

CALENDAR ITEM

C35

MINUTE ITEM
This Calendar Item No. C35
was approved as Minute Item
No. 35 by the State Lands
Commission by a vote of 3
to 0 at its 4/6/94
meeting.

A 30
S 14, 16

04/06/94
PRC 5939
J. Smith

AMENDMENT TO DREDGING PERMIT

APPLICANT:

County of Fresno
Public Works and Development Services Dept.
2220 Tulare Street, Sixth Floor
Fresno, California 93721

AREA, TYPE LAND AND LOCATION:

Sovereign lands in the bed of the San Joaquin River
near Mendota, Fresno County.

LAND USE:

Continued dredging of 20,000 cubic yards of material
annually during remaining term of five-year permit.
The material is to be used for county road repair.

TERMS OF ORIGINAL PERMIT:

Dredging a maximum 20,000 cubic yards of material for
five years effective July 1, 1990.

No royalty shall be charged as dredged material is used
for county road repair, a public benefit.

A royalty of a minimum of \$0.25 per cubic yard shall be
charged for dredged material used for private benefit
or commercial sale purposes.

TERMS OF PROPOSED AMENDMENT:

Dredging a maximum 20,000 cubic yards of material
annually for five years during the term of the permit.

All other terms and conditions of the original permit
remain in full force and effect.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing and Processing costs have been received.

STATUTORY AND OTHER REFERENCES:

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

AB 884: N/A

OTHER PERTINENT INFORMATION:

1. 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 review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.
2. At its June 11, 1990 meeting (Minute Item 22), the Commission authorized the issuance of a five-year dredging permit (PRC 5939) to the County of Fresno, Department of Public Works, to dredge a maximum of 20,000 cubic yards of material from the bed of the San Joaquin River near Mendota, Fresno County. The dredged material is used by the County for road repair.

It was staff's intent, at that time, to request issuance of a five-year dredging permit to allow annual dredging of a maximum 20,000 cubic yards. Through an oversight, both the calendar item and Dredging Permit excluded the provision for annual dredging.
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15025), the staff prepared a Proposed Negative Declaration identified as ND 507, State Clearinghouse No. 90020359. Such Negative Declaration was prepared and circulated for public review pursuant to the provisions of CEQA.

Based upon the 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. Code Regs. 15074(b))

CALENDAR ITEM NO. C35 (CONT'D)

APPROVALS OBTAINED:

United States Army Corps of Engineers, Regional Water Quality Control Board, Department of Fish and Game, and the State Reclamation Board.

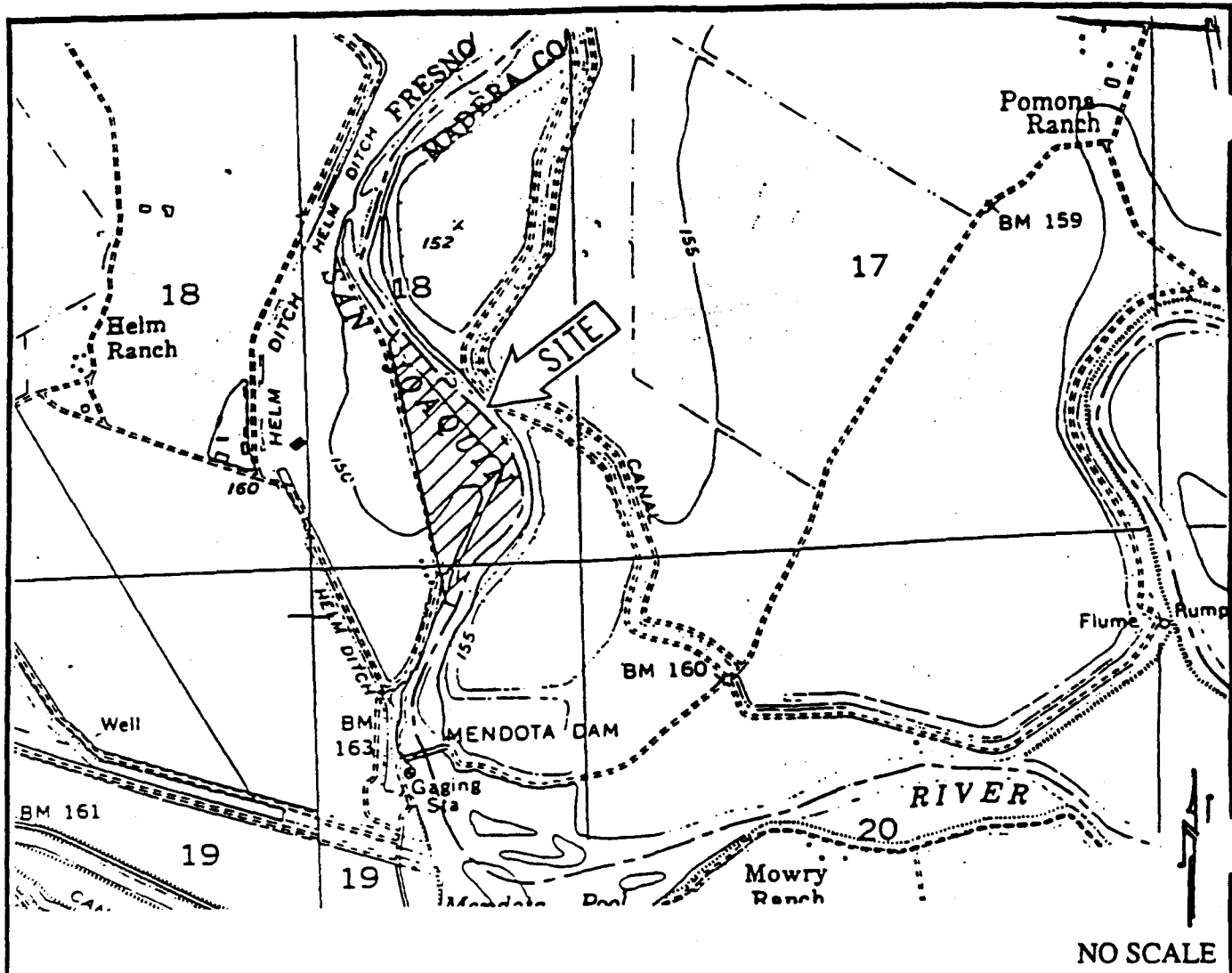
FURTHER APPROVALS REQUIRED:

State Lands Commission

EXHIBIT: A. Location and Site Map

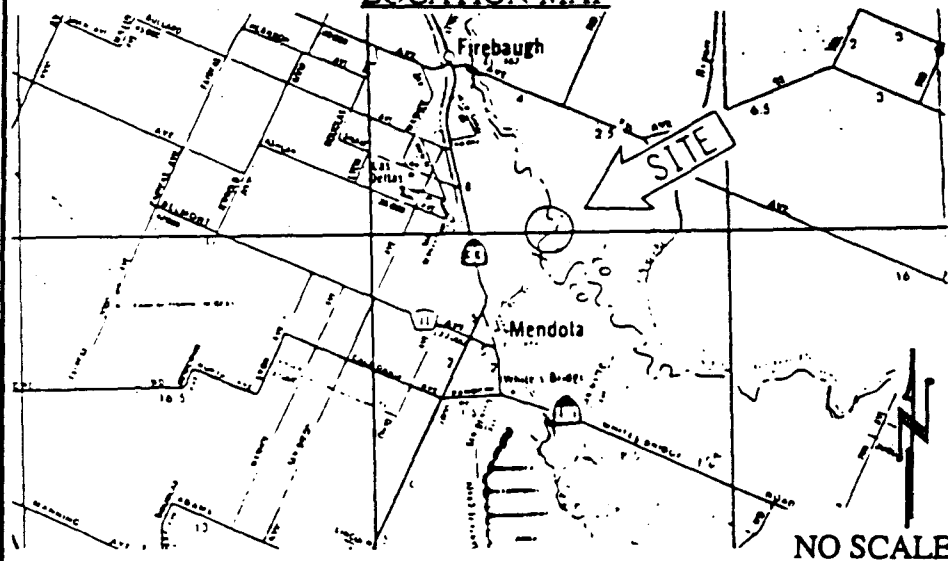
IT IS RECOMMENDED THAT THE COMMISSION:

1. CERTIFY THAT A NEGATIVE DECLARATION, ND 507, STATE CLEARINGHOUSE NO. 90020359, WAS PREPARED FOR THIS PROJECT, SPECIFICALLY DREDGING A MAXIMUM OF 20,000 CUBIC YARDS OF MATERIAL ANNUALLY FOR A FIVE YEAR PERIOD, PURSUANT TO THE PROVISIONS OF THE CEQA, THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN, AND HAS DETERMINED THAT THE INFORMATION AND ANALYSES THEREIN ARE VALID FOR THE PROPOSED AUTHORIZATION.
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
3. AUTHORIZE ISSUANCE OF AN AMENDMENT TO DREDGING PERMIT PRC 5939 TO THE COUNTY OF FRESNO, DEPARTMENT OF PUBLIC WORKS, EFFECTIVE APRIL 6, 1994. SAID AMENDMENT SHALL CLARIFY THE ORIGINAL INTENT OF THE FIVE-YEAR PERMIT TO ALLOW ANNUAL DREDGING OF UP TO 20,000 CUBIC YARDS OF MATERIAL FROM THE BED OF THE SAN JOAQUIN RIVER, NEAR MENDOTA, FRESNO COUNTY. ALL OTHER TERMS AND CONDITIONS OF THE ORIGINAL PERMIT REMAIN IN FULL FORCE AND EFFECT.



NO SCALE

LOCATION MAP



NO SCALE

EXHIBIT "A"
PRC 5939
 Amendment To
 Dredging Permit
 San Joaquin River
 FRESNO COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.