

MINUTE ITEM

This Calendar Item No. C10
was approved as Minute Item
No. 10 by the State Lands
Commission by a vote of 3
to 0 at its 2-24-93
meeting.

CALENDAR ITEM

C10

A 10

S 6

02/25/93

W 24915

Jones

PRC 7675

GENERAL PERMIT - RECREATIONAL USE

APPLICANT:

Stephen M. and Denise M. Launey
2218 Gateway Oaks Drive, #209
Sacramento, California 95833

AREA, TYPE LAND AND LOCATION:

An 0.056-acre parcel of tidelands and submerged lands in the
Sacramento River, Sacramento County.

LAND USE:

A recreational boating facility consisting of a 26-foot long
by 18-foot wide floating boat dock, a 3-foot wide x 30-foot
long gangway, a 3-foot wide by 28-foot long stairway, and
two 70-foot long cables.

PROPOSED TERMS:

Permit period:

Ten (10) years beginning March 1, 1993.

Public liability insurance:

Combined single limit coverage of \$500,000.

Consideration:

\$530 per annum; five-year rent review.

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Code Regs. 2003.

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Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS:

Applicant is owner of upland.

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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. Code Regs.: Title 3, Div. 3; Title 14, Div. 6.

AB 884:

07/11/93

OTHER PERTINENT INFORMATION:

1. The applicant proposes to construct a recreational boating facility in the Sacramento River. Construction of the facility will not require removal of any vegetation. The applicant obtained a building permit from the County of Sacramento and intends to build a single family dwelling on the upland in the near future. However, it has not been built to date.
2. The proposed project is located at River Mile 71. Because there are Swanson's Hawk nests at River Miles 68.8, 70.9 and 72.1, the permit contains a special condition which prohibits instream construction between March 1 and August 15. (The project, however, is not within one-half mile of a Swanson's Hawk nest.)
3. The annual rental value of the site is estimated to be \$530.
4. 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 3, New Construction of Small Structures, 2 Cal. Code Regs. 2905 (c) (1).

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

5. 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

CALENDAR ITEM NO. C10 (CONT'D)

opinion that the project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

United States Army Corps of Engineers.

FURTHER APPROVALS REQUIRED:

Department of Fish and Game Streambed Alteration Agreement.

EXHIBITS:

- A. Location 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. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES, 2 CAL. CODE REGS. 2905(C)(1).
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 STEPHEN M. AND DENISE M. LAUNEY OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING MARCH 1, 1993; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$530, 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 \$500,000, FOR A 26-FOOT LONG X 18-FOOT WIDE FLOATING BOAT DOCK, A 3-FOOT WIDE X 30-FOOT LONG GANGWAY, A 3-FOOT WIDE X 28-FOOT LONG STAIRWAY, AND TWO 70-FOOT LONG CABLES ON THE LAND GENERALLY DEPICTED ON EXHIBIT "B" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

