

**CALENDAR ITEM
C57**

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03/29/12
WP 5116.9
M. Andersen

DREDGING LEASE

APPLICANT:

Moss Landing Harbor District
7881 Sandholdt Road
Moss Landing, CA 95039

AREA, LAND TYPE, AND LOCATION:

Legislatively-granted sovereign land, with minerals reserved to the State, in Moss Landing Harbor, near the city of Moss Landing, Monterey County.

AUTHORIZED USE:

Dredge a maximum of 100,000 cubic yards of sediment from the Moss Landing South Harbor for navigation and harbor maintenance purposes. Dredge material and debris to be disposed of at U.S. Army Corps of Engineers pre-approved aquatic disposal sites.

LEASE TERM:

One year, beginning March 29, 2012.

CONSIDERATION:

No monetary consideration will be charged as the project will result in a public benefit. Dredged material may not be sold.

OTHER PERTINENT INFORMATION:

1. The Applicant is the Trustee of legislatively-granted sovereign land, pursuant to Chapter 1190, Statutes of 1947 and as amended, with minerals reserved to the State.
2. On February 21, 2003, the Commission authorized a Dredging and Disposal Lease to the Moss Landing Harbor District (District) to dredge approximately 100,000 cubic yards of material annually from the North and South Harbor to maintain navigable depths. At that time, dredged material was to be disposed of at pre-approved aquatic disposal sites or used for beach replenishment. That lease expired January 31, 2008. The applicant has now applied for a

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new dredging lease for a one-time dredging episode to remove a maximum of 100,000 cubic yards of sediment from the South Harbor to restore navigation.

3. On March 11, 2011, a tsunami hit the coastline of California depositing hundreds of thousands of cubic yards of sediment and debris along its beaches and harbors. The Moss Landing Harbor District is now eligible for federal emergency aid to remove debris and sediment left by the tsunami. The District must begin dredging operations within the next few months in order to qualify for the emergency aid. Therefore, the District has requested a lease for a one-time dredging episode to remove sediment from the berthing areas within the South Harbor. The shoaling caused by the tsunami is hazardous to recreational and commercial boaters docking within the South Harbor. Dredging allows the District to control depths for safe ingress and egress, as well as reduce the effects of wave and surge along the shoreline. The District proposes to dredge a maximum of 100,000 cubic yards of material from the harbor beginning as early as April 1, 2012 through June 30, 2012. Sediment will be removed via suction dredge will be disposed of at the U.S. Army Corps of Engineers approved aquatic disposal site.
4. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Cal. Code Regs., tit. 14, § 15061), the staff has determined that this activity is exempt from the requirements of CEQA as a categorically exempt project. The project is exempt under Class 4, Minor Alterations to Land; California Code of Regulations, Title 14, section 15304(g).

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

5. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370 et seq., but such activity will not affect those significant lands. 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.

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APPROVALS OBTAINED:

U.S. Army Corps of Engineers
Regional Water Quality Control Board

APPROVALS REQUIRED:

California Coastal Commission

EXHIBITS:

- A. Legal Description
- B. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the activity is exempt from the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15061 as a categorically exempt project, Class 4, Minor Alterations to Land; California Code of Regulations, Title 14, section 15304(g).

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 issuance of a Dredging Lease to the Moss Landing Harbor District beginning March 29, 2012, for a one-year term to dredge a maximum of 100,000 cubic yards of sediment from the South Harbor as described in Exhibit A and shown on Exhibit B (for reference purposes only) 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; no monetary consideration will be charged as the project will result in a public benefit; dredged material may not be sold.

EXHIBIT A

PRC 5116.9

LAND DESCRIPTION

Seven (7) parcels of land lying adjacent to Bolsa Nueva Y Moro Cojo Rancho, Patented November 20, 1873, County of Monterey, State of California, and more particularly described as follows:

Parcels 1 thru 6

Six (6) parcels of tide and submerged land lying within those lands Granted to the Moss Landing Harbor District as described in Chapter 1190 of California Statutes of 1947 and Chapter 131 of California Statutes of 1967, said parcels are designated as A, B, E, F, K, Gravelle's, and MBARI Docks by the Moss Landing Harbor District as depicted on "South Harbor Maintenance Dredging" drawing set, Sheet S-1, "Dredge Areas" by Sea Engineering Inc. dated January 29, 2012 and on file at the Sacramento Offices of the California State Lands Commission, said parcels are lying within the Old Salinas River Channel and at the convergence of said River with Moro Cojo Slough.

