

**MINUTE ITEM**

This Calendar Item No. C05 was approved as Minute Item No. 05 by the California State Lands Commission by a vote of 3 to 0 at its 6-19-98 meeting.

**CALENDAR ITEM  
C05**

A 8  
S 4

06/19//98  
W 25465  
L. Burks

**GENERAL LEASE - COMMERCIAL USE**

**APPLICANTS:**

Dennis Kawahara and Yolanda Kawahara  
11711 State Highway 160  
Courtland, California 95615

**AREA, LAND TYPE, AND LOCATION:**

.12 acres, more or less, of tide and submerged lands in the Sacramento River, near the town of Courtland, Sacramento County.

**AUTHORIZED USE:**

6 foot x 200 foot guest dock and 12 foot x 84 foot ramp/platform with connecting gangway, including full disability access and parking.

**LEASE TERM:**

20 years, beginning June 1, 1998.

**CONSIDERATION:**

\$325 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

**SPECIFIC LEASE PROVISIONS:**

Insurance:

Liability insurance with coverage of no less than \$1,000,000

Bond:

\$5,000

**OTHER PERTINENT INFORMATION:**

1. Applicant owns the uplands adjoining the lease premises.
2. A Mitigated Negative Declaration and Mitigation Monitoring Program were prepared and adopted for this project by Sacramento County. The California State Lands Commission's staff has reviewed such document.

CALENDAR ITEM NO. C05 (CONT'D)

3. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 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:**

United States Army Corps of Engineers, California Department of Fish and Game, Sacramento County, Reclamation District No. 551, State Reclamation Board, Regional Water Quality Control Board.

**EXHIBITS:**

- A. Site Plan
- B. Location Map
- C. Mitigation Monitoring Program
- D. Notice of Determination

**PERMIT STREAMLINING ACT DEADLINE:**

November 11, 1998

**RECOMMENDED ACTION:**

IT IS RECOMMENDED THAT THE COMMISSION:

**CEQA FINDING:**

FIND THAT A MITIGATED NEGATIVE DECLARATION AND A MITIGATION MONITORING PROGRAM WERE PREPARED AND ADOPTED FOR THIS PROJECT BY SACRAMENTO COUNTY AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.

ADOPT THE MITIGATION MONITORING PROGRAM, AS CONTAINED IN EXHIBIT C, ATTACHED HERETO.

