

MINUTE ITEM

This Calendar Item No. C3
was approved as Minute Item
No. 3 by the State Lands
Commission by a vote of 2
to 0 at its 9/26/85
meeting.

CALENDAR ITEM

A 10

C03

09/26/85

S 6

W 23590 PRC 6889

Omand

GENERAL PERMIT - PROTECTIVE STRUCTURE AND RECREATIONAL USE

APPLICANT: Thomas M. Gilbert
1995 Garden Highway
Sacramento, California 95833

AREA, TYPE LAND AND LOCATION:
A 0.175-acre parcel of tide and submerged land
(0.083-acre for boat dock and ramp; 0.092-acre
for riprap), located in the Sacramento River,
Sacramento County.

LAND USE: Bank protection, and construction and
maintenance of a private boat dock and ramp.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years beginning October 1,
1985.

Public liability insurance: Combined single
limit coverage of \$100,000.

CONSIDERATION: None. The public use and benefit; with the
State reserving the right at any time to set a
monetary rental for the riprap if the
Commission finds such action to be in the
State's best interest. Dock is rent-free
pursuant to Section 6503.5, P. R. C.

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

APPLICANT STATUS:
Applicant is owner of upland.

CALENDAR ITEM NO. 003 (CONT'D)

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

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: 01/22/86.

OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is estimated to be \$457.14.
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 3, New Construction of Small Structures, 2 Cal. Adm. Code 2905(c)(1) and Class 4, Minor Alteration to Land, 2 Cal. Adm. Code 15304.

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 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.
4. The bank protection and the boat dock are being combined in one permit for ease of record keeping and to eliminate the issuance of two separate permits for the same area.
5. Staff feels that bank protection at this point could be of mutual benefit to both the public and the applicant.

CALENDAR ITEM NO. C03 (CONT'D)

APPROVALS OBTAINED:

United States Army Corps of Engineers.

FURTHER APPROVALS REQUIRED:

State Reclamation Board.

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, NEW CONSTRUCTION OF SMALL STRUCTURE, 2 CAL. ADM. CODE 2905(c)(1), AND CLASS 4, MINOR ALTERATION TO LAND, 2 CAL. ADM. CODE 15304.
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 THOMAS M. GILBERT OF A TEN-YEAR GENERAL PERMIT - PROTECTIVE STRUCTURE AND RECREATIONAL USE BEGINNING OCTOBER 1, 1985; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL FOR THE RIPRAP IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$100,000; FOR PLACEMENT OF RIPRAP BANK PROTECTION AND CONSTRUCTION OF A FLOATING DOCK AND RAMP ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"
LAND DESCRIPTION

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Two parcels of tide and submerged land in the bed of the Sacramento River, Sacramento County, California, said parcels being approximately 1/2 mile downstream from the Interstate 80 bridge over said Sacramento River and more particularly described as follows:

PARCEL 1 - Dock

All that land lying immediately beneath the dock adjacent to and waterward of that land described in the Grant Deed recorded March 10, 1983 in Book 83-03-10, Page 0113, Official Records of Sacramento County, TOGETHER WITH a necessary use area extending 10 feet from the extremities of said dock.

PARCEL 2 - Bank Protection

All that land lying immediately beneath materials placed for bank protection adjacent to and waterward of that land described in said Grant Deed recorded March 10, 1983, in Book 83-03-10, Page 0113, Official Records of Sacramento County.

EXCEPTING FROM 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 JULY 25, 1985, BY BOUNDARY SERVICES UNIT, M.L. SHAFER, SUPERVISOR.

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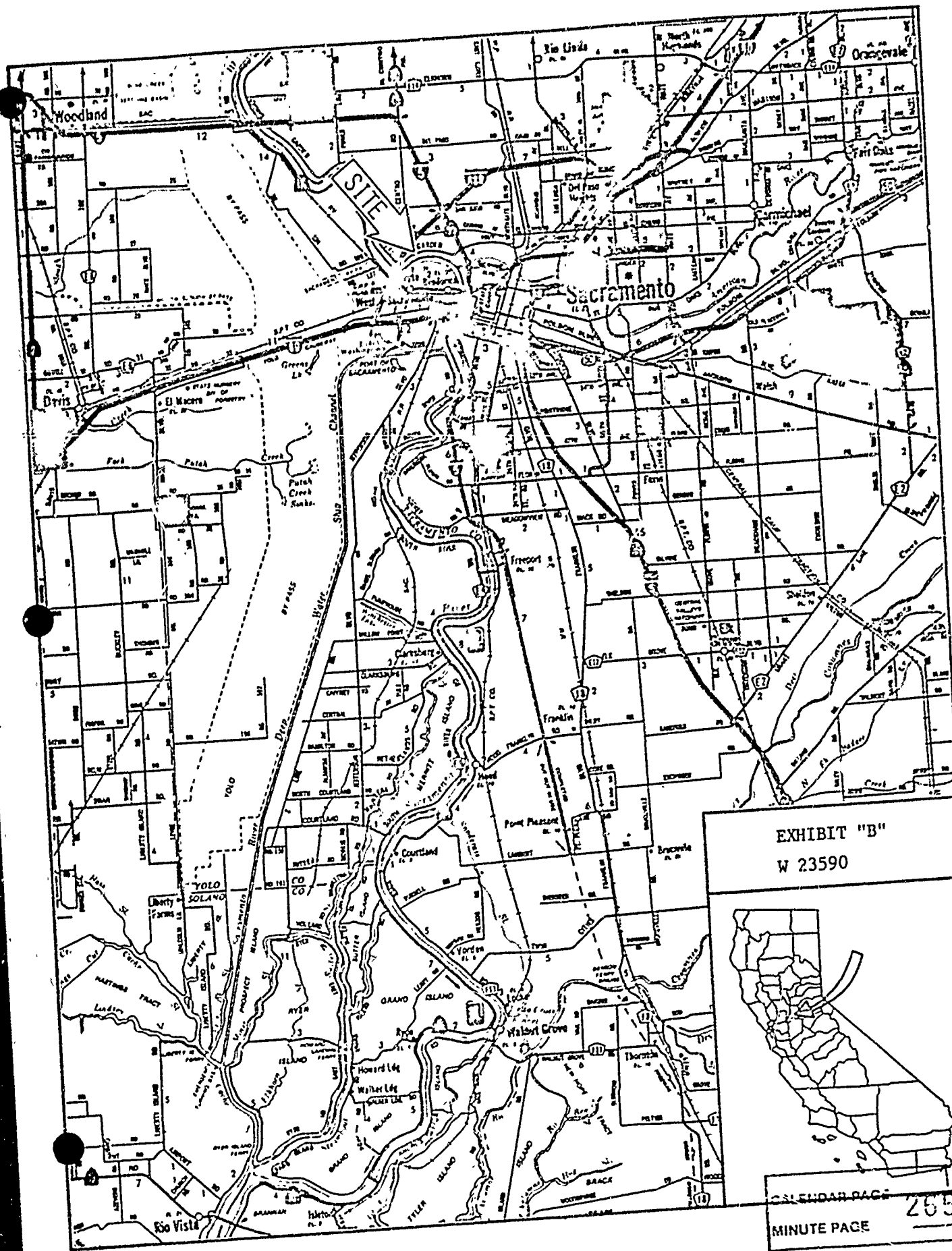


EXHIBIT "B"
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