Parcel 7

One (1) circular parcel of submerged land being 50 yards in diameter the center point having NAD 83 Geographic Coordinates of 36°48'04.84" North Latitude and 121°47'25.84" West Longitude.

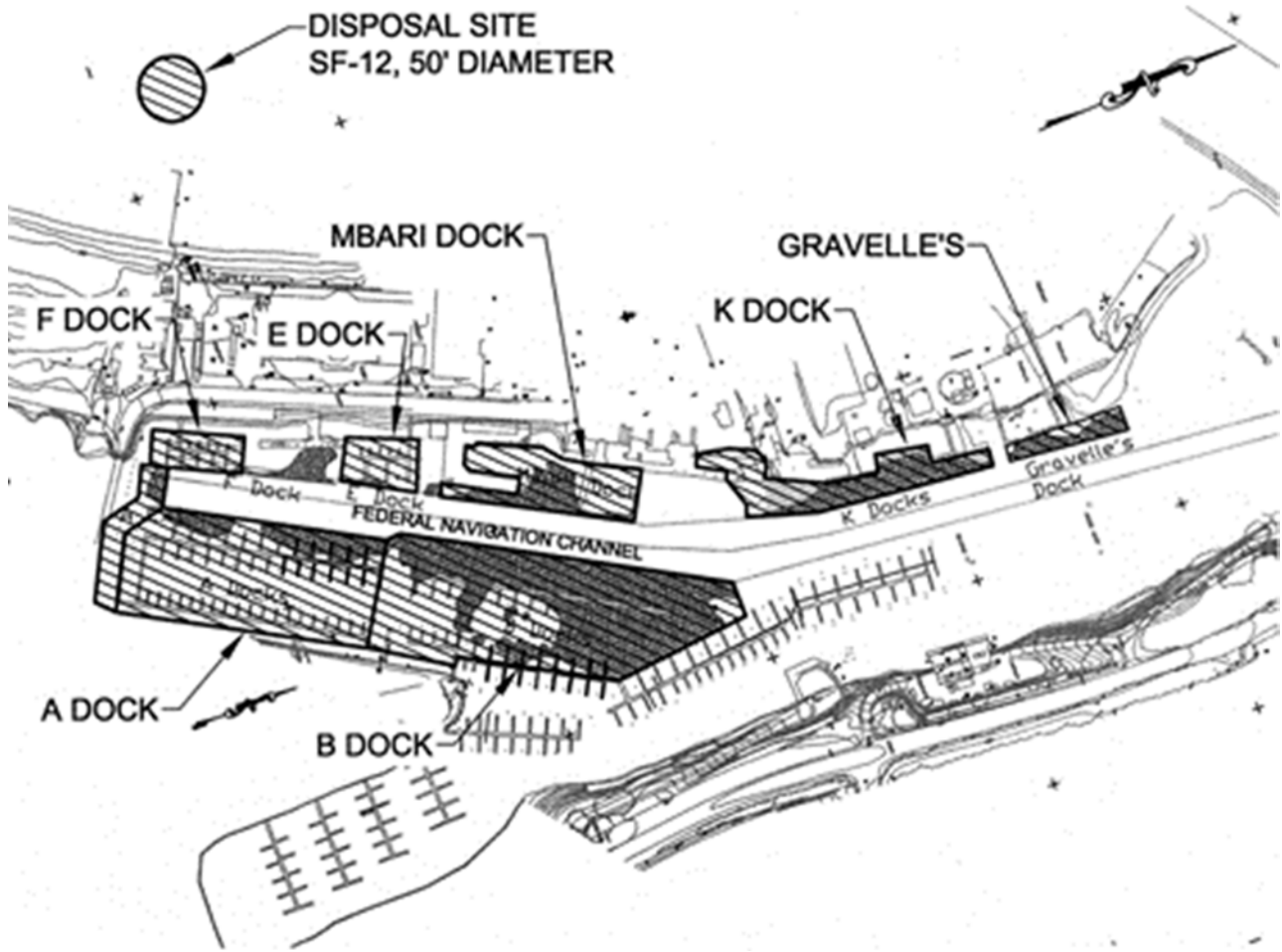
END OF DESCRIPTION

Prepared March 13, 2012 by the California State Lands Commission Boundary Unit.



NO SCALE

SITE



MOSS LANDING HARBOR MAINTENANCE DREDGING

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit B

PRC 5116.9
MOSS LANDING
HARBOR DISTRICT
DREDGING LEASE
MONTEREY COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties 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.

JAK 03/13/12