MINUTE ITEM This Calendar Item No was approved as Minute Item No by the State Lands Commission by a vote of to at its resting.	CALE
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CALENDAR ITEM

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10/26/88 W 24107 PRC 7260 N. Smith

GENERAL LEASE - RIGHT-OF-WAY USE

APPLICANT:

IT: American Telephone and Telegraph Communications of California, Inc. 5925 West Las Positas Boulevard Pleasanton, California 94566-0207

AREA, TYPE LAND AND LOCATION: Two parcels, totalling 2.6+ acres of tide and submerged land located in Cordelia Slough and Carquinez Straits near Cordelia and between the cities of Benicia and Martinez, Solano and Contra Costa counties.

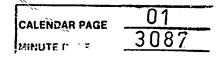
LAND USE: Installation and maintenance of a 0.5-inch fiber optic cable.

TERMS OF PROPOSED LEASE: Continuous, plus one (1) year, beginning October 27, 1988.

BASIS FOR CONSIDERATION: Exempt by law, Section 7901, Public Utilities Code.

PREREQUISITE CONDITIONS, FEES AND EXPENSES: Filing fee, processing costs, and environmental costs have been received.





CALENDAR ITEM NO. 01 (CONT'D)

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
 - B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884: 02/11/89.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15025), the staff has prepared a Proposed Negative Declaration identified as EIR ND 446, State Clearinghouse No. 88081603. Such Proposed Negative Declaration was prepared and circulated for public review pursuant to the provisions of CEQA.

Based upon the Initial Study, the Proposed Negative Declaration, and the comments received in response thereto, there is no substantial evidence that the project will have a significant effect on the environment. (14 Cal. Adm. Code 15074(b))

- The annual rental value of the two sites is estimated to be \$1,984 for this type of lease.
- 3. AT&T has applied to the following entities for permits for the proposed project:

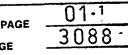
California State Department of Transportation and State Fish and Game; counties of Contra Costa, Yolo and Solano; cities of Fairfield, Benicia, Walnut Creek, Martinez, Pleasant Hill, Lafayette, Oakland, and Orinda;

4. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

(REVISED 10/24/88)

-2-

CALENDAR PAGE



CALENDAR ITEM NO. 01 (CONT'D)

APPROVALS PENDING: East Bay Regional Park District, United States Army Corps of Engineers, California BCDC. Land Description. A-1. EXHIBITS: A-2. Location Map. Β. Negative Declaration. C. Local Government Approvals. D-1. ... 11 11 D-2. ... 11 11 D-3.

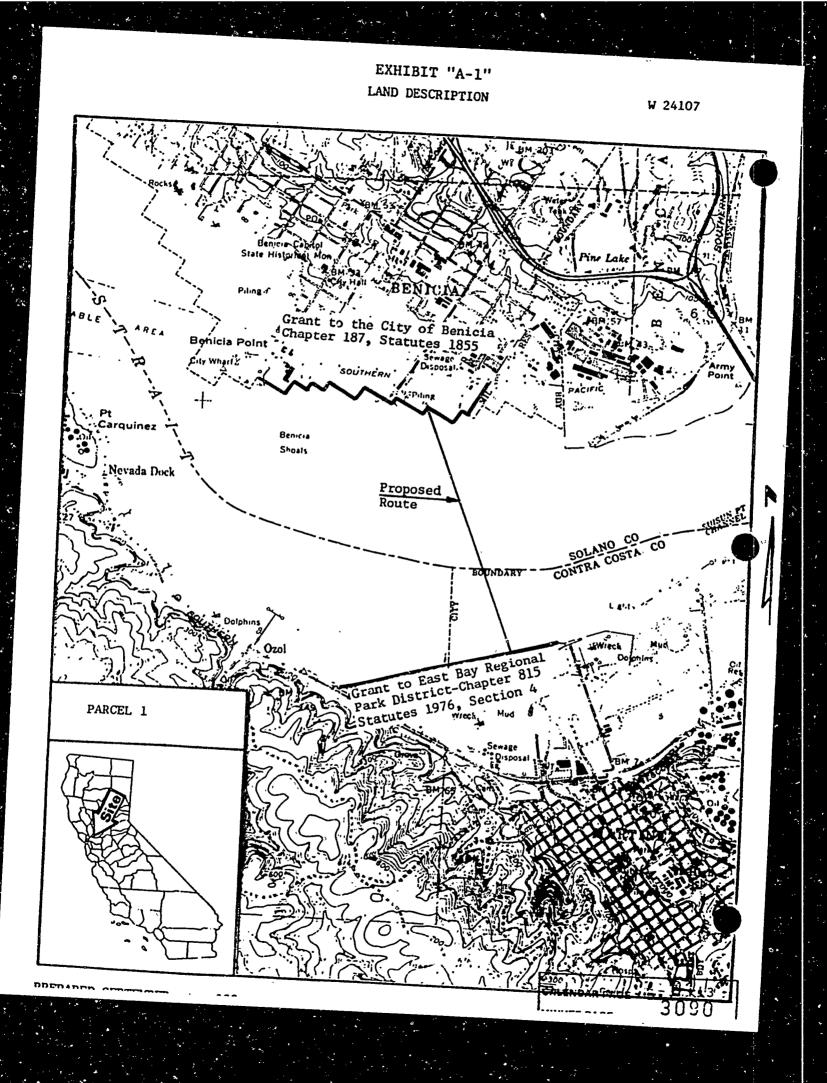
IT IS RECOMMENDED THAT THE COMMISSION:

