

MINUTE ITEM

6/6/74
GDG

4. 49-YEAR PUBLIC AGENCY PERMIT, SUBMERGED LAND IN THE SACRAMENTO RIVER, BUTTE COUNTY; CITY OF CHICO - W 20154, PRC 4911.9.

After consideration of Calendar Item 2 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085; 14 CAL. ADM. CODE 15100; AND 2 CAL. ADM. CODE 2910.
2. AUTHORIZES THE ISSUANCE TO THE CITY OF CHICO OF A 49-YEAR PUBLIC AGENCY PERMIT FROM JANUARY 1, 1972; IN CONSIDERATION OF THE PUBLIC HEALTH 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; FOR THE MAINTENANCE OF ONE EXISTING 42-INCH SANITARY SEWER OUTFALL PIPELINE AND ONE EXISTING DIFFUSER SECTION, ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 2 (3 pages)

CALENDAR ITEM

5/74

2.

GDG

W 20154

PUBLIC AGENCY PERMIT

APPLICANT: City of Chico.

AREA, TYPE LAND AND LOCATION:

A .158-acre parcel of submerged land in the Sacramento River at Mile 192.7, Butte County.

LAND USE: One existing 42-inch sanitary sewer outfall pipeline and one existing diffuser section.

TERMS OF PROPOSED LEASE:

Initial period: 49 years, from January 1, 1972.

CONSIDERATION: The public health 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.

PREREQUISITE TERMS:

U. S. Army Corps of Engineers permit issued.

Applicant is lessee or permittee of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Parts 1 and 2.
- b. Administrative Code: Title 2, Div. 3, Arts. 1, 2 and 10.

OTHER PERTINENT INFORMATION:

- 1. The annual rental value of the right-of-way is estimated to be \$3,580.
- 2. An environmental impact report has not been prepared for this transaction. The pipeline and diffuser are an existing facility in an acceptable state of repair and there is no evidence of record to show injury to adjacent property, shore erosion, or other types of environmental degradation, pursuant to PRC 21085; 14 Cal. Adm. Code 15100; and 2 Cal. Adm. Code 2910.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

- 1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085; 14 CAL. ADM. CODE 15100; AND 2 CAL. ADM. CODE 2910.

CALENDAR ITEM NO. 2. (CONTD)

2. AUTHORIZE THE ISSUANCE TO THE CITY OF CHICO OF A 49-YEAR PUBLIC AGENCY PERMIT FROM JANUARY 1, 1972; IN CONSIDERATION OF THE PUBLIC HEALTH 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; FOR THE MAINTENANCE OF ONE EXISTING 42-INCH SANITARY SEWER OUTFALL PIPELINE AND ONE EXISTING DIFFUSER SECTION, ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20154

A parcel of submerged land 26 feet wide, lying in the bed of the Sacramento River, approximately 6 miles west of the City of Chico, Butte County, State of California, lying 13 feet on each side of the following described centerline:

COMMENCING at the northeasterly corner of the Noble and Watkins Subdivision, as shown on the map recorded in Book 7 of Maps at page 17 in the office of the recorder of said County, said point also being on the southerly line of Chico Road; thence along said southerly line S 68° 56' W, 1411.1 feet; thence leaving said southerly line S 01° 06' E, 13.83 feet; thence along the centerline of 26 foot wide sanitary sewer outfall easement, the following courses:

S 68° 56' W, 4472.18 feet; thence
S 70° 32' W, 1292.64 feet; thence
S 88° 37' W, 1045.65 feet; thence
N 81° 10' W, 1712.00 feet more or less to the left

bank of the Sacramento River and the TRUE POINT OF BEGINNING of the herein described centerline; thence continuing N 81° 10' W, 256 feet to the end of the herein described centerline.

EXCEPTING THEREFROM any portion lying landward of the ordinary low water line of the Sacramento River.

END OF DESCRIPTION