**SIGNIFICANT LANDS INVENTORY FINDING:**

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

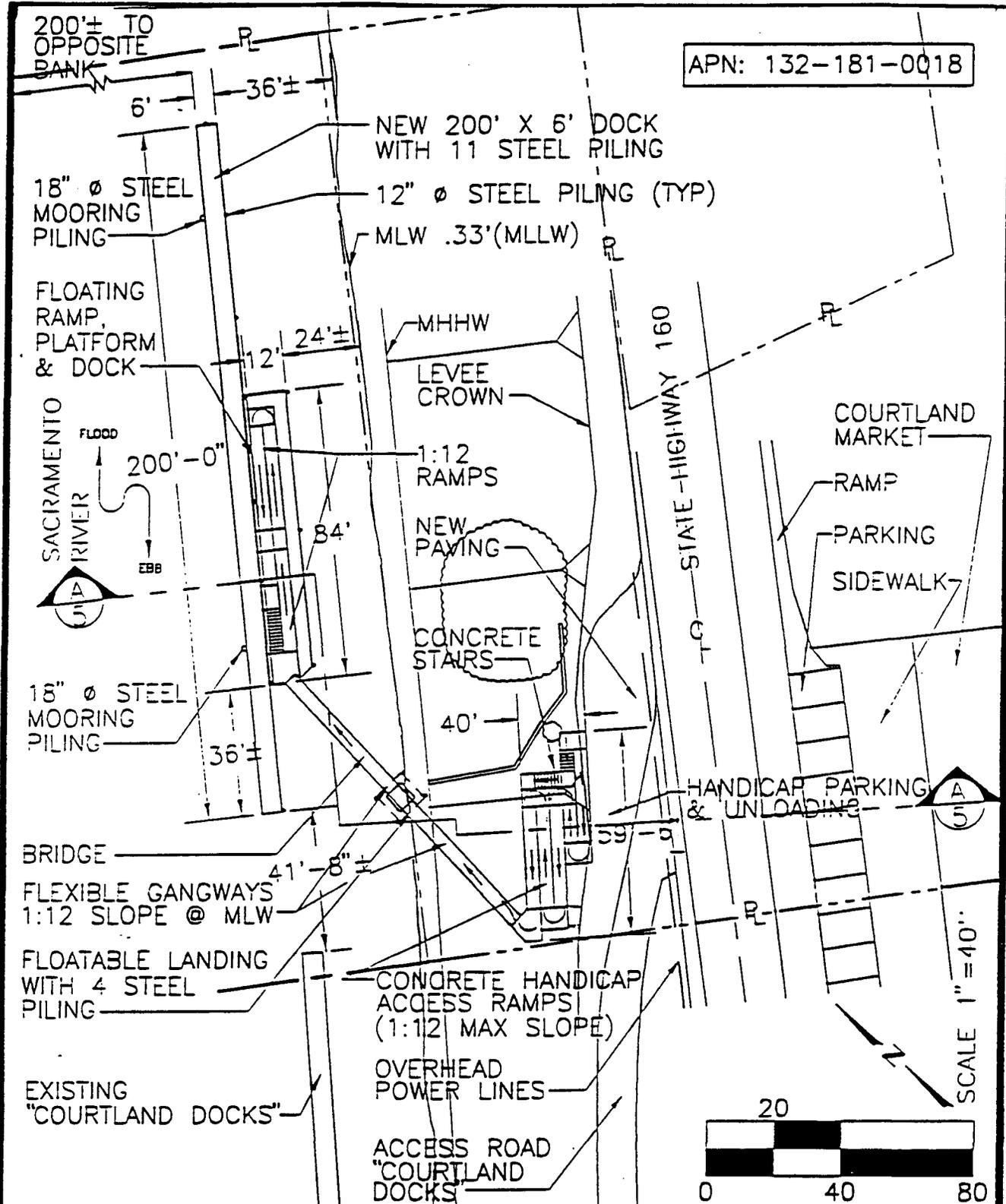
CALENDAR ITEM NO. C05 (CONT'D)

**AUTHORIZATION:**

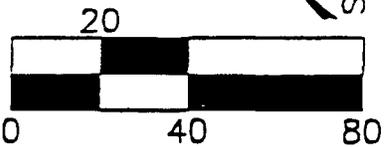
AUTHORIZE ISSUANCE TO DENNIS KAWAHARA AND YOLANDA KAWAHARA OF A GENERAL LEASE - COMMERCIAL USE, BEGINNING JUNE 1, 1998, FOR A TERM OF 20 YEARS, FOR OPERATION OF A GUEST DOCK ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; ANNUAL RENT IN THE AMOUNT OF \$325, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; LIABILITY INSURANCE WITH COVERAGE OF NO LESS THAN \$1,000,000; SURETY IN THE AMOUNT OF \$5,000.