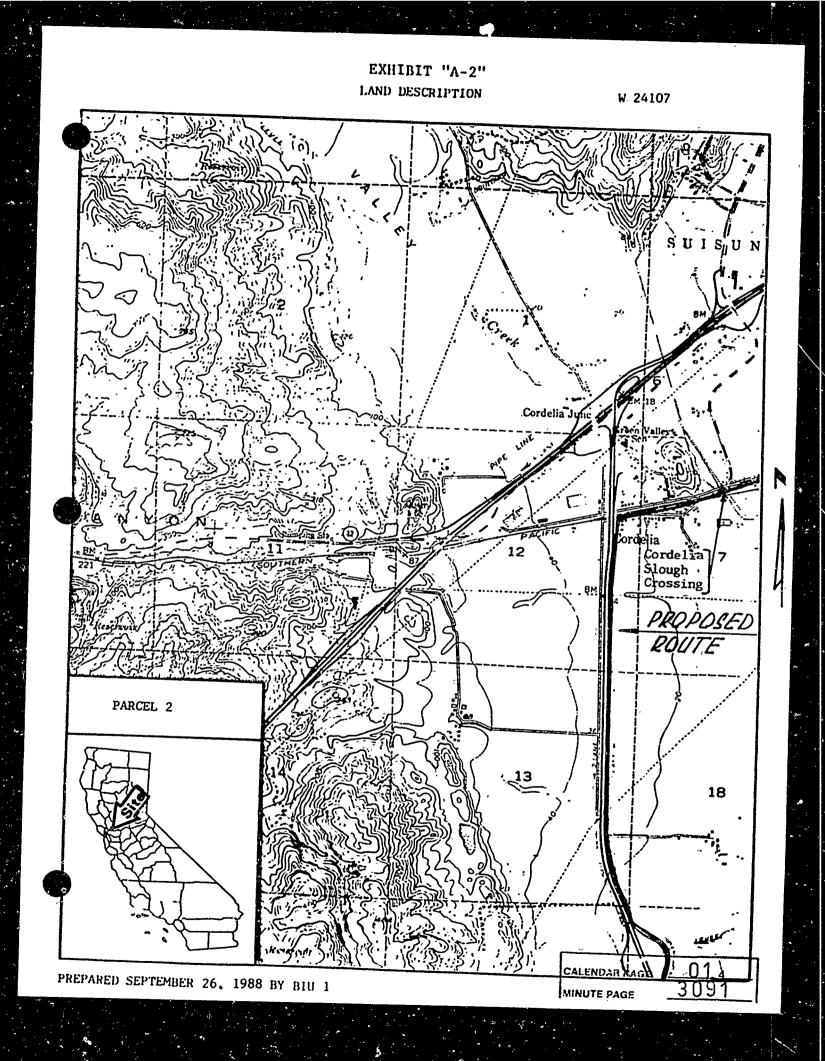
- 1. CERTIFY THAT A NEGATIVE DECLARATION, EIR ND 446, STATE CLEARINGHOUSE NO. 88081603, WAS PREPARED FOR THIS PROJECT PURSUANT TO THE PROVISIONS OF THE CEQA AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
- 2. DETERMINE THAT THE PROJECT, AS APPROVED, WILL NOT HAVE AS SIGNIFICANT EFFECT ON THE ENVIRONMENT.
- 3. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
- 4. AUTHORIZE ISSUANCE TO AMERICAN TELEPHONE AND TELEGRAPH COMMUNICATIONS OF CALIFORNIA, INC., OF A GÉNERAL LEASE – RIGHT-OF-WAY USE, FOR A CONTINUOUS, PLUS ONE-YEAR, TERM BEGINNING OCTOBER 27, 1988; PURSUANT TO THE PROVISIONS OF SECTION 7901 OF THE PUBLIC UTILITIES CODES FOR THE INSTALLATION AND MAINTENANCE OF A FIBER OPTIC CABLE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

