

MINUTE ITEM

6/27/74
HAM

6. 49-YEAR PUBLIC AGENCY PERMIT, TIDE AND SUBMERGED LAND IN THE BED OF THE SAN JOAQUIN RIVER, SAN JOAQUIN COUNTY; COUNTY OF SAN JOAQUIN - W 20566, PRC 4922.9.

After consideration of Calendar Item 4 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 PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE COUNTY OF SAN JOAQUIN ON MARCH 16, 1972.
2. CERTIFIES THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINES THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZES THE ISSUANCE TO THE COUNTY OF SAN JOAQUIN OF A 49-YEAR PUBLIC AGENCY PERMIT FROM JANUARY 1, 1974; IN CONSIDERATION OF THE 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, FOR THE CONSTRUCTION AND MAINTENANCE OF A FIXED HIGHWAY BRIDGE, ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 4 (3 pages)

CALENDAR ITEM

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4.

PUBLIC AGENCY PERMIT

APPLICANT: County of San Joaquin.

AREA, TYPE LAND AND LOCATION:

A 0.551 acre parcel of tide and submerged land in the bed of the San Joaquin River at Mathews Road realignment, San Joaquin County.

LAND USE: Construction and maintenance of a fixed highway bridge.

TERMS OF PROPOSED LEASE:

Initial period: 49 years from January 1, 1974.

CONSIDERATION: The 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.

PREREQUISITE TERMS:

U. S. Army Corps of Engineers permit issued.
Applicant is owner of upland.
U. S. Coast Guard permit has been applied for.

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 site is estimated to be \$40.
2. An environmental impact report has not been prepared covering this project but a negative declaration has been prepared by San Joaquin County, Department of Public Works, on March 16, 1972, in accordance with duties prescribed in Section 15066 of the State Guidelines.

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 PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE COUNTY OF SAN JOAQUIN ON MARCH 16, 1972.

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2. CERTIFY THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZE THE ISSUANCE TO THE COUNTY OF SAN JOAQUIN OF A 49-YEAR PUBLIC AGENCY PERMIT FROM JANUARY 1, 1974; IN CONSIDERATION OF THE 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, FOR THE CONSTRUCTION AND MAINTENANCE OF A FIXED HIGHWAY BRIDGE, ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20566

A parcel of tide and submerged land lying in the bed of the San Joaquin River, San Joaquin County, State of California, being more particularly described as follows:

COMMENCING at an iron pin marking the intersection of the northerly production of 60 foot wide Roberts Road (south) with the easterly production of the centerline of 60 foot wide Howard Road (west), said iron pin also bearing N 89° 49' W, 443.5 feet from 2-inch by 2-inch hub shown on map of survey filed in Volume 5, page 200, Book of Surveys, San Joaquin County Records; thence S 89° 52' E, along the easterly production of said centerline of Howard Road, 1357.97 feet; thence easterly on a tangent curve to the left radius 2864.79 feet (the long chord of which bears N 83° 36' 39" E, 650.86 feet), an arc distance of 652.26 feet to point of reverse curve; thence easterly on a curve to the right, having a radius of 2864.79 feet, tangent to a line that bears N 77° 05' 17" E (the long chord of last said curve bears N 83° 30' 49" E, 641.20 feet), an arc distance of 642.54 feet; thence tangent to last said curve, N 89° 56' 20" E, 200.00 feet to the TRUE POINT OF BEGINNING, on the crown of the western levee of the San Joaquin River; thence S 25° 03' 40" E along said levee crown, 44.135 feet; thence leaving said western levee crown N 89° 56' 20" E, 300.00 feet to a point on the crown of the eastern levee of the San Joaquin River; thence N 25° 03' 40" W along said eastern levee crown 88.27 feet; thence leaving said eastern levee crown S 89° 56' 20" W, 300.00 feet to a point in the aforesaid crown of San Joaquin River western levee; thence S 25° 03' 40" E along said levee crown 44.135 feet to the true point of beginning and containing an area of 0.551 acre, more or less.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water line.

END OF DESCRIPTION