

**CALENDAR ITEM
C28**

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05/24/12
PRC 8987.9/SLL 111
D. Plummer

AMENDMENT OF LICENSE

LICENSEE:

United States Army Corps of Engineers

AREA, LAND TYPE, AND LOCATION:

270 acres, more or less, of sovereign land at the Hamilton North Antenna Field, formerly a portion of the Hamilton Army Airfield, City of Novato, Marin County.

AUTHORIZED USE:

Excavation and removal of approximately 90,000 cubic yards of contaminated soil and anthropogenic debris, such as metal, wood, or concrete encountered during excavation activities, and construction of temporary haul roads to transport contaminated soils and debris off-site.

LICENSE TERM:

Two years, beginning June 28, 2010.

CONSIDERATION:

No monetary consideration will be charged as the project will result in a public benefit by protecting the public's health and safety and enhancing the environment. The excavated material may not be sold.

PROPOSED AMENDMENT:

Amend the license to revise the termination date from June 27, 2012 to June 27, 2014. All other terms and conditions of the license shall remain in effect without amendment.

OTHER PERTINENT INFORMATION:

1. Applicant has the right to access the Hamilton North Antenna Field (NAF) through adjacent land owned by the California State Coastal Conservancy.
2. On June 28, 2010, the Commission authorized a two-year License-Public Agency Use to the United States Army Corps of Engineers to perform a

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Time Critical Removal Action to remove contaminated soils and other debris from the NAF. That license will expire on June 27, 2012.

3. The Licensee has requested an amendment to the license to allow more time to complete the project. While the excavation and removal have been completed, the site still needs to be graded to bring the surface to a level plane. In addition, temporary haul roads and construction fencing will need to be removed and ground surveys will be performed to document final site elevations. Due to the late spring rains this year, project work cannot be commenced until the site dries out, necessitating an extension of the license.
4. A Mitigated Negative Declaration (MND), State Clearinghouse No. 2009 12 2079, was prepared by the California Department of Toxic Substances Control and adopted on June 23, 2010. The California State Lands Commission staff has reviewed such document.

A Mitigation Monitoring and Reporting Program was adopted by the California Department of Toxic Substances Control.

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.

EXHIBITS:

- A. Site and Location Map
- B. Mitigation Monitoring and Reporting Program

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that a Mitigated Negative Declaration, State Clearinghouse No. 2009 12 2079, and a Mitigation Monitoring and Reporting Program were prepared by the California Department of Toxic Substances Control and adopted on June 23, 2010 for this project and that the Commission has reviewed and considered the information contained therein.

Adopt the Mitigation Monitoring and Reporting Program, as contained in Exhibit B, attached hereto.

