

MINUTE ITEM

This Calendar Item No. C28 was approved as Minute Item No. 28 by the California State Lands Commission by a vote of 3 to 0 at its 2/27/98 meeting.

**CALENDAR ITEM
C28**

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S 9

02/27/98
PRC7483 WP 7483.9
M. Howe

DREDGING LEASE

LESSEE:

Port of Oakland
P. O. Box 2064
530 Water Street
Oakland, California 94604-2064

AREA, LAND TYPE, AND LOCATION:

Granted minerals reserved sovereign lands at the Port of Oakland located in the city of Oakland, Alameda County.

AUTHORIZED USE:

Maintenance dredge a maximum of 350,000 cubic yards of material to maintain a navigable depth. Dredged materials will be disposed of at the United States Army Corps of Engineers approved Alcatraz Disposal Site (SF-11) and permitted upland site.

LEASE TERM:

Five years, beginning February 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.
3. This project involves an estimated 750,000 cubic yards of material in the outer, inner and middle Port of Oakland. The State retained mineral rights to those areas shown on Exhibit A. Thus, 350,000 yards of material will be dredged from State granted, mineral reserved, lands.
4. Materials unsuitable for aquatic disposal will be disposed of upland at a suitable and permitted landfill or beneficial re-use site.

APPROVALS OBTAINED:

Port of Oakland

FURTHER APPROVALS REQUIRED:

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

CALENDAR ITEM NO. C28 (CONT'D)

AUTHORIZATION:

AUTHORIZE ISSUANCE TO PORT OF OAKLAND OF A FIVE YEAR DREDGING LEASE, BEGINNING FEBRUARY 1, 1998; FOR DREDGING A MAXIMUM OF 350,000 CUBIC YARDS OF MATERIAL AT THE PORT OF OAKLAND TO MAINTAIN A NAVIGABLE DEPTH. DREDGED MATERIALS WILL BE DISPOSED OF AT THE UNITED STATES ARMY CORPS OF ENGINEERS APPROVED ALCATRAZ DISPOSAL SITE (SF-11) AND PERMITTED UPLAND 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 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.

OAKLAND

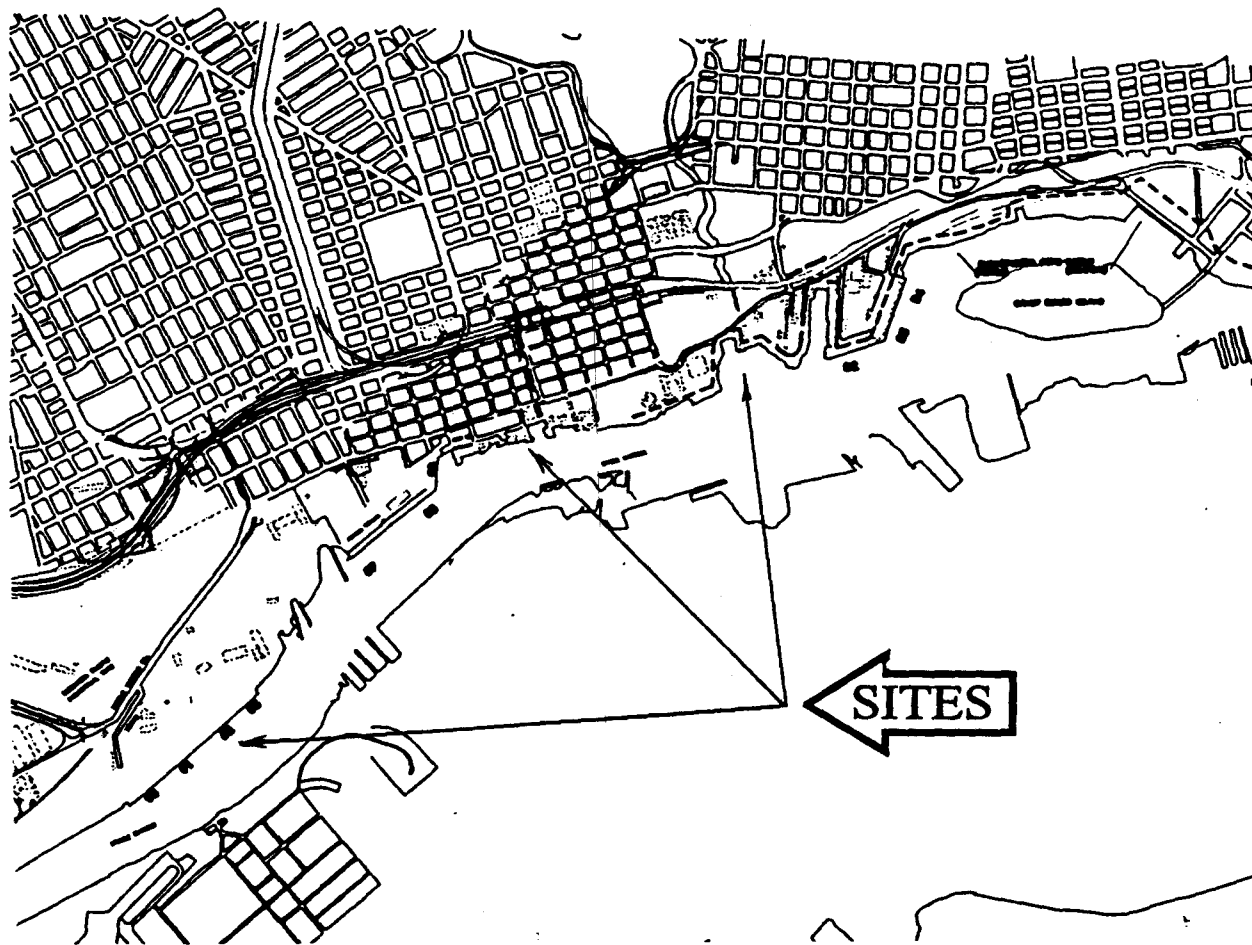


EXHIBIT A

SITE MAP

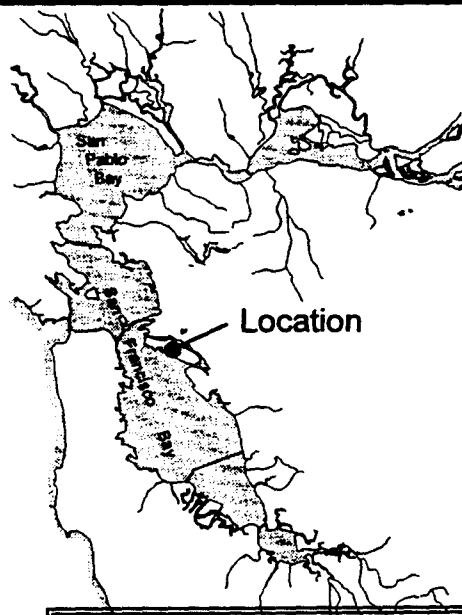
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DREDGING PERMIT

Port of Oakland

ALAMEDA COUNTY

This Exhibit is solely for purpose of generally defining the dredge area, 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.



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