

MINUTE ITEM

This Calendar Item No. C36 was approved as Minute Item No. 36 by the California State Lands Commission by a vote of 3 to 0 at its 8-17-04 meeting.

CALENDAR ITEM

C36

A 15,17,26

08/17/04

PRC 7650

WP 7650.9

S 05,14

J. McComas

GENERAL LEASE- PUBLIC AGENCY USE

APPLICANT:

U. S. Geological Survey

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in various waterways located in the Sacramento - San Joaquin Delta; San Joaquin, Sacramento, Solano and Contra Costa Counties.

AUTHORIZED USE:

Continued use and maintenance of six existing monitoring equipment stations and the installation of nine new monitoring equipment stations for the gathering of river flow data.

LEASE TERM:

Ten years, beginning August 17, 2004.

CONSIDERATION:

The public use and benefit; with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

OTHER PERTINENT INFORMATION:

1. On September 23, 1992, the Commission authorized a General Lease - Public Agency Use to the U. S. Geological Survey for five monitoring equipment stations. On November 15, 1994, the lease was amended adding two additional monitoring equipment stations. That lease expired on September 24, 2002. U. S. Geological Survey is now applying for a new General Lease - Public Agency Use for six of the original monitoring equipment stations (one was never installed) and for the installation of nine new monitoring equipment stations.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the

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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 6, Information Collection; Title 2, California Code of Regulations, section 2905 (e)(5).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

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:

U. S. Army Corps of Engineers, California Regional Water Quality Control Board

FURTHER APPROVALS REQUIRED:

NOAA Fisheries, U. S. Fish and Wildlife Service, California Department of Fish and Game

EXHIBIT:

- A. Location Map

PERMIT STREAMLINING ACT DEADLINE:

August 19, 2004

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 6, INFORMATION COLLECTION; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (e)(5).

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SIGNIFICANT LANDS INVENTORY FINDING:

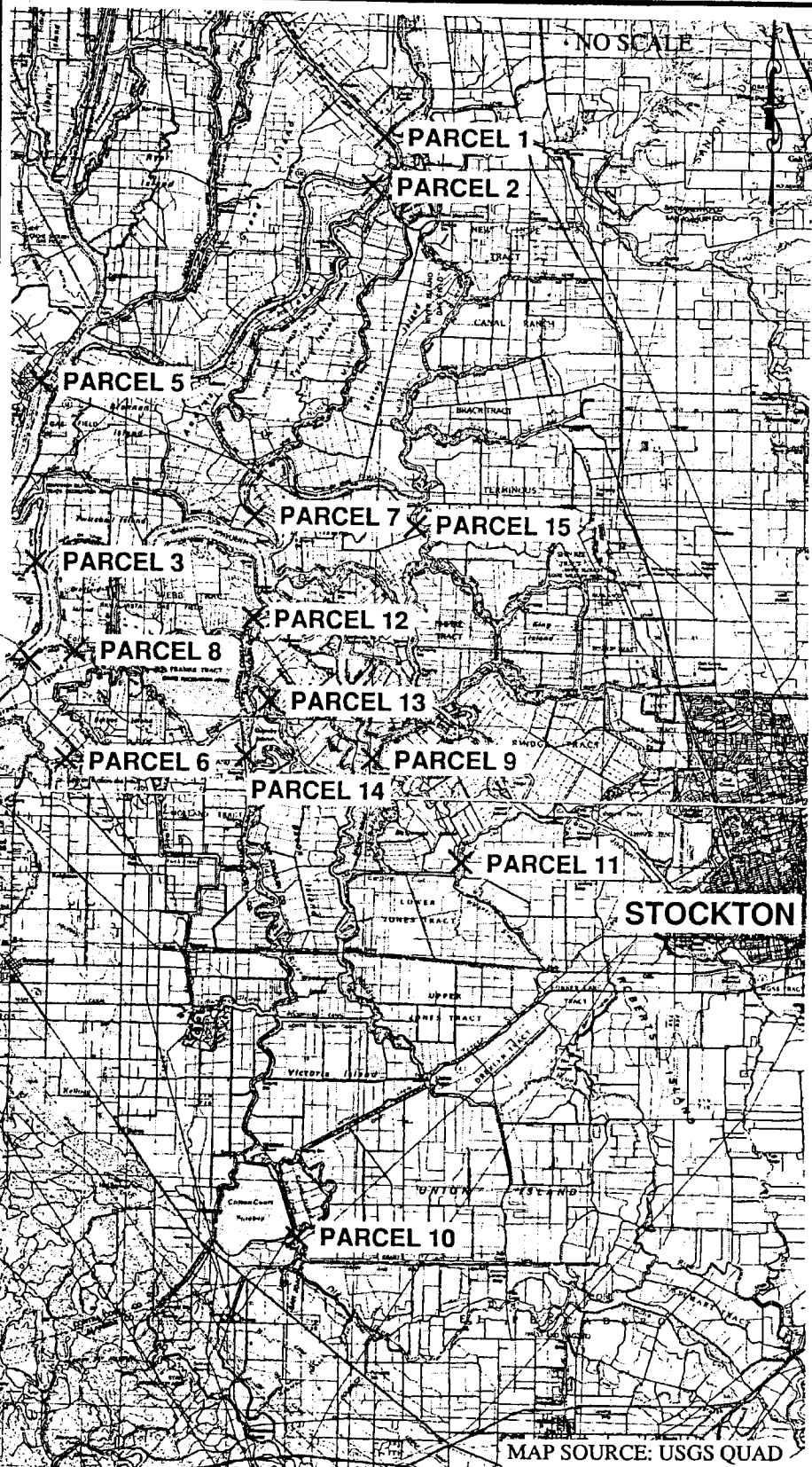
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO THE U. S. GEOLOGICAL SURVEY OF A GENERAL LEASE – PUBLIC AGENCY, BEGINNING AUGUST 17, 2004, FOR A TERM OF TEN YEARS, FOR THE CONTINUED USE AND MAINTENANCE OF SIX MONITORING EQUIPMENT STATIONS FOR THE GATHERING OF RIVER FLOW DATA AND THE INSTALLATION OF NINE NEW MONITORING EQUIPMENT STATIONS ON THE LAND AS REPRESENTED AND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENT IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST.

Exhibit A

U.S. GEOLOGICAL SURVEY
PRC 7650.9
GENERAL LEASE
PUBLIC AGENCY USE
MULTI COUNTY AREA



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties 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.