

MINUTE ITEM

This Calendar Item No. 37
was approved as Minute Item
No. 37 by the State Lands
Commission by a vote of 2
to 0 at its 2/28/85
meeting.

CALENDAR ITEM

A 70

S 37

37

02/28/85
PRC 6767
Grabner

AMENDMENT OF THE EXISTING DREDGING
PERMIT PRC 6767 ISSUED TO COUNTY OF ORANGE
DEPARTMENT OF PUBLIC WORKS TO WAIVE
THE ROYALTY OF \$0.15

APPLICANT: County of Orange
Department of Public Works
P. O. Box 4048
Santa Ana, California 92702-4048

AREA, TYPE LAND, LOCATION: Tide and submerged land granted to the County
of Orange with minerals reserved to the State,
Orange County.

LAND USE: Dredging up to a total of 120,000 cubic yards
of sediments from the Newport Dunes Marina and
Lagoon for improvement of navigability and
safety.

TERMS OF PERMIT: Initial Period: One year from January 1, 1985.

CONSIDERATION: A royalty of \$0.15 per cubic yard for spoils
placed at E.P.A. Disposal Site L.A. 3 to be
waived in consideration that the project is for
the general public benefit. All other terms
and conditions of Dredging Permit PRC 6767 are
to remain in full force and effect.

PREREQUISITE TERMS FEES AND EXPENSES:
Filing fee has been received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C. 5303, 6370, 21065.

164
841

CALENDAR ITEM NO. 37 (CONT'D)

B. 14 Cal. Adm. Code: CEQA Guidelines 2 Cal. Adm. Code 2905, 2951 and 2954.

OTHER AUTHORIZATIONS:

California Coastal Commission, United States Army Corps of Engineers.

AB 884:

N/A.

OTHER PERTINENT INFORMATION.

On December 20, 1984, the County of Orange, Department of Public Works was issued a Dredging Permit PRC 6767 authorizing removal of up to 120,000 cubic yards of material from Newport Dunes Marina and Lagoon to improve navigational safety and usability of the swimming lagoon. Following issuance of the permit, the Department of Public Works requested a waiver of the \$0.15 per cubic yards royalty, on the basis that the project is in the public interest. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061) the staff has determined that the waiver of fees is an activity exempt from the requirements of the CEQA because it is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: P.R.C. 21065 and 14 Cal. Adm. Code 15378.

EXHIBITS:

- A. Vicinity Map.
- B. Site Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THIS ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 BECAUSE IT IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. ADM. CODE 15378.
2. FIND THAT THE PROJECT IS IN THE INTEREST OF THE GENERAL PUBLIC OF CALIFORNIA AND WAIVE THE ROYALTY OF \$0.15 PER CUBIC YARD FOR SPOILS PLACED AT THE E.P.A. APPROVED DISPOSAL SITE L.A. 3 WITH ALL OTHER TERMS AND CONDITIONS OF DREDGING PERMIT PRC 6767 TO REMAIN IN FULL FORCE AND EFFECT.

PROJECT AREA

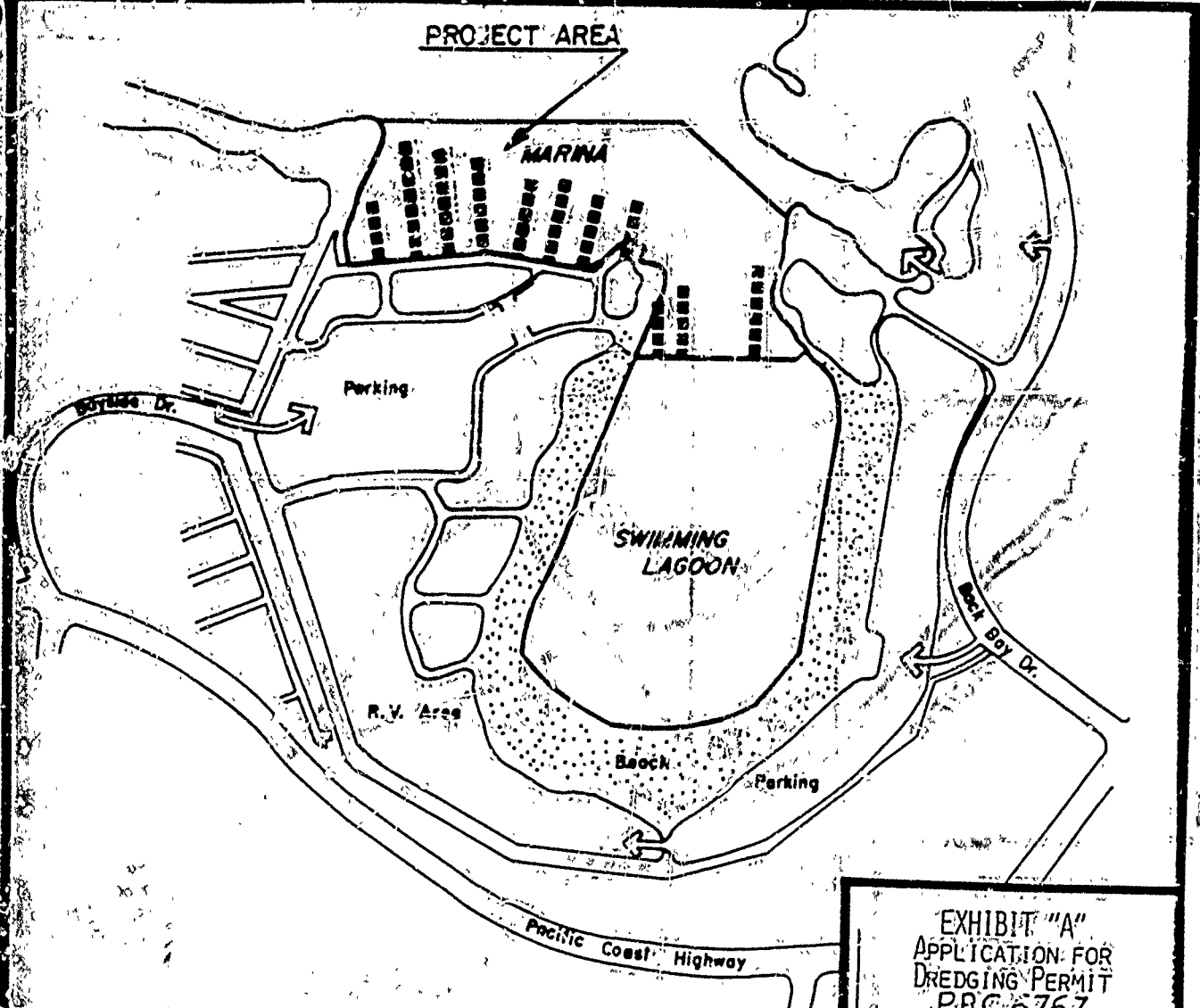
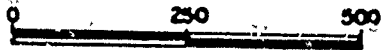


