

San Francisco Bay Conservation and Development Commission

455 Golden Gate Avenue, Suite 10600, San Francisco, California 94102 tel 415 352 3600 fax 415 352 3606

BCDC Original

PERMIT NO. M1994.068.00

(Issued on March 30, 1995,

As Amended Through September 13, 2018)

AMENDMENT NO. NINE

Marin County Service Area No. 29
Marin County Department of Public Works
P.O. Box 4186
San Rafael, California 94913-4186

AND

Marin County Department of Public Works
P.O. Box 4186
San Rafael, California 94913-4186

ATTENTION: Mr. Anthony Williams

Ladies and Gentlemen:

I. Authorization

A. Subject to the conditions stated below, the permittees, Marin County Service Area No. 29 and Marin County Department of Public Works, are hereby authorized to do the following:

Location: In the Bay, at the Paradise Cay Subdivision: (1) within the southern entrance channel area; (2) within the northern entrance channel and south waterways; (3) channels A through E; near the Town of Tiburon, in Marin County Service Area No. 29, an unincorporated area of Marin County (Exhibits A and B); and (4) at the state and federally authorized Alcatraz (SF-11) and San Pablo Bay (SF-10) Dredged Material Disposal Sites, in the City and County of San Francisco (Amendment No. Nine).

Description: (1) Maintenance dredge up to 10,000 cubic yards (cy) of material from the south entrance channel area of Paradise Cay (Exhibits A and B) (completed);

(2) Maintenance dredge up to 10,000 cy of material from the north entrance channel and the northern portions of Channels C and B, to a depth of -8 feet Mean Lower Low Water (MLLW), within Paradise Cay Subdivision (Amendment No. One) (completed);

PERMIT NO. M1994.068.00

Marin County Service Area No. 29 and
Marin County Department of Public Works
(Issued on March 30, 1995, As
Amended Through September 13, 2018)

AMENDMENT NO. NINE

Page 2

(3) Dredge up to 49,950 cy of material from the waterways at the Paradise Cay Subdivision (Exhibit A) over a five-year period (Amendment No. Two) (completed);

(4) Maintenance dredged up to 150,000 cy of sediment over seven years, in channels A-E and the north and south channels. The project depth for the outer portion of the north and south channels is minus 8 feet MLLW, and minus 7 feet MLLW for channels A-E, with one foot of over dredge depth allowance for each, as shown in Exhibit B (Amendment No. Eight) (completed);

(5) Maintenance dredge 100,000 cy of sediment over ten years, to a depth of minus 7 feet MLLW in channels A-E, and the south and north waterways, and to a depth of minus 8 feet MLLW in the southern entrance channel, with one foot of over-depth allowance through-out (Amendment No. Nine); and

(56) Dispose of the dredged material in the Bay at the state and federally authorized Alcatraz (SF-11), San Pablo Bay (SF-10), dredged material disposal site (Amendment No. Two), or at an approved upland site (Amendment No. Six).

B. This amended authority is generally pursuant to and limited by your permit application filed on January 19, 1995, your letters dated April 29, 1996, and March 10, 1999 requesting Amendment Nos. One and Two, respectively and your applications requesting Amendment Nos. Six, Seven, ~~and~~ Eight, and Nine, dated August 5, 2005, July 25, 2006, ~~and~~ April 20, 2009, and May 1, 2018, respectively, including subsequent submissions, accompanying exhibits and all conditions of this amended permit.

C. Work authorized by the original permit, and Amendments Nos. One ~~and Two~~ through Eight have been completed. Work authorized by Amendment No. ~~Six, Seven, and Eight~~ Nine ~~herein~~ must commence prior to ~~June 30, 2007~~ October 1, 2020, or this amended permit will lapse and become null and void. Such work must also be diligently pursued to completion and must be completed by ~~December 31, 2016~~, September 30, 2028, unless an extension of time is granted by further amendment of this amended permit (Amendment No. Nine).

PERMIT NO. M1994.068.00

Marin County Service Area No. 29 and
Marin County Department of Public Works
(Issued on March 30, 1995, As
Amended Through September 13, 2018)

AMENDMENT NO. NINE

Page 3

II. Special Conditions

The authorization made herein shall be subject to the following special conditions, in addition to the standard conditions in Part IV:

A. **Water Quality Certification.** At least 45 days prior to the commencement of any dredging episode authorized herein, the permittees shall submit to the Executive Director water quality certification, waste discharge requirements, or any other required approvals from the California Regional Water Quality Control Board, San Francisco Bay Region. Failure to obtain such certification or waiver of certification prior to the commencement of the dredging episode shall terminate the Commission's authorization for that dredging episode. The Executive Director may, upon review of the Regional Board approval, either: (1) approve the dredging episode consistent with this authorization; or (2) amend this authorization, as necessary, related to water quality issues. Unless the permittee agrees to amend this authorization in a manner specified by or on behalf of the Commission, this permit shall become null and void (Amendment No. Six).

