MINUTE ITEM

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CALENDAR ITEM

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9/76 SA W 21259 PRC 5182

PUBLIC AGENCY PERMIT

APPLICANT:

Fresho Metropolitan Flood Control District Suite 600, Rowell Building Fresho, California 93721

AREA, TYPE LAND AND LOCATION:

AND HUCATION: À 0.17-acre parcel of sovereign land in the San Joaquin River, Fresho County, near Pinedale.

LAND USE:

The construction and operation of a storm drain pipeline and outlet structure.

TERMS OF PROPOSED LEASE:

Initial period: 49 years, from September 1, 1976.

CONSIDERATION:

The public health and safety, with the State reserving the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is permittee of upland.

Processing costs have been received.

STATUTORY AND OTHER REFERENCES:

a. Public Resources Code: Div. 6, Parts 1 & 2.

t. Administrative Code:

Title 2, Div. 3, Arts. 1, 2, 10 6 11.

OTHER PERTINENT INFORMATION:

- 1. A Final Environmental Impact Report was prepared by the Fresno Metropolitan Flood Control District, pursuant to CEQA and implementing regulations. A Notice of Determination has been received.
- 2. This project is situate on State land identified as environmentally significant pursuant to Public Resources Code 6370.1, and is classified in a significant use category, Class B: Limited Use. The project is determined to be a compatible use consistent with identified significant environmental values. Those agencies nominating this parcel have reviewed the project and find it to be compatible with their nomination.

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3. The annual rental value of the site is estimated to be \$100.

EXHIBITS:

A. Land Description. B. Location Map. C. EIR Summary

IT IS RECOMMENDED THAT THE COMMISSION:

- 1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT AND CERTIFIED BY FRENO METROPOLITAN FLOOD CONTROL DISTRICT ON JUNE 11, 1976.
- 2. CERTIFY THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT OF FRESHO METROPOLITAN FLOOD CONTROL DISTRICT HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
- 3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
- 4. DETERMINE THAT THE GRANTING OF THE APPLICATION WILL HAVE NO SIGNIFICANT EFFECT UPON THE ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1 OF THE PUBLIC RESOURCES CODE.
- 5. AUTHORIZE ISSUANCE TO THE FRESNO METROPOLITAN FLOOD CONTROL DISTRICT OF A 49-YEAR PUBLIC AGENCY PERMIT, FROM SEPTEMBER 1, 1976; IN CONSIDERATION OF THE PUBLIC HEALTH AND SAFETY, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR THE CONSTRUCTION AND OPERATION OF A STORM DRAIN PIPELINE AND OUTLET STRUCTURE; ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit."A"

EXHIBIT "A"

W 21259

A parcel of submerged land in the State owned bed of the San Joaquin River, situated in Section 32, T 12 S, R 20 E, M.D.H., County of Fresno, State of California, more particularly described as follows:

COMMENCING at the west one-quarter corner of said Section 32; thence N 00° 49' W, 1,063.00 feet; thence N 67° 41' E, 10.75 feet to the TRUE POINT OF BEGINNING; thence the following: numbered courses;

- 1) N 00° 49° W, 154.85 feet; 2) N 89° 11° E, 50.00 feet; 3) S 00° 49° E, 154.85 feet; 4) S 89° 11° W, 50.00 feet to the true point of beginning.

EXCEPTING THEREFROM any portion lying landward or the ordinary high water mark of the San Joaquin River.

END OF DESCRIPTION

Prepared Rif Hoff	Checked RL Blak
Reviewed 9. Juninecke	Date 8/4/76
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