MINUTE ITEM

This Calendar Item No. C13
was approved as Minute Item
No. 13 by the State Lands
Commission by a vote of 3
to 0 at its [illegible] CALENDAR ITEM
meeting.

7/77
W 21408
ACS
PRC 5346

C13.

GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Louis R. and Janette M. Bianchetti, and
Cornelius C. and Elma R. Crawford
15509 N. Hilde Lane
Lodi, California 95240

AREA, TYPE LAND AND LOCATION:
An approximate one acre partially tidal berm having 9,000 square feet of use area in the Sacramento River adjacent to Grand Island, Sacramento County.

LAND USE: For the continued use of a berm improved with an existing cabin and outbuilding.

TERMS OF PROPOSED PERMIT:
Initial period: 10 years from June 1, 1977.

Surety bond: $1,000.

Public liability insurance: $100,000 as a single limit for bodily injury and property damage.

Special: Existing structures shall not be used as a permanent residence.

CONSIDERATION: $170 per annum with the State reserving the right to fix a different rental on each fifth anniversary of the lease.

BASIS FOR CONSIDERATION:
General Permit rental pursuant to 2 Cal. Adm. Code 2006.

PREREQUISITE TERMS, FEES AND EXPENSES:
Filing fee has 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, 10 & 11.

OTHER PERTINENT INFORMATION:
1. The structures located on this berm have been in existence for some time and have never been under permit. Division staff was not aware of the existence of these

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structures until very recently. Previous owners of the improvements apparently did not know of the requirement that such structures required State Lands Commission authorization. Present owners of these structures have been very cooperative in making application for appropriate permits

2. An Environmental Impact Report is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907(a)(3), Class IF, which exempts an existing structure or facility that is in an acceptable state of repair and there is no evidence of record to show injury to adjacent property, shoreline erosion, or other types of environmental degradation.

3. This project is situated on State land identified as possessing significant environmental values pursuant to Public Resources Code 6370.1, and is classified in a use category, Class B which authorizes limited use.

Staff review indicates that there will be no significant effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.

4. The proposed permit contains special provisions which restrict the use of the berm to the easterly end of the berm and require that lessee have written approval of the Department of Fish and Game before removing or modifying any riparian habitat on the berm.

5. The proposed permit contains a provision specifying that the permit area and the existing structures shall not be used as a permanent residence.

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.

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3. AUTHORIZE ISSUANCE TO LOUIS R. BIANCHETTI AND JANETTE M. BIANCHETTI, AND CORNELIUS C. CRAWFORD AND ELMA R. CRAWFORD OF A 10-YEAR GENERAL PERMIT - RECREATIONAL USE FROM JUNE 1, 1977; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF $170, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF A $1,000 SURETY BOND; PROVISION OF PUBLIC LIABILITY INSURANCE IN AMOUNT OF $100,000 AS A SINGLE LIMIT PER OCCURRENCE FOR BODILY INJURY AND PROPERTY DAMAGE PROVIDED THAT EXISTING STRUCTURES ARE NOT USED AS A PERMANENT RESIDENCE AND THAT WRITTEN AUTHORITY IS OBTAINED FROM THE DEPARTMENT OF FISH AND GAME PRIOR TO REMOVAL OR MODIFICATION OF EXISTING RIPARIAN HABITAT; FOR THE CONTINUED USE OF A BERM IMPROVED WITH AN EXISTING CABIN AND OUTBUILDING ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21408

A parcel of land in the Sacramento River, situated in T4N, R3E, MDM, Sacramento County, California, said parcel being easterly of the confluence of the Sacramento River, Cache Slough and Steamboat Slough, more particularly described as follows:

> The most easterly of two islands situated along the right bank of the Sacramento River, approximately 3200 feet distant easterly of the most westerly point of Grand Island as shown on Quadrangle Map "Rio Vista, California 1953."

END OF DESCRIPTION

Prepared W. W. Kunnecke Checked [illegible]

Reviewed M L Shafer Date 4-20-77

DJB



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