

CALIFORNIA STATE LANDS COMMISSION

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Established in 1938

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SCH No. 2014042013

CSLC EIR No. 761

CSLC Ref Files: PRC 3454.1; W30068.19

NOTICE OF AVAILABILITY AND INTENT TO CERTIFY FINAL ENVIRONMENTAL IMPACT REPORT

The California State Lands Commission (CSLC or Commission) staff has prepared a Final Environmental Impact Report (EIR), identified as State Clearinghouse (SCH) No. 2014042013 and CSLC EIR No. 761, for the Tesoro Avon Marine Oil Terminal Lease Consideration Project (Project). The CSLC is the lead agency for the proposed Project under the California Environmental Quality Act (CEQA) (Pub. Resources Code, § 21000 et seq.) because the CSLC has the principal responsibility for approving or denying the Project. Pursuant to California Code of Regulations, Title 2, section 2906, CSLC staff is providing an opportunity for public review of the Final EIR.

The CSLC will review and consider certification of the Final EIR, and, if the Final EIR is certified, to take action on the proposed Project at the next scheduled meeting of the State Lands Commission, which is currently scheduled to be held on **February 20, 2015**, in **Sacramento**. Further details of the Commission meeting will be provided on the CSLC's website at www.slc.ca.gov as they become available.

The proposed Project involves Tesoro Refining and Marketing Company, LLC (Tesoro), a wholly owned subsidiary of Tesoro Petroleum Corporation, entering into a new 30-year lease of State sovereign land with the CSLC to continue operating the Avon Marine Oil Terminal (Avon Terminal), located in Contra Costa County. The objective for the Project is to continue operations at, and maintain the level of refined petroleum product exported through, the existing Avon Terminal, thereby maintaining the operation and viability of Tesoro's associated Golden Eagle Refinery.

Although the Avon Terminal is currently operating and no changes to its ongoing operations are proposed, the CSLC has determined that the issuance of a 30-year lease requires the preparation of an EIR because, among other potentially significant impacts, there are inherent risks to the public health and safety and the environment at any facility where petroleum product is routinely transferred over water.

In addition to a new 30-year lease, Tesoro is also seeking to conduct upgrades on the Avon Terminal to meet Marine Oil Terminal Engineering and Maintenance Standards

(MOTEMS).¹ The scope of the MOTEMS renovations includes: decommissioning of Berth 1; construction of a new berthing area, Berth 1A; repairs, retrofits, and renovations on the existing approach trestle; and demolition and removal of existing Berth 5.

The Draft EIR was circulated for a 45-day public review period beginning September 26, 2014, and ending November 13, 2014. The Final EIR is comprised of the full text of the Draft EIR and subsequent changes, and includes the information below.

- Preface (Part I).
- Comments and Responses to Comments received on the September 2014 Draft EIR during the 45-day public comment period, including a list of persons, organizations, and public agencies that provided comments (Part II).
- Revisions to the September 2014 Draft EIR and any other information added to the EIR (Part III).

The Final EIR has been prepared for the CSLC pursuant to CEQA and in accordance with the State CEQA Guidelines. (Cal. Code Regs., tit. 14, § 15000 et seq.) The State CEQA Guidelines stipulate that an EIR must be prepared for any project that may have a significant impact on the environment. The Project is a “project” as defined by the State CEQA Guidelines. Upon preliminary review, CSLC staff determined that the Project may have a significant adverse impact on the environment and, therefore, an EIR was required.

The Final EIR may be viewed electronically, in PDF format, on the CSLC’s website at www.slc.ca.gov (under the “Information” tab and “CEQA Updates” link). Copies of the Final EIR will also be available for review at the following locations:

Martinez Library 740 Court Street Martinez, CA 94553 (925) 646-2898	CSLC, Marine Facilities Division Attn: Kendra Oliver 750 Alfred Noble Drive, Ste. 201 Hercules, CA 94547 (510) 741-4950	CSLC, Division of Environmental Planning and Management Attn: Sarah Mongano 100 Howe Avenue, Ste.100- South Sacramento, CA 95825 (916) 574-1889
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If you would like a compact disc (CD) or hard copy of the Final EIR mailed to you, or if you have any questions or need further information, please contact Sarah Mongano at the above contact address or telephone number or via email at sarah.mongano@slc.ca.gov.

JENNIFER LUCCHESI
Executive Officer
California State Lands Commission

¹ MOTEMS are codified in California Code of Regulations, Title 24, California Building Code, Chapter 31F—Marine Oil Terminals (Cal. Code Regs., tit. 24, § 3101F et seq.).