

MINUTE ITEM

This Calendar Item No. C7
was approved as Minute Item
No. 7 by the State Lands
Commission by a vote of 3
to 0 at its 9/29/81
meeting.

CALENDAR ITEM

C 07

9/29/81
W 22767
Gordon
PRC 6056

GENERAL PERMIT - PUBLIC AGENCY

APPLICANT: Fresno Metropolitan Flood Control District
600 Rowell Building
Fresno, California 93721

AREA, TYPE LAND AND LOCATION:
A 0.057-acre parcel of submerged lands
located in the San Joaquin River near Fresno,
Fresno County.

LAND USE: Construction, reconstruction and maintenance
of an existing storm drain outfall facility
together with riprap.

TERMS OF PROPOSED PERMIT:
Initial period: 49 years from September 1,
1981.

Special: 1. The permit is entered
into by all parties
without prejudice
to their respective
claims of boundary.

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:
Pursuant to 2 Cal. Adm. Code 2005.

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

Filing fee and processing costs have been
received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div 6, Parts 1 and 2; Div. 13.
B. Cal. Adm. Code: Title 2, Div 3;
Title 14, Div 6.

AB 884: 7/2/82.

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OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is estimated to be \$100.
2. This project consists of the reconstruction of an existing storm drain outfall structure which sustained and caused erosion damage during last winter's rainfall. The structure is a component of a drainage system which contains approximately 100 acres of watershed lands that are primarily residential in character. To prevent a continuation of the damage, applicant proposes to construct a permanent concrete facility. The project must be completed before the winter storms in order to prevent further erosion damage to the river and adjacent property. Applicant has designated this activity an emergency project.
3. This project is exempt from CEQA because it is an emergency project.

Authority: 14 Cal. Adm. Code 15071
and 2 Cal. Adm. Code 2905(a).

4. 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:

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, County of Fresno.

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The proposed permit is conditioned on the approval of all agencies having jurisdiction.

EXHIBITS: A. Land Description.
 B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF 14 CAL. ADM. CODE 15971 AND 2 CAL. ADM. CODE 2905(a).
2. 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.
3. AUTHORIZE ISSUANCE TO FRESNO METROPOLITAN FLOOD CONTROL DISTRICT OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE FROM SEPTEMBER 1, 1981; 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 STORM DRAIN OUTFALL FACILITY TOGETHER WITH RIPRAP ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

NORTHWEST CORNER
SEC. 36, T 12 S, R 19 E,
M.D.B. & M.

