

MINUTE ITEM

This Calendar Item No. C1
was approved as Minute Item
No. 1 by the State Lands
Commission by a vote of 2
0 at its 9-24-80
meeting.

CALENDAR ITEM

C1.

9/80
W 22498
Gordon
PRC 5894

GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT: County of San Joaquin
222 E. Weber Avenue
Stockton, California 95202

AREA, TYPE LAND AND LOCATION:
A 0.515-acre parcel of tide and submerged
lands in Islemouth Slough at Westgate Landing
Recreation Area, San Joaquin County.

LAND USE: Construction, reconstruction and maintenance
of a boat berthing facility utilized for
public recreation.

TERMS OF PROPOSED PERMIT:
Initial period: 49 years from September 1,
1980.

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.

BASIS FOR CONSIDERATION:
2 Cal. Adm. Code 2005.

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

Filing fee and processing costs have been
received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 & 2.
B. Cal. Adm. Code: Title 2, Div. 3.

A 7
S 13

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OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is estimated to be \$460.
2. A Negative Declaration was prepared by San Joaquin County Department of Parks and Recreation, pursuant to CEQA and implementing regulations. A Notice of Determination has been received.
3. This project is situated on State land identified as possessing significant environmental values pursuant to P.R.C, 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 which nominated the site as containing significant environmental values. They have found this project to be compatible with their nomination.

APPROVALS REQUIRED AND OBTAINED:

This facility is subject to the jurisdiction of the United States Army Corps of Engineers, California Department of Fish and Game, California Central Valley Regional Water Quality Control Board, California Reclamation Board, and the County of San Joaquin. The proposed permit is conditioned on the approval of all agencies having jurisdiction.

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. Notice of Determination/Negative Declaration.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY SAN JOAQUIN COUNTY DEPARTMENT OF PARKS AND RECREATION, ON JUNE 17, 1980.
2. CERTIFY THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.

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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 P.R.C.
5. AUTHORIZE ISSUANCE TO COUNTY OF SAN JOAQUIN OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE FROM SEPTEMBER 1, 1980; 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 CONSTRUCTION, RECONSTRUCTION AND MAINTENANCE OF A BOAT BERTHING FACILITY UTILIZED FOR PUBLIC RECREATION ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

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EXHIBIT "A"

LAND DESCRIPTION

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A parcel of tide and submerged land at Westgate Landing, situated at the junction of Islemouth Slough, with the South Fork of Mokelumne River, lying in Section 12, T3N, R4E, MDM, San Joaquin County, California, described as follows:

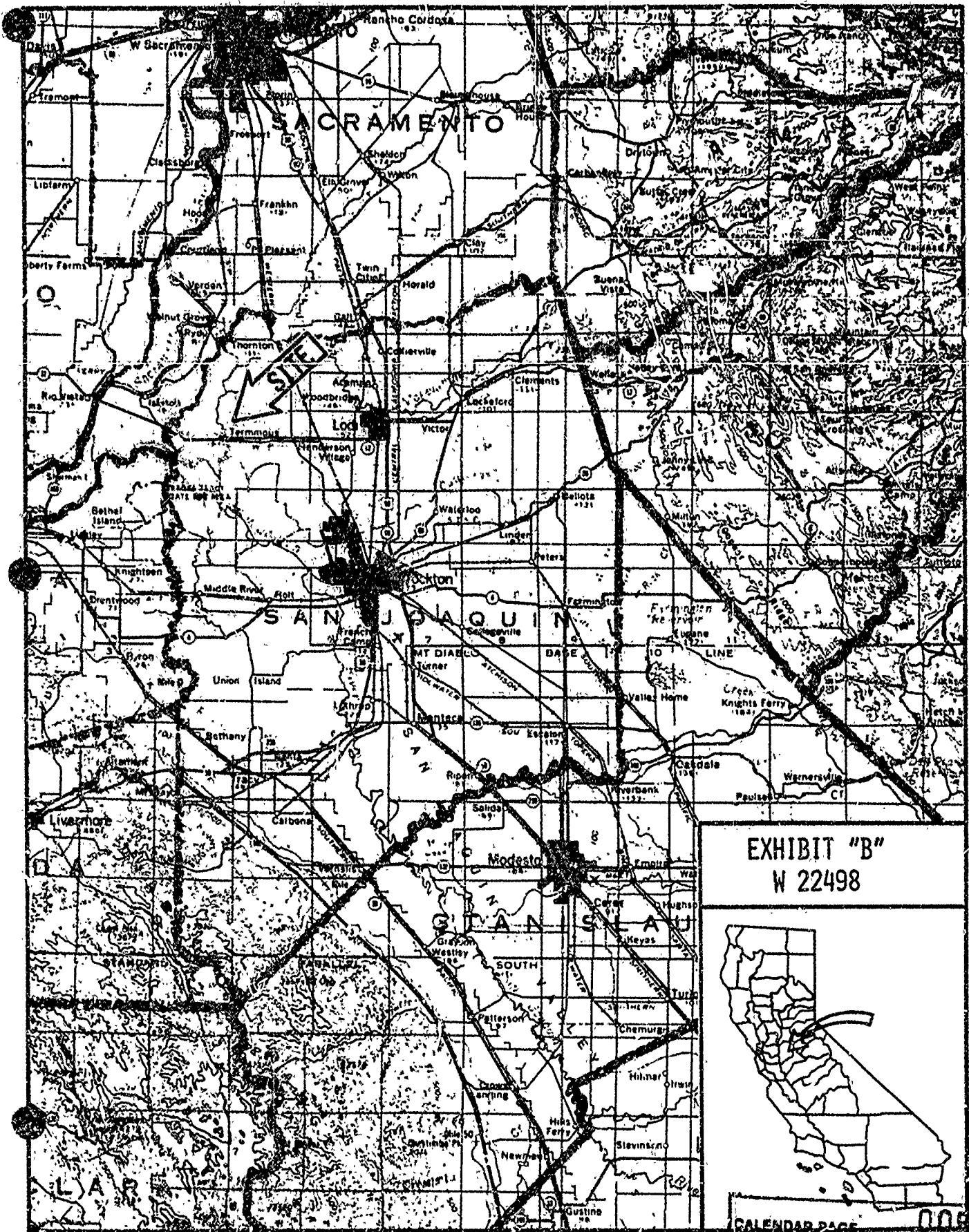
All that land lying immediately beneath the boat berthing facilities, TOGETHER WITH a necessary use area extending 10 feet from the extremities of said berth, said berth being adjacent to that 24.72 area parcel of land as shown on sheet No. 1 filed February 23, 1967 in Book 16 of Surveys, Page 8, San Joaquin County Records.

