

SAN FRANCISCO BAY CONSERVATION AND DEVELOPMENT COMMISSION

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ALAMEDA POINT
SSIC NO. 5090.3

LETTER OF AGREEMENT FOR CN NO. 7-81

September 10, 1981

File Alameda/VAS

U. S. Department of the Navy
Western Division
Naval Facilities Engineering Command
P. O. Box 727
San Bruno, California 94066

ATTENTION: O. E. Barfield, Jr., LT. CEC. U.S.N.
Facilities Planning and Real Estate Department

Gentlemen:

I. Agreement

A. The San Francisco Bay Conservation and Development Commission agrees with the United States Department of the Navy's determination that a project involving the maintenance dredging of approximately 24,000 cubic yards of bottom material from the Bay, at the Seaplane Basin of the Alameda Naval Air Station, in the City of Alameda, Alameda County, to restore a depth of 27 feet below Mean Lower Low Water (MLLW), and the disposal of the dredged spoils at an upland location within the Air Station outside the Commission's jurisdiction, is consistent with the Commission's Amended Management Program for San Francisco Bay.

B. This agreement is given based on the information submitted by or on behalf of the U. S. Department of the Navy in its letter dated August 19, 1981.

II. Limitations

The agreement made herein is subject to the following limitations:

A. Work Schedule. The maintenance dredging that is the subject of this consistency determination shall occur between August 15th and May 1st to minimize any possible adverse impact on the Least Tern nesting season.

B. Disposal Site Location. No dredged spoils shall be placed on the identified Least Tern nesting site which is located to the southeast of the two perpendicular runways of the Alameda Naval Air Station.

III. Findings and Declarations

On behalf of the Commission, I find and declare that:

A. On August 19, 1981, the U. S. Department of the Navy submitted a description of the project with a determination that it believes the proposed project is consistent with the Coastal Management Program for San Francisco

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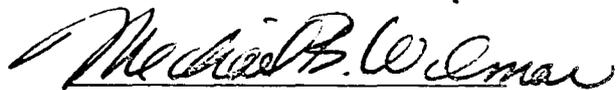
Bay. Based on the information contained in those materials and as limited as provided herein, the proposed project is hereby found to be consistent with the provisions of the McAteer-Petris Act and the policies of the San Francisco Bay Plan in that: (1) the removal of accumulated silt from the project site with disposal at a dry land site outside the Commission's jurisdiction will not reduce the surface area or water volume of the Bay; (2) the proposed activity will not impact marshes or mudflats; and (3) as limited herein, the proposed activity will be performed so as to minimize any adverse environmental impact on the fish and wildlife resources in the area.

B. The proposed project is categorically exempt from the requirement to prepare an environmental impact report, pursuant to Regulation Section 10910, because the proposed project is equivalent to a "minor repair or improvement," as defined by Regulation Section 10122(a)(1). Therefore, the project, as limited herein, will not have an adverse impact on the environment.

C. The Commission, pursuant to the Coastal Zone Management Act of 1972, as amended (16 U.S.C. Section 1451), and the implementing Federal Regulations in 15 CFR Part 930, is required to review Federal projects within San Francisco Bay and agree or disagree with the Federal agency's determination that the project is consistent with the Commission's Amended Coastal Zone Management Program for San Francisco Bay. This letter constitutes such review and agreement.

D. This project was listed with the Commission on September 3, 1981, at which time no Commissioner or other party objected to this project.

Executed at San Francisco, California, on behalf of the San Francisco Bay Conservation and Development Commission on the date first above written.



MICHAEL B. WILMAR
Executive Director

MBW/SAM/lp

cc: U. S. Army Corps of Engineers, Attn: Karen Mason
San Francisco Bay Regional Water Quality Control Board,
Attn: Certification Section
Environmental Protection Agency, Attn: Eric Yunker, E-4-2
Department of Fish and Game
City of Alameda, Attn: Planning Department