

This Calendar Item No. C2
was presented at the Item
No. 2 meeting of the Lands
Committee on 7/12/84
to the meeting.

CALENDAR ITEM

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07/12/84
WP 4938
Suotta
PRC 4938

GENERAL PERMIT - RECREATIONAL USE

APPLICANT: James L. Ferry, Jr., Trustee
of the James L. Ferry, Jr. and
Mary Ella Ferry Revocable Trust
3504 51st Avenue
Sacramento, California 95823

APPROXIMATE TYPE LAND AND LOCATION:
A 0.028-acre parcel of tide and submerged land
in Spoonbill Slough, Solano County.

LAND USE: Continued use and maintenance of two floating
boat docks and appurtenant structures.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years from July 25, 1984.
Surety bond: \$2,000.
Public Liability Insurance: Combined single
limit coverage of \$300,000.

CONSIDERATION: \$100.00 per annum, with the State reserving the
right to fix a different rental on each fifth
anniversary of the permit.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003.

APPLICANT STATUS:
Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee and first year's rental payment 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: N/A.

OTHER PERTINENT INFORMATION:

1. In 1974, the State Lands Commission approved issuance of Recreational Pier Permit PRC 4938.9 to James L. Ferry, Jr. The permit expires July 24, 1984. Since the house that was in the upland burned down and has not been rebuilt, this permit could not be renewed as a recreational pier permit. Approval of a General Permit - Recreational Use is therefore requested.

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorical exempt project. The project is exempt under Class 1, existing facilities, 2 Cal. Adm. Code 2905, Title 2, Div. 3.

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 14 Cal. Adm. Code 2905.

3. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq., but will not affect those significant lands. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

United States Corps of Engineers permit previously issued.

EXHIBITS:

- A. Land Description.
- B. Location Map.

CALENDAR ITEM NO. 02 (CONT'D)

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES, 2 CAL. ADM. CODE 2905.
2. FIND THAT THIS ACTIVITY WILL INVOLVE LANDS IDENTIFIED AS POSSESSING SIGNIFICANT ENVIRONMENTAL VALUES PURSUANT TO P.R.C. 6370, ET SEQ., BUT THAT SUCH ACTIVITY WILL HAVE NO DIRECT OR INDIRECT EFFECT ON SUCH LANDS.
3. AUTHORIZE ISSUANCE TO JAMES L. FERRY, JR., TRUSTEE OF THE JAMES L. FERRY, JR. AND MARY ELLA FERRY REVOCABLE TRUST OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE FROM JULY 25, 1984, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$100.00, PROVISION OF A \$2,000.00 SURETY BOND; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$300,000; FOR CONTINUED USE AND MAINTENANCE OF TWO FLOATING BOAT DOCKS AND APPURTENANT STRUCTURES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 4938

Two parcels of tide and submerged land in the bed of Spoonbill Slough, Solano County, California, described as follows:

PARCEL 1

All that land lying immediately beneath a floating dock TOGETHER WITH a necessary use area extending 5 feet from the extremities of said dock, said dock being adjacent to and southerly of that parcel described in the Corporation Grant Deed to James L. Ferry, Jr. recorded in Book 1755, Page 225, Solano County Records and also being approximately 200 feet southeasterly of the intersection of the northerly bank of Spoonbill Slough with the southeasterly line of the right-of-way of the Oakland, Antioch & Eastern Railroad described in said deed.

PARCEL 2

All that land lying immediately beneath a floating dock TOGETHER WITH a necessary use area extending 5 feet from the extremities of said dock, said dock being adjacent to and southerly of that parcel described in the Corporation Grant Deed to James L. Ferry, Jr. recorded in Book 1755, Page 225, Solano County Records and also being approximately 550 feet southeasterly of the intersection of the northerly bank of Spoonbill Slough with the southeasterly line of the right-of-way of the Oakland, Antioch & Eastern Railroad described in said deed.

EXCEPTING THEREFROM from PARCELS 1 and 2 any portion thereof lying landward of the ordinary high water mark of Spoonbill Slough.