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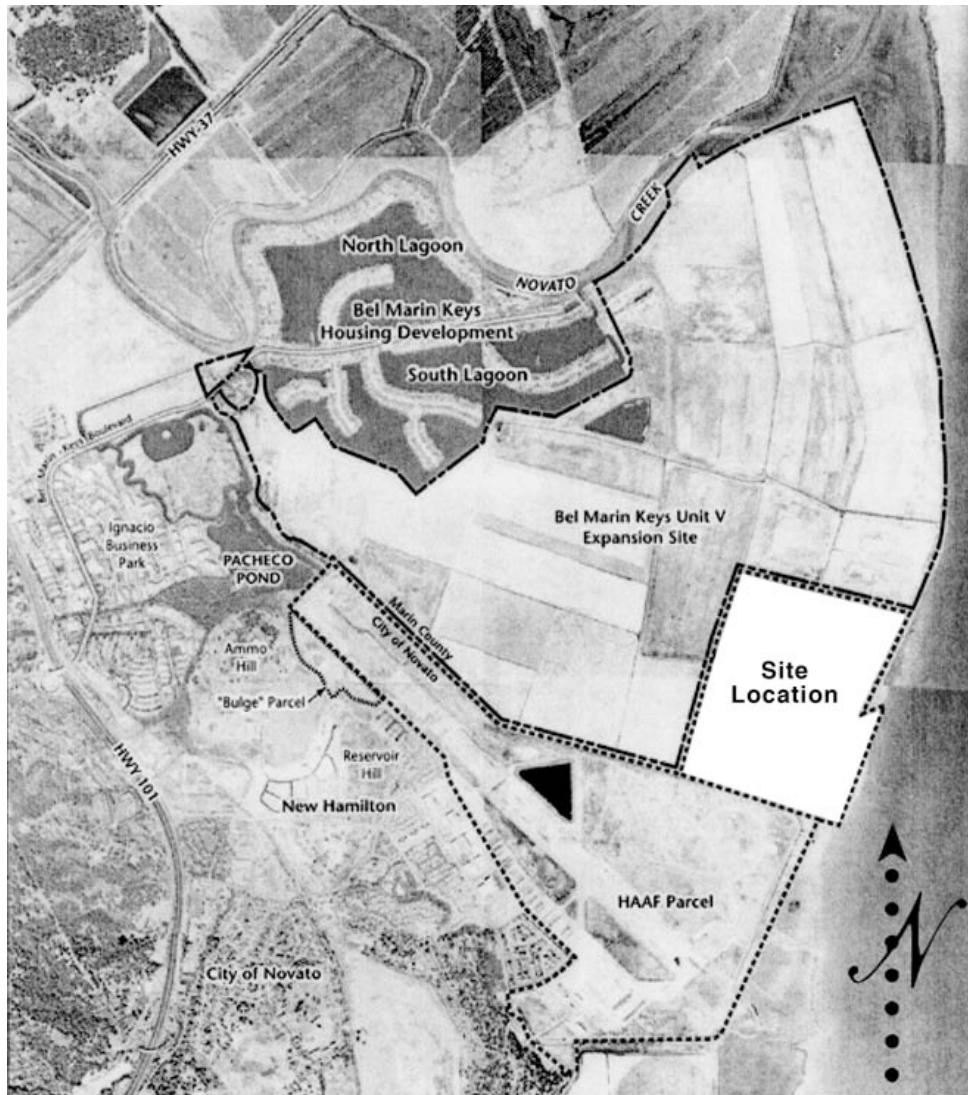
SIGNIFICANT LANDS INVENTORY FINDING:

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 License – Public Agency Use, to revise the termination date from June 27, 2012 to June 27, 2014; all other terms and conditions of the license will remain in effect without amendment.

SITE MAP



Former Hamilton Army Airfield

LOCATION

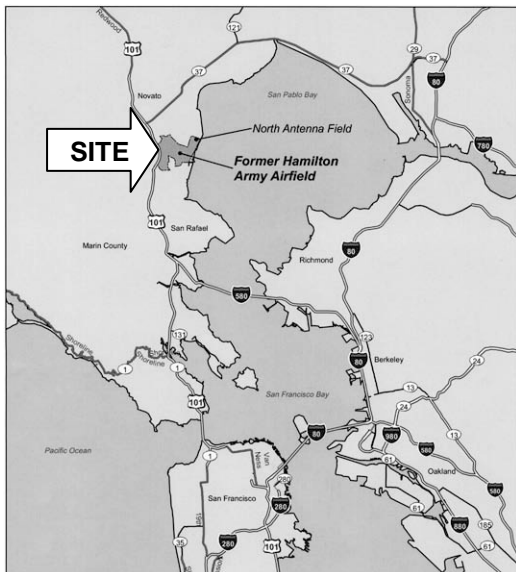


Exhibit A SLL 111 FORMER HAMILTON ARMY AIRFIELD MARIN COUNTY



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.



EXHIBIT B
Draft Mitigation Monitoring and Reporting Program
TCRA, Hamilton NAF
Novato, California

Task	Section	Responsible Entity	Schedule for Performance	Monitoring and Reporting Program
Dust Control Task 1: Suspend excavation and grading activity when sustained winds exceed 25 mph.	IS §3	USACE using MWH	Hourly wind monitoring during excavation and grading activities.	Results of wind monitoring will be submitted to DTSC on a weekly basis. DTSC will inspect bi-monthly.
Dust Controls Task 2: Hydrosseed or apply (non-toxic) soil stabilizers to inactive construction areas (previously graded areas inactive for ten days or more).	IS §3	USACE using MWH	Within 10 days of completing excavation and/or grading activities.	DTSC will inspect following completion of excavation activities. Summary will be completed in TCRA Implementation Report.
Dust Control Task 3: Re-vegetate disturbed areas as quickly as possible.	IS §3	USACE using MWH	Within 10 days of project completion.	DTSC will inspect following completion of project activities. Summary will be completed in TCRA Implementation Report.