

MINUTE ITEM

This Calendar Item No. C5
was approved as a Calendar Item
No. 5 by the State Lands
Commission by a vote of 3
to 0 at its 9/29/77
meeting.

CALENDAR ITEM

C5.

9/77
W 21564
Mariclo

PRC 5388

GENERAL PERMIT
PUBLIC AGENCY USE

APPLICANT: Napa County Flood Control and
Water Conservation District
1127 First Street
Napa, California 94558

AREA, TYPE LAND AND LOCATION: 560 square feet, tide and submerged land,
Napa River, north of confluence with Mud
Slough, Napa County.

LAND USE: Gravity flow drain line.

TERMS OF PROPOSED PERMIT:
Initial Period: 49 years from October
1, 1977.

CONSIDERATION: The public use and benefit 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 the upland.
Processing costs have been received.

STATUTORY AND OTHER REFERENCES:
A. Public Resources Code: Div. 6, Parts 1 & 2.
B. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, 10 & 11.

OTHER PERTINENT INFORMATION:
1. The annual rental value of the site
is estimated to be \$30.
2. A negative declaration was prepared
by the applicant, pursuant to CEQA
and implementing regulations.
3. This project is situated on State land
identified as possessing significant
environmental values pursuant to Public
Resources Code 6370.1, and is classified
in a use category, Class B which authorizes
Limited Use.

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CALENDAR ITEM NO. C5. (CONTD)

Staff has coordinated this project with those agencies and organizations who nominated the site as containing significant environmental values. They have found this project to be compatible with their nomination.

4. The applicant has received permits from the U.S. Corps of Engineers and the San Francisco Bay Conservation and Development Commission. An application to the State Water Quality Control Board has been filed and approval is anticipated.

EXHIBITS: A. Land Description. B. Location Map.
 C. Negative Declaration.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS PROJECT, BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY NAPA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT ON DECEMBER 2, 1976.
2. CERTIFY THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. FIND THAT GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE PUBLIC RESOURCES CODE.
5. AUTHORIZE ISSUANCE TO NAPA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE FROM OCTOBER 1, 1977; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT 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 A GRAVITY FLOW DRAIN LINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACH AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21564

A strip of tide and submerged land 20 feet wide in the Napa River, Napa County, California, situated in fractional Section 16, T4N, R4W, MDN, said strip lying 10 feet on each side of the following described centerline.

BEGINNING at a point in that parcel of land shown as Utility Easement on that certain map entitled "Final Map of Edgerly Island River Lots", filed April 28, 1950, in Liber 5 of Maps, pages 25 through 28, in the Napa County Recorder's Office, said point also being the intersection of the centerline of the Edgerly Island levee and the centerline of a 42 inch pipe; thence easterly 38 feet to termination of said strip.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the Napa River.

END OF DESCRIPTION

Prepared Frank Wang Checked WSP

Reviewed Frank Wang Date 9/8/77