

MINUTE ITEM

This Calendar Item No. 12
was approved as Minute Item
No. 12 by the State Lands
Commission by a vote of 2
to 1 at its 7/6/86
meeting.

MINUTE ITEM:

17

03/06/86
W 23674
PRC 6954
Martinez

DENIAL OF APPLICATION FOR DREDGING PERMIT

During consideration of Calendar Item 17, attached, Assistant Executive Officer Jim Trout indicated that since preparation of this item, the applicant has agreed to issuance of a one year dredging permit.

Upon motion made by Commission-Alternate Ordway and seconded by Commission-Alternate Wallace, the following Resolution was approved by a vote of 2-0:

THE COMMISSION:

1. FINDS THAT THIS ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 4, MAINTENANCE DREDGING, 14 CAL. ADM. CODE 15304(g).
2. AUTHORIZES STAFF TO ISSUE TO SELDEN L. PERRY THE DREDGING PERMIT ON FILE IN THE OFFICE OF THE COMMISSION. SAID PERMIT SHALL ALLOW DREDGING A MAXIMUM VOLUME OF 10,000 CUBIC YARDS OF MATERIAL FROM TIDE AND SUBMERGED LANDS IN A DREDGER CUT OFF THE MOKELUMNE RIVER AND DISPOSAL BEHIND AND ADJACENT TO THE LEVEE SYSTEM ON PERRY'S ISLAND. A ROYALTY OF \$0.25 PER CUBIC YARD SHALL BE CHARGED FOR MATERIAL PLACED ON THE APPROVED ADJACENT UPLAND SITE. SUCH PERMITTED ACTIVITIES CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS OR LIMITATIONS ISSUED BY FEDERAL, STATE AND LOCAL GOVERNMENT AGENCIES.

Attachment: Calendar Item 17.

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CALENDAR ITEM

A 10

17

02/27/86

W 23674 PRC 6954

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Martinez

DENIAL OF APPLICATION
FOR DREDGING PERMIT

APPLICANT: Selden L. Perry
P. O. Box 375
Isleton, California 95641

AREA, TYPE LAND AND LOCATION:
Tide and submerged lands in a dredger cut off
the Mokelumne River between Andrus Island and
Perry's Island, Sacramento County.

BACKGROUND INFORMATION:

The applicant has applied for a ten-year
maintenance dredging permit to authorize
periodic dredging of a maximum volume of
1,000 cubic yards of material per year for the
purpose of maintaining an adequate depth in the
channel for passage of recreational vessels to
berth and dry dock at Perry's Marina as shown
on Exhibit "B". The dredged material was
proposed for disposal behind and adjacent to
the levee system on Perry's Island.

Staff has discussed with Mr. Perry the issuance
of a one-year permit at a royalty rate of
\$0.25 per cubic yard until such time the
dredging may be incorporated within the terms
of the marina lease which is currently being
negotiated for renewal.

Mr. Perry has objected to issuance of a
one-year permit, which he feels is
inappropriate authorization for such periodic
dredging of less than 1,000 cubic yards of
material per year, because such action would

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CALENDAR ITEM NO. 17 (CONT'D)

require annual renewal prior to such time the dredging may be included within the terms of the marina lease. Staff is, therefore, recommending the application for a ten-year permit be denied without prejudice.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), staff has determined that this activity is exempt from the requirements of the CEQA as a statutory exempt project because CEQA does not apply to projects which a public agency rejects or disapproves.

