

MINUTE ITEM

This Calendar Item No. C2  
was approved as Minute Item  
2 by the State Lands  
Commission by a vote of 2  
to 0 at its 9-24-80  
meeting.

CALENDAR ITEM

C2.

9/80  
W 22402  
Gordon  
PRC 5895

GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT: City of Lodi  
221 West Pine Street  
Lodi, California 95240

AREA, TYPE LAND AND LOCATION:  
A 0.110-acre parcel of submerged land in  
the Mokelumne River at Lodi, San Joaquin  
County.

LAND USE: Construction and maintenance of a storm  
water outfall facility.

TERMS OF ORIGINAL PERMIT:  
Initial period: 49 years from August 1,  
1980.

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.

BASIS FOR CONSIDERATION:  
2 Cal. Adm. Code 2005.

PREREQUISITE TERMS, FEES AND EXPENSES:  
Applicant is permittee of upland.  
  
Filing fee and processing costs have been  
received,

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

A 7  
3 13

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OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is estimated to be \$128.
2. A Negative Declaration was prepared by the City of Lodi, pursuant to CEQA and implementing regulations. A Notice of Determination has been received.
3. 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.

APPROVALS REQUIRED AND OBTAINED:

This facility is subject to the jurisdiction of the United States Army Corps of Engineers, California Department of Fish and Game, California Central Valley Regional Water Quality Control Board, California Reclamation Board, County of San Joaquin and the City of Lodi. The proposed permit is conditioned on the approval of all agencies having jurisdiction.

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. Notice of Determination/Negative Declaration.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE CITY OF LODI, ON MARCH 19, 1980.
2. CERTIFY THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.

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3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. 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.
5. AUTHORIZE ISSUANCE TO THE CITY OF LODI OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE FROM AUGUST 1, 1980; 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 CONSTRUCTION AND MAINTENANCE OF A STORM WATER OUTFALL FACILITY ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

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EXHIBIT "A"

LAND DESCRIPTION

W 22402

A portion of the Southwest Quarter of Section 31, Township 4 North, Range 7 East, Mount Diablo Base and Meridian, being described as follows:

Commencing at the Southeast corner of Lot 40, LAWRENCE HOMESTEAD ADDITION, as filed for record April 5, 1920, in Volume 10, page 5, San Joaquin County Records; thence North 1°20'00" West, along the East line of said Lot, to the south bank of the Mokelumne River and to the TRUE POINT OF BEGINNING; thence the following five courses: (1) South 55°44'00" West, 40 feet; (2) North 34°16'00" West, 40 feet; (3) North 55°44'00" East, 120 feet; (4) South 34°16'00" East, 40 feet; (5) South 55°44'00" West, 80 feet; to the TRUE POINT OF BEGINNING.

END OF DESCRIPTION

PREPARED APRIL 25, 1980 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR.

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NOTICE OF DETERMINATION

LEAD AGENCY: City of Lodi Community Development Department  
221 West Pine Street  
Lodi, CA 95240

TO:  Secretary for Resources  
1416 Ninth Street, Room 1311  
Sacramento, CA 95814

FROM: Public Works Department  
221 West Pine Street  
Lodi, CA 95240

County Clerk  
County of San Joaquin

SUBJECT: Filing of Notice of Determination in compliance with  
Section 21108 or 21152 of the Public Resources Code.

PROJECT TITLE: East Area Storm Drain Project

STATE CLEARINGHOUSE NUMBER: SCH 80020405

The City of Lodi has made the following determinations regarding this project:

1. The project has been  approved by the Lead Agency.  
 disapproved
2. The project  will have a significant effect on the environment.  
 will not
3.  An Environmental Impact Report has been prepared for this project.
4.  A statement of overriding considerations is attached.
5.  A Negative Declaration has been prepared for this project and a copy is attached.

DATE: 3-19-80

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CITY COUNCIL

THEODORE T. KATZARIAN, Mayor  
WALTER KATNICH, Mayor Pro Tem  
RICHARD L. HUGHES  
JAMES A. McCARTY  
JAMES W. PINKERTON, Jr.

# CITY OF LODI

CITY HALL, 221 WEST PINE STREET  
LODI, CALIFORNIA 95240  
(209) 334-5634

March 21, 1980

HENRY A. CLAVES, Jr.  
City Manager

ALICE M. REIMCHE  
City Clerk

RONALD M. STEIN  
City Attorney

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To Whom It May Concern:

The Lodi City Council in motion action taken March 19, 1980 at a regular Council meeting ratified the Negative Declaration for the "East Area Storm Drain Project - City of Lodi" and directed the Public Works Department to proceed with applications for Economic Development Administration funds.