EXHIBIT "A"
APPLICATION FOR
DREDGING PERMIT
PRC 5767
COUNTY OF ORANGE
(APPLICANT)
NEWPORT DUNES
LAGOON & MARINA

SCALE IN FEET



Map of P. 2000 843

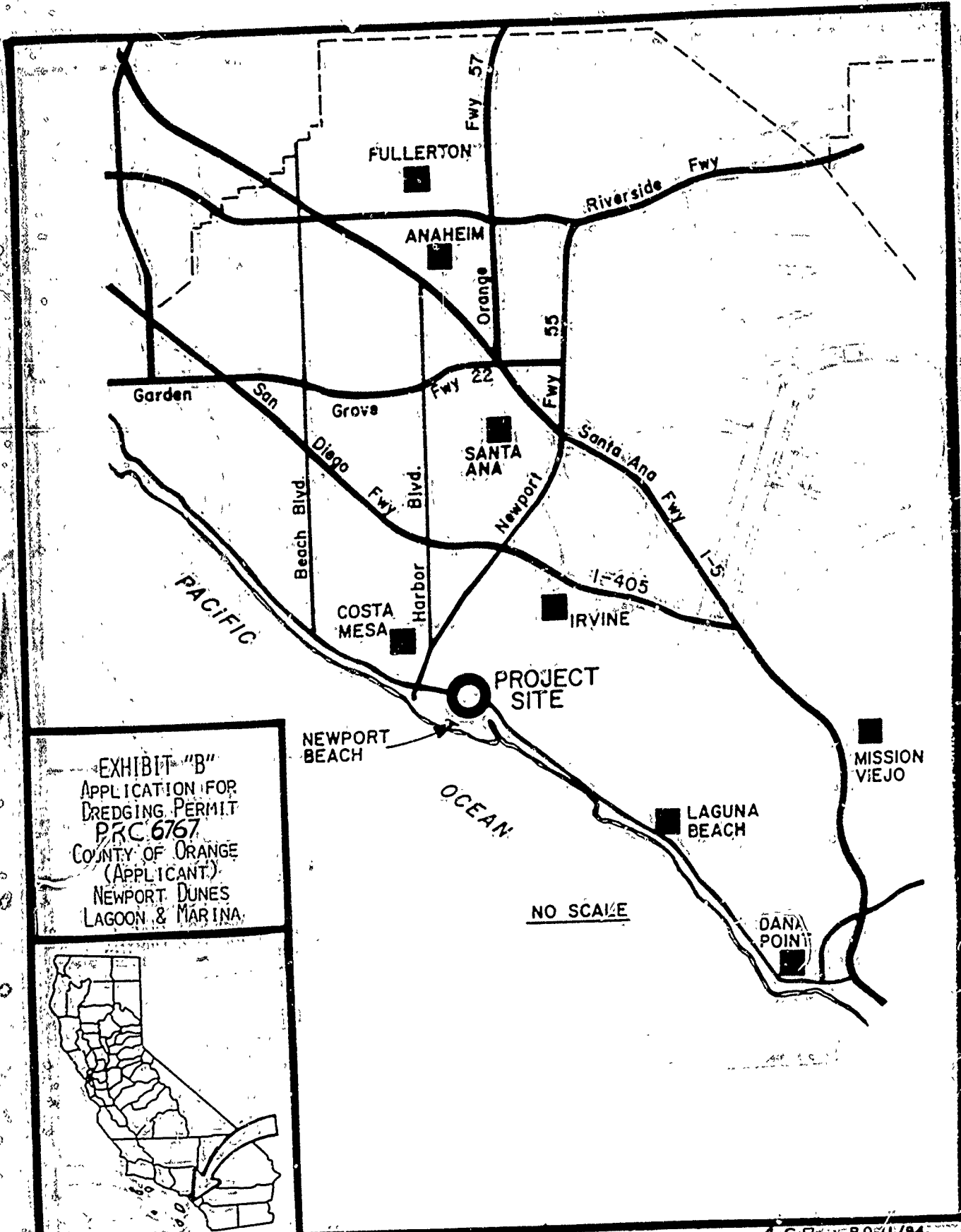


EXHIBIT "B"
 APPLICATION FOR
 DREDGING PERMIT
 PRC 6767
 COUNTY OF ORANGE
 (APPLICANT)
 NEWPORT DUNES
 LAGOON & MARINA



NO SCALE

167 R.07/1/84
 844