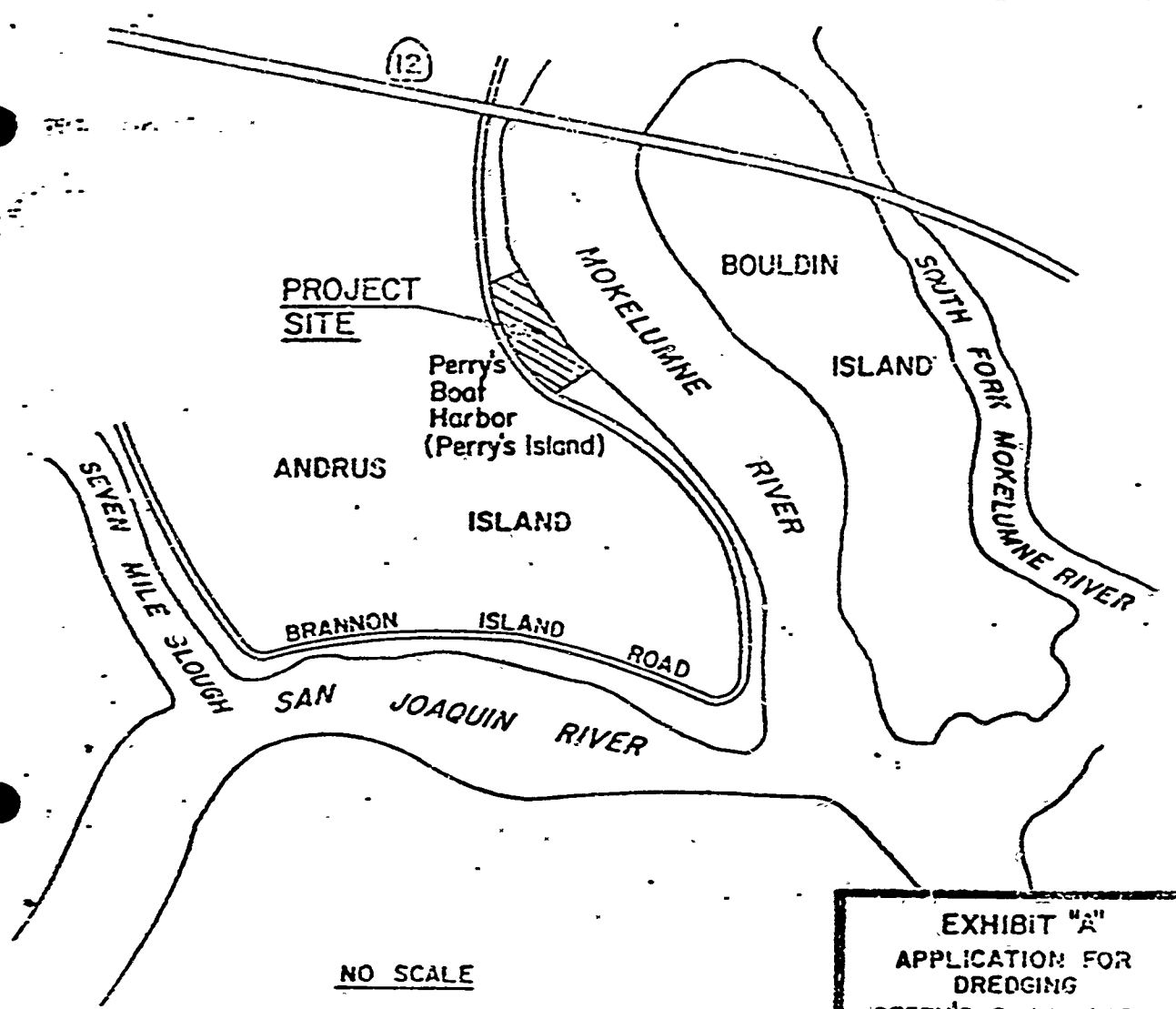
Authority: P.R.C. 21080(b)(5) and 14 Cal Adm. Code 15270.

AB 884: 03/18/86.

EXHIBITS: A. Vicinity Map.
B. Site 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 STATUTORY EXEMPT PROJECT PURSUANT TO P.R.C. 21080(b)(5) AND 14 CAL. ADM. CODE 15270, PROJECTS WHICH A PUBLIC AGENCY REJECTS OR DISAPPROVES.
2. DENY WITHOUT PREJUDICE THE APPLICATION OF SELDEN L. PERRY FOR A MAINTENANCE DREDGING PERMIT FOR TEN YEARS COVERING THE REMOVAL OF A MAXIMUM VOLUME OF 1,000 CUBIC YARDS OF MATERIAL PER YEAR.



