

MINUTE ITEM

This Calendar Item No C33 was approved as Minute Item No. 33 by the California State Lands Commission by a vote of 2 to 0 at its 10-30-07 meeting.

CALENDAR ITEM

C33

A 02

10/30/07

PRC 2982

WP 2982.9

S 04

J. McComas

TERMINATION OF A RIGHT-OF-WAY PERMIT AND APPROVAL OF A MAP FILED PURSUANT TO SECTION 101.5 OF THE STREETS AND HIGHWAYS CODE

PERMITEE/APPLICANT:

California Department of Transportation
P. O. Box 496073
Redding, California 96049-6073

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Sacramento River, city of Redding, Shasta County.

AUTHORIZED USE:

For highway purposes - pursuant to Section 101.5 of the Streets and Highways Code, for the replacement of the existing bridge crossing the Sacramento River at State Route (SR) 299/44, including the widening in both the west and eastbound directions, and its continued use and maintenance.

LENGTH OF USE:

Continuous use plus one year.

OTHER PERTINENT INFORMATION:

1. The California Department of Transportation (Caltrans) has the right to use the uplands adjoining the lease premises.
2. On February 28, 1963, pursuant to Section 101.5 of the Streets and Highways Code, the Commission approved the issuance of a Right-of-Way Permit to Caltrans, formerly known as the Division of Highways, for the construction, protection, and use of a bridge crossing the Sacramento River along State Highway Route II Sha 20 C, now known as State Route 299/44.
3. The existing bridge was constructed in the mid 1960s. Over the years, there has been extensive commercial development in Redding, east of I-5. This development has resulted in increased traffic volumes causing

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operational problems. The current on-ramps to SR 299/44 are not able to handle the increased traffic volumes.

4. The project includes the addition of an on-ramp from Dana Drive to west bound SR 299/44. To provide for safer travel and adequate access to SR 299/44, the Sacramento River Bridge will be widened. The full scope of the project includes the bridge replacement with widening in both the west and eastbound directions from the I-5 overcrossing to the Auditorium Street Bridge, numerous additional roadway replacements, repaving and widenings, clearing vegetation, removal and replacement of median plantings, construction of retaining walls, and the addition of a bike lane along the northern portion of the project between Dana Drive and Turtle Bay.
5. The Sacramento River Bridge on SR 299/44 is on Caltran's scour list and is in need of seismic retrofit. According to calculations by Caltrans, five of the six piers of the Bridge are eroded below the recommended scour limits. Replacing the piers and Bridge would alleviate this problem. The Sacramento River Bridge will be replaced with a four-span cast-in-place concrete box girder bridge. Three piers (bridge supports) are proposed to replace the existing six piers. The length and the horizontal and vertical alignment of the new Bridge will remain the same as the existing Bridge.
6. The new bridge is designed to pass flows from a 100-year flood event and will have adequate clearance to allow for boating traffic and river associated debris to pass unrestricted. To facilitate construction of the new bridge, temporary cofferdams and work trestles will be installed around the existing piers and at the new pier locations. Installation of the cofferdams and trestles will be done in stages to reduce the impact and will not significantly change the water surface elevation of the River. As mentioned, the existing six piers will be removed and replaced with three piers, which will provide better access for fishing and other water related recreation on the River.

Boating access will be temporarily limited during construction due to the constrictions and increased water velocities from the placement of the cofferdams and trestles. Boating access along the River and under the bridge will be maintained at all times. Construction warning signs will be placed in the River approximately 670 feet up and downstream of the

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construction zone.

7. Caltrans has filed with the Commission a new Right-of-Way Map pursuant to Section 101.5 of the Streets and Highways Code.
8. Section 101.5 of the Streets and Highways Code requires Caltrans to determine the reasonable value of the proposed Right-of-Way and to deposit such amount in the State Parks and Recreation Fund.
9. Caltrans' Mitigation Monitoring Program was prepared before the U. S. Fish and Wildlife Service Biological Opinion and Incidental Take Statement and the California Department of Fish and Game Streambed Alteration Agreement were finalized, and many of the conditions were not incorporated into the Mitigation Monitoring Program. Therefore, all conditions and mitigation measures set forth in the U. S. Fish and Wildlife Service Biological Opinion and Incidental Take Statement (Ref. #1-1-07-F-0086) and the California Department of Fish and Game Streambed Alteration Agreement (Notification No. R1-07-0286) shall be incorporated into this lease.
10. **Termination of Permit:**
Pursuant to the Commission's delegation of authority and the State CEQA Guidelines [Title 14, California Code of Regulations, section 15060(c)(3)], the staff has determined that this activity is not subject to the provisions of the CEQA because it is not a "project" as defined by the CEQA and the State CEQA Guidelines.

Authority: Public Resources Code section 21065 and Title 14, California Code of Regulations, sections 15060(c)(3) and 15378.

11. **Approval of a Map Pursuant to Section 101.5 of the Streets and Highways Code:**
A Mitigated Negative Declaration was prepared and adopted for this project by Caltrans. The California State Lands Commission's staff has reviewed such document.

A Mitigation Monitoring Program was adopted by Caltrans.
12. This activity involves lands identified as possessing significant Environmental values pursuant to Public Resources Code

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Sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA 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, NOAA Fisheries, U. S. Fish and Wildlife Service, U. S. Coast Guard, California Regional Water Quality Control Board, California Department of Fish and Game, and the Reclamation Board

EXHIBITS:

- A. Site and Location Map
- B. Section 101.5 Right-of-Way Map

PERMIT STREAMLINING ACT DEADLINE:

April 2, 2008

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

TERMINATION OF PERMIT:

FIND THAT THE ACTIVITY IS NOT SUBJECT TO THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15060(c)(3) BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

APPROVAL OF MAP PURSUANT TO SECTION 101.5 OF THE STREETS AND HIGHWAYS CODE:

FIND THAT A MITIGATED NEGATIVE DECLARATION AND A MITIGATION MONITORING PROGRAM WERE PREPARED AND ADOPTED FOR THIS PROJECT BY CALTRANS AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN. ADOPT THE MITIGATION MONITORING PROGRAM, AS CONTAINED IN THE ENVIRONMENTAL DOCUMENT ON FILE IN THE SACRAMENTO OFFICE OF THE COMMISSION.

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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 SECTION 6370, ET SEQ.

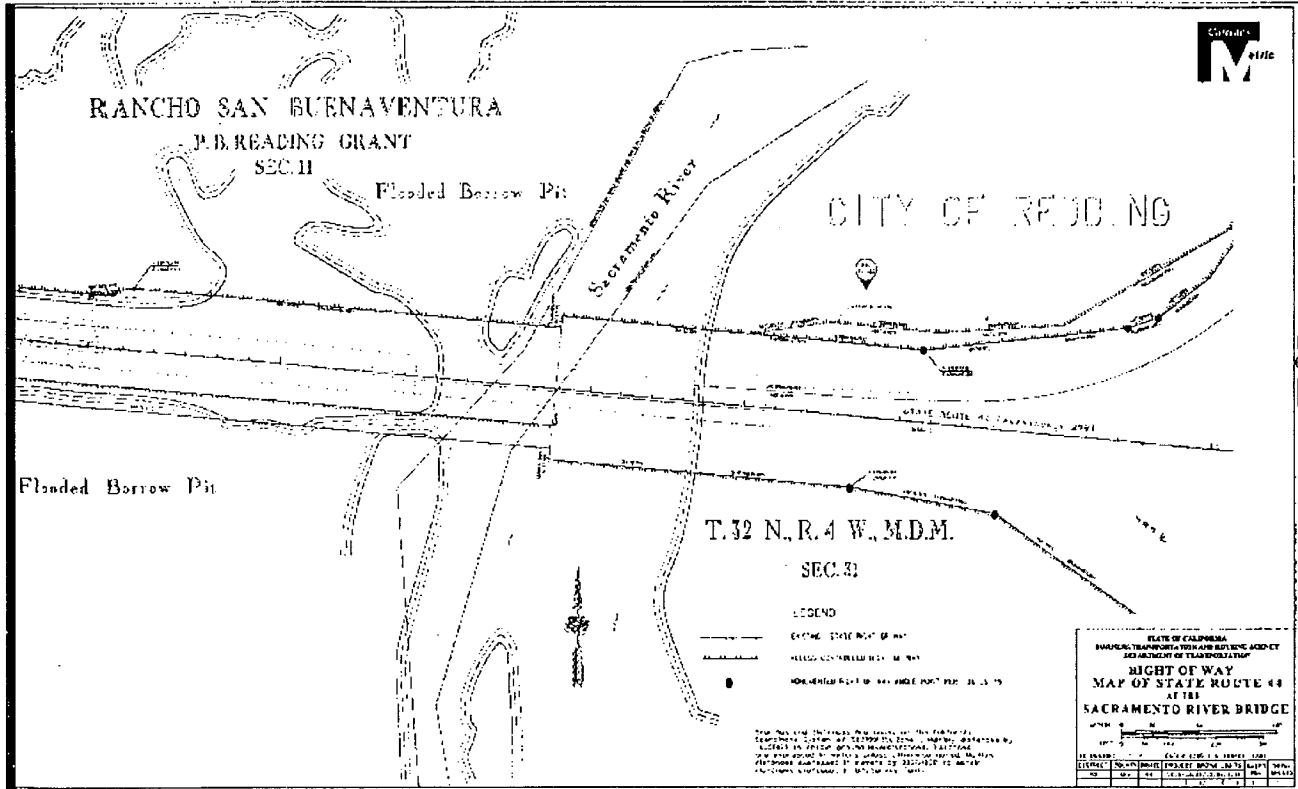
AUTHORIZATION:

TERMINATE, EFFECTIVE OCTOBER 29, 2007, RIGHT-OF-WAY PERMIT NO. PRC 2982.9 FOR THE BRIDGE CROSSING THE SACRAMENTO RIVER AT SR 299/44.

APPROVE A MAP SHOWN ON EXHIBIT B ATTACHED AND BY REFERENCE MADE A PART HEREOF, SUBMITTED BY THE DEPARTMENT OF TRANSPORTATION PURSUANT TO SECTION 101.5 OF THE STREETS AND HIGHWAYS CODE, EFFECTIVE OCTOBER 30, 2007, FOR THE CONTINUOUS USE PLUS ONE YEAR, FOR THE REPLACEMENT AND WIDENING OF THE EXISTING BRIDGE CROSSING THE SACRAMENTO RIVER AND THE CONTINUED USE AND MAINTENANCE OF THE NEW BRIDGE AND RIGHT OF WAY AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF.

NO SCALE

SITE MAP



02-Sha-44 PM L05(L0.3)/L2.8(L1.7) - Sacramento River Bridge

NO SCALE

LOCATION MAP

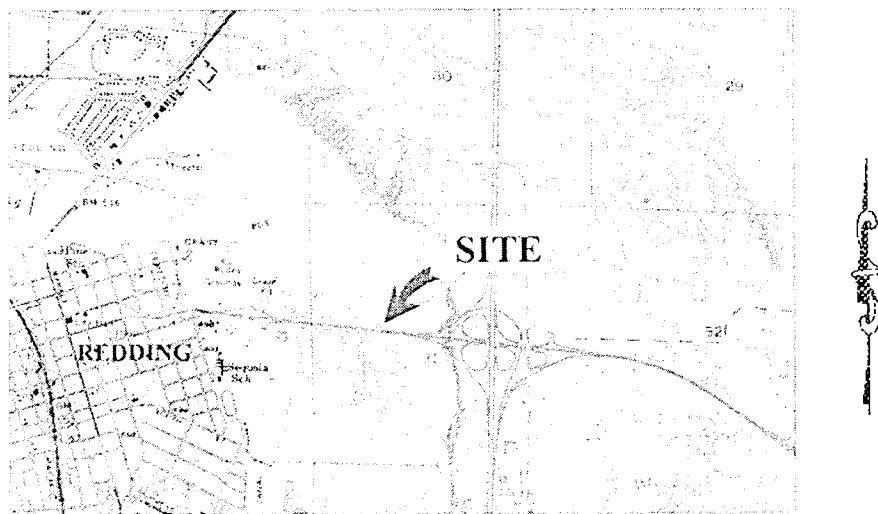


EXHIBIT A

WP2982.9

Sacramento River Bridge
Street & Highways Code
Section 101.5
Shasta County



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

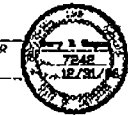
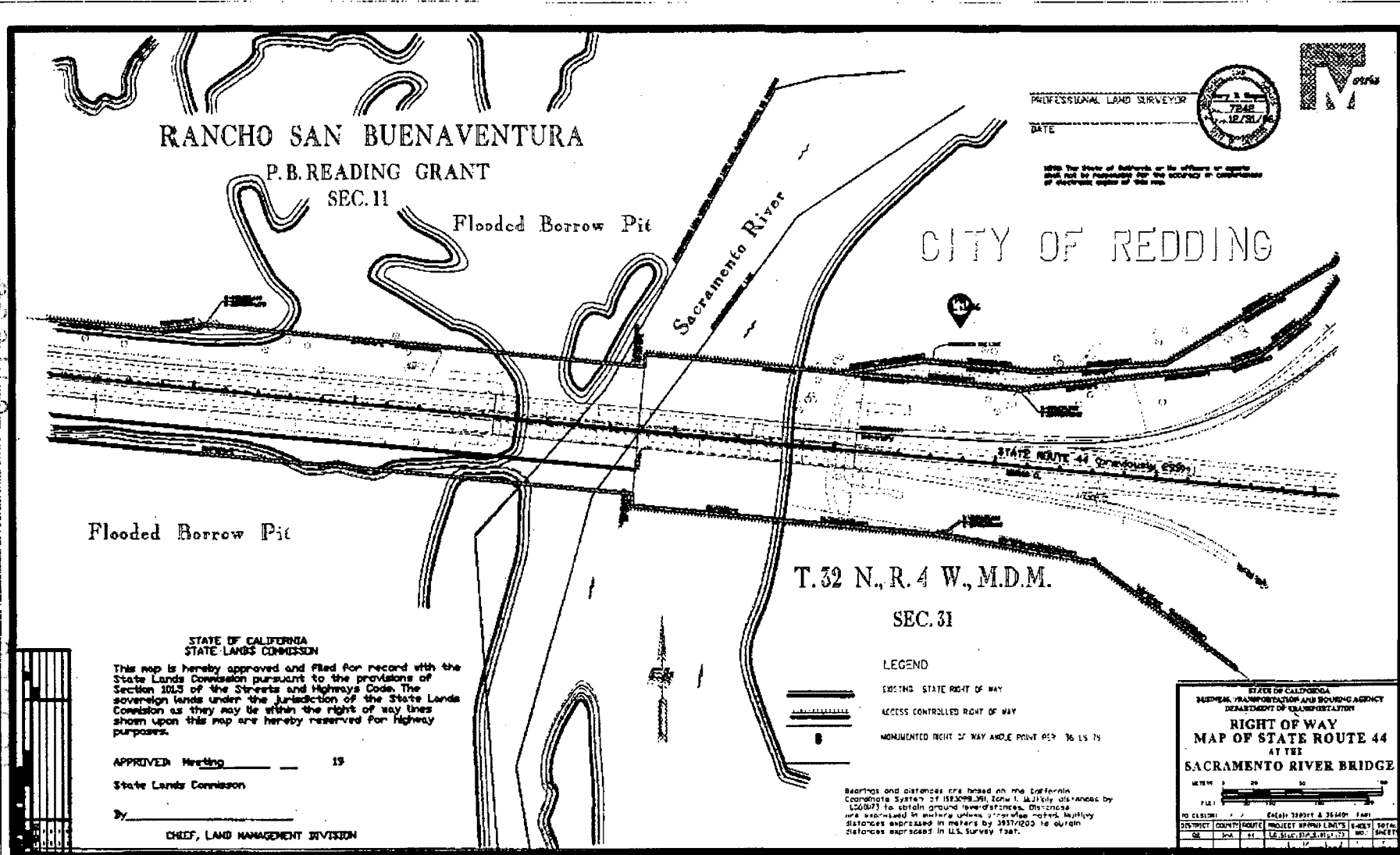
DWC 12-27-2005

CALENDAR PAGE

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MINUTE PAGE

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PROFESSIONAL LAND SURVEYOR

DATE _____

With the State of California or its officers or agents and not be responsible for the accuracy or completeness of documents copies of this map.

STATE OF CALIFORNIA
STATE LANDS COMMISSION

This map is hereby approved and filed for record with the State Lands Commission pursuant to the provisions of Section 101.5 of the Streets and Highways Code. The sovereign lands under the jurisdiction of the State Lands Commission as they may be within the right of way lines shown upon this map are hereby reserved for highway purposes.

APPROVED: _____ 19 ____

State Lands Commission

By _____

CHIEF, LAND MANAGEMENT DIVISION

LEGEND



EXISTING STATE RIGHT OF WAY



ACCESS CONTROLLED RIGHT OF WAY



MONUMENTED RIGHT OF WAY AND LEASE POINT PER 36 US 75

Bearings and distances are based on the California Coordinate System of 1983 (NAD 83), Zone 1. All other distances are computed to obtain ground line distances. Distances are expressed in meters unless otherwise noted. All other distances expressed in meters by 3937.000 to obtain distances expressed in U.S. survey feet.

STATE OF CALIFORNIA
HIGHWAY TRANSPORTATION AND BUILDING AGENCY
DEPARTMENT OF REVENUE

**RIGHT OF WAY
MAP OF STATE ROUTE 44
AT THE
SACRAMENTO RIVER BRIDGE**

SCALE: 1" = 100'

FILE: _____

| DISTRICT | COUNTY | ROUTE | PROJECT | SPONSOR | DATE | SHEET | TOTAL SHEETS |
|----------|--------|-------|---------|---------|------|-------|--------------|
| 06 | SH | 44 | 10-210 | SR | 1983 | 1 | 1 |

Street & Highways Code
Section 101.5
Shasta County

EXHIBIT B
WP2982.9