

MINUTE ITEM

This Calendar Item No. C70 was approved as Minute Item No. 70 by the California State Lands Commission by a vote of 3 to 0 at its 2/27/98 meeting.

**CALENDAR ITEM
C70**

A 67
S 35

02/27/98
PRC 4551 WP 4551.9
J. Smith

AMENDMENT OF LEASE

LESSEE:

United States Army Corps of Engineers
P.O. Box 532711
Los Angeles, California 90053-2325

AREA, LAND TYPE, AND LOCATION:

280 acres, more or less, of tide and submerged lands in San Pedro Bay, near Sunset Beach, Orange County.

AUTHORIZED USE:

Placement of beach fill and continuing beach replenishment as necessary.

LEASE TERM:

49 years, beginning November 19, 1970.

CONSIDERATION:

The public benefit and safety.

PROPOSED AMENDMENT:

Amend Lease No. PRC 4551.9 effective February 1, 1997, to authorize the dredging of 1.75 million cubic yards of material (1.6 million cubic yards from offshore Bolsa Chica State Beach and 100,000-150,000 cubic yards of material from Sunset Beach) for use as beach replenishment at Surfside-Sunset Beach. No royalty shall be charged as the project will result in a public benefit. All other terms and conditions of the lease shall remain in effect without amendment.

OTHER PERTINENT INFORMATION:

1. A Finding of No Significant Impact (FONSI) was prepared and adopted for this project by the United States Army Corps of Engineers. The document was circulated for public review as broadly as state and local law may require and notice was given meeting the standards in Title 14, California Code of Regulations, section 15072 (a). Therefore, pursuant to Title 14, California Code of Regulations, sections 15221 and 15225, the staff

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recommends the use of the federal FONSI in place of a Negative Declaration.

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.

APPROVALS OBTAINED:

California Coastal Commission; Regional Water Quality Control Board.

EXHIBIT:

- A. Location and Site Map.

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE FINDING OF NO SIGNIFICANT IMPACT, PREPARED AND ADOPTED FOR THIS PROJECT BY THE UNITED STATES ARMY CORPS OF ENGINEERS, MEETS THE REQUIREMENTS OF THE CEQA. THEREFORE, PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTIONS 15221 AND 15225, ADOPT SUCH FEDERAL DOCUMENT FOR USE IN PLACE OF A NEGATIVE DECLARATION.

SIGNIFICANT LANDS INVENTORY FINDING:

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

AUTHORIZATION:

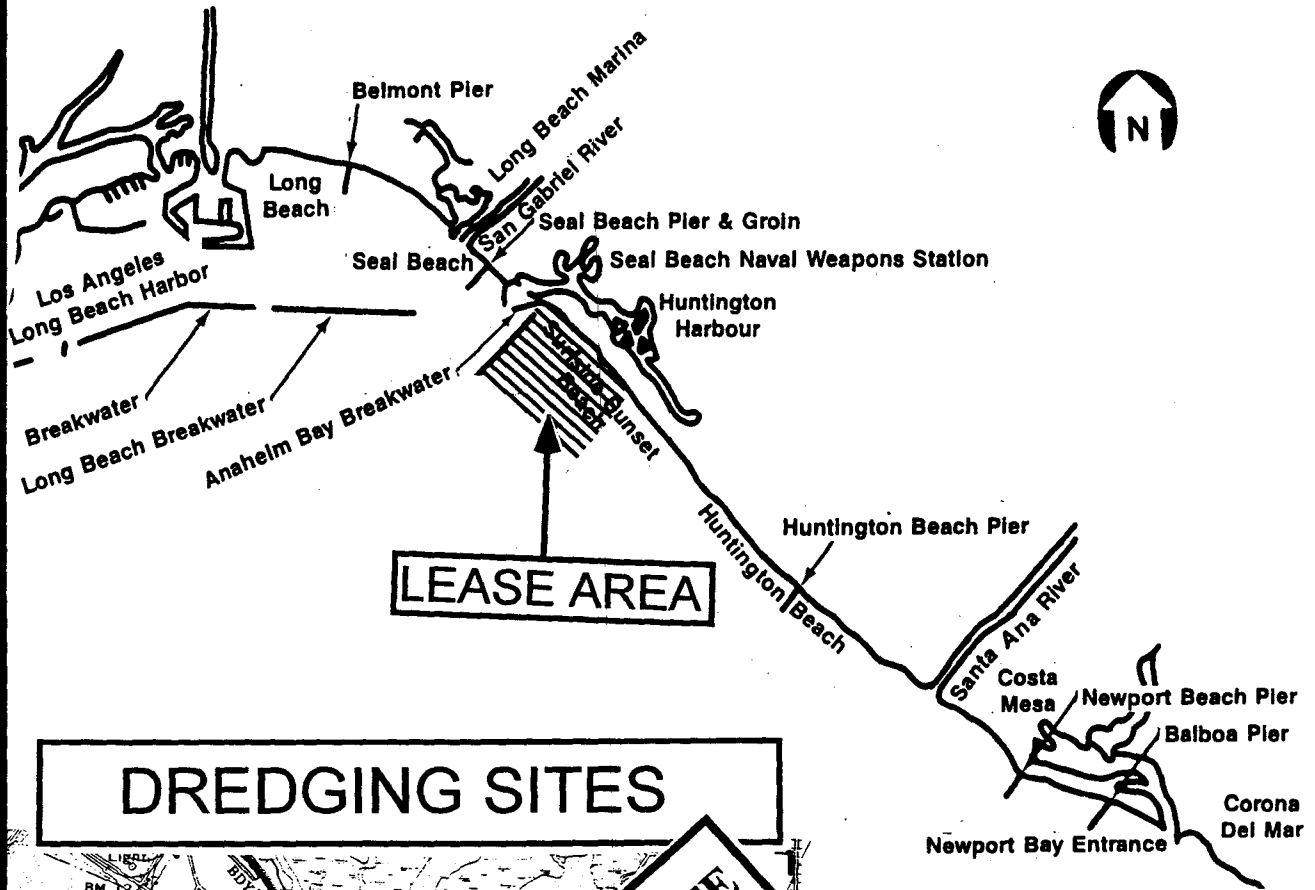
AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 4551.9, A PUBLIC AGENCY PERMIT, OF LANDS SHOWN ON EXHIBIT A ATTACHED