PROJECT SITE

Perry's Boat Harbor (Perry's Island)

ANDRUS ISLAND

ANDRUS ISLAND

BRANNON ISLAND

BRANNON ISLAND ROAD

SAN JOAQUIN RIVER

MOKELUMNE RIVER

BOULDIN ISLAND

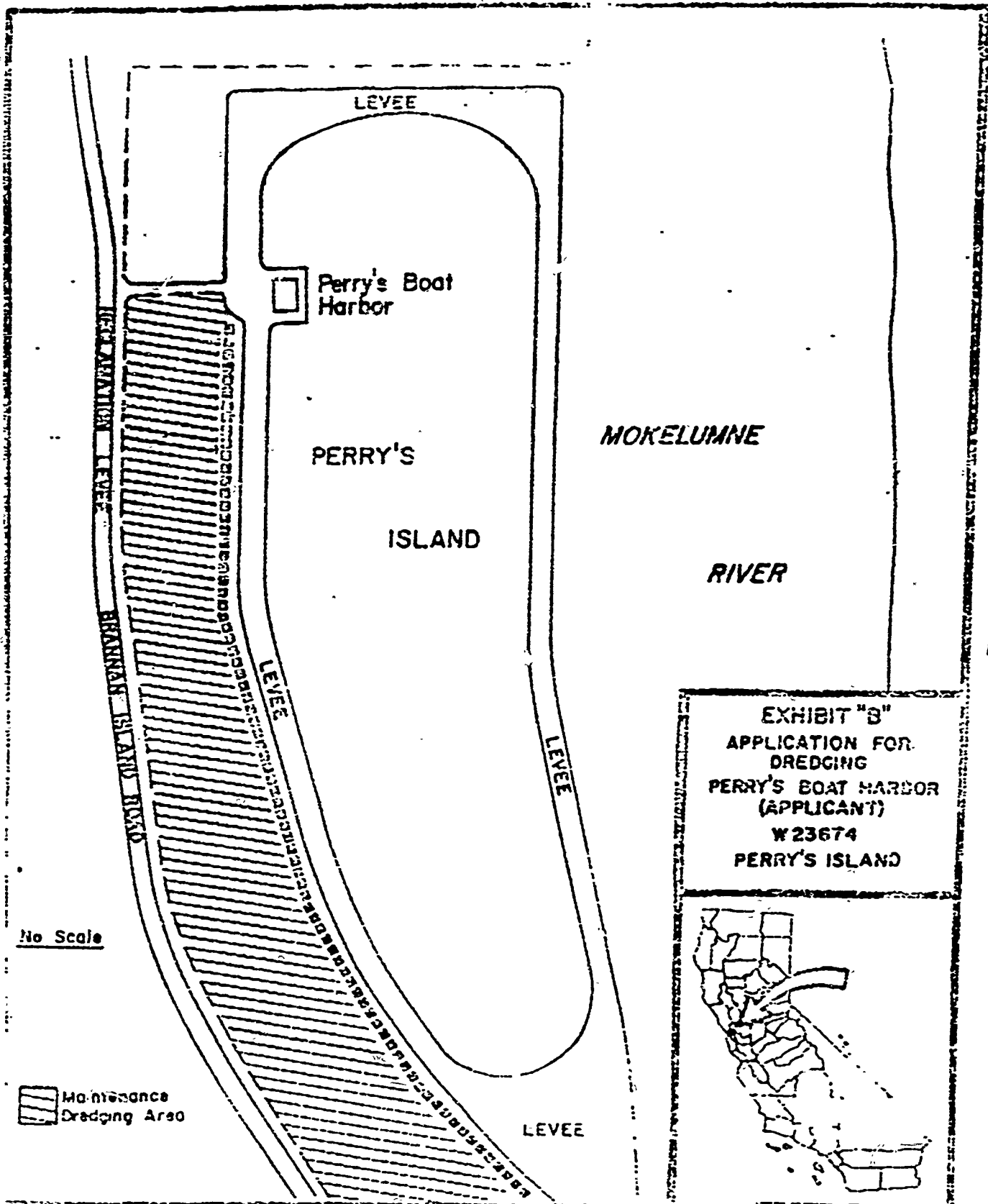
BOULDIN ISLAND

SOUTH FORK MOKELUMNE RIVER

NO SCALE

EXHIBIT "A"
 APPLICATION FOR DREDGING
 PERRY'S BOAT HARBOR (APPLICANT)
 W23674
 PERRY'S ISLAND





LEVEE

Perry's Boat Harbor

PERRY'S ISLAND

MOKELUMNE RIVER

MAINTENANCE DREDGING AREA

BRANNAN ISLAND ROAD

LEVEE

LEVEE


LEVEE



EXHIBIT "B"
 APPLICATION FOR
 DREDGING
 PERRY'S BOAT HARBOR
 (APPLICANT)
 W 23674
 PERRY'S ISLAND



No Scale

 Maintenance Dredging Area