

MINUTE ITEM

This Calendar Item No. 36
was approved as Minute Item
No. 36 by the State Lands
Commission by a vote of 3
to 0 at its 3-25-76 CALENDAR ITEM
meeting.

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MODIFICATION OF DREDGING PERMIT
PRC 4941

PERMITTEE: Exxon Company, U. S. A.
Benicia Refinery
Benicia, California 94510

RESUME OF PREVIOUS ACTION:

A permit to dredge 80,000 cubic yards from Carquinez Strait was issued on July 25, 1974. The State Lands Commission, acting as lead agency, determined that the project is within the purview of 2 Cal. Adm. Code 2907, Class 4, which exempts a maintenance dredging operation. The spoils were to be taken to the U. S. Army Corps of Engineers approved disposal site south of Alcatraz Island.

Subsequently, core samples taken in the dredge area indicate the material meets the E. P. A. Proposed Guidelines and now is classified as unpolluted. This status will allow the material to be spoiled at the adjacent Corps of Engineers disposal site SF-9, and therefore reduce the cost of transporting spoils. There are no suitable land disposal sites in the immediate area.

Dredging Permit PRC 4941 expires December 31, 1976. Exxon is requesting that the permit be extended five years with an increase to 400,000 cubic yards total spoil volume; 80,000 cubic yards annually for five years.

Affected agencies have been contacted and have no objections to the change.

PROPOSED MODIFICATIONS:

1. Change the previously authorized U. S. Army Corps of Engineers Alcatraz Island Disposal Site to the Corps of Engineers Disposal Site SF-9, in Carquinez Strait.
2. Extend the termination date of Dredging Permit PRC 4941, to December 31, 1981.

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3. Increase from 80,000 cubic yards to 400,000 cubic yards the total spoil volume to be removed.
4. Increase royalty consideration to 15¢ per cubic yard on a volume of 400,000 cubic yards.

OTHER PERTINENT DATA:

1. The Department of Fish and Game has no objection to the project provided that core samples of the area to be dredged are taken annually to determine if standard quality is maintained. Further, the permit is to be made conditional to the issuance of permits from the San Francisco Bay Conservation and Development Commission, the Regional Water Quality Control Board, and the U. S. Army Corps of Engineers.
2. This project is situated on State land identified as possessing significant environmental values, pursuant to Public Resources Code 6370.1, and is classified in a significant use category, Class C: Multiple Use. Staff review indicates that there will be no significant effect upon identified environmental values. The staff has received no adverse comments on this project.

EXHIBITS: A. Dredge Area Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. CERTIFY THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
2. DETERMINE THAT THIS PROJECT IS CATEGORICALLY EXEMPT FROM REQUIREMENTS OF 2 CAL. ADM. CODE 2910(a).
3. FIND THAT GRANTING OF THE APPLICATION WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1 ET SEQ.; OF THE PUBLIC RESOURCES CODE.
4. AUTHORIZE THE MODIFICATION OF DREDGING PERMIT PRC 4941 TO EXTEND THE PERMIT FOR A PERIOD OF 5 YEARS, ENDING ON DECEMBER 31, 1981; AND TO APPROVE THE SPOILING OF 400,000 CUBIC YARDS OF STATE-OWNED MATERIAL TO THE ARMY CORPS DISPOSAL SITE SF-9, CARQUINEZ STRAIT, AT A ROYALTY OF 15¢ PER CUBIC YARD; SUCH PERMISSION BEING SUBJECT TO THE ISSUANCE OF AND REQUIREMENTS THEREIN OF PERMITS FROM THE SAN FRANCISCO BAY CONSERVATION AND DEVELOPMENT COMMISSION, THE REGIONAL WATER QUALITY CONTROL BOARD AND THE U. S. CORPS OF ENGINEERS, INCLUDING THE TIME LIMITATIONS, AND ANY OTHER PERMITS,

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REQUIREMENTS, RECOMMENDATIONS, OR LIMITATIONS AS SET OR AS MAY BE SET BY STATE, FEDERAL, OR LOCAL GOVERNMENT; SAID DREDGE AREA BEING DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

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PRG 4941.1

All that real property in the county of Solano, State of California, more particularly described as follows:

Commencing at "point 44 on the Pierhead Line for Carquinez Strait approved by the Department of the Army, August 28, 1962", as described in Chapter 329, Statutes of 1967, State of California, relating to the conveyance of certain tide and submerged lands of the State to the City of Benicia, said point shown on the Record of Survey, map of grant to City of Benicia, which map was recorded May 17, 1966, in Book 23 of Maps, at Page 2, Records of Solano County, said point being an angle point of the U. S. Pierhead Line; thence from said point of commencement N 32° 26' 47" W, 700.00 feet to the True Point of Beginning; thence from said point of beginning N 50° 03' 13" E, 750.00 feet; thence S 39° 56' 47" E, 350.00 feet; thence S 50° 03' 13" W, 1250 feet; thence N 39° 56' 47" W, 300.00 feet; thence N 50° 03' 13" E, 500.00 feet to the point of beginning.

END OF DESCRIPTION