

MINUTE ITEM

This Calendar Item No. C03
was approved as Minute Item
No. 3 by the State Lands
Commission by a vote of 3
to 0 at its 08-30-89
meeting.

CALENDAR ITEM.

C03

A 27

08/30/89

S 14

W 24396 PRC 7324
J. Ludlow

GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT: California Department of Fish and Game
1416 Ninth Street
Sacramento, California 95814

AREA, TYPE LAND AND LOCATION:
A one-acre parcel of submerged land located in
the Merced River below the Crocker-Huffman Dam,
near Snelling, Merced County.

LAND USE: Placement of gravel and retainment weirs for
the purpose of salmon spawning habitat.

TERMS OF PROPOSED PERMIT:

Initial period: Twenty years beginning
September 1, 1989.

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.

APPLICANT STATUS:

Applicant is permittee of the upland.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

B. Cal. Code Regs.: Title 2, Div. 3;
Title 14, Div. 6.

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AB 884: 01/17/90.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 4, Minor Alteration to Land, 14 Cal. Code Regs 15304(d).

Authority: P.R.C. 21084 and 14 Cal. Code Regs. 15300.

2. The project site is located just downstream from the Crocker-Huffman Dam and adjacent to the Merced River Fish Facility, near the town of Snelling.
3. The project involves excavating large cobble from the streambed to be placed away from the stream above the high water level. Permission to dispose of the cobble at the upland disposal site has been obtained from the adjacent land owner, and it will not be sold.

Six rock gravel retainment weirs will be placed across the streambed and washed gravel will be placed behind the retainment structures to form suitable salmon spawning riffles.

4. During construction, no native material will be pushed into or otherwise disposed of into the river.
5. The Applicant has requested that the required fees be waived due to the fact that project conforms to the Governor's mandate to increase salmon production throughout the State. The project will provide additional high quality salmon spawning gravel which will benefit the salmon resource and ultimately the public.

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6. The annual rental value of the site is \$50 which is the minimum rental for this type of permit.
7. 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.

APPROVALS OBTAINED:

None to date.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers,
California State Reclamation Board, and Merced
Irrigation District.

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. CODE REGS. 15061, AS A CATEGORICALLY EXEMPT PROJECT, CLASS 4, MINOR ALTERATION TO LAND, 14 CAL. CODE REGS. 15304(d).
2. FIND IT TO BE IN THE STATE'S BEST INTEREST TO WAIVE ALL REQUIRED FEES.
3. AUTHORIZE ISSUANCE TO CALIFORNIA DEPARTMENT OF FISH AND GAME OF A 20-YEAR GENERAL PERMIT - PUBLIC AGENCY USE BEGINNING SEPTEMBER 1, 1989; 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 THE PLACEMENT OF GRAVEL AND RETAINMENT WEIRS ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

W 24396

LAND DESCRIPTION

All that land in the bed of the Merced River, Merced County, California, lying immediately beneath the salmon spawning improvement as shown on Drawing No. 53-17 (Merced River - Riffle 1B), a copy of said drawing on file in Work Order File No. W 24396, in the California State Lands Commission Office, Sacramento, California.

EXCEPTING THEREFROM any portion lying landward of the ordinary low water mark of the Merced River.

END OF DESCRIPTION

PREPARED JULY 24, 1989 BY BIU 1.

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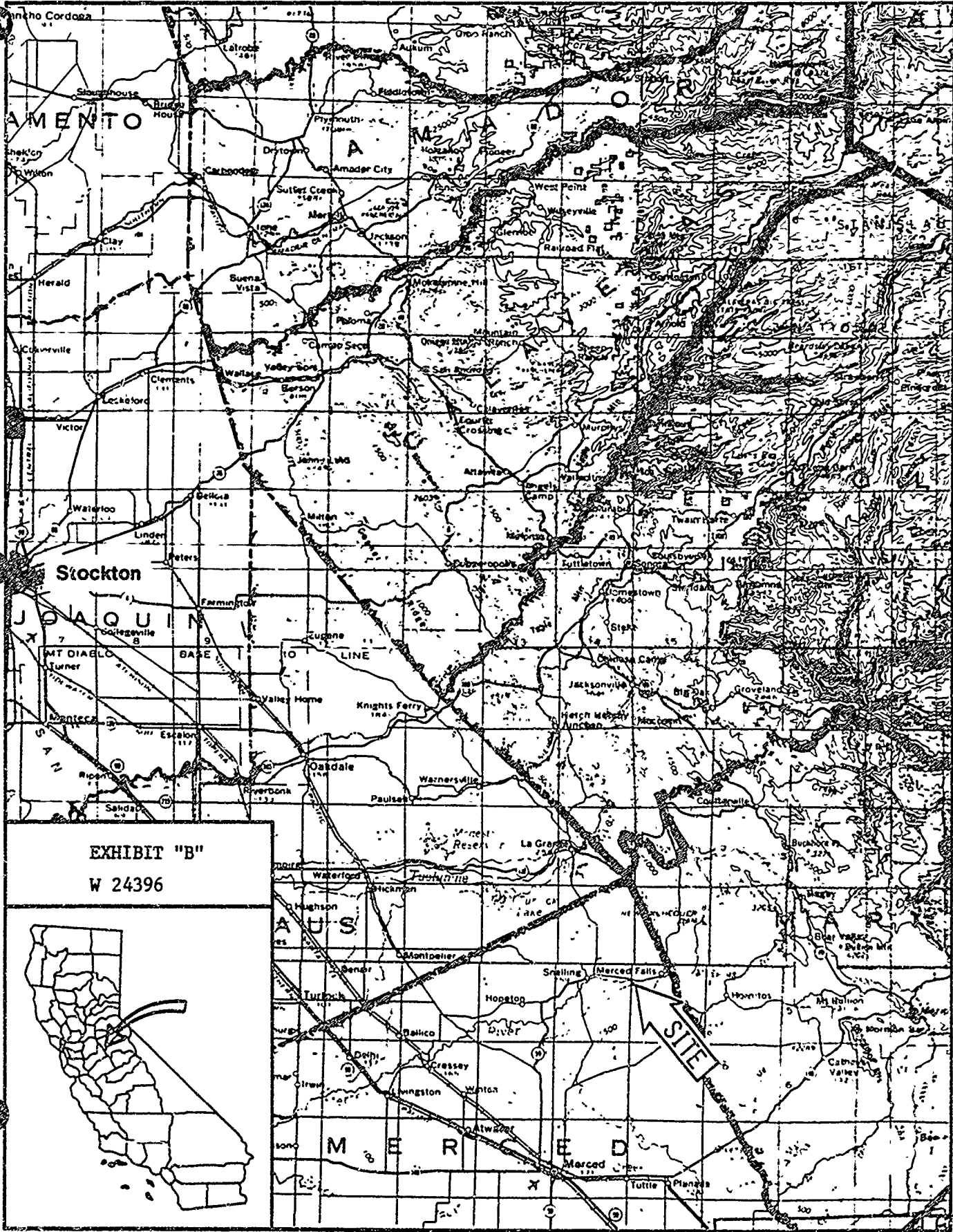


EXHIBIT "B"
W 24396



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