CALENDAR PAGE	20
MINUTE PAGE	003244

APN: 132-181-0018



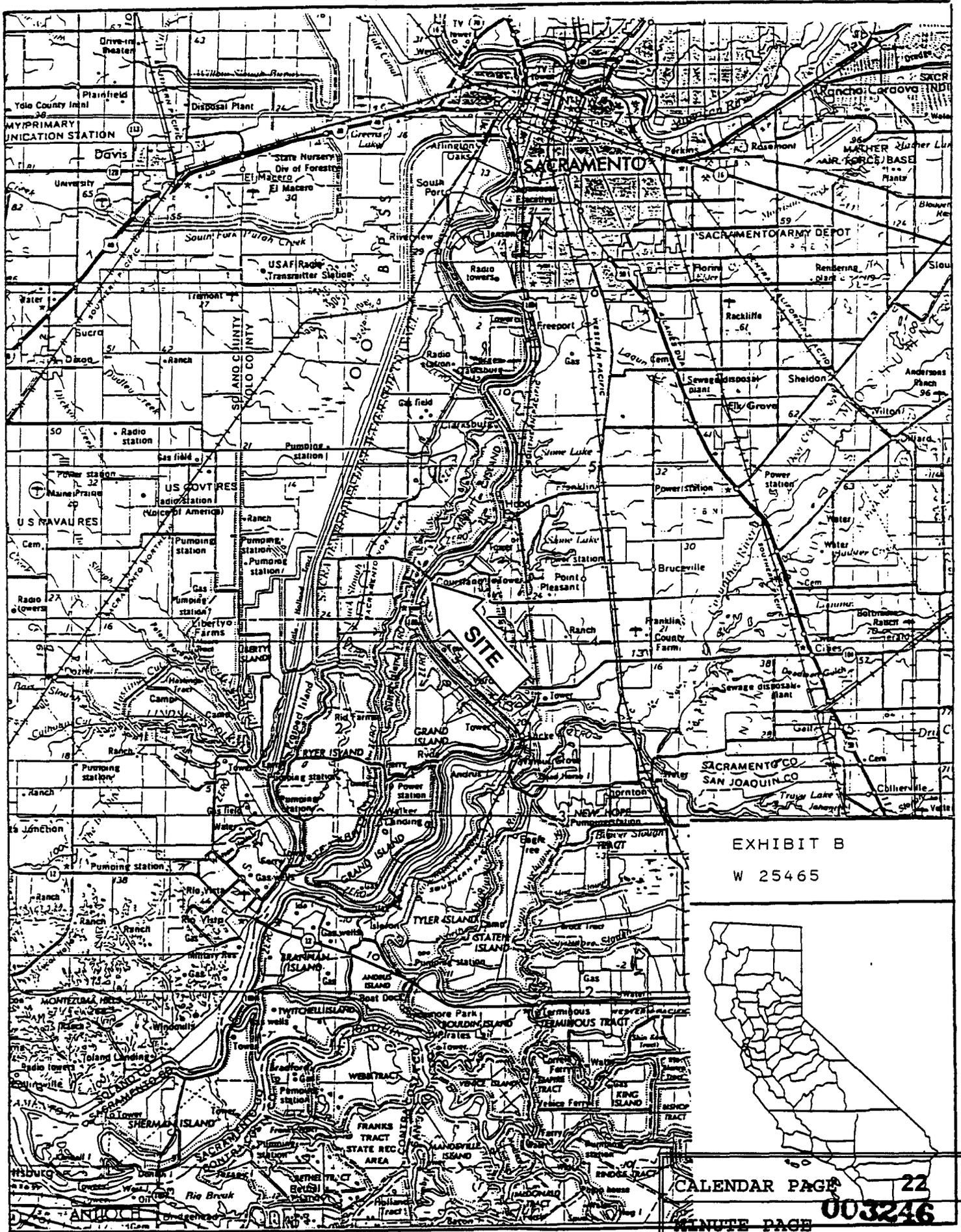
PURPOSE: PERMIT EXHIBIT	CONTENTS: DETAILED PLAN VIEW	PROJECT: KAWAHARA: COURTLAND MARKET GUEST DOCK
DATUM: NGVD		SHEET: 4 OF 5, REV. _____



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.

CALNDAR PAGE	21
EXHIBIT A	
MINUTE PAGE	W 25465

003245



**SITE**

EXHIBIT B  
W 25465

CALENDAR PAGE 22  
MINUTE PAGE 003246

**RECORDING REQUESTED BY  
AND WHEN RECORDED  
MAIL TO:**

**NAME:**

**COUNTY MAIL CODE:**

---

**SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE**

**AGREEMENT  
TO  
MITIGATION MONITORING AND REPORTING PROGRAM  
FOR  
COURTLAND MARKET COMMUNITY DOCK USE PERMIT**

**County Control Number:** 97-UPP-0439

**Assessor's Parcel Number:** 132-0181-018

**Project Description:**

The project consists of a Use Permit to allow the construction of a 200-foot by 6-foot guest dock with connecting gangways, including full disability access and parking, in the GC (DW-R) land use zone.

**Location:**

The project site is located on the west side of State Highway 160, approximately 100 feet north of Riverside Avenue in the town of Courtland, in the Delta community.

**Project Applicant:** Dennis Kawahara  
11711 Highway 160  
Courtland, CA 95615

**Phone:** (916) 775-1610

CALENDAR PAGE	23
MINUTE PAGE	003247

**Type of Environmental Document:**

Environmental Impact Report

Negative Declaration

Supplemental Environmental Impact Report

Prior Environmental Impact Report

Prior Negative Declaration

**Prepared by:** Sacramento County Department of  
Environmental Review and Assessment

**Date:** January 12, 1998

**Mitigation Monitoring and Reporting Program**  
**Adopted by:** Sacramento County

**Date:**

**Attest:** \_\_\_\_\_  
Clerk

DECLARATION OF AGREEMENT

This Mitigation Monitoring and Reporting Program applies to certain real property, a Legal Description of which is attached as Exhibit A. I (We) the undersigned agree that this Mitigation Monitoring and Reporting Program applies to the real property described in Exhibit A. I (We) the undersigned am (are) the legal owner(s) of that property, and agree to comply with the requirements of this Mitigation Monitoring and Reporting Program (Summary and Mitigation Measures attached).