-3-

(REVISED 10/24/88)

CALENDAR PAGE 01.2 MINUTE PAGE 3089







STATE OF CALIFORNIA-STA		GEORGE DEUKMEJIAN, Governor
STATE LANDS COMMI 1807 13TH STREET SACRAMENTO, CALIFORNIA		
	PROPOSED NEGATIVE DECLARATION	
		EIR ND 446
		File Ref.: W 24107
•		SCH#: 88081603
roject Title:	AT&T Fiber Optic Cable - Dunnigan to (Oakland
roject Proponent:	AT&T	
roject Location:	From Dunnigan, Yolo County to Oakland through Solano and Contra Costa Count:	, Alameda County, ies
roject Description:	Placement of 92 miles of fiber optic of cable within existing cable right-of- includes regeneration stations, splic poles along cable alignment.	way. Proposal
	-	
ontact Person:	Dan Cohen, Environmental Teleph Specialist	one: (916) 324-8497
	· · · ·	- 🗤 🗸
5000 et seg. Title	prepared pursuant to the requirements of the 21000 et seq., Public Resources Code), the S 14, California Administrative Code), and th 2901 et seq., Title 2, California Administra	tate CEQA Guidelines (Sect
		•
used upon the attach	ed Initial Study, it has been found that:	
the project will	not have a significant effect on the environm	ent.
7 mitigation measur	es included in the project will avoid potenti	ally significant effects.
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**		CALENDAR PAGE

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Form 13.17 (2/88)

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STATE LANDS COMMISSION

ENVIRONMENTAL IMPACT ASSESSMENT CHECKLIST - PART II Form 13.20 (7/82)

File Ref.: W 24107

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١.	BA	CKGROUND INFOR	RMATION	
	A.	Applicant: A	T&T	
	•		.0. Box 121, Suite 1033G	
		P	leasanton, CA 94566-0207	
	В.	Checklist Date: 0	<u>8 / 09 / 88</u> · · ·	•••••••••••••••••••••••••••••••••••••••
	C.	Contact Person: D	an Cohen, Environmental Specialist	
		Telephone: <u>{9</u>	16 324-8497	
	D.	Purpose:T	o enlarge the capacity of, and to diversify AT&T's	
		_ <u> </u>	ommunication systems.	•
	E.	Location: F	rom Dunnigan, Yolo County, to Oakland, Alameda County	
			hrough Solano, and Contra Costa Counties (see Env. Ass	
	F.		acement of a fiber optic communications cable. Of the	
			of cable, approximately 49 miles will be in existing und conduit; the remainder will be placed in new condu	
	G.	Persons Contacted:		
	•	_The	project includes approximately 4 regeneration stations	, and
		cable al conduit	truction of manholes, splice boxes and marker poles al ignment. The cable is 0.5-inch in diameter, and the n is 4-inch diameter PVC pipe. Cable placement will occ xisting cable right-of-way or existing public road	ew
		Rights-of		
	-			
		· ····································		
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		و و میں میں ہے ہوتی ہے اور		
	5	WIRONACHTAL H	· MPACTS. (Explain all "yes" and "maybe" answers)	
		<i>Earsh.</i> Will the pro	N.	s Maybe No
	. .		conditions or changes in geologic substructures?	ากเพ
		-	placements, compaction, or overcovering of the soil?	
			graphy or ground surface relief features?	
		• • •	, covering, or modification of any unique geologic or physical features?	
			wind or water erosion of soils, either on or off the site?	ī n 🖗
		6. Changes in dep	osition or erosion of beach sands, or changes in siltation, deposition or erosion which may nnel of a river or stream or the bed of the ocean or any bay, inlet, or lake?	
		7. Exposure of all	people or property to geologic hazards such as earthquakes, landstides, nudslides, ground ar hazards?,	
			MINUTE PAGE	3094

"("

£ X.