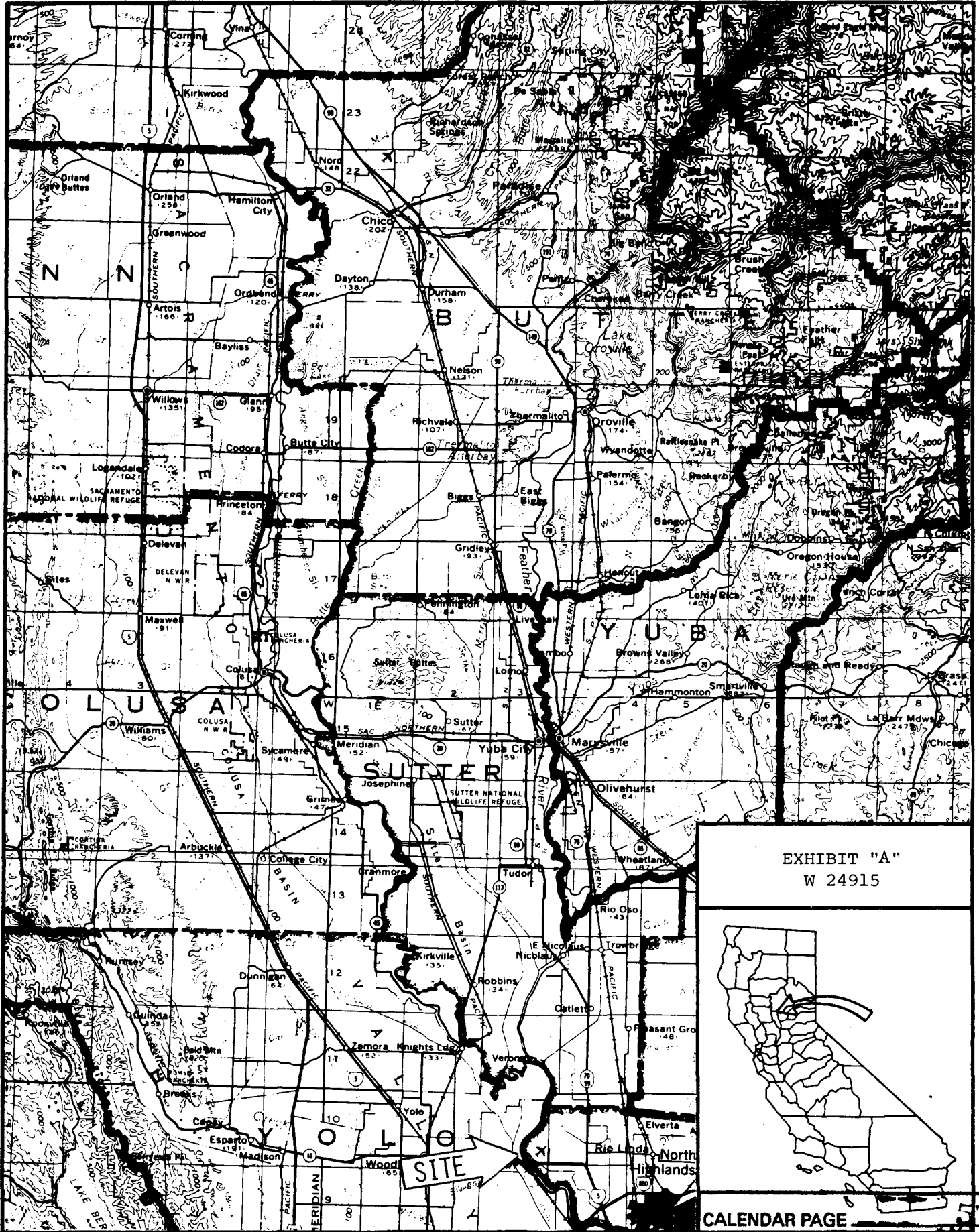


EXHIBIT "A"
W 24915



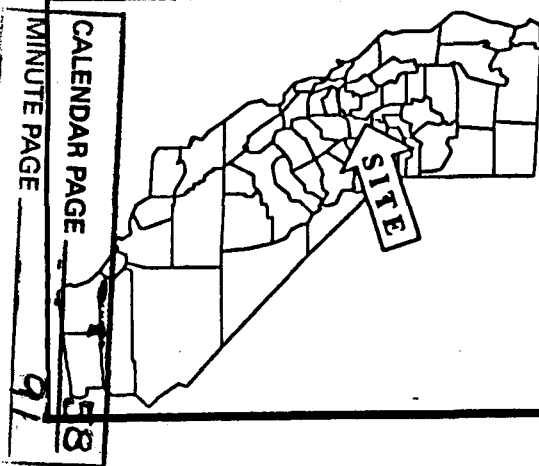
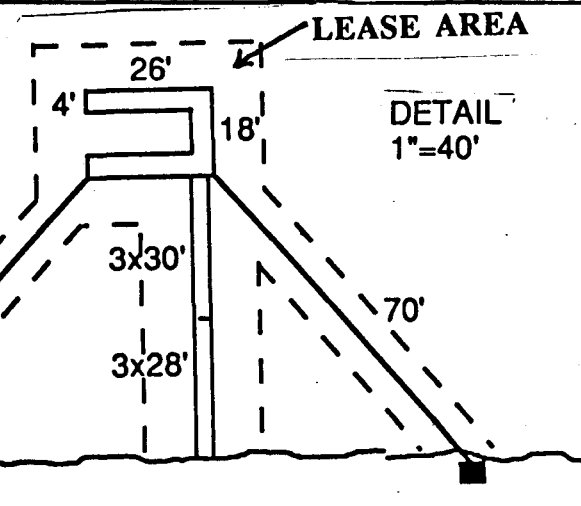
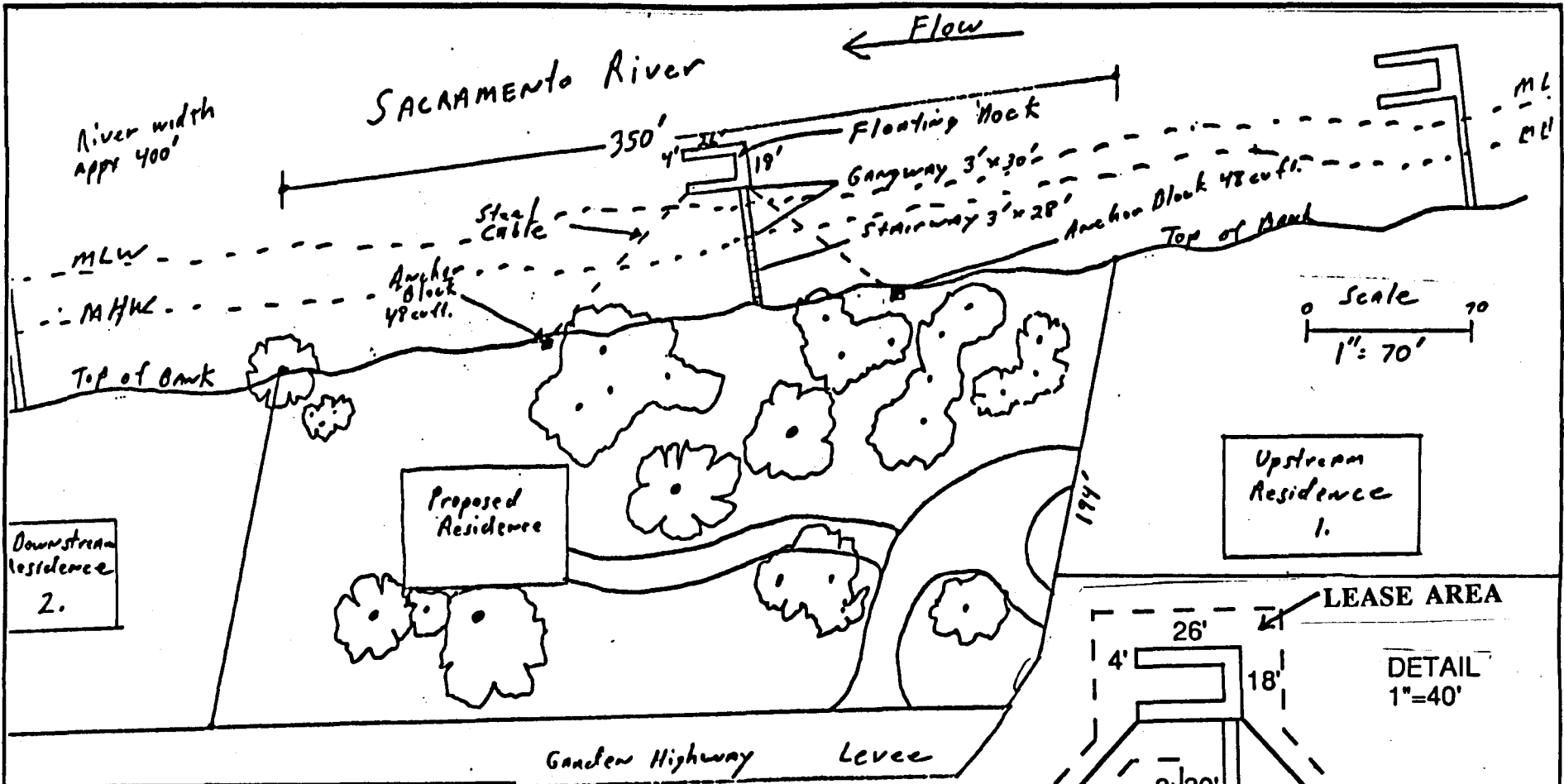


EXHIBIT B
W 24915

This Land description is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

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