B. **Ten Seven Year Permit for Dredging.** The ~~150,000~~ 100,000 cy or less of maintenance dredging authorized by this amended permit shall be completed within ten seven years of the date of issuance. No further dredging is authorized by this amended permit (Amendment No. ~~Eight~~Nine).

C. **Limits on Dredging.** This amended permit authorizes maintenance dredging only within area(s) as shown on Exhibit B to an authorized project depth of minus 8 feet MLLW in the ~~outer north and south channel~~ southern entrance channel and minus 7 feet MLLW in the inner channels A-E and the north and south waterways, plus one foot of allowable over-dredge depth through-out. The northern entrance channel will no longer be included in the permittee's dredge footprint as it will be dredged by another party in the future. No new dredging is authorized, nor is dredging in any other area. ~~The amended permit authorizes dredging within area(s) as shown on Exhibit B (Amendment No. Six). No dredging in other areas is authorized~~ (Amendment No. ~~Six~~Nine).

D. Dredging and Disposal Activity

1. **Pre- Dredging and Disposal Report and Notice.** At least 45 days before the commencement of any dredging and disposal episode authorized herein, the permittee shall submit to the Commission's Executive Director:
 - a. A bathymetric map showing the location of all areas authorized to be dredged, the authorized depth including over-dredge depth based on MLLW, the volume of material proposed to be dredged, and the approximate date of project

PERMIT NO. M1994.068.00

Marin County Service Area No. 29 and
Marin County Department of Public Works
(Issued on March 30, 1995, As
Amended Through September 13, 2018)

AMENDMENT NO. NINE

Page 4

commencement. At least two (2) weeks prior to the scheduled date of commencement of any dredging episode, the permittee shall notify the Commission staff by telephone or in writing or, if the date of commencement changes, provide an updated schedule.

- b. A written statement to the Executive Director that contains: (1) the proposed disposal site and quantity of material to be disposed, and dates within which the disposal episode is proposed; (2) if applicable, a discussion as to how the volume proposed for disposal is consistent with in-Bay disposal allocations and disposal site limits; (3) the results of chemical and biological testing of sediment proposed for disposal; and (4) an alternatives analysis to explain why ocean disposal, upland disposal or beneficial reuse of dredged material is infeasible. A signed Small Dredger Programmatic Alternatives Analysis will satisfy item (4).
2. **Authorization of Disposal.** The authorization for the proposed in-Bay disposal shall become effective only if the Executive Director: (1) informs the permittee in writing that the episode is consistent with the authorization provided herein, alternative disposal and beneficial reuse options are infeasible, the volume proposed for disposal is consistent with both in-Bay disposal allocations, if applicable, and the disposal site limits, and the material is suitable for in-Bay disposal; or (2) does not respond to the permittee's pre-disposal report within 30 days of its receipt. If the Executive Director determines that: (a) ocean disposal, upland disposal, or beneficial reuse of the material is feasible; (b) the material proposed for disposal is unsuitable for the Bay; or (c) the proposed disposal is inconsistent with in-Bay allocations and disposal site limits, the Commission's authorization for in-Bay disposal shall be terminated.
3. **Post-Dredging Requirements.**
- a. Within (30) days of completion of each dredging episode authorized by this permit, the permittee shall submit to the Commission a bathymetric map showing the actual area(s) and depths dredged including over-dredge depth based on MLLW, any dredging that occurred outside the area or below the depths authorized herein, and a written statement indicating the total volume of material dredged and disposed and the disposal location.
 - b. If a dredging episode stops for longer than six consecutive months, the permittee must submit, before the dredging episode has resumed, notification to the Commission that dredging will begin again. If a dredging episode is suspended.