:

· ·	Yes Maybe No	
.1ir. Will the proposal result in:		
 1. Substantial air emmissions or deterioration of ambient air quality? 		
2. The creation of objectionable outsist a reverse and the second	· ·	
Water. Will the proposal result in: 1. Changer in the currents, or the course or direction of water movements, in either marine or fres		
depints of the rate and amount of surface water rate		
and the second second second waters?		
and a standard water in any water body?		
5. Discharge into surface waters, or in any alteration of surface water quality, including out of		
the thread on an rate of flow of around waters?		•
7. Change in the quantity of ground waters, either through direct additions or withdrawers, or		-
ception of an aquiter by cuts of excavational are otherwise available for public water supplies? . 8. Substantial reduction in the amount of water otherwise available for public water supplies?		1
and a standard to water-related hazards such as flooding of that water-		
 Exposure of people or property to water clience management of surface thermal springs?. Significant changes in the temperature, flow or chemical content of surface thermal springs?. 		•••
and an end an end the second the		•
1. Change in the diversity of species, or number of any species of plants (including frees, sind]]
fate surplus of any unique, rare or endangered species of plants?		
3. Introduction of new species of plants into an area, or in a barrier to the normal replanation		<u>x</u>] x]
4. Reduction in acreage of any agricultural crop?	·····	
E. Animal Life. Will the proposal result in:	nimals including	
 E. Animal Life. Will the proposal result in: 1. Change in the diversity of species, or numbers of any species of animals (birds, land a reptiles, fish and shellfish, benthic organisms, or insects)? 		
 Reduction of the numbers of any unique, rare or endangered species of animals?	or movement of	_
 Reduction of the numbers of any chicago, etcoded Introduction of new species of animals into an area, or result in a barrier to the migration animals? 		X
 animals?		
F. Noise. Will the proposal result in: 1. Increase in existing noise levels?		X
 Increase in existing noise levels? Exposure of people to severe noise levels? 		
		X]
G. Light and Glare. Will the proposition of the light or glare?	Lad	مسب
· · · · · · · · · · · · · · · · · · ·		X)
 H. Land Use. Will the preposal resolution 1. A substantial alteration of the present or planned land use of an area?	نيسا ا _{سما}	<u>مرجوع</u>
in a second will the proposal result in:		X]
1. Increase in the rate of use of any natural resources?	······································	X
2. Substantial depletion of any nonrenewable resources?	••••• •••• ••• ••• ••• •••• ••••	مىشە
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•	CALENDAR PAGE -	309
- 2 -	-	
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์ J.	Risk úf Upset. Does the proposal result in: Yes Maybe No
	1. A risk of an explosion or the release of hazardous substances (including, but not limited to, oil, pesticides, chemicals, or radiation) in the event of an accident or upset conditions?
-	2. Possible interference with emergency response plan or an emergency evacuation plan?
	Population. Will the proposal result in:
	1. The alteration, distribution, density, or growth rate of the human population of the area?
Ĺ	Housing. Will the proposal result in:
	1. Affecting existing housing, or create a demand for additional housing?
М.	Transportation/Circulation. Will the proposal result in:
	1. Generation of substantial additional vehicular movement?
	2. Affecting existing parking facilities, or create a demand for new parking?
	3. Substantial impact upon existing transportation systems?
	4. Alterations to present patterns of circulation or movement of people and/or goods?
	5. Alterations to waterborne, rail, or air traffic?
	6: Increase in traffic hazards to motor vehicles, bicyclists, or pedestrians?
