

MINUTE ITEM

This Calendar Item No. C04 was approved as Minute Item No. 04 by the California State Lands Commission by a vote of 2 to 0 at its 5/9/96 meeting.

**CALENDAR ITEM
C04**

A 5
S 6

05/09/96
PRC 6037 WP 6037.9
Burks

GENERAL LEASE - PROTECTIVE STRUCTURE AND RECREATIONAL USE

APPLICANT:

Chris J. and Melodie K. Rufer
Trustees for MKG Trust
4171 Garden Highway
Sacramento, CA 95834

LOCATION:

Sacramento River, Lot 22, Natomas Riverside Subdivision 3 (APN 225-0090-026), adjacent to Garden Highway, Sacramento County.

EXHIBITS:

- A-1. Site Map (Proposed)
- A-2. Site Map (Existing)
- B. Location Map

AB 884:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

(Existing Recreational Pier & Bank Protection)

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 1, EXISTING FACILITIES; 2 CAL. CODE REGS. 2905(a).

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CALENDAR ITEM NO. **C04** (CONT'D)

(Proposed Bank Protection)

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.

(Proposed Recreational Pier)

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES, 14 CAL. CODE REGS. 15303.

SIGNIFICANT LANDS

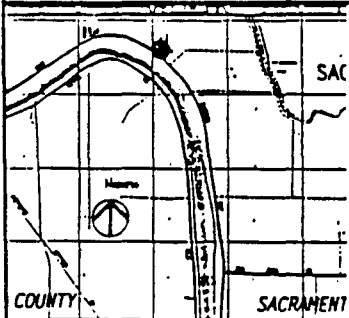
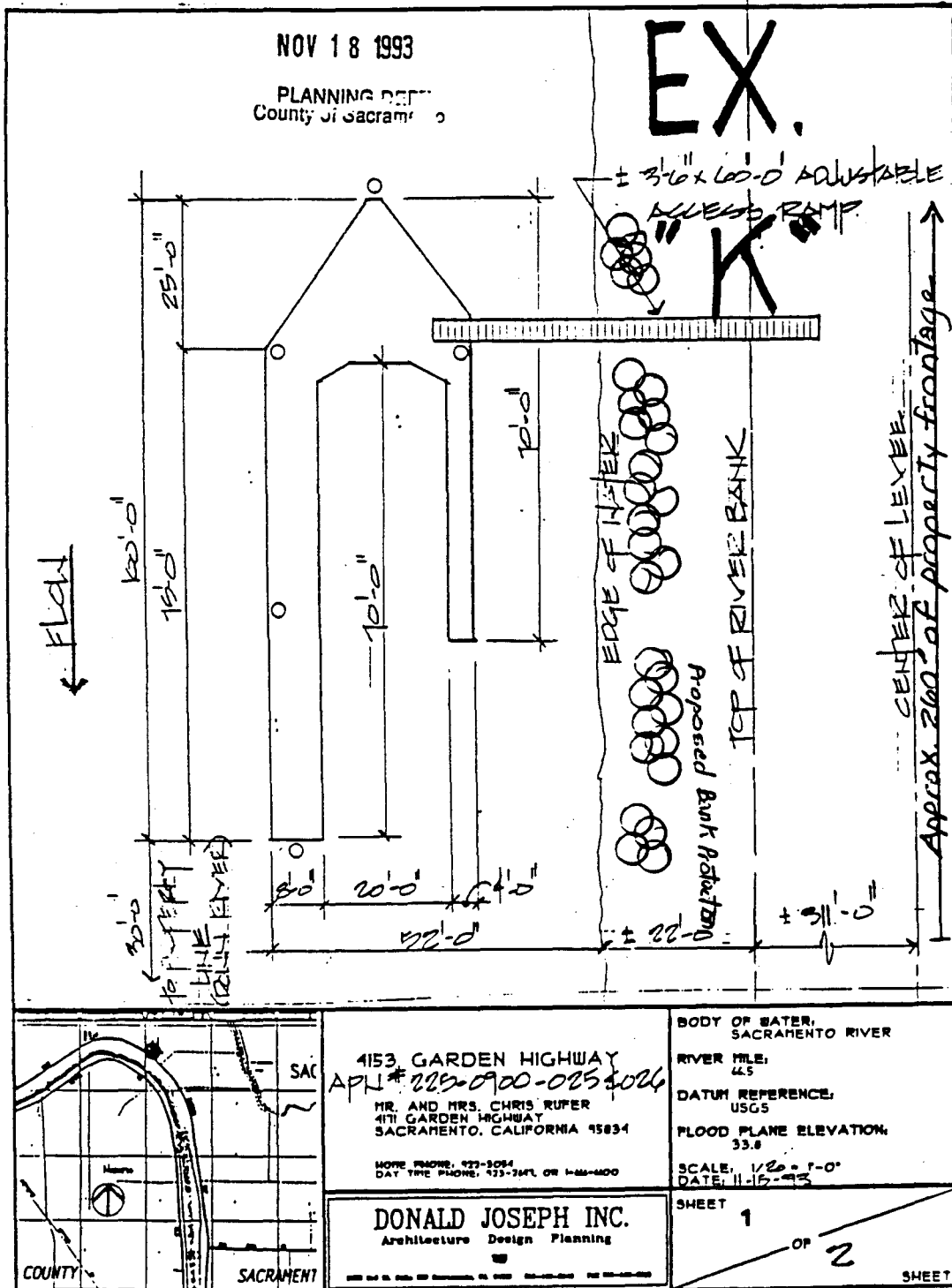
INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO CHRIS J. AND MELODIE K. RUFER, TRUSTEES OF MKG TRUST, A TEN-YEAR GENERAL LEASE - PROTECTIVE STRUCTURE AND RECREATIONAL USE, BEGINNING SEPTEMBER 12, 1994; CONSIDERATION: FOR PROPOSED CONSTRUCTION OF A SINGLE-BERTH FLOATING DOCK AND PLACEMENT OF ADDITIONAL BANK PROTECTION; AND CONTINUED USE AND MAINTENANCE OF AN EXISTING FLOATING DOCK AND EXISTING BANK PROTECTION; BANK PROTECTION - 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; RECREATIONAL PIER - NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Area to be leased lies directly beneath docks, and walkway, plus a necessary use area 10 feet in width in front of proposed dock. EXCEPTING THEREFROM any portion lying above the ordinary high water mark.