PERMIT NO. M1994.068.00

Marin County Service Area No. 29 and
Marin County Department of Public Works
(Issued on March 30, 1995, As
Amended Through September 13, 2018)

AMENDMENT NO. NINE

Page 5

- c. If the dredging episode continues longer than one year, whether dredging is continual throughout the year or is fragmented within the episode, the permittee must provide the Commission with the following dredging report: (1) the actual areas and the depth dredged based on MLLW, and any dredging that occurred outside the area dredged; (2) the actual volume of the material dredged; and (3) the volume and location of the material disposed. The dredging report must be submitted no later than one year after the commencement of the episode, and must be submitted every six months thereafter throughout the life of the permit or until the episode is complete. The Commission may require additional sediment characterization, bathymetric surveys, and/or alternative disposal analyses at the commencement of the next episode. Within 30 days of the completion of the episode, the permittee must submit a dredging report as described in Special Condition 3a (Amendment No. Six).

E. **Seasonal Limitations.** Except as provided below, all dredging and disposal activities shall be confined to the work window, between June 1st and October 31st of any year, to minimize disturbance to the following endangered and special status species:

Species of Concern	Work Window Period	Consulting Agency
Steelhead	June 1 st to November 30 th	NOAA
Chinook Salmon	June 1 st to November 30 th	NOAA
Coho Salmon	June 1 st to October 31 st	NOAA
Pacific Herring	March 1 st to November 30 th	CDFGW

CDFGW-California Department of Fish and GameWildlife; NOAA-NOAA Fisheries UFWS—U.S. Fish and Wildlife Service

This work window between June 1st and October 31st is consistent with Tables F-1 and F-2 of Appendix F, "In-Bay Disposal and Dredging" and Figures 3.2 and 3.3 of the Long-Term Management Strategy (LTMS) Management Plan 2001 as amended by U.S. Fish and Wildlife Service (USFWS) on May 28, 2004 and NOAA Fisheries on July 9, 2015. No work inconsistent with the time and location limits contained in these tables may be conducted without the approval of the Executive Director, provided that such approval may only be issued after ~~(1) consultation between the US Army Corps of Engineers and the US. Fish and Wildlife Service and/or NOAA Fisheries has occurred and the results of the consultation have been provided to Commission staff;~~ (1) consultation with California Department of Fish and Wildlife (CDFW) for impacts to herring and salmonids has occurred; (2) if applicable, a herring waiver has been received and provided to Commission staff; (3) the proposed dredging outside the salmonid work window has been discussed with the LTMS Program Managers and a beneficial reuse

PERMIT NO. M1994.068.00

Marin County Service Area No. 29 and
Marin County Department of Public Works
(Issued on March 30, 1995, As
Amended Through September 13, 2018)

AMENDMENT NO. NINE

Page 6

disposal site benefitting fish habitat has been identified; and (23) the Executive Director has determined that dredging and disposal outside of the work window will be consistent with the Commission's laws and policies (Amendment No. Nine).

~~To protect the herring fishery, no dredging shall occur between December 1st and February 28th of any year without the written approval of the Executive Director, provided that such approval may only be issued: (1) after a representative of Marin County Public Works Department or Marin County Service Area No. 29 requests from the California Department of Fish and Game that they be allowed to dredge outside of the work window, discussions between the representative of the Marin County Public Works Department or Marin County Service Area No. 29 and the Department of Fish and Game has occurred and the outcome of those discussions has been provided to the Commission staff; and (2) the Executive Director has determined that dredging and disposal outside of the work window will be consistent with the Commission's laws and policies (Amendment No. Six).~~

F. **Longfin Smelt.** If, at any time during the life of this permit, the CDFGW ratifies any new laws, policies or regulations that require measures to protect the threatened longfin smelt from potential adverse impacts of dredging, dredged material disposal, and/or beneficial reuse of dredged material, this permit shall become null and void unless the permittee agrees to amend this authorization to comply with the new laws, policies, or regulations in a manner specified by or on behalf of the Commission. For example, if CDFGW requires an incidental take permit under the California Endangered Species Act, the permittee must obtain the CDFGW take permit, provide the take permit to the Commission and amend the Commission's permit or the Commission's permit will become null and void (Amendment No. Eight).

G. **Eelgrass Protection.** Due to the presence of eelgrass in the vicinity of Paradise Cay, should any eelgrass beds expand to within 250 meters of the dredging footprint, the permittee shall adhere to the LTMS Programmatic Essential Fish Habitat Consultation Agreement (2011) and use a silt curtain or conduct light monitoring during the dredging activity. If eelgrass expands to within 45 meters of the dredging footprint, the permittee shall perform a pre-dredge eelgrass survey in the dredge footprint and the 45-meter area surrounding the footprint. The pre-dredge eelgrass survey shall be provided to NOAA Fisheries, CDFW and the Commission staff for review and approval a minimum of 30 days prior to commencement of the dredge episode. Based on the findings of the survey, minimization measures and/or mitigation may be required to protect the eelgrass beds from the adverse impacts of dredging and increased turbidity (Amendment No. Nine).