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AND BY THIS REFERENCE MADE A PART HEREOF, EFFECTIVE FEBRUARY 1, 1997, TO AUTHORIZE THE DREDGING OF 1.75 MILLION CUBIC YARDS OF MATERIAL IN CONJUNCTION WITH THE UNITED STATES ARMY CORPS OF ENGINEERS THE SURFSIDE-SUNSET BEACH NOURISHMENT PROJECT; NO ROYALTY SHALL BE CHARGED AS THE PROJECT WILL RESULT IN A PUBLIC BENEFIT; ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.

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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.



DREDGING SITES

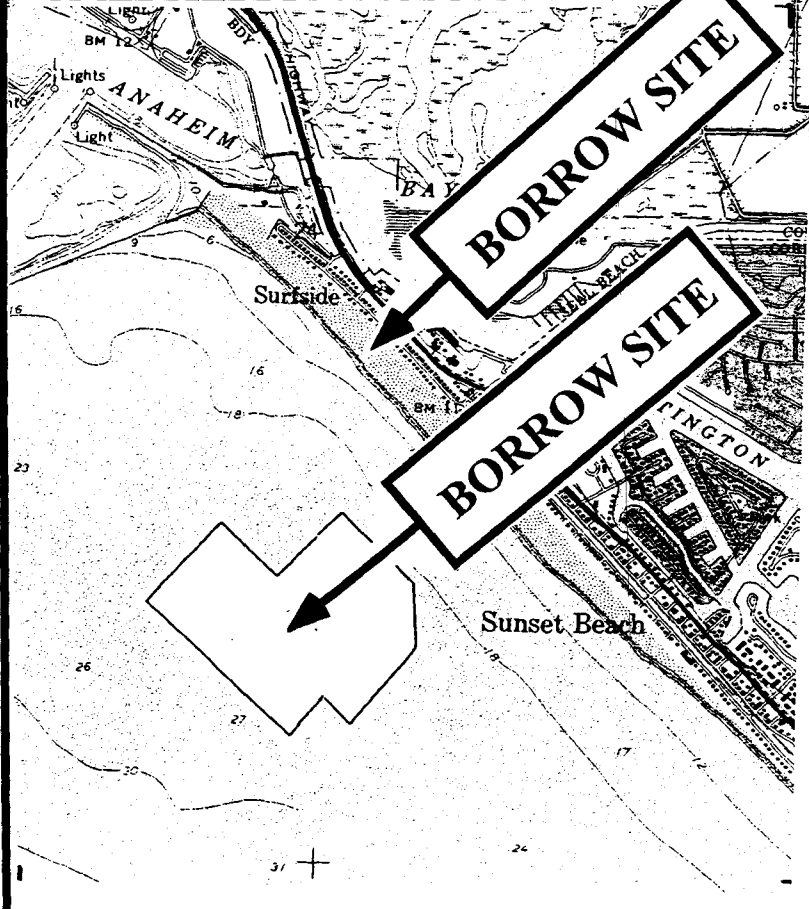


EXHIBIT "A"
 SITE MAP
 WP 4551.9
 PUBLIC AGENCY PERMIT
 U.S. CORPS OF
 ENGINEERS
 ORANGE COUNTY, CA.

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