

MINUTE ITEM.

This Calendar Item No. C1
was approved as Minute Item
No. 1 by the State Lands
Commission by a vote of 3
to 0 at its 4/25/85
meeting.

CALENDAR ITEM

A 3
S 1

C01

04/25/85
W 23527
Omand
PRC 6824

GENERAL PERMIT - RECREATIONAL USE

APPLICANTS: Erwin and Veronika Zacharias, et al
4205 Bunnell Way
Sacramento, California 95864

AREA, TYPE LAND AND LOCATION:
A 0.176-acre parcel of tide and submerged land,
located in the Sacramento River, Sutter County.

LAND USE: Construction and maintenance of a private boat
dock and placement of additional riprap bank
protection.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years beginning April 1,
1985.
Public liability insurance: Combined single
limit coverage of \$100,000.

CONSIDERATION: \$121.25 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 have been
received.

CALENDAR ITEM NO. C01 (CONT'D)

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: 07/09/85.

OTHER PERTINENT INFORMATION:

- 1. The annual rental required is for the boat dock and use area only. No rental to be charged for the riprap bank protection.

Staff feels that bank protection at this location will be of mutual benefit to both the public and the applicant. The bank will have additional protection at no expense to the public.

- 2. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. 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.

- 3. 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 3 and 4, New Construction of Small Structures and Minor Alterations to Land, 2 Cal. Adm. Code 2905(c)(1) and 2905(d)(2).

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 Cal. Adm. Code 2905.

APPROVALS OBTAINED:

United States Army Corps of Engineers.

FURTHER APPROVALS REQUIRED:

Reclamation Board.

CALENDAR ITEM NO. C01 (CONT'D)

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

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 3 AND 4, NEW CONSTRUCTION OF SMALL STRUCTURES AND MINOR ALTERATIONS TO LAND, 2 CAL. ADM. CODE 2905(c)(1) AND 2905(d)(2).
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
3. AUTHORIZE ISSUANCE TO ERWIN AND VERONIKA ZACHARIAS AND ALFRED AND HILDAGARD ZACHARIAS OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING APRIL 1, 1985, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$121.25, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$100,000; FOR THE CONSTRUCTION AND MAINTENANCE OF A FLOATING DOCK AND PLACEMENT OF ADDITIONAL RIPRAP FOR BANK PROTECTION ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

W 23527

Two parcels of tide and submerged land in the bed of the Sacramento River, Sutter County, California, said parcels being described as follows:

PARCEL 1 - Pier

All that land lying immediately beneath a pier TOGETHER WITH a necessary use area extending 10 feet from the extremities of said pier, said pier being adjacent to Lot 8, Lauppe Tract, as shown on the map filed for record in Book 8 of Record Maps, Page 98, Sutter County Records.

PARCEL 2 - Bank Protection

All that land lying immediately beneath riprap placed for bank protection along the left bank of the Sacramento River adjacent to the above described Lot 8.

EXCEPTING FROM the above described Parcels 1 and 2 any portion thereof lying landward of the ordinary high water mark of the Sacramento River.

END OF DESCRIPTION

PREPARED JANUARY 9, 1985 BY BOUNDARY SERVICES UNIT, M.L. SHAFER, SUPERVISOR.

CALENDAR PAGE	04
MINUTE PAGE	1215

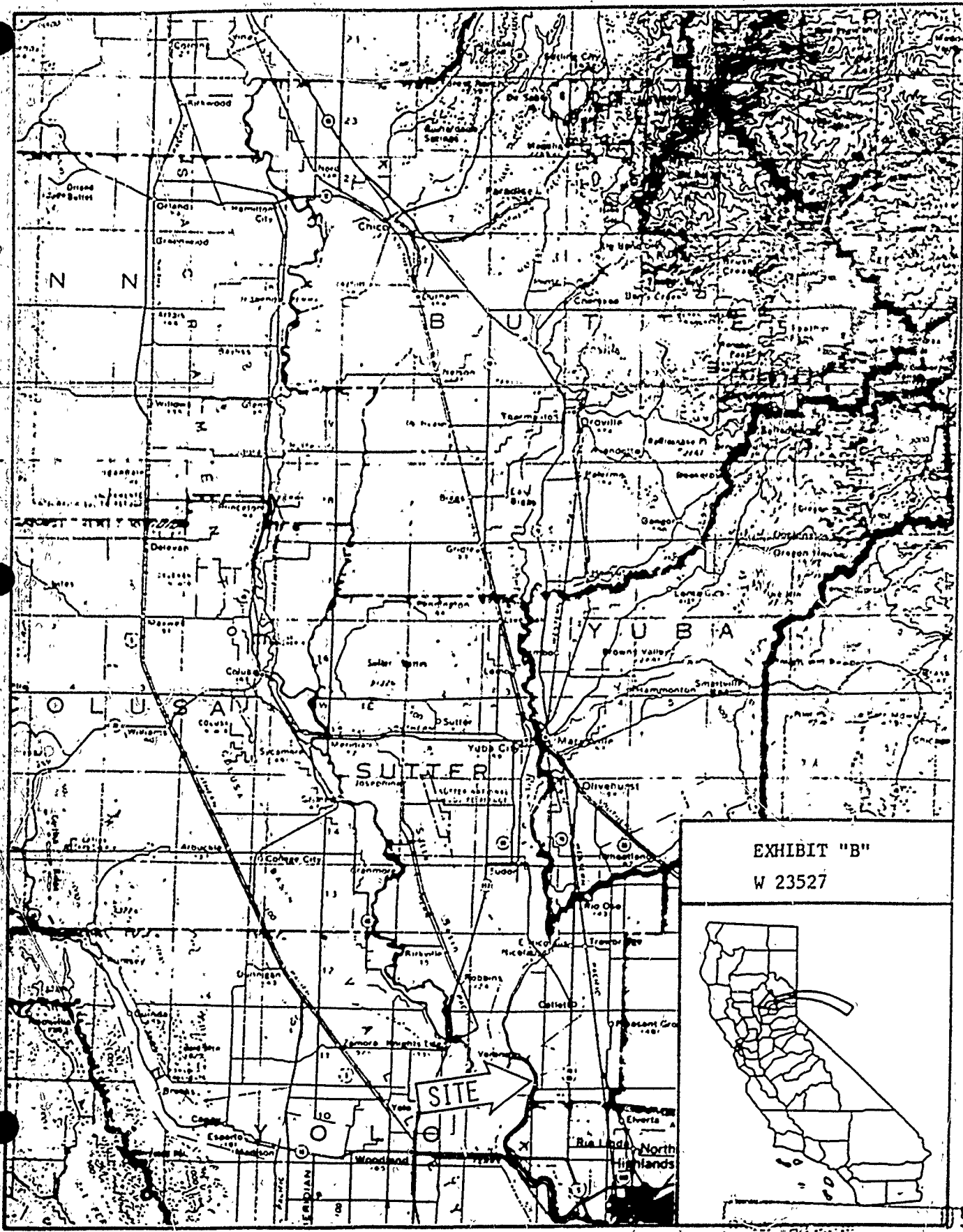


EXHIBIT "B"
W 23527



MINUTE PAGE

5
1216