*Alice M. Reimche*  
ALICE M. REIMCHE  
City Clerk

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NEGATIVE DECLARATION

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Notice is hereby given that the City of Lodi has determined that the following proposal will have no "Significant Impact on the Environment." Supporting documentation in the form of an "Environmental Assessment" is available for public review in the Department of Public Works, City Hall Building, 221, West Pine Street. Anyone wishing to appeal the issuance of the Declaration to the City Council may do so prior to final approval of the project.

Date: January 29, 1980

Project Title: EDA-Public Works Grant for East Area Storm Drain Line

Responsible Agency: City of Lodi Public Works Department

Contact Person: John Abernethy

PROJECT DESCRIPTION:

Project includes the installation of 8,300 feet of storm drain line, lift station and appurtenances including manholes, catch basins, and outfall structure. Upgrade the City's system by extending a storm drain line to an industrial area inadequately served or totally unserved.

Project Location: City of Lodi Project County: San Joaquin

ADDRESS WHERE ENVIRONMENTAL ASSESSMENT IS AVAILABLE:

221 West Pine Street  
Lodi, CA 95240  
(209) 334-5634

Department of Public Works

Date for Council action of the project: ratified 3/19/80 as per attached letter.

Last Date to Comment: February 29, 1980

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**INITIAL STUDY**

**WILL THE PROJECT HAVE A SIGNIFICANT EFFECT THROUGH ANY OF THE FOLLOWING IMPACTS?**

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Contaminate public water supplies	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Conflict with existing, established, conforming land uses	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Have a substantial, demonstrable, negative aesthetic effects	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Substantially degrade surface or ground water quality	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Substantially deplete surface or ground water resources	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Substantially interfere with ground water flow or recharge	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Conflict with adopted plans, goals or policies of San Joaquin County	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Cause a significant effect related to flooding, erosion or siltation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Substantial alteration of natural topography, soil or subsoil features	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Disrupt or divide the physical arrangement of an established community	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Cause or allow substantial increase in consumption of natural resources	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Induce substantial growth, concentration or displacement of population	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Substantially increase the ambient noise or glare levels for adjoining areas	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Substantially affect rare or endangered species of animal or plant or their habitat	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Breach published national, state, or local standards relating to solid waste or litter control	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Substantially interfere with the movement or habitat of any species of fish, wildlife or plant	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Encourage activities which will result in the use of large amounts or waste of fuel or energy	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Necessitate major extensions of sewer, water, electrical, gasoline or telephone lines or public roads	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Except as part of a scientific study, disrupt or alter an archaeological, historic, or paleontological site	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Increase exposure of individuals or property to geological, public health, traffic, flooding related, or other hazards	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Violate any ambient air quality standard, substantially contribute to an existing or projected air quality violation, or expose sensitive receptors to substantial pollutant concentration	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Substantially increase demand for, or utilization of existing public facilities or services such as schools, or fire or police protection	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Substantially change transportation patterns related to existing traffic load, street capacity, parking availability, mode of travel or traffic safety	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Adverse impacts of project and their magnitude Construction activities

Mitigation measures offered by developers to reduce adverse impacts Construction activity will be short-term. Equipment will be muffled, et., to comply with State and local emission standards. All standard safety precautions to be taken and work to be done only during daylight hours.

Compatibility of project with existing or proposed General Plan, zoning or land uses: Will implement policies and facilitate development in this planned area.

Accept Negative Declaration on the following basis:  Require Environmental Impact Report for following reasons:  
Identified impacts are comparatively insignificant and short-term. Mitigation measures will be implemented. Future development of the area is a positive impact.

Based on this initial study, and any supplemental information attached, any possible significant effects have been identified and are attached with mitigation measures. From this information, it has been determined that

- The project is exempt
- On the basis of this initial study, we find that the proposed project could not have a significant effect on the environment, and a NEGATIVE DECLARATION will be prepared
- Although the proposed project could have a significant effect on the environment, there will not be a significant effect when the mitigation measures described above, or on the attached sheets, have been added to the project. A NEGATIVE DECLARATION WILL BE PREPARED.
- The proposed project MAY have a significant effect on the environment and an ENVIRONMENTAL IMPACT REPORT will be prepared
- The proposed project WILL have a significant effect on the environment and an ENVIRONMENTAL IMPACT REPORT WILL BE PREPARED.

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 J. B. Sargent  
 ENVIRONMENTAL IMPACT REPORT