4153 GARDEN HIGHWAY
 APL # 229-0900-0254026
 MR. AND MRS. CHRIS RUFER
 4171 GARDEN HIGHWAY
 SACRAMENTO, CALIFORNIA 95834
 HOME PHONE: 927-3084
 DAY TIME PHONE: 927-7471 OR 4-66-4000

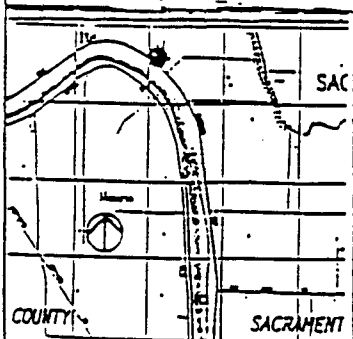
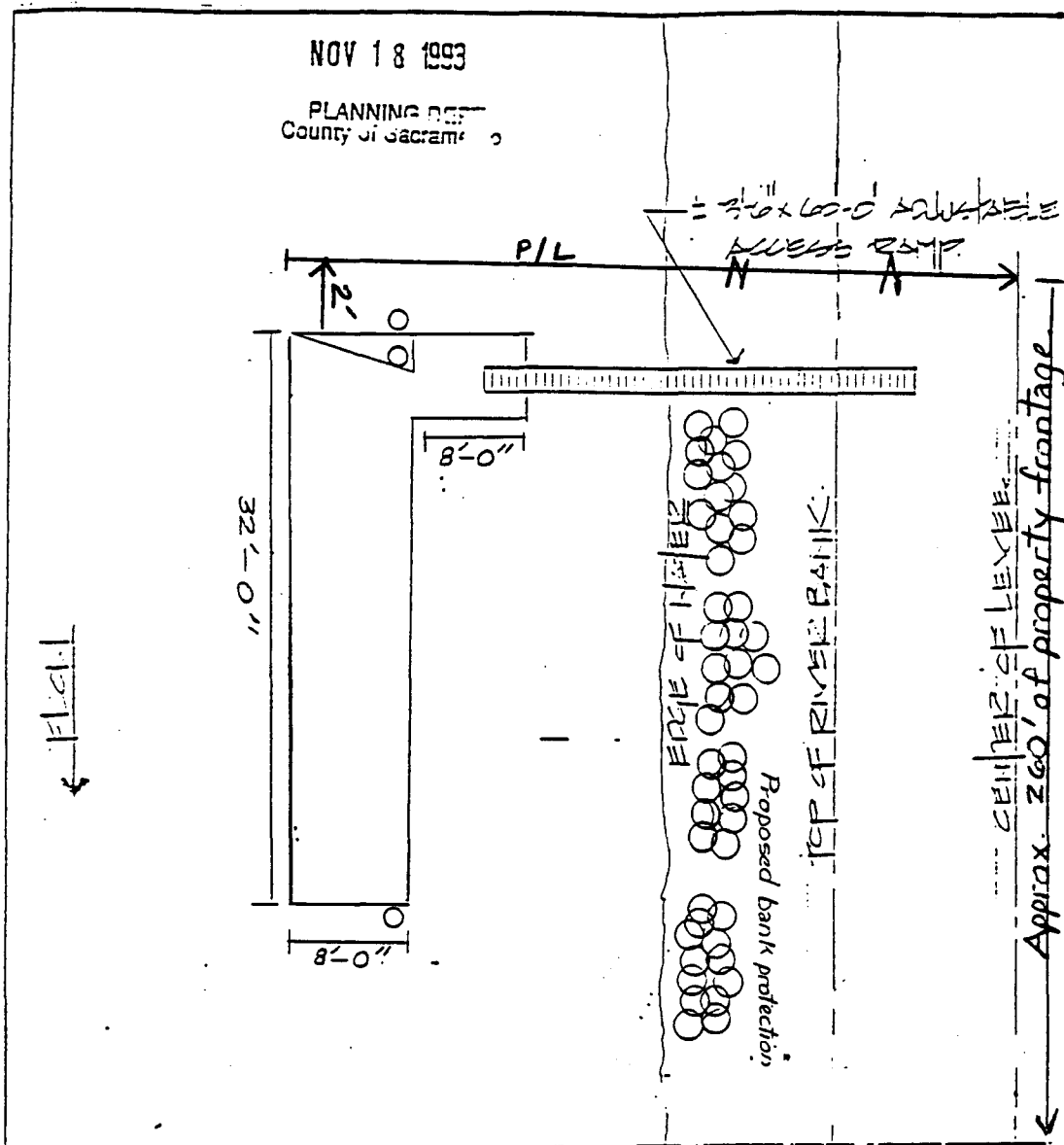
DONALD JOSEPH INC.
 Architecture Design Planning

BODY OF WATER, SACRAMENTO RIVER
 RIVER MILE: 4.5
 DATUM REFERENCE: USGS
 FLOOD PLANE ELEVATION: 33.8
 SCALE: 1/2" = 1'-0"
 DATE: 11-15-93
 SHEET 1 OF 2 SHEET

This exhibit 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 other property.

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 EXHIBIT A-1 (PROPOSED)
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Area to be leased lies directly beneath dock, bank protection, and walkway, plus a necessary use area 10 feet in width around the entire dock and walkway. EXCEPTING THEREFROM any portion lying above the ordinary high water mark.



