAINING 10.00 ACRES MORE OR LESS.

THE BID-LEASE FORM AUTHORIZED FOR THIS PARCEL OFFER SHALL BE THE FORM APPROVED AND ADOPTED BY THE COMMISSION ON MAY 23, 1963 (W.O. 4755) (MINUTE ITEM 25, PAGE 8882).

Attachment

Calendar Item 24 (2 pages)

CALENDAR ITEM

24.

APPLICATION FOR MINERAL EXTRACTION LEASE, MONTEREY BAY, MONTEREY COUNTY;
PACIFIC CEMENT AND AGGREGATES, INC. - W.O. 4761.

An application has been received from Pacific Cement and Aggregates, Inc., a California corporation, requesting that an area of 10 acres more or less of tide and submerged lands in the vicinity of Lapis, Monterey Bay, Monterey County, be offered for lease for the extraction of sand pursuant to competitive public bidding in accordance with Division 6 of the Public Resources Code.

The Department of Fish and Game has stated that it has no objection to the proposed operation.

Pursuant to Section 6818 of the Public Resources Code, the application has been referred to the Resources Agency and to the office of the Attorney General for requisite review. The Resources Agency, Department of Parks and Recreation, Division of Beaches and Parks, is not in favor of unlimited removal, and has suggested that sources of sand be used that will have no effect on the beaches. The Department of Water Resources has approved the proposed operation, provided that a maximum extraction limit is set of 100,000 tons per year, approximately 80,000 cubic yards, and that subject permit be revoked in the event continued dredging adversely affects the adjoining shoreline. The office of the Attorney General has advised that the State Lands Commission, in its discretion, may determine that the extraction of sand in the area proposed would unreasonably interfere with the protection of shoreline properties, and that the form of lease offered should be modified so as to avoid such interference with shore properties.

The U. S. Corps of Engineers has issued a Department of the Army permit authorizing extraction operations by the applicant in the described area. The adjacent upland property is owned by the applicant.

The statutory filing fee and the required expense deposit have been submitted.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT THE EXTRACTION OF A LIMITED AMOUNT OF SAND FROM THE AREA PROPOSED IN THE APPLICATION OF PACIFIC CEMENT AND AGGREGATES, INC., WILL NOT ADVERSELY AFFECT THE ADJOINING SHORELINE.
2. AUTHORIZE THE EXECUTIVE OFFICER TO OFFER FOR LEASE, PURSUANT TO COMPETITIVE BIDDING, FOR THE EXTRACTION OF SAND, AT A MINIMUM ROYALTY OF \$0.06 PER CUBIC YARD FOR ALL SAND EXTRACTED, AN AREA OF TIDE AND SUBMERGED LANDS IN MONTEREY BAY, MONTEREY COUNTY, SUBJECT TO THE CONDITIONS (A) THAT THE MAXIMUM EXTRACTION SHALL NOT EXCEED 80,000 CUBIC YARDS A YEAR, AND (B) THAT THE COMMISSION WILL REVOKE THE LEASE IN THE EVENT IT IS DETERMINED THAT CONTINUED DREDGING ADVERSELY AFFECTS THE ADJOINING SHORELINE.

CALENDAR ITEM 24. (CONTD.)

THE AREA TO BE INCLUDED IN THE LEASE IS DESCRIBED AS FOLLOWS:

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EXHIBIT "A"
W.O. 4761

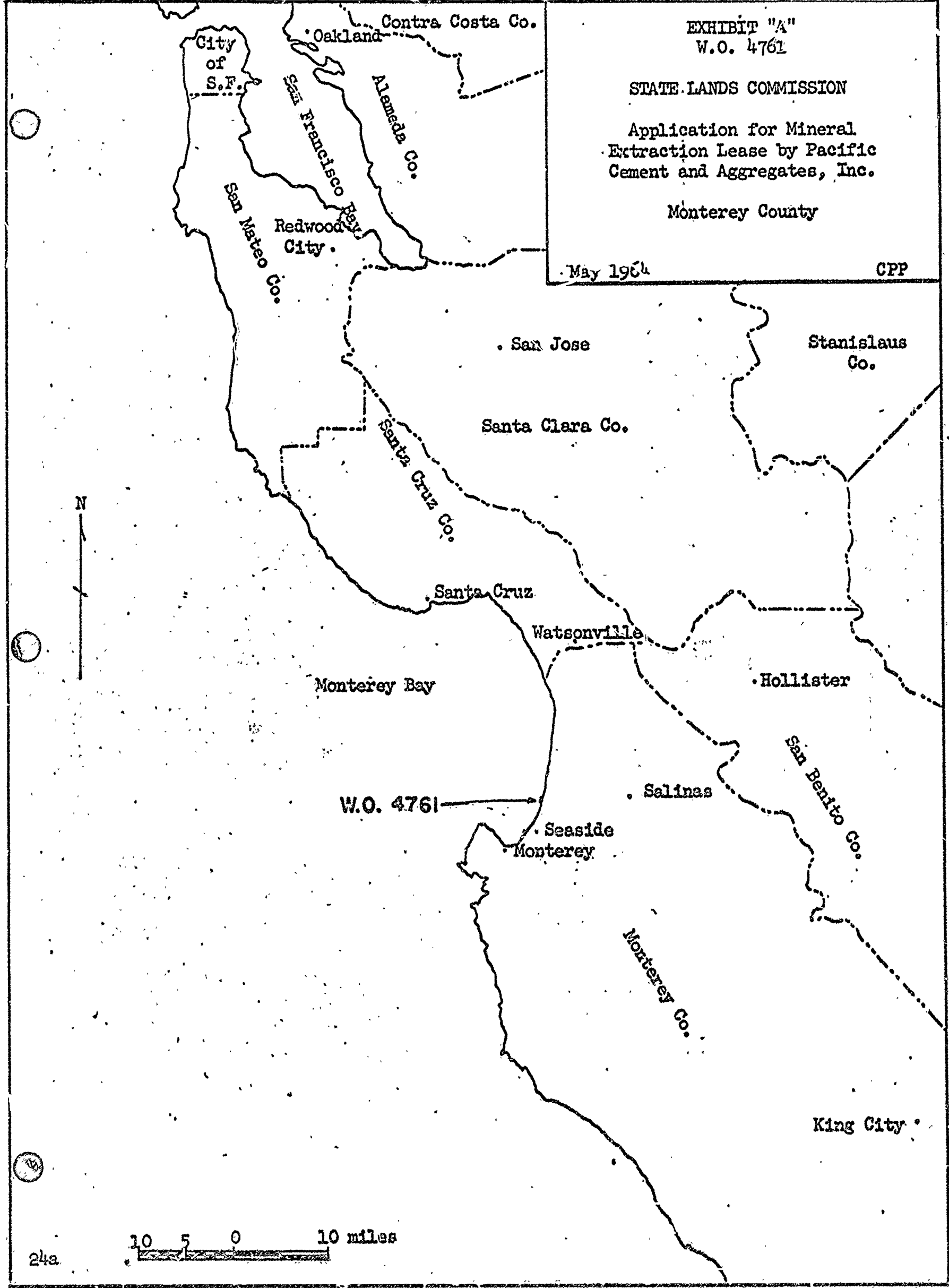
STATE LANDS COMMISSION

Application for Mineral
Extraction Lease by Pacific
Cement and Aggregates, Inc.

Monterey County

May 1964

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W.O. 4761

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24a

EXHIBIT "B"
W.O. 4761

STATE LANDS COMMISSION

Application for Mineral
Extraction Lease By
Pacific Cement and Aggregates, Inc.
Monterey County

May 1964

GPP

MONTEREY
BAY

Owned By
Pacific Cement and
Aggregates, Inc.

401 Acres ±

J. G. Armstrong Co.

W.O. 4761

MEAN
HIGH
TIDE
LINE

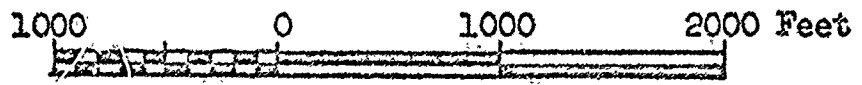
Owned By
Pacific Cement and
Aggregates, Inc.
2.13 Acres

Rancho Boundary

Monterey

Branch Southern Pacific Railroad

N



Scale 1 inch = 1000 Feet

24b