IN WITNESS WHEREOF, this declaration is hereby executed by the undersigned named legal owner(s) of the subject property on this \_\_\_\_ day of \_\_\_\_\_, 19\_\_.

OWNER(S) :

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ALL-PURPOSE ACKNOWLEDGMENT

State of \_\_\_\_\_ }  
County of \_\_\_\_\_ }

On \_\_\_\_\_ before me, \_\_\_\_\_ (name, title of officer), personally appeared \_\_\_\_\_

personally known to me — OR —  proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature

CAPACITY CLAIMED BY SIGNER

- INDIVIDUAL SIGNING FOR ONESELF/THEMSELVES
- CORPORATE OFFICER(S) \_\_\_\_\_ TITLE \_\_\_\_\_ COMPANY \_\_\_\_\_
- PARTNER(S) \_\_\_\_\_ PARTNERSHIP \_\_\_\_\_
- ATTORNEY-IN-FACT \_\_\_\_\_ PRINCIPAL \_\_\_\_\_
- TRUSTEE(S) \_\_\_\_\_ TRUST \_\_\_\_\_
- OTHER \_\_\_\_\_ TITLE \_\_\_\_\_

# ALL-PURPOSE ACKNOWLEDGMENT

State of \_\_\_\_\_ }  
County of \_\_\_\_\_ }

On \_\_\_\_\_ before me, \_\_\_\_\_ (name, title of officer),  
personally appeared \_\_\_\_\_

personally known to me — OR —  proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

\_\_\_\_\_  
Signature

## CAPACITY CLAIMED BY S

- INDIVIDUAL(S) SIGNING FOR HIMSELF/THEMSELVES
- CORPORATE OFFICER(S) \_\_\_\_\_ TITLE(S)  
\_\_\_\_\_  
COMPANY
- PARTNER(S) \_\_\_\_\_ PARTNERSHIP
- ATTORNEY-IN-FACT \_\_\_\_\_ PRINCIPAL(S)
- TRUSTEE(S) \_\_\_\_\_ TRUST
- OTHER \_\_\_\_\_ TITLE(S)  
\_\_\_\_\_  
TITLE(S)  
\_\_\_\_\_  
ENTITIES REPRESENTED  
\_\_\_\_\_  
ENTITIES REPRESENTED

# ALL-PURPOSE ACKNOWLEDGMENT

State of \_\_\_\_\_ }  
County of \_\_\_\_\_ }

On \_\_\_\_\_ before me, \_\_\_\_\_ (name, title of officer),  
personally appeared \_\_\_\_\_

personally known to me — OR —  proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

\_\_\_\_\_  
Signature

## CAPACITY CLAIMED BY SIG

- INDIVIDUAL(S) SIGNING FOR HIMSELF/THEMSELVES
- CORPORATE OFFICER(S) \_\_\_\_\_ TITLE(S)  
\_\_\_\_\_  
COMPANY
- PARTNER(S) \_\_\_\_\_ PARTNERSHIP
- ATTORNEY-IN-FACT \_\_\_\_\_ PRINCIPAL(S)
- TRUSTEE(S) \_\_\_\_\_ TRUST
- OTHER \_\_\_\_\_ TITLE(S)  
\_\_\_\_\_  
TITLE(S)  
\_\_\_\_\_  
ENTITIES REPRESENTED

ENTITIES REPRESENTED  
CALENDAR PAGE 26  
MINUTE PAGE 868250

**PROJECT TITLE: COURTLAND MARKET COMMUNITY DOCK USE PERMIT**

**CONTROL NUMBER: 97-UPP-0439**

**SUMMARY**

Pursuant to Section 21081.6 of the Public Resources Code and Chapter 20.02 of the Sacramento County Code, a Mitigation Monitoring and Reporting Program has been established for the project entitled **"COURTLAND MARKET COMMUNITY DOCK USE PERMIT"**, (Control Number: 97-UPP-0439).