4153 GARDEN HIGHWAY
 APL # 229-020-025 204
 MR. AND MRS. CHRIS RUPP
 4171 GARDEN HIGHWAY
 SACRAMENTO, CALIFORNIA 95834
 NOTE PHONE: 423-3054
 DAY TIME PHONE: 423-7471 OR 444-4400

BODY OF WATER, SACRAMENTO RIVER
 RIVER MILE 4.5
 DATUM REFERENCE: USGS
 FLOOD PLANE ELEVATION: 33.8
 SCALE: 1/2" = 1'-0"
 DATE: 11-18-93

DONALD JOSEPH INC.
 Architecture Design Planning

SHEET 1 OF 2 SHEET

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EXHIBIT PAGE (EXISTING)
 MINUTE BOOK 6037 000815

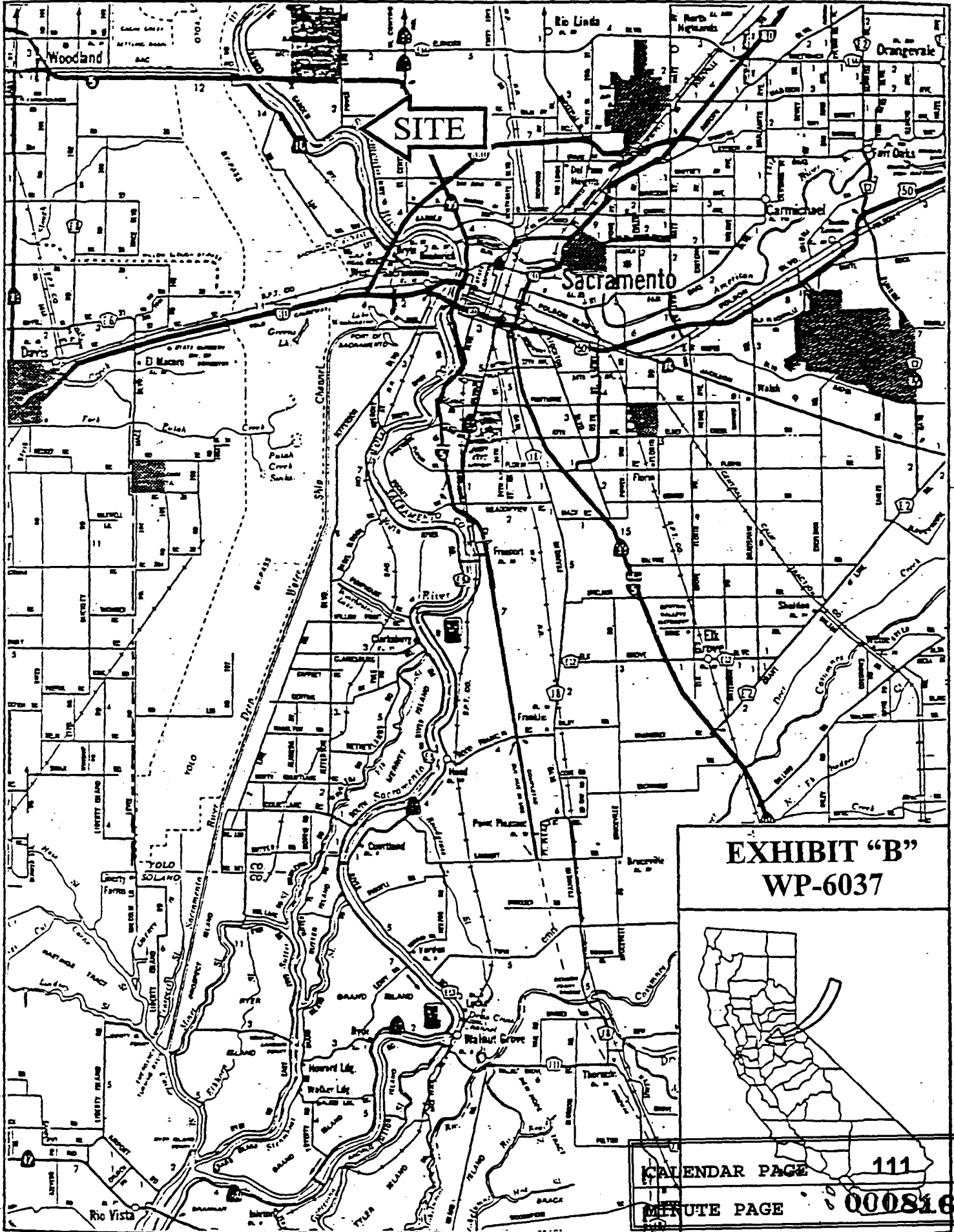


EXHIBIT "B"
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