END OF DESCRIPTION

REVISED JUNE 11, 1984 BY BOUNDARY AND TITLE UNIT, LEROY WEED,
SUPERVISOR.

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MINUTE PAGE	

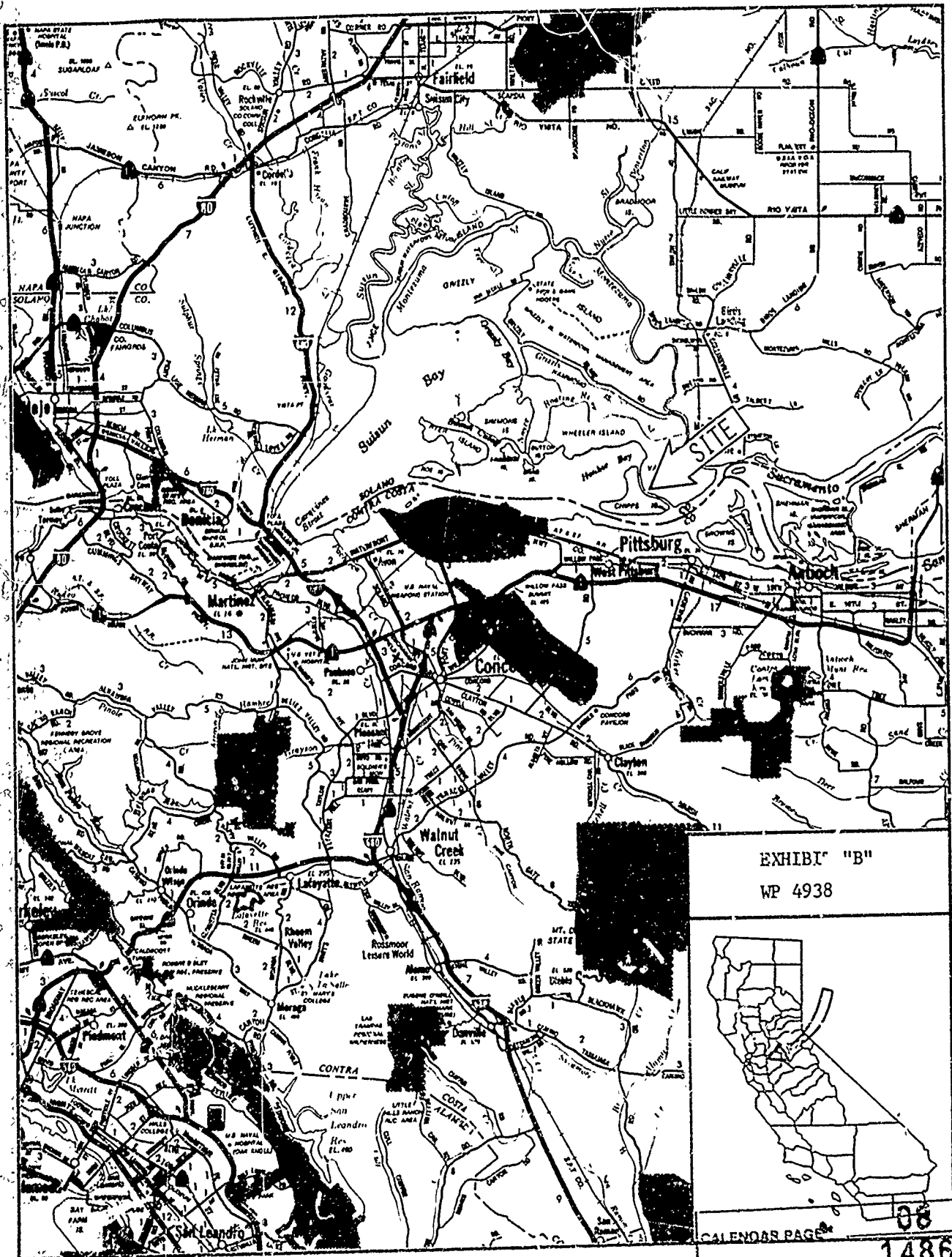


EXHIBIT "B"
 WP 4938



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