

MINUTE ITEM

This Calendar Item No. C43 was approved as Minute Item No. 43 by the California State Lands Commission by a vote of 3 to 0 at its 8/24/06 meeting.

CALENDAR ITEM

C43

A 11

08/24/06

S 7

PRC 5805.9

D. Oetzel

AMENDMENT OF DREDGING LEASE

APPLICANT/LESSEE:

Chevron USA, Inc., Richmond Refinery
841 Chevron Way
Richmond, CA 94801

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in San Francisco Bay at the Chevron Richmond Long Wharf, Contra Costa County.

AUTHORIZED USE:

Dredge a maximum of 350,000 cubic yards of material annually over five years, five months, to maintain a navigable depth. Dredged materials will be disposed of at United States Army Corps of Engineers' designated disposal site SF-11 (Alcatraz) and/or Hamilton Army Air Base wetland renewal project, and/or other Dredged Material Management Office approved sites authorized by all applicable state and federal regulatory agencies, including upland reuse areas. Dredged material may not be sold.

LEASE TERM:

Five years, five months, beginning June 7, 2004.

PROPOSED AMENDMENT:

To maintain a navigable depth, expand the dredging footprint at Berth 4 as shown on the attached Exhibit A and by this reference made a part hereof.

CONSIDERATION:

No royalty will be charged as the Project will result in a public benefit.

OTHER PERTINENT INFORMATION:

1. On June 7, 2004, the Commission authorized a dredging lease to the Lessee to dredge material at the Chevron Richmond Long Wharf.

CALENDAR ITEM NO. C43 (CONT'D)

Applicant has submitted an application to expand the dredging footprint at the entrance to Berth 4 due to the increased sedimentation of the area. The expanded footprint will reduce a potential danger to navigation, and avoid light-loading and lightering – the process of ship to ship transfer of oil cargo.

2. 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, Title 14, California Code of Regulations, section 15304(g).

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

3. 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 REQUIRED:

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

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, TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15304(g) .

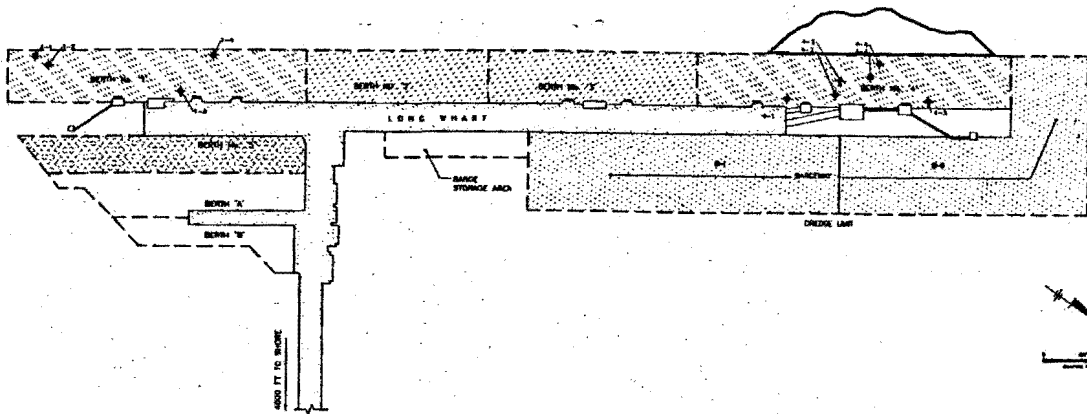
CALENDAR ITEM NO. C43 (CONT'D)

SIGNIFICANT LANDS INVENTORY FINDING:

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

AUTHORIZATION:

AUTHORIZE THE AMENDMENT OF LEASE PRC 5805.9 TO MAINTENANCE DREDGE AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF. SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS ISSUED BY FEDERAL, STATE AND LOCAL GOVERNMENTS. ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.



PURPOSE: MAINTENANCE
DREDGING OF
RICHMOND
LONG WHARF

DATUM: MLW
ADJACENT PROPERTY OWNERS:
1. STATE LANDS COMMISSION

PROPOSED LONG WHARF
DREDGING
IN: SAN FRANCISCO BAY
AT: CHEVRON RICHMOND REFINERY

COUNTY OF: CONTRA COSTA, CALIFORNIA

APPLICATION BY: CHEVRON. USA

CHEVRON, U.S.A., INC.
LONG WHARF
841 CHEVRON WAY
RICHMOND, CA 94802-0527

LOCATION

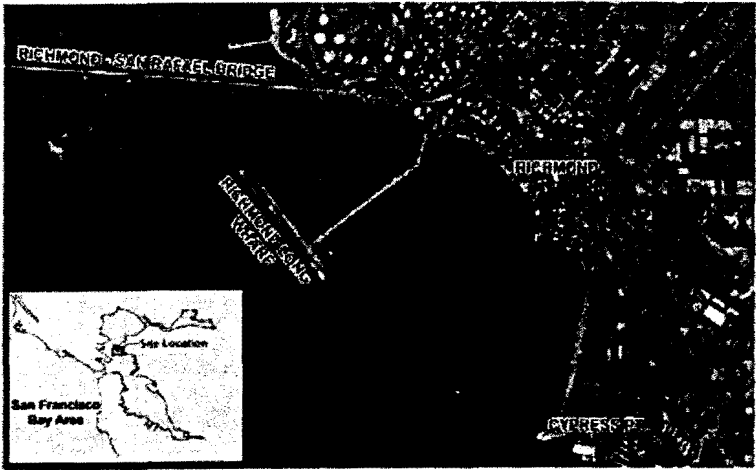


EXHIBIT A
WP 5805
Dredging
Long Wharf, Chevron
Richmond Refinery, San Francisco Bay
CONTRA COSTA COUNTY



This exhibit is solely for the purpose of generally defining the lease premise, 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.