The purpose of this program is to assure diligent and good faith compliance with the Mitigation Measures which have been recommended in the environmental document, and adopted as part of the project or made conditions of project approval, in order to avoid or mitigate potentially significant effects on the environment.

It shall be the responsibility of the project applicant to provide written notification to the Environmental Coordinator, in a timely manner, of the completion of each Mitigation Measure as identified on the following pages. The Department of Environmental Review and Assessment will verify, within ten (10) business days of notification, that the project is in compliance. Any non-compliance will be reported to the project applicant, and it shall be the project applicant's responsibility to rectify the situation by bringing the project into compliance and Revised-notifying the Environmental Coordinator. Any indication that the project is proceeding without good-faith compliance could result in the imposition of administrative, civil and/or criminal penalties upon the project applicant in accordance with Chapter 20.02 of the Sacramento County Code.

It shall be the responsibility of the project applicant to reimburse the County for all expenses incurred in the implementation of the Mitigation Monitoring and Reporting Program, including any necessary enforcement actions. The initial estimate of County monitoring costs for this project is \$1,950.00, which must be paid to the Department of Environmental Review and Assessment. If actual County monitoring costs are less than the initial estimate, the difference will be refunded to the applicant; and if the actual County monitoring costs exceed the initial estimate, a supplemental bill will be submitted to the applicant.

Pursuant to Section 20.02.060 of the Sacramento County Code, upon the determination of the Environmental Coordinator that compliance with the terms of the approved Mitigation Monitoring and Reporting Program has been achieved, and that there has been full payment of all fees for the project, the Environmental Coordinator shall issue and the Clerk of the Board shall record a Program Completion Certificate for the project.

In order to record the adopted Mitigation Monitoring and Reporting Program with the County

Recorder as required by Section 20.02.050(b)(2) of the Sacramento County Code, the project applicant shall provide to the Department of Environmental Review and Assessment a Legal Description for the real property that is the subject of the project.

The requirements of this adopted Program run with the real property that is the subject of the project, as described in Exhibit A. Successive owners, heirs and assigns of this real property are bound to comply with all of the requirements of the adopted Program.

Prior to any lease, sale, transfer or conveyance of any portion of the real property that is the subject of the project, the record owner(s) at the time of the application for the project, or his or her successor's in interest, shall provide a copy of the adopted Program to the prospective lessee, buyer, transferee, or one to whom the conveyance is made:

Chapter 20.02 of the Sacramento County Code permits civil remedies and criminal penalties to be imposed in the event of non-compliance with an adopted Mitigation Monitoring and Reporting Program. The civil remedies, which are found in Section 20.02.090 of the Sacramento County Code, include injunctive relief, stop work orders, revocation of any special permit granted concurrently with the approval of a Program, and the abatement of any resulting nuisance. The criminal penalties, which are found in Section 20.02.080 of the Sacramento County Code, include a fine not to exceed five hundred dollars or imprisonment in the County jail not to exceed six months, or both.

**PROJECT TITLE: COURTLAND MARKET COMMUNITY DOCK USE  
PERMIT**

**CONTROL NUMBER: 97-UPP-0439**

**STANDARD PROVISIONS**

- I. Any/all Preliminary Grading Plans, Improvement Plans and Building/Development Plans which are submitted to the Department of County Engineering and/or the Planning Department for this project, and any/all revisions to those Plans which are subsequently submitted, shall be in full compliance with the adopted Mitigation Monitoring and Reporting Program (MMRP). The project applicant shall submit one copy of all such Plans and/or revisions to the Department of Environmental Review and Assessment no later than 24 hours after the approval is obtained. If the Department of Environmental Review and Assessment determines that the approved Plans are not in full compliance with the adopted MMRP, the Plans shall be returned to the project applicant with a letter specifying the items of non-compliance, and instructing the applicant to revise the Plans, resubmit them to the approving department, and then resubmit one copy of the approved revised Plans to the Department of Environmental Review and Assessment no later than 24 hours after the approval is obtained.

