

MINUTE ITEM

This Calendar Item No. C4
was approved as Minute Item
No. 4 by the State Lands
Commission by a vote of 2
to 0 at its 11/30/77
meeting.

CALENDAR ITEM

C4.

11/77
W 21340
Scott
PRC 5410

GENERAL PERMIT
PROTECTIVE STRUCTURE

APPLICANT: Frank C. Alegre
17690 North Cluff Avenue
Lodi, California 95240

AREA, TYPE LAND AND LOCATION:
an 0.066 acre parcel of non-tidal inland
navigable submerged land in the bed of
the Mokelumne River, City of Lodi, San
Joaquin County.

LAND USE: Placement of rock and broken concrete rip-rap
bank protection.

TERMS OF PROPOSED PERMIT:
Initial period: 25 years from June 1,
1977.

CONSIDERATION: \$350 processing fee in accordance with
PRC Section 6321; and Section 2005 Cal.
Adm. Code.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is owner of upland.

Filing fee and 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. Applicant proposes to construct a boat
dock, sand beach, paved play area and
rip-rap bank protection. All of the
proposed construction will be located
on applicant's upland with the exception
of the bank protection. The boat dock
and sand beach are proposed to be located
in a basin dredged from applicant's
upland.

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2. The City of Lodi's Planning Department
prepared an Environmental Impact Report

CALENDAR ITEM NO. C4. (CONTD)

for this project and indicated on their Notice of Determination that the project would have a significant effect on the environment. City approval was conditioned on extensive mitigation required of the applicant. Procedures for bank stabilization, reestablishment of riparian vegetation, and repair of the levee were required. A review of the environmental document by the staff indicates that impacts have been reduced to an acceptable level by the required mitigation measures contained in the Use Permit issued by the City of Lodi on file with the State Lands Division.

Therefore, staff is recommending that the Commission approve this permit and make an environmental finding that the project will not have a significant environmental effect.

3. A final Environmental Impact Report was prepared by the City of Lodi Planning Department, pursuant to CEQA and implementing regulations. A Notice of Determination has been received.
4. 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.

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.

APPROVALS OBTAINED:

USCOE, September, 1977; Fish and Game, April, 1977; Reclamation Board, June, 1977; City of Lodi, December, 1976.

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. Notice of Determination and EIR Summary.

CALENDAR ITEM NO. C4. (CONTD)

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT AND CERTIFIED BY THE CITY OF LODI PLANNING DEPARTMENT ON DECEMBER 14, 1976.
2. CERTIFY THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT OF THE CITY OF LODI PLANNING DEPARTMENT HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
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 FRANK C. ALEGRE OF A 25-YEAR GENERAL PERMIT - PROTECTIVE STRUCTURE FROM JUNE 1, 1977; IN CONSIDERATION OF PAYMENT OF A \$350 PROCESSING FEE; FOR THE PLACEMENT OF ROCK AND BROKEN CONCRETE RIP-RAP BANK PROTECTION ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21540

A parcel of land in the bed of the Mokelumne River, City of Lodi, County of San Joaquin, State of California, more particularly described as follows:

BEGINNING at the intersection of the northerly line of a levee easement with the east line of Lot 12, as shown on that map entitled "Tract No. 961, River Oaks" filed January 10, 1973, in Volume 20 of Maps and Plats, page 10, San Joaquin County Records; thence along said east line and northerly extension of Lot 12, North 150 feet; thence N 78° 02' 18" W, 97.4 feet, more or less, to a point on the northerly extension of the west line of said Lot 12; thence S 00° 06' E, 183 feet more or less to the above mentioned northerly line of a levee easement; thence along said northerly line S 66° 12' 30" E, 103.8 feet more or less to the point of beginning.

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

END OF DESCRIPTION

Prepared

M. J. Shah

Checked

R. N. Hoff

Reviewed

St. J. Runnecke
A.B.

Date

9/27/77