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

END OF DESCRIPTION

PREPARED 7/2/80 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR

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SEE

EXHIBIT "B"
W 22498



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NOTICE OF DETERMINATION

LEAD AGENCY: San Joaquin County Parks & Recreation Department
4520 West Eight Mile Road, Stockton, CA 95205

TO: Secretary for Resources FROM:
1416 Ninth Street, Room 1311
Sacramento, California 95814

County Clerk
County of _____

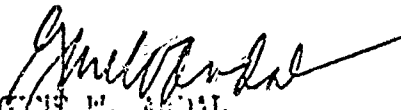
SUBJECT: Filing of Notice of Determination in compliance
with Section 21108 or 21152 of the Public
Resources Code.

PROJECT TITLE: WESTGATE LANDING BERTHING FACILITIES

STATE CLEARINGHOUSE NUMBER: _____

The County of San Joaquin has made the following determinations
regarding this project:

1. The project has been approved by the Lead Agency.
 disapproved
2. The project will have a significant effect on the
environment. will not
3. An Environmental Impact Report has been prepared for
this project.
- A statement of overriding considerations is attached.
4. A Negative Declaration has been prepared for this
project and a copy is attached.


GENE W. ARNOLD
Environmental Review Officer

RECEIVED
Office of the Secretary

Date: 6-17-80

JUN 19 1980

Resources Agency of California

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NEGATIVE DECLARATION

JUN 17 1980.

DATE: _____

RESPONSIBLE AGENCY (Lead Agency): San Joaquin County
Department of Parks & Recreation
Address: 4520 W. Eight Mile Rd.
Stockton, CA 95209

CONTACT PERSON: Gene W. Andral Area Code: 209
Phone: 944-2116
City: Stockton

PROJECT TITLE: WESTGATE LANDING BOAT DOCKS


As a result of an initial study, it is concluded that with the mitigation measures noted in the initial study added to the project:

- A. The project will not have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory.
- B. The project will not have the potential to achieve short-term environmental goals to the disadvantage of long-term environmental goals.
- C. The project will not have possible environmental effects which are individually limited but cumulatively considerable. "Cumulatively considerable" means that the incremental effects of an individual project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects.
- D. The environmental effects of a project will not cause substantial adverse effects on human beings, either directly or indirectly.

As a result thereof the preparation of an Environmental Impact Report pursuant to the Environmental Quality Act of 1970 is not required.

An initial study is attached.

Signed by:


GENE W. ANDRAL
Environmental Review Officer

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Governing Body: Board of Supervisors, San Joaquin County

Location: Westgate Landing, near Terminous, CA.

Assessor's Parcel #: 025-020-04 Acres: 20.3

DESCRIPTION OF PROJECT: Construction of 35 boat docks

Existing Land Use: Public waterway

Existing Structures: None

Proposed Land Use: Public Park expansion

Proposed Structures: Boat docks

History:

PUBLIC SERVICES

ZONING & GENERAL PLAN

EXISTING PROPOSED METHOD
YES NO YES NO

Water		X		X
Liquid Waste		X		X
Solid Waste		X		X
Drainage		X		X

Property Zoning: GA-5
Area Zoning: General Agriculture
General Plan: Recreation, Conservation and Agriculture
Specific Plans:
Plan Policy: Natural Resource Principles 9; Recreation Principles 3, 5

WILLIAMSON ACT: Contract X Preserve

Action Required by Public Agency

Planning Commission Development Committee
Brd. of Zoning Adj. Zoning Administrator
 Brd. of Supervisors Other

AREA LAND USE: Agriculture, Conservation, and Recreation

Environmental Features: Riparian Area, levees, and agricultural soils

Soils: Class I

Other Considerations:

DETERMINATION OF IMPACTS

Based on this initial study, any possible significant affects have been identified and are attached with mitigation measures. From this information, it has been determined that:

— This project is exempt.

On the basis of this initial study we find that the proposed project could not have a significant effect on the environment, and a NEGATIVE DECLARATION will be prepared.

— Although the proposed project could have a significant effect on the environment, there will not be a significant effect when the mitigation measures described on the attached sheets have been added to the project. A NEGATIVE DECLARATION WILL BE PREPARED.

— The proposed project may have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT will be prepared.

GENE W. ANDAL
Environmental Review Officer
San Joaquin County
Parks & Recreation Department

By [Signature]

Date: JUN 17 1980