PERMIT NO. M1994.068.00

Marin County Service Area No. 29 and
Marin County Department of Public Works
(Issued on March 30, 1995, As
Amended Through September 13, 2018)

AMENDMENT NO. NINE

Page 7

GH. Barge Overflow Sampling and Testing. Results of any effluent water quality or other testing required by the California Regional Water Quality Control Board, San Francisco Bay Region (Regional Board) shall be submitted in writing to Commission staff at the same time such testing is submitted to the Regional Board (Amendment No. Six).

HI. Monitoring and Enforcement. The permittee shall allow the Commission staff or representatives of other state or federal agencies to come aboard the dredge or barge associated with any dredging or disposal episode and observe the operation(s) to ensure that these activities are consistent with pre-dredging reports required herein and other terms and conditions of this permit. Further, the Commission reserves the right to have post-dredging reports inspected by a reliable third party familiar with bathymetric mapping in order to verify the contents of these reports. If a third party selected by or on behalf of the Commission indicates that a post-dredging report is inaccurate, the Commission reserves the right to require the permittee to submit a revised report that meets the conditions of this permit. If the Commission determines that the post-dredging report indicates that work has occurred beyond that authorized by this permit such violation may result in the initiation of enforcement action by or on behalf of the Commission (Amendment No. Six).

IJ. Long-Term Management Strategy Program. If, at any time during the effective life of this permit, the Commission's laws, Bay Plan policies, or regulations are changed and are in effect regarding dredging, dredged material disposal, and beneficial reuse consistent with the multi-agency Long-Term Management Strategy Program (LTMS), this permit shall become null and void unless the permittee agrees to amend this authorization to meet the new laws, policies, or regulations in a manner specified by or on behalf of the Commission (Amendment No. Six).

III. Findings and Declarations

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

A. **Authorization.** The project authorized by this amended permit involves maintenance dredging of up to ~~150,000~~ 100,000 cy of ~~material sediment~~ over a ~~ten~~ seven-year period from the ~~North and South Entrance Channels,~~ North and South Waterways and Channels A through E of ~~Paradise Cay~~ as shown in Exhibit B of ~~Paradise Cay~~ and disposal of the dredged material sediment at the state and federally authorized Alcatraz or the San Pablo Bay disposal sites, an approved upland site, or the San Francisco Deep Ocean Disposal Site, ~~a~~ The authorized project is defined in Regulation Sections 10602(a) and 10602(e) as all maintenance dredging completed within a period of ten years with disposal at an approved in-bay disposal site consistent with

PERMIT NO. M1994.068.00

Marin County Service Area No. 29 and
Marin County Department of Public Works
(Issued on March 30, 1995, As
Amended Through September 13, 2018)

AMENDMENT NO. NINE

Page 8

annual target volumes, and thus is a "minor repair or improvement" for which the Executive Director may issue (1) a permit, pursuant to Government Code Section 66632(f) and Regulation Section 10622(a), and (2) an amendment to a permit, pursuant to Regulation Section 10812 (Amendment No. ~~Six~~ Nine).

GB. Permit History. The original permit was issued on March 30, 1995 and authorized dredging of up to 10,000 cy of sediment from the south entrance channel area of Paradise Cay and disposal at the Alcatraz disposal site and expired on December 1, 1996. Amendment No. One was issued on March 21, 1997 and authorized dredging from the north entrance channel and the northern portions of channels C and B, to a depth of -8 feet MLLW and disposal at the Alcatraz disposal site of up to 10,000 cy of sediment and expired on December 1, 1999. Amendment No. Two issued April 22, 1999, authorized dredging of up to 49,950 cy of sediment from the waterways at the Paradise Cay Subdivision, and disposal at the Alcatraz site and expired on August 28, 2004. Amendment No. Two was corrected and reissued on May 27, 1999, ~~and corrected several items in the~~ Amendment Nos. Three, Four, and Five were project commencement time extensions with no further volume authorized (~~Amendment No. Six~~). Amendment No. Six authorized dredging and disposal of an additional 100,000 cy of sediment from the project site. Amendment No. Seven authorized dredging of the north and south channels extending out over a greater distance and area that previously authorized. An alternative analysis is on file for the new work dredging in this area (~~Amendment No. Seven~~). Amendment No. Eight increased the total dredging volume to 150,000 from 100,000 cy, some of which has had been dredged prior to this amendment and extended the permit authorization period to 2016 to be consistent with the U.S. Army Corps permit for the same project (Amendment No. Eight). Amendment No. Nine authorizes 100,000 cy of maintenance dredging of the southern entrance channel, north and south waterways and channels A-E over a ten year period. The northern entrance channel will no longer be included in the permittee's dredge footprint as it will be dredged by other parties in the future (Amendment No. Nine).

