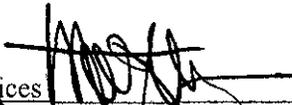
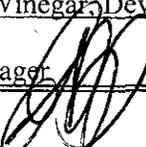
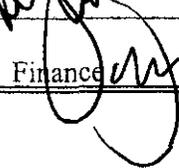




Meeting Date 5/9/2006

ACTION	TYPE OF ITEM
<input type="checkbox"/> Approved Recommendation	<input type="checkbox"/> Info/Consent
<input type="checkbox"/> Ord. No(s). _____	<input checked="" type="checkbox"/> Report
<input type="checkbox"/> Res. No(s). _____	<input type="checkbox"/> Public Hearing (Info/consent)
<input type="checkbox"/> Other _____	<input type="checkbox"/> Study Session

Prepared By: Matthew Winegar, Development Services  Agenda Item No. N-1

Reviewed By: City Manager  City Attorney  Finance  Other (Specify) _____

DATE: May 2, 2006

TO: City Council

FROM: Matthew Winegar, Director
Development Services Department 

SUBJECT: Additional Comments on the Revised Draft Environmental Impact Report (EIR) for the BHP Billiton LNG Deepwater Port Proposal.

RECOMMENDATION

That the Mayor and City Council execute a letter to the California State Lands Commission communicating two additional comments on the Revised Draft Environmental Impact Report (EIR) on the BHP Billiton Cabrillo Port Liquefied Natural Gas (LNG) Deepwater Port Proposal.

DISCUSSION

On April 18, 2006, the Mayor and City Council signed a letter of comment on the draft EIR/Environmental Impact Statement (EIS) on the BHP Billiton Cabrillo Port LNG Deepwater Port proposal. A second letter, also dated April 18, 2006, was subsequently sent by the City Manager clarifying that two comments made at the April 18, 2006, public hearing by a senior planner in the City's Planning Division were not to be considered official City comments, as the comments had not been approved by the City Council.

The two comments are related to the ongoing 2020 General Plan update process and the Sakioka Farms and Camino Real Business Park Specific Plans. In both cases, the proposed pipeline routes restrict the City's ability to consider certain types of future land uses and activities described elsewhere in the EIR as inappropriate on or near a pipeline right of way. The same concerns apply to other sections of the pipeline route which may adversely impact the ability to site schools in planned residential areas.

FINANCIAL IMPACT

None

Attachment #1 - Draft EIR/EIS Additional Comments Letter



CITY COUNCIL OFFICE

305 West Third Street • Oxnard, CA 93030 • (805) 385-7428 • Fax (805) 385-7595

May 2, 2006

Dwight E. Sanders
 California Lands Commission
 Division of Environmental Planning and Management
 100 Howe Avenue, Suite 100-South
 Sacramento, CA 95825-8202

Subject: Revised Draft Environmental Impact Report (EIR) for the Cabrillo Port
 Liquefied Natural Gas Deepwater Port
 Docket No. USCG 2004-16877
 California State Clearinghouse No. 2004021107

Dear Mr. Sanders:

On April 18, 2006, the City Council of the City of Oxnard executed a letter to the California State Lands Commission communicating the City's official comments relating to the revised Draft EIR which was personally delivered to you at the public hearing held in Oxnard on April 19, 2006. The letter constituted the official response from the City of Oxnard relating to the revised Draft EIR.

The City Council has approved the two additional comments listed below. Please consider these as a continuation of the City's April 18, 2006, comment document.

The two additional comments are:

103. Page 4.13-11, Line 2. Under this heading, there should be an acknowledgement that the City is updating its 2020 General Plan to the year 2030 and that each of the proposed pipeline routes restricts the City's ability to consider certain types of land uses and activities described elsewhere in the Draft EIR as inappropriate on or near a pipeline right of way. Potential restrictions on land use planning should be discussed under the following significance criterion: "Restricts ability of the City to consider a full range of land uses and activities in a General Plan Update planning process."

104. Page 4.13-11, Line 14. In the discussion that follows (line 15 to page 4.13-12, line 5), there is no mention of the Sakioka Farms Specific Plan nor the Camino Real Business Park Specific Plan, both of which straddle the Proposed Center Road Pipeline route between Fifth Street and Highway 101 along Del Norte Boulevard. Notices of Preparation to prepare a Draft EIR have been issued for both proposed

Dwight E. Sanders
May 2, 2006
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specific plans. The proposed plans total over nine million square feet of business research and light industrial uses. The Proposed Center Road Pipeline right of way along Del Norte Boulevard restricts the ability of the City and/or the applicants to consider certain uses and activities described elsewhere in the EIR as inappropriate on or near a pipeline right of way. Potential restrictions on land use planning should be discussed under the following significance criterion: "Restricts ability of the City to consider a full range of land uses and activities in a specific plan planning process." The City Council is also very concerned with the potential effect of a high pressure gas line on the ability to site neighborhood schools in adjacent planned residential communities.

Thank you again for the consideration you have provided to our community.

Very truly yours,

Dr. Thomas E. Holden
Mayor

Andres Herréra
Mayor Pre Tem

Dean Mulhardt
Councilmember

John C. Zaragoza
Councilmember

Timothy C. Flynn
Councilman

CBW:cbw

cc: Dianne Feinstein, United States Senator
Barbara Boxer, United States Senator
Lois Capps, Member of Congress, 23rd District
Joe Coto, California State Assembly
Sheila Kuehl, California State Senator, 23rd District
Fran Pavley, California Assembly Member, 41st District
Pedro Nava, California Assembly Member, 35th District
Members of the Ventura County Board of Supervisors
Edmund F. Soletto, City Manager
Marty Robinson, Ventura County RMA

ENCLOSURE 1
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