**PROJECT TITLE: COURTLAND MARKET COMMUNITY DOCK USE  
PERMIT**

**CONTROL NUMBER: 97-UPP-0439**

**Mitigation Measure:**

- A. All trees 4 inches diameter at breast height (dbh) or larger within the construction areas shall be preserved and protected using the following measures:
1. Prior to the start of construction, highly visible mesh fabric fencing shall be installed at least one foot outside the driplines of all riparian vegetation.
  2. All barriers shall be maintained in an upright position at all times during project construction, and shall remain in place until completion of each seasons' work or Final Inspection by the Department of County Engineering.
  3. No grading or trenching shall be allowed within the fenced driplines of the riparian vegetation.
  4. No vehicles, construction equipment, mobile home/office, supplies, materials or facilities shall be driven, operated, parked, stockpiled, or located within the fenced areas.
  5. No signs, ropes, cables, fencing materials, or any other items shall be attached to the riparian vegetation.

**Implementation and Notification (Action by Project Applicant):**

1. Incorporate above measures A. 1. through A.6. and/or include them verbatim as Construction Notes on any/all Preliminary Grading Plans, Improvement Plans and Building /Development Plans which are submitted to the Department of County Engineering and/or the Planning Department for this project, and any/all revisions to those Plans which are subsequently submitted.
2. Comply fully with item #1 in the Standard Provisions section of this Mitigation Monitoring and Reporting Program.
3. Notify the Department of Environmental Review and Assessment no later than 48 hours prior to the start of each phase of construction work (including clearing and grubbing), and no later than 24 hours after its completion.

CALENDAR PAGE	30
MINUTE PAGE	003254

**PROJECT TITLE: COURTLAND MARKET COMMUNITY DOCK USE  
PERMIT**

**CONTROL NUMBER: 97-UPP-0439**

4. Comply fully with the above measures.
5. Notify the Department of Environmental Review and Assessment no later than 48 hours prior to any/all Final Inspection(s) by the Department of County Engineering.

**Verification (Action by the Department of Environmental Review and Assessment):**

1. Review the approved Plans pursuant to item #1 in the Standard Provisions section of this Mitigation Monitoring and Reporting Program.
2. Monitor compliance during periodic site inspections of the construction work.
3. Participate in any/all Final Inspection(s), as necessary.

**Comments:**

**PROJECT TITLE: COURTLAND MARKET COMMUNITY DOCK USE  
PERMIT**

**CONTROL NUMBER: 97-UPP-0439**

**Completion of Mitigation Verified:**

**Department of Environmental Review and Assessment**

**Signature: \_\_\_\_\_**

**Date: \_\_\_\_\_**

**PROJECT TITLE: COURTLAND MARKET COMMUNITY DOCK USE  
PERMIT**

**CONTROL NUMBER: 97-UPP-0439**

**Mitigation Measure:**

- B. To protect the Federally listed as endangered Sacramento River winter-run chinook salmon (*Oncorhynchus tshawytscha*), and the Federally listed as threatened delta smelt (*Hypomesus transpacificus*), in-water work (driving of 17 pilings) may only take place between August 1 and November 30.

**Implementation and Notification (Action by Project Applicant):**

1. Include the above measure verbatim as a Construction Note on any/all Preliminary Grading Plans, Improvement Plans and Building/Development Plans which are submitted to the Department of County Engineering and/or the Planning Department for this project, and any/all revisions to those Plans which are subsequently submitted.
2. Comply fully with item #1 in the Standard Provisions section of this Mitigation Monitoring and Reporting Program.
3. Notify the Department of Environmental Review and Assessment no later than 48 hours prior to the start of in-water work (driving of 17 pilings), and no later than 24 hours after its completion.
4. Comply fully with the above measure.

**Verification (Action by the Department of Environmental Review and Assessment):**

1. Review the approved Plans pursuant to item #1 in the Standard Provisions section of this Mitigation Monitoring and Reporting Program.
2. Monitor compliance during periodic site inspections of the in water work (driving of 17 pilings).

**PROJECT TITLE: COURTLAND MARKET COMMUNITY DOCK USE  
PERMIT**

**CONTROL NUMBER: 97-UPP-0439**

**Comments:**

**Completion of Mitigation Verified:**

**Department of Environmental Review and Assessment**

**Signature: \_\_\_\_\_**

**Date: \_\_\_\_\_**

**PROJECT TITLE: COURTLAND MARKET COMMUNITY DOCK USE  
PERMIT**

**CONTROL NUMBER: 97-UPP-0439**

**Mitigation Measure:**

- C. If project construction will occur any time during the breeding season of the Swainson's hawk (March through September), a pre-construction survey of all suitable nesting trees within 1/4 mile of the project site shall be conducted. The pre-construction survey shall be performed by a qualified raptor biologist during early April through early May. No construction activities shall occur until completion of this survey.