BC. San Francisco Bay Plan and McAteer-Petris Act. The project authorized by this amended permit is consistent with the McAteer-Petris Act and with the *San Francisco Bay Plan* in that it will not adversely affect the Bay nor public access to and enjoyment of the Bay. ~~C.~~ The Commission finds that the project authorized by this amended permit is consistent with the *San Francisco Bay Plan* ~~policies for~~ Dredging Policies 1, 2 and 6 and closely related Water Quality Policy 2 in that the permittees have (a) demonstrated that the dredging is needed to serve a water-oriented use; (b) the materials to be dredged meet the water quality requirements of the San Francisco Bay Regional Water Quality Control Board; (c) important fisheries and Bay natural resources will be protected; and (d) ~~the materials dredged sediment would be disposed of in accordance with Dredging Policy 2~~ an environmentally and economically sound manner. Further, Special Conditions have been included herein to ensure that the authorized project is

PERMIT NO. M1994.068.00

Marin County Service Area No. 29 and
Marin County Department of Public Works
(Issued on March 30, 1995, As
Amended Through September 13, 2018)

AMENDMENT NO. NINE

Page 9

consistent with Bay Plan policies. Specifically, Special Condition II-F. requires the permittees to take protective measures during dredging and disposal in regards to ~~Regarding~~ the state-listed longfin smelt. ~~The permittees, as directed by CDFGW, has determined that longfin smelt will not be taken as part of this project. ("Take" under the California Endangered Species Act means to "hunt, pursue, catch, capture or kill, or attempt to hunt, pursue, catch, capture, or kill.") Commission staff has requested the concurrence or objection to this determination. CDFGW has not responded to the Commission staff request (Amendment No. Eight). Special Conditions II-E. and G. have also been included to ensure that that the projects minimize potential adverse impact to other native, endangered, and/or special status species, and eelgrass habitat, and therefore the project is consistent with the Fish, Other Aquatic Organisms and Wildlife Policies 2 and 4 (Amendment No. Nine).~~

D. **Coastal Zone Management Act.** The Commission further finds, declares, and certifies that the activity or activities authorized herein are consistent with the Commission's Amended Management Program for San Francisco Bay, as approved by the Department of Commerce under the Federal Coastal Zone Management Act of 1972, as amended.

E. **Environmental Review.** Pursuant to Regulation Section 11501, the project authorized by this amended permit is categorically exempt from the requirement to prepare an environmental impact report unless the project will result in take of a listed species that is not covered by the LTMS Policy Environmental Impact Statement/Programmatic Environmental Impact Report and will require a take permit. If a take permit is required, additional CEQA documentation will be required (Amendment No. Eight).

F. **Listing with the Commission.** Pursuant to Regulation Section 10620, the original project was listed with the Commission on February 16, 1995.

IV. Standard Conditions

A. **Permit Execution.** This amended permit shall not take effect unless the permittees execute the original of this amended permit and return it to the Commission within ten days after the date of the issuance of the amended permit. No work shall be done until the acknowledgment is duly executed and returned to the Commission.

B. **Notice of Completion.** The attached Notice of Completion and Declaration of Compliance form shall be returned to the Commission within 30 days following completion of the work.

C. **Permit Assignment.** The rights, duties, and obligations contained in this amended permit are assignable. When the permittees transfer any interest in any property either on which the activity is authorized to occur or which is necessary to achieve full compliance of one

PERMIT NO. M1994.068.00

Marin County Service Area No. 29 and
Marin County Department of Public Works
(Issued on March 30, 1995, As
Amended Through September 13, 2018)

AMENDMENT NO. NINE

Page 10

or more conditions to this amended permit, the permittees/transferrors and the transferees shall execute and submit to the Commission a permit assignment form acceptable to the Executive Director. An assignment shall not be effective until the assignees execute and the Executive Director receives an acknowledgment that the assignees have read and understand the amended permit and agree to be bound by the terms and conditions of the amended permit, and the assignees are accepted by the Executive Director as being reasonably capable of complying with the terms and conditions of the amended permit.

