MINUTE ITEM

This Calendar Item No. C16 was approved as Minute Item No. 16 by the State Lands Commission by a vote of 3 to 0 at its 3-5-81 meeting.

CALENDAR ITEM

C 16

2/81
W 22571
Grimmett
PRC 5961

GENERAL PERMIT - PROTECTIVE STRUCTURE

APPLICANT: Fred J. and Edith Fearrien
P. O. Box 26
Fernbridge, California 95540

AREA, TYPE LAND AND LOCATION:
A 0.313-acre parcel of tide and submerged land on Quill Slough, Humboldt County.

LAND USE: Construction and maintenance of a tidegate, levee repair, and placement of rock riprap.

TERMS OF PROPOSED PERMIT:
Initial period: 30 years from February 1, 1981.

CONSIDERATION: No monetary consideration required, the 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.

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

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

Filing fee and processing costs have been received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 & 2; Div. 13; Div. 20.

B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

OTHER PERTINENT INFORMATION:
1. The annual rental value of the site is estimated to be $470.

2. The project involves the construction and maintenance of a tide gate and

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culvert to drain leveed farm pasture lands adjacent to Quill Slough, Humboldt County, repair of the existing levee, which has been severely eroded, and the placement of rock riprap on the levee bank for protection. These activities are exempt from CEQA as repair of existing facilities and minor alteration to land.

Authority: 14 Cal. Adm. Code Sections 15102 and 15104.

3. Staff feels that maintenance and protection of the existing levee bank at this location will be of continuing mutual benefit to both the public and the applicant. The additional bank protection will protect the levee from wave and water flow erosion. The applicant will continue to benefit from the protection of their agricultural lands.

4. 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 finds the proposed project to be consistent with such designation.

APPROVALS OBTAINED:
Coastal Commission.

FURTHER APPROVALS REQUIRED:
United States Army Corps of Engineers, Department of Fish and Game.

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

IT IS RECOMMENDED THAT THE COMMISSION:

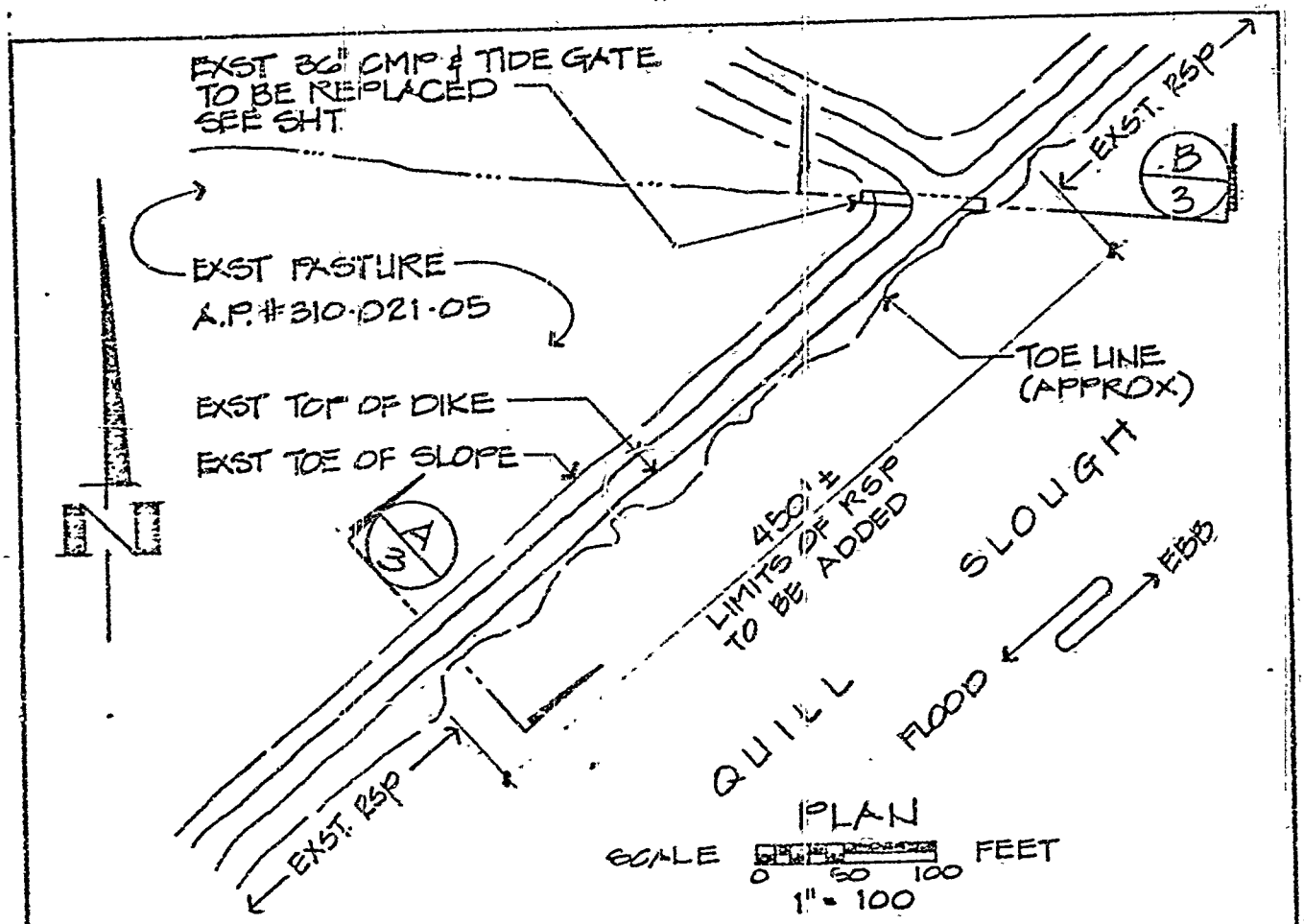
1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21084, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.

2. DETERMINE THAT THE PROJECT IS CONSISTENT WITH THE PROVISIONS OF ARTICLE 6.5, OF TITLE 2, OF THE CAL. ADM. CODE.

3. 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.

4. AUTHORIZE ISSUANCE TO FRED J. AND EDITH FEARRIEN OF A 30-YEAR GENERAL PERMIT - PROTECTIVE STRUCTURE FROM FEBRUARY 1, 1981; IN CONSIDERATION OF THE PUBLIC 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 TIDEGATE, LEVEE REPAIR AND PLACEMENT OF ROCK RIPRAP ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"
W 22571



DATUM IS USCGS MEAN SEA LEVEL 1929
PURPOSE: MAINTENANCE OF EXISTING DRAINAGE WORKS AND PROTECTION OF EXISTING FARMED WETLANDS FROM TIDAL SLOUGH EROSION.

ADJACENT PARCEL OWNERSHIPS:

Ap# 310-011-01
RUSS, JOSEPH, JR & CLARA ANNETTE
Ap# 310-011-02
PETERSON, ROBERT E.
Ap# 310-011-03
DUNN, MARGARET J
Ap# 310-051-01
McCLOSKEY, CORNELIA, JAMES JR., & BEUCH
Ap# 310-021-02
FEARRIEN, A.L.

PROPOSED TIDE GATE REPLACEMENT & DIKE SLOPE PROTECTION ALONG QUILL SLOUGH
IN HUMBOLDT COUNTY - SECTION 11, T.3N., R2W., H.B.&M.

APPLICANT: FRED FEARRIEN

DATE - 9-15-80

SHEET 2 OF 4

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