

MINUTE ITEM

This Calendar Item No. C26 was approved as Minute Item No. 24 by the California State Lands Commission by a vote of 3 to 0 at its 2/27/98 meeting.

**CALENDAR ITEM
C26**

A 14
S 9

02/27/98
PRC5228 WP 5228.9
M. Howe

DREDGING LEASE

LESSEE:

City of Richmond
P. O. Box 4046
1411 Harbour Way South
Richmond, California 94804

AREA, LAND TYPE, AND LOCATION:

Granted, minerals reserved, sovereign lands at Terminal 4, Port of Richmond, City of Richmond, Contra Costa County.

AUTHORIZED USE:

Maintenance dredge a maximum of 50,000 cubic yards of material to maintain a navigable depth. Dredged materials will be disposed of at the United States Army Corps of Engineers approved aquatic disposal site.

LEASE TERM:

Five years, beginning March 1, 1998.

CONSIDERATION:

No royalty will be charged for aquatic disposal of dredged material; \$0.25 per cubic yard will be charged for any material used for private benefit or commercial sale purposes.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 4, Minor Alteration to Land; Title 14, California Code of Regulations, section 15304(g).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300.

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2. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 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.

FURTHER APPROVALS REQUIRED:

San Francisco Bay Regional Water Quality Control Board; United States Army Corps of Engineers; San Francisco Bay Conservation and Development Commission.

EXHIBIT:

- A. Location and Site Map

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 4, MINOR ALTERATION TO LAND; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15304 (g).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO THE CITY OF RICHMOND A FIVE YEAR DREDGING LEASE, BEGINNING MARCH 1, 1998; FOR DREDGING A MAXIMUM OF 50,000 CUBIC YARDS OF MATERIAL AT TERMINAL 4, PORT OF RICHMOND TO MAINTAIN A NAVIGABLE DEPTH. DREDGED MATERIALS WILL BE DISPOSED OF AT A UNITED STATES ARMY CORPS OF ENGINEERS APPROVED AQUATIC DISPOSAL SITE. SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS ISSUED BY FEDERAL, STATE AND LOCAL GOVERNMENTS. NO ROYALTY SHALL BE

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CHARGED FOR AQUATIC DISPOSAL OF DREDGED MATERIAL; \$0.25
PER CUBIC YARD SHALL BE CHARGED FOR ANY MATERIAL USED
FOR PRIVATE BENEFIT OR COMMERCIAL SALE PURPOSES.

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