

MINUTE ITEM

This Calendar Item No. C1.
was approved as Minute Item
No. 1 by the State Lands
Commission by a vote of 3
to 0 at its 1-24-80
meeting.

CALENDAR ITEM

C1.

1/80
W 21125
Anderson
PRC 5780

GENERAL PERMIT
RECREATIONAL AND RESIDENTIAL USE

APPLICANT: Orton J. Obert
2630 North Main Street
Walnut Creek, California 94596

AREA, TYPE LAND AND LOCATION:
A 0.008 acre parcel of tide and submerged
land in Georgiana Slough, Sacramento County.

LAND USE: Maintenance of an existing residential
deck (attached to an upland residence)
and other recreational, residential facilities
to the extent that they are located on
tide and submerged land.

TERMS OF PROPOSED PERMIT:
Initial period: 10 years from December 1,
1979.

Public liability insurance: \$100,000 combined
single limit coverage.

CONSIDERATION: \$30 per annum with the State reserving
the right to fix a different rental on
each fifth anniversary of the permit.

BASIS FOR CONSIDERATION:
\$30 fixed rental for this type of permit,
in addition to rent free facilities pursuant
to P.R.C. Section 6503.5.

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

Filing fee and first year's rental have
been received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 & 2.
B. Cal. Adm. Code: Title 2, Div. 3.

4, 5, 6, 7
3, 4

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OTHER PERTINENT INFORMATION:

1. An EIR is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907, Class 1(B) 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.
2. This project is situated on land identified as possessing 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 Commission policy.
3. The deck is attached to a residence. The exact location of the State's boundary is undetermined, although the residence appears to be landward of the waterline. The proposed permit contains non-prejudicial language as to location of State boundary.

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 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 ORLON J. OBERT OF A 10-YEAR GENERAL PERMIT - RECREATIONAL, RESIDENTIAL USE FROM DECEMBER 1, 1979, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$30 FOR THE MAINTENANCE OF A RESIDENTIAL DECK AND OTHER RECREATIONAL, RESIDENTIAL FACILITIES TO THE EXTENT THAT THEY ARE LOCATED ON TIDE AND SUBMERGED LAND; PROVISION OF PUBLIC LIABILITY INSURANCE IN THE AMOUNT OF \$100,000 COMBINED SINGLE LIMIT COVERAGE; AND FOR OPERATION AND MAINTENANCE OF TWO RENT FREE FLOATS AND BOAT HOIST PURSUANT TO PRC 6503.5 ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

The tide and submerged land beneath a redwood deck and pilings according to the application on file, located at Sacramento County Assessor, Parcel Number 156-020-62.

END OF DESCRIPTION

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