D. Permit Runs With the Land. Unless otherwise provided in this amended permit, the terms and conditions of this amended permit shall bind all future owners and future possessors of any legal interest in the land and shall run with the land.

E. Other Government Approvals. All required permissions from governmental bodies must be obtained before the commencement of work; these bodies include, but are not limited to, the U. S. Army Corps of Engineers, the State Lands Commission, the Regional Water Quality Control Board, and the city or county in which the work is to be performed, whenever any of these may be required. This amended permit does not relieve the permittees of any obligations imposed by State or Federal law, either statutory or otherwise.

F. Built Project must be Consistent with Application. Work must be performed in the precise manner and at the precise locations indicated in your application, as such may have been modified by the terms of the amended permit and any plans approved in writing by or on behalf of the Commission.

G. Life of Authorization. Unless otherwise provided in this amended permit, all the terms and conditions of this amended permit shall remain effective for so long as the amended permit remains in effect or for so long as any use or construction authorized by this amended permit exists, whichever is longer.

H. Commission Jurisdiction. Any area subject to the jurisdiction of the San Francisco Bay Conservation and Development Commission under either the McAteer-Petris Act or the Suisun Marsh Preservation Act at the time the amended permit is granted or thereafter shall remain subject to that jurisdiction notwithstanding the placement of any fill or the implementation of any substantial change in use authorized by this amended permit. Any area not subject to the jurisdiction of the San Francisco Bay Conservation and Development Commission that becomes, as a result of any work or project authorized in this amended permit, subject to tidal action shall become subject to the Commission's "bay" jurisdiction.

I. Changes to the Commission's Jurisdiction as a Result of Natural Processes. This amended permit reflects the location of the shoreline of San Francisco Bay when the amended permit was issued. Over time, erosion, avulsion, accretion, subsidence, relative sea level

PERMIT NO. M1994.068.00

Marin County Service Area No. 29 and
Marin County Department of Public Works
(Issued on March 30, 1995, As
Amended Through September 13, 2018)

AMENDMENT NO. NINE

Page 11

change, and other factors may change the location of the shoreline, which may, in turn, change the extent of the Commission's regulatory jurisdiction. Therefore, the issuance of this amended permit does not guarantee that the Commission's jurisdiction will not change in the future.

J. Violation of Permit May Lead to Permit Revocation. Except as otherwise noted, violation of any of the terms of this amended permit shall be grounds for revocation. The Commission may revoke any amended permit for such violation after a public hearing held on reasonable notice to the permittees or their assignees if the amended permit has been effectively assigned. If the amended permit is revoked, the Commission may determine, if it deems appropriate, that all or part of any fill or structure placed pursuant to this amended permit shall be removed by the permittees or their assignees if the amended permit has been assigned.

K. Should Permit Conditions Be Found to be Illegal or Unenforceable. Unless the Commission directs otherwise, this amended permit shall become null and void if any term, standard condition, or special condition of this amended permit shall be found illegal or unenforceable through the application of statute, administrative ruling, or court determination. If this amended permit becomes null and void, any fill or structures placed in reliance on this amended permit shall be subject to removal by the amended permittees or their assignees if the amended permit has been assigned to the extent that the Commission determines that such removal is appropriate. Any uses authorized shall be terminated to the extent that the Commission determines that such uses should be terminated.

L. Permission to Conduct Site Visit. The permittees shall grant permission to any member of the Commission's staff to conduct a site visit at the subject property during and after construction to verify that the project is being and has been constructed in compliance with the authorization and conditions contained herein. Site visits may occur during business hours without prior notice and after business hours with 24-hour notice.

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



LAWRENCE J. GOLDZBAND
Executive Director
San Francisco Bay Conservation
and Development Commission

PERMIT NO. M1994.068.00
Marin County Service Area No. 29 and
Marin County Department of Public Works
(Issued on March 30, 1995, As
Amended Through September 13, 2018)
AMENDMENT NO. NINE
Page 12

LG/PS/cj

cc: Jim Mazza, U.S. Army Corps of Engineers
Beth Christian, San Francisco Bay Regional Water Quality Control Board
Sam Zeigler, Environmental Protection Agency
Al Franzoia, State Lands Commission
Ryan Olah, U.S. Fish and Wildlife Service
Gary Stern, NOAA Fisheries
Arn Aarreberg, Department of Fish and Wildlife