If an active Swainson's hawk nest is found within the survey area, intensive monitoring, as directed by the California Department of Fish and Game, shall be undertaken by a qualified raptor biologist (subject to Department of Fish and Game approval) during all demolition and construction work. Exact implementation of this measure will be determined by the Department of Fish and Game based upon specific on-site conditions. If during monitoring it is determined that project construction is significantly disturbing the birds, all construction shall be halted until September 15 or fledging.

If no occupied nests are discovered, a written report documenting the findings of the survey shall be provided to the Department of Environmental Review and Assessment prior to beginning demolition or construction work at the project site.

**Implementation and Notification (Action by Project Applicant):**

1. If construction activities are to occur during breeding season of the Swainson's hawk, submit the required raptor nesting survey, prepared by a qualified biologist, to the Department of Environmental Review and Assessment for review and approval. If active raptor nests are identified, the California Department of Fish and Game shall be contacted to determine appropriate protective measures.
2. Incorporate any approved protective measures into any/all Preliminary Grading Plans, Improvement Plans and Building/Development Plans which are submitted to the Department of County Engineering and/or the Planning Department for this project, and any/all revisions to those Plans which are subsequently submitted.
3. Comply fully with item #1 in the Standard Provisions section of this Mitigation Monitoring and Reporting Program.

**PROJECT TITLE: COURTLAND MARKET COMMUNITY DOCK USE  
PERMIT**

**CONTROL NUMBER: 97-UPP-0439**

**Comments:**

**Completion of Mitigation Verified:**

**Department of Environmental Review and Assessment**

**Signature: \_\_\_\_\_**

**Date: \_\_\_\_\_**

CALENDAR PAGE	36
MINUTE PAGE	003280

**PROJECT TITLE: COURTLAND MARKET COMMUNITY DOCK USE  
PERMIT**

**CONTROL NUMBER: 97-UPP-0439**

**Mitigation Measure:**

- D. Prior to the issuance of any building permits for the project, a site Flood Evacuation Plan shall be submitted to and approved by the Emergency Operations Division of the Sacramento County Department of General Services.

**Implementation and notification (Action by Project Applicant):**

1. Prior to the issuance of building permits, submit to the Department of Environmental Review and Assessment a copy of the approved Flood Evacuation Plan and written evidence of its approval by the Emergency Operations Division of the Sacramento County Department of General Services.
2. Properly implement the approved Flood Evacuation Plan, as necessary.

**Verification (Action by the Department of Environmental Review and Assessment):**

1. Review the approved Flood Evacuation Plan, and consult with Emergency Operations Division of the Sacramento County Department of General Services as necessary to determine compliance.
2. Conduct periodic site inspections as necessary to determine compliance.
3. Participate in any/all Final Inspection(s), as necessary.

**PROJECT TITLE: COURTLAND MARKET COMMUNITY DOCK USE  
PERMIT**

**CONTROL NUMBER: 97-UPP-0439**

**Comments:**

**Completion of Mitigation Verified:**

**Department of Environmental Review and Assessment**

**Signature: \_\_\_\_\_**

**Date: \_\_\_\_\_**

**PROJECT TITLE: COURTLAND MARKET COMMUNITY DOCK USE  
PERMIT**

**CONTROL NUMBER: 97-UPP-0439**

**Mitigation Measure:**

- E. Should any cultural resources, such as structural features, unusual amounts of bone or shell, artifacts, human remains, or architectural remains be encountered during any development activities, work shall be suspended and the Department of Environmental Review and Assessment shall be immediately notified at 440-7914. At that time, the Department of Environmental Review and Assessment will coordinate any necessary investigation of the find with appropriate specialists as needed. The project applicant shall be required to implement any mitigation deemed necessary for the protection of the cultural resources. In addition, pursuant to Section 5097.97 of the State Public Resources Code and Section 7050.5 of the State Health and Safety Code, in the event of the discovery of human remains, all work is to stop and the County Coroner shall be immediately notified. If the remains are determined to be Native American, guidelines of the Native American Heritage Commission shall be adhered to in the treatment and disposition of the remains.

**Implementation and Notification (Action by Project Applicant):**

1. Include the above measure verbatim as a Construction Note on any/all Preliminary Grading Plans, Improvement Plans and Building/Development Plans which are submitted to the Department of County Engineering and/or the Planning Department for this project, as well as any/all revisions to those Plans which are subsequently submitted.
2. Comply fully with item #1 in the Standard Provisions section of this Mitigation Monitoring and Reporting Program.
3. If cultural resources are encountered, notify the Department of Environmental Review and Assessment immediately.
4. If human remains are encountered, notify the County Coroner and the Department of Environmental Review and Assessment immediately.
5. If no cultural resources are encountered, the applicant shall provide the Department of Environmental Review and Assessment with a signed statement to that effect.

**PROJECT TITLE: COURTLAND MARKET COMMUNITY DOCK USE  
PERMIT**

**CONTROL NUMBER: 97-UPP-0439**

**Verification (Action by the Department of Environmental Review and Assessment):**

1. Review the approved Plans pursuant to item #1 in the Standard Provisions section of this Mitigation Monitoring and Reporting Program.
2. If cultural resources are encountered, the Department of Environmental Review and Assessment will coordinate an investigation of the site with appropriate specialists as needed. After investigation, the applicant may be required to implement additional mitigation for the cultural resources.
3. Review the signed statement if no resources are encountered.

**Comments:**

**Completion of Mitigation Verified:**

**Department of Environmental Review and Assessment**

**Signature: \_\_\_\_\_**

**Date: \_\_\_\_\_**

(970439.mm/jb)

CALENDAR PAGE	40
MINUTE PAGE	003264



RECORDING REQUESTED

WHEN RECORDED MAIL TO:

County of Sacramento,  
Department of Environmental Review  
and Assessment, 827 Seventh Street,  
Room 220, Sacramento, CA 95814

ENDORSED:

JUN 03 1998

JOHN DARK, CLERK-RECORDER

CONTACT PERSON: Dennis E. Yeast  
TELEPHONE: (916) 440-7914

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

NOTICE OF DETERMINATION

SUBJECT: FILING OF NOTICE OF DETERMINATION IN COMPLIANCE WITH SECTION 21108 OR 21152  
OF THE PUBLIC RESOURCES CODE

PROJECT TITLE: COURTLAND MARKET COMMUNITY DOCK USE PERMIT

CONTROL NUMBER(S): 97-UFP-0439

STATE CLEARINGHOUSE NUMBER (IF SUBMITTED): 98012054

PROJECT LOCATION:

The project site is located on the west side of State Highway 160, approximately 100 feet north of Riverside Avenue in the town of Courtland, in the Delta community.

ASSESSOR'S PARCEL NUMBER(S): 132-0181-018

DESCRIPTION OF PROJECT:

The proposed project consists of a Use Permit to allow the construction of a 200-foot by 6-foot guest dock with connecting gangways, including full disability access and parking, in the GC (DW-R) land use zone.

This is to advise that the County of Sacramento ( Lead Agency  Responsible Agency) has approved the above described project on June 1, 1998 and has made the following determinations concerning the above described project:

1. The project  will  will not have a significant effect on the environment.
2.  An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.  
 A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures  were  were not made a condition of the approval of the project.
4. A mitigation monitoring and reporting program  was  was not adopted.
5. A statement of Overriding Considerations  was  was not adopted for this project.
6. Findings  were  were not made pursuant to the provisions of CEQA.
7. California State Department of Fish and Game Fees (AB 3158)
  - a.  The project has been found to be de minimis thus not subject to the provisions of AB 3158.
  - b.  The project is not de minimis and is, therefore, subject to the following fees:
    - \$1,250 for review of a Negative Declaration
    - \$ 850 for review of an Environmental Impact Report
    - \$ 25 for County Fish and Game program processing fees.

This is to certify that the environmental document and record of project approval is available to the General Public at: 827 Seventh Street, Room 220, Sacramento, CA 95814.

ENVIRONMENTAL COORDINATOR OF  
SACRAMENTO COUNTY  
STATE OF CALIFORNIA

Copy To:  State of California  
Office of Planning and  
Research  
1400 Tenth Street, Room 121  
Sacramento, CA 95814

County of Sacramento  
County Clerk  
600 8th Street, Room 101  
Sacramento, CA 95814

BY: Robert J. DeMoulez  
for Dennis E. Yeast  
Environmental Coordinator

CALENDAR PAGE 41

MINUTE PAGE 003265