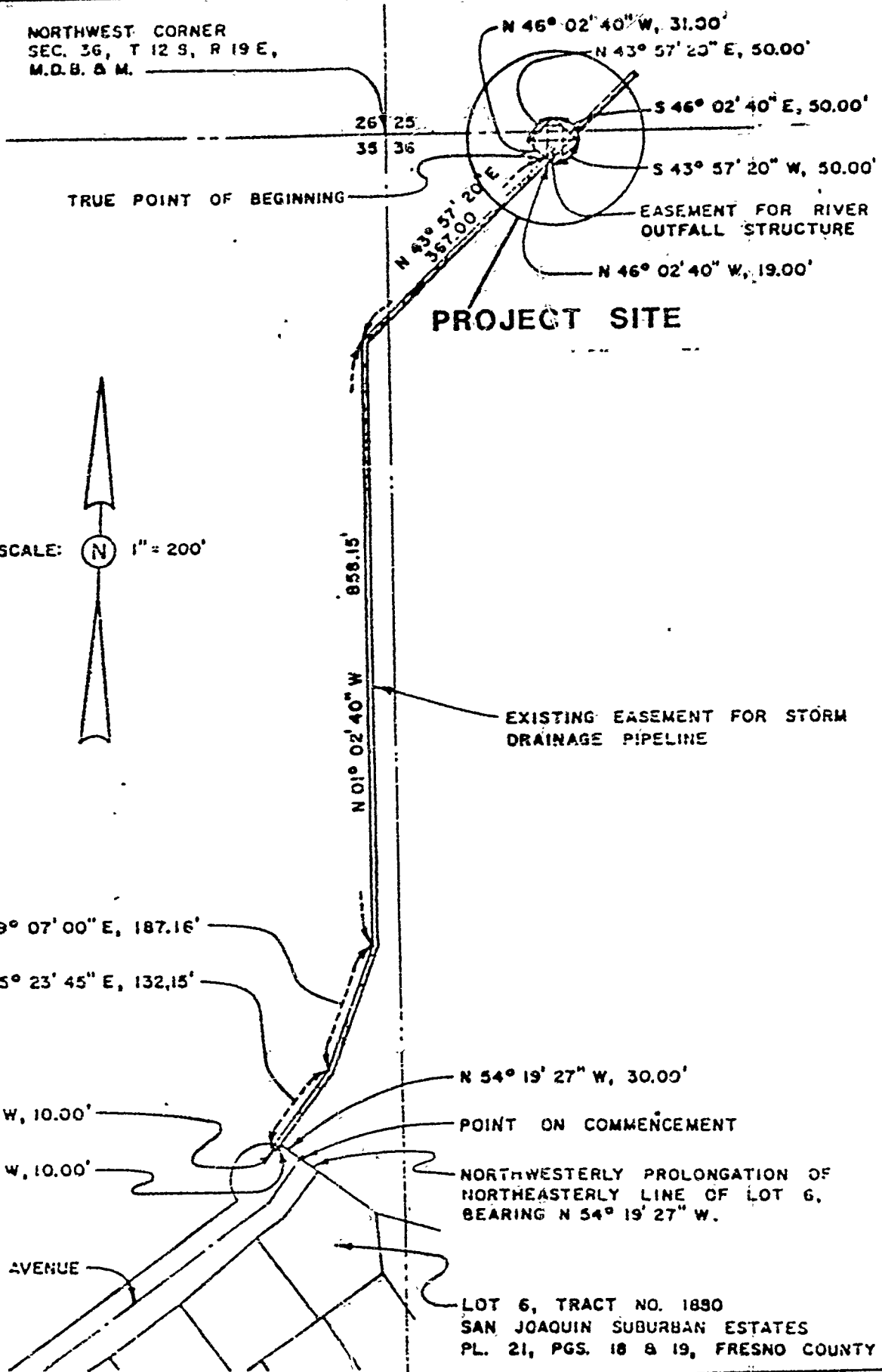


EXHIBIT "A"
LAND DESCRIPTION

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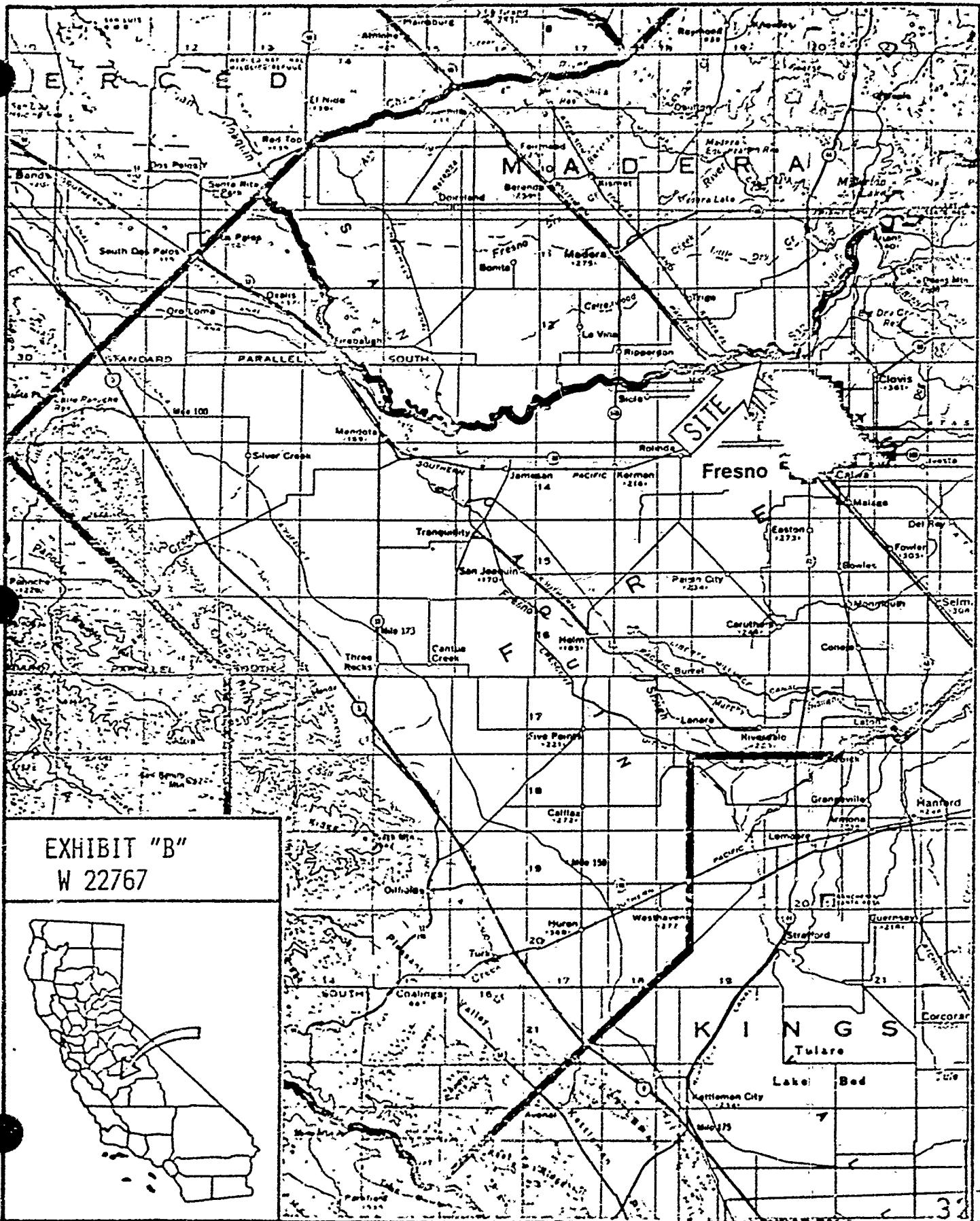


EXHIBIT "B"
W 22767