N.	Public Services. Will the proposal have an effect upon, or result in a need for new or altered governmental services in any of the following areas:
	1. Fire protection?
	2. Police protection?
	3. Schools?
	4. Parks and other recreational facilities?
	5. Maintenance of public facilities, including roads?
	6. Other governmental services?
· 0.	. Energy. Will the proposal result in:
	1. Use of substantial amounts of fuel or energy (
	2. Substantial increase in demand upon existing sources of energy, or require the development of the develop
P.	
	1 Power or natural 9257
	2. Communication systems?
	3. Water?
	4. Sewer or septic tanks?
	5. Storm water drainager
	6. Solid waste and disposal?
c	2. Human Health. Will the proposal result in:
	1. Creation of any health hazard or potential health hazard (exclosing horter health hazard creation of any health hazard creation health hazard text of the second s
	2. Exposure of people to potential health hazards/
F	R. Aesthetics. Will the proposal result in:
	1. The costruction of any scenic vista or view open to the public, or will the proposal result in the creation of an aesthetically offensive site open to public view?
:	S. Recreation. Will the proposal result in:
•	1. An impact upon the quality or quantity of existing recreational opportunities r
••••	
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T.	Cultural Resources.	Yes May	۰. be No	
	1. Will the proposal result in the alteration of or the destruction of a prehistoric or historic archeological site?.			
	2. Will the proposal result in adverse physical or aesthetic effects to a prehistoric or historic building, structure, or object?			
•	3. Does the proposal have the potential to cause a physical change which would affect unique ethnic cultural values?			
•	4. Will the proposal restrict existing religious or sacred uses within the potential impact area?			
	Mandatory Findings of Significance.			
!	 Does the project have the potential to degrade the quality of the environment, reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory? 			
	2. Does the project have the potential to achieve short term, to the disadvantage of long-term, environmental goals?			
	3. Does the project have impacts which are individually limited, but cumulatively considerable?			
	4. Does the project have environmental effects which will cause substantial adverse effects on human beings, wither directly or indirectly?			
 III. DISCUSSION OF ENVIRONMENTAL EVALUATION (See Comments Attachied) A.2. Trenching activities, utilizing backhoes, trenchers, and track hoes, will temporarily disrupt soil along the cable right-of-way. Trenches will be recovered, and the surface returned to as near to pre-construction state as reasonably possible. C.5. Trenching, plowing, and possible boring activity at stream crossings may have an impact on water quality. Streambed alteration agreements have be issued by the Dept. of Fish and Game. Construction will be completed at low flow periods. All DFG recommendations regarding wetland protection, erosion control and sediment abatement procedures will be followed. D.1,2See Environmental Assessment, Section 4.0. E.1,2 """"""""""""""""""""""""""""""""""""				lf
IV. PRI				
On	the basis of this initial evaluation:			
, 🗆	I find the proposed project COULD NOT have a significant effect on the environment, and a NEGATIVE DEC be prepared.			
I find that althcode the proposed project could have a significant effect on the environment, there will not be a significant this case because the mitigation measures described on an attached sheet have been added to the project. A f DECLARATION will be prepared.				
	I find the proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IN is required.		PORT	
Determination to be made after initial study circulation period.				
Date	" i Land			
	For the State Lands Comminian		<u>n1</u>	10
	- 4 CALENDAR PA	GE	37(12)	7
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EXHIBIT "D-1"

Department of ENVIRONMENTAL MANAGEMENT

ROBERT J. PENDOLEY

DAVID HUBBELL DEPUTY DIRECTOR



601 TEXAS STREET FAIRFIELD, CALIFORNIA 94533.6376

BUILDING INSPECTION 429.6401

October 5, 1988

Nanci Smith State Lands Commission 1807 13th Street Sacramento, CA 95814

Re: File #W24107

Dear Ms. Smith:

This office has already responded to the initial study (SCH. No. 88081603) for the AT&T fiberoptic cable project.

A Marsh Development Permit and Zoning-Building Permit are required for the regenerator building proposed on the west side of Lopes Road. Application for the Marsh Development permit is currently being processed with approval anticipated on October 20, 1988.

No problems are foreseen for the necessary approvals and there are no separate approvals required from this office for the cable crossing Cordelia Slough and Carquinez Straits.

Thank you for the opportunity to coordinate the permit and review process.

Very truly yours,

Monoke CHRISTOPHER L. MONSKE

Land Use Manager

CLM/ah

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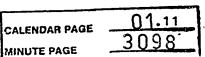


EXHIBIT "D-2"



City of Martinez

525 Henrietta Street, Martinez, CA 94553-2394

(415)372-3515

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CALENDAR PAGE

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October 6, 1988

Nanci Smith Land Agent State of California State Lands Commission 1807 13th Street Sacramento, CA 95814

RE: AT&T Fiberoptic Cable Crossing Carquinez Straits

Dear Ms. Smith:

In response to your letter of September 30, 1988, I am writing to indicate that based on information submitted to us by your office and AT&T, an encroachment permit must be obtained from the City Engineering Division office prior to commencing work.

Detailed requirements for obtaining an encroachment permit can be obtained from Dan Schiada of our Engineering Division at (415)372-3560.

Sincerely,

Maycin Parnis

Marcia Raines Assistant Planning & Building Director

MR:mt 251.61

cc: Rich Cullen, Engineering Div.

East Bay Regional Park District

11500 SKYLINE BOULEVARD, OAKLAND, CA 94619-2443 TELEPHONE (415) 531-9300

BOAND OF DIRECTORS MARY LEE JEFFERDS, PHYSION JAMES M DUNCOM, VCD PHYSION JOWN ODONNELL, SOUTHAY MARLAN KESSEL, THERMAN JOCELYN COMES KAY PETTRESH TED RACKE



DAVID E PESCHEN General Manager

October 18, 1988

41.

Nancy Smith State Lands Commission 1807 - 13th Street Sacramento, CA. 95814

Subject: Martinez Regional Shoreline Encroachment Permit Application No.: 87E-88

Dear Ms. Smith:

Per our telephone conversation, AT&T Communications did apply for a permit to install an underground fiber optic cable. The new design calls for construction to be conducted from outside of park boundaries. Since they will only be boring under our property, resources will not be affected.

An encroachment permit will be issued for construction. A permanent agreement will be required between the Park District and AT&T. They will not be assigned any surface rights.

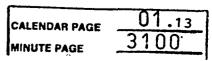
If I can be of further assistance, please call me at 881-1833

Sincerély,

Peter Koos Construction Manager

PK/ef

cc: Tom Lynch John Vilchek



MINUTE ITEM This Calendar Item No. 2 was approved as Minute Item No. 2 by the State Lands Commission by a vote of 2 to _____ at its _______88 meeting.

MINUTE ITEM

2

10/26/88 W 24244

CONSIDERATION OF WHETHER TO ESTABLISH AN OIL AND GAS LEASING SANCTUARY ZONE COVERING STATE-OWNED TIDE AND SUBMERGED LANDS WITHIN MENDOCINO AND HUMBOLDT COUNTIES

The following people testified before the Commission:

Norman de Vall, Supervisor Mendocino County.

Rick Provenso Representating Senator Keene.

Rachel Binah Representing Governor Michael Dukakis

Wesley Chesbro, Supervisor Humboldt County.

J. Brycé Kenny, Councilmember City of Trinidad.

Tehea Gast, Councilmember City of Arcata.

Theresa Staber Representing Assemblyman Dan Hauser.

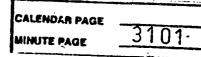
Susan Miller, Student Mendocino.

Brandon Cusick, Student Mendocino,

Robert Raymond, Acting Judge Mendocino.

Mike Fergus Western Oil and Gas Association.

Kevin Tahrir (Audience).



Rogge Marsh Exxon Company U.S.A.

Cecil Dell Self.

Upon motion made by Chairman Gray Davis, and seconded by Leo T. McCarthy, the following resolution was approved by a vote of 2-0.

THE COMMISSION:

- 1. DECLARES THAT ALL STATE-OWNED TIDE AND SUBMERGED LANDS WITHIN MENDOCINO AND HUMBOLDT COUNTIES TO WHICH PUBLIC RESOURCES CODE SECTION 6871.2 IS NOT APPLICABLE ARE TO BE DESIGNATED A "SANCTUARY ZONE";
- 2. DECLARES THAT NO OIL AND GAS LEASING OR DEVELOPMENT SHALL BE ALLOWED WITHIN THE DESIGNATED SANCTUARY ZONE; AND
- 3. DIRECTS STAFF TO REFRAIN FROM ACCEPTING APPLICATIONS FOR OIL AND GAS LEASING UP DEVELOPMENT WITHIN THE SANCTUARY ZONE.

Attachment: Calendar Dtem 2.