MINUTE ITEM

This Calendar Item No. C8 was approved as Minute Item No. 8 by the State Lands Commission by a vote of 3 to 0 at its 1/26/77 meeting.

CALENDAR ITEM

C8.

7/77
W 21438
DR
PRC 5343

RIGHT OF WAY

APPLICANT: The Pacific Telephone and Telegraph Company
1426 Howe Avenue, Suite 50
Sacramento, California 95925

AREA, TYPE LAND AND LOCATION:
An 0.070 acre parcel of tide and submerged land in Cordelia Slough, near Cordelia, Solano County.

LAND USE: Construction and maintenance of a 1½" plastic conduit.

TERMS OF PROPOSED LEASE:
Initial period: For an indefinite term from May 1, 1977.

CONSIDERATION: Exempt by law, Section 7901 PUC.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is permittee of upland.

Filing fee and processing costs have been received.

STATUTORY AND OTHER REFERENCES:

A. Public Resources Code: Div. 6, Parts 1 & 2.

B. Administrative Code: Title 2, Div. 3, Arts. 1, 2, 6.5, 10 & 11.

C. Public Utilities Code, Section 7901.

OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is estimated to be $100.

2. This project is exempt from CEQA because it is categorically exempt under Class 4, Section 15104, of the Resources Guidelines and/or by reference to Article 10, Section 2907, Class 4 of the California Administrative Code.

3. This project is situated on land identified as possessing significant environmental values in that the State Lands Commission stated all waterways under the Commission's jurisdiction have environmental significance. Staff finds this project to be compatible with Division policy.

A 4

S 4

4. Other related permits and public approvals required for this project have been granted by: U.S. Corps of Engineers, State Reclamation Board, Department of Fish and Game, San Francisco Bay Conservation and Development Commission.

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 ET SEQ., AND 2 CAL. ADM. CODE 2907.

2. FIND THAT GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE PUBLIC RESOURCES CODE.

3. AUTHORIZE ISSUANCE TO THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY A RIGHT OF WAY PERMIT FOR AN INDEFINITE TERM FROM MAY 1, 1977; WHICH CONSIDERATION IS EXEMPT BY LAW UNDER SECTION 7901, PUBLIC UTILITIES CODE; FOR CONSTRUCTION AND MAINTENANCE OF A 1½" PLASTIC CONDUIT ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21438

A parcel of tide and submerged land 20 feet wide in the State owned bed of Cordelia Slough in Section 32, T4N, R2W, MDM, Solano County, California, lying 10 feet on each side of the following described centerline:

> BEGINNING at a point on the west bank of the Cordelia Slough from which a State Division of Highway monument stamped "401" bears S 15° 55' 30" W, 359.55 feet, said point of beginning also bears S 82° 30' 50" E, 1139.4 feet, more or less, from the Section corner common to Sections 29, 30, 31 and 32, T4N, R2W, MDM; thence from said point of beginning N 62° 17' 40" E, 152.0 feet to the east bank of the Cordelia Slough, being the terminous of the herein described centerline.

EXCEPTING THEREFROM any portion therof lying above the Ordinary High Water Mark of Cordelia Slough.

END OF DESCRIPTION

Prepared [illegible] Checked [illegible]

Reviewed [illegible] Date 5-3-77