* * * * *

Receipt acknowledged, contents understood and agreed to:

Executed at SAN RAFAEL, CA

ANTHONY WILLIAMS
Applicant

On 9/17/18

By: [Signature]
ASSISTANT DIRECTOR
Title

* * * * *

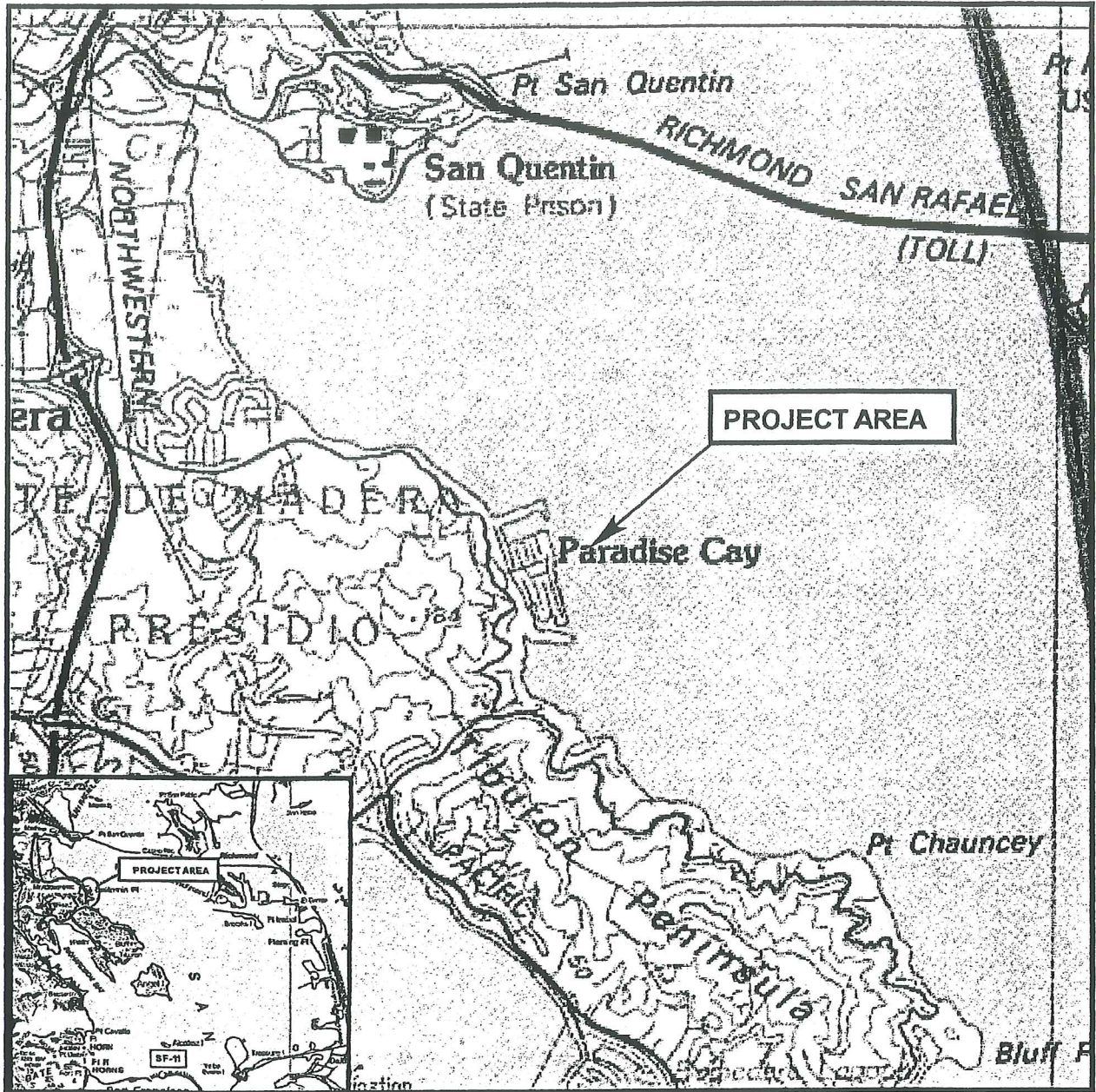
Receipt acknowledged, contents understood and agreed to:

Executed at SAN RAFAEL, CA

ANTHONY WILLIAMS
Applicant

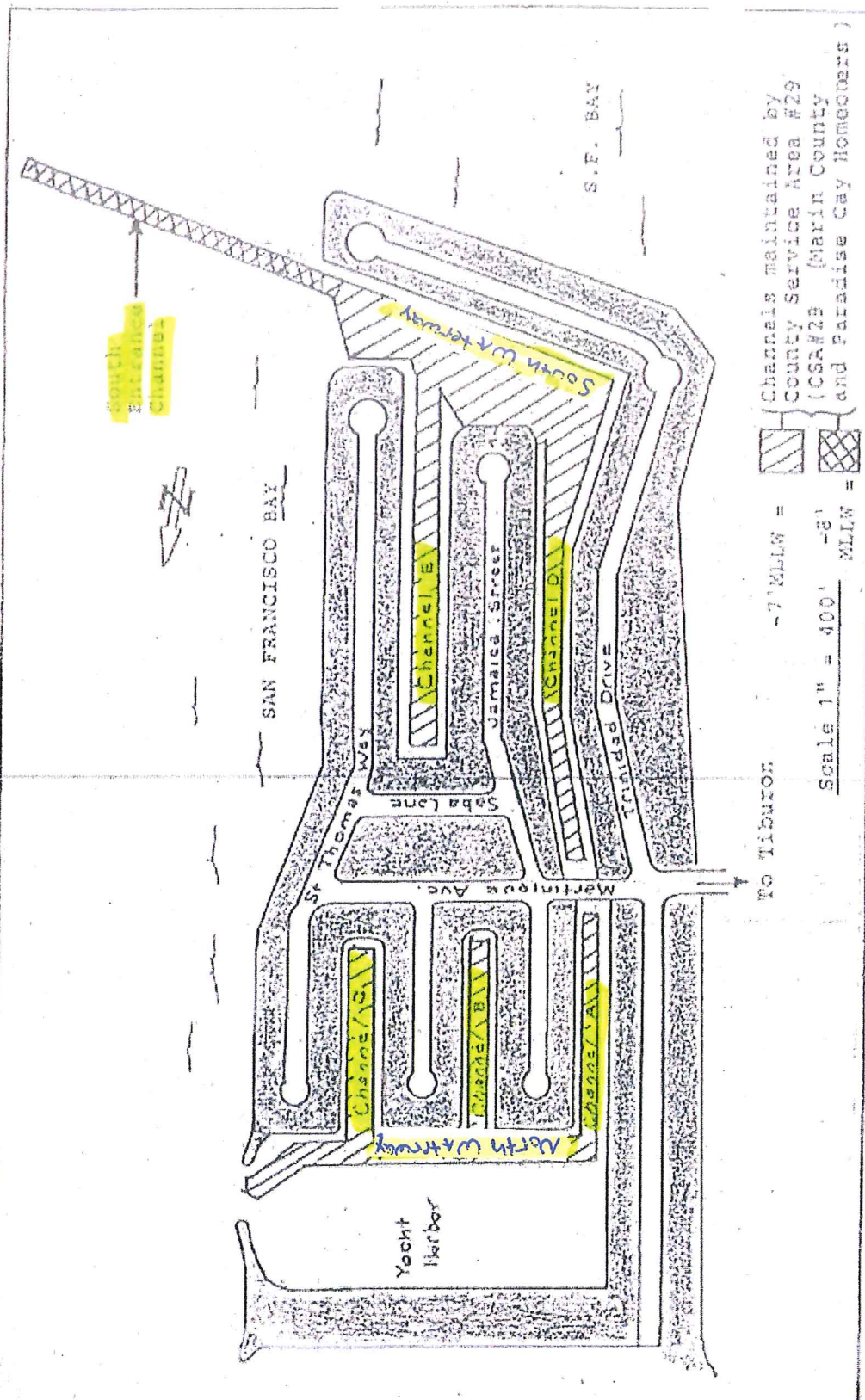
On 9/12/18

By: [Signature]
ASSISTANT DIRECTOR
Title



Vicinity Map of Proposed Dredging Area: Paradise Cay

EXHIBIT B - PLAN VIEW MAP PARADISE CAY, MARIN COUNTY, CA



<p>PURPOSE: MAINTENANCE DREDGING</p> <p>DATE: MLLW</p>	<p>PLAN VIEW</p> <p>Paradise Cay Tiburon, California</p>	<p>MAINTENANCE DREDGING IN: San Francisco Bay AT: Paradise Cay COUNTY: MARIN STATE: CA</p> <p>EXHIBIT'S REVISED</p> <p>DATE: July 2006</p>
--	--	--