

MINUTE ITEM

This Calendar Item No. C13
was approved as Minute Item
No. 13 by the State Lands
Commission by a vote of 2
to 0 at its 9/27/78
meeting.

CALENDAR ITEM

C13.

9/78
W 21881
Scott
PRC 5545

GENERAL PERMIT
PROTECTIVE STRUCTURE

APPLICANT: Manual E. Ferreira
7105 Garden Highway
Sacramento, California 95837

AREA, TYPE LAND AND LOCATION:
A 0.037 acre parcel of tide and submerged
land in the bed of the Sacramento River,
approximately 10 miles upstream from the
City of Sacramento, Sacramento County.

LAND USE: Placement of rock riprap protection.

TERMS OF PROPOSED PERMIT:
Initial period: 25 years from September 1,
1978.

CONSIDERATION: No monetary consideration required, public
benefit will accrue, 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, FEES AND EXPENSES:
Applicant is owner of upland.

Filing fee has been received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 & 2.

B. Cal. Adm. Code: Title 2, Div. 3.

OTHER PERTINENT INFORMATION:
1. The annual rental value of the site
is estimated to be \$100.

2. Staff feels that the construction of
bank protection at this location will
be of mutual benefit to both the public
and to the applicant. The public levee
will have additional protection from
wave action provided at no cost to

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the public. Additionally the bank protection will slow erosion of material from the bank which is deposited in ship channels which are maintained at public expense. The applicant will benefit from protection of the existing homesite.

3. Staff recommends waiving the normal processing fee in this case because the transaction required minimum staff time and the proposed protective structure was for the applicant's homesite.
4. This project is exempt from CEQA because it is a minor alteration to land and will not require the removal of mature or scenic trees.

Authority: 14 Cal. Adm. Code 15104,
Class 4 minor alteration to land.

5. This project is situated on State land identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category, Class B, which authorizes Limited Use.

Staff has coordinated this project with those agencies and organizations who nominated the site as containing significant environmental values. They have found this project to be compatible with their nomination.

6. In accordance with the Commission's delegation of authority to the Executive Officer for issuance of emergency permits, permission was granted on September 13, 1978 to perform the bank protective work which is the subject of this calendar item.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers #4811A,
Reclamation Board, California Department
of Fish and Game.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 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 P.R.C.
3. AUTHORIZE ISSUANCE TO MANUEL E. FERREIRA OF A 25-YEAR GENERAL PERMIT - PROTECTIVE STRUCTURE FROM SEPTEMBER 1, 1978; IN CONSIDERATION OF PUBLIC BENEFIT; WITHOUT REQUIRING THE NORMAL PROCESSING FEE, 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 PLACEMENT OF ROCK RIPRAP BANK PROTECTION ON THE LAND DESCRIBED ON EXHIBIT A ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

W 21881

A parcel of tide and submerged land lying in the State-owned bed of the Sacramento River, Sacramento County, California, situate within fractional Section 23, T10N, R3E, MDM, described as follows:

All that land lying immediately beneath a rip rap bank protection, as said bank protection is shown on Department of Army, Sacramento District, Corps of Engineers Public Notice No. 4811 A, dated August 15, 1978, and being immediately adjacent to the parcel of land described in the Grant Deed recorded October 12, 1971, in Book 71-10-12, page 954, Official Records of Sacramento County.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the Sacramento River.

END OF DESCRIPTION

Prepared

Frank T. Cady

Checked

John W. McKinnon

Reviewed

Edward B. Zimmerman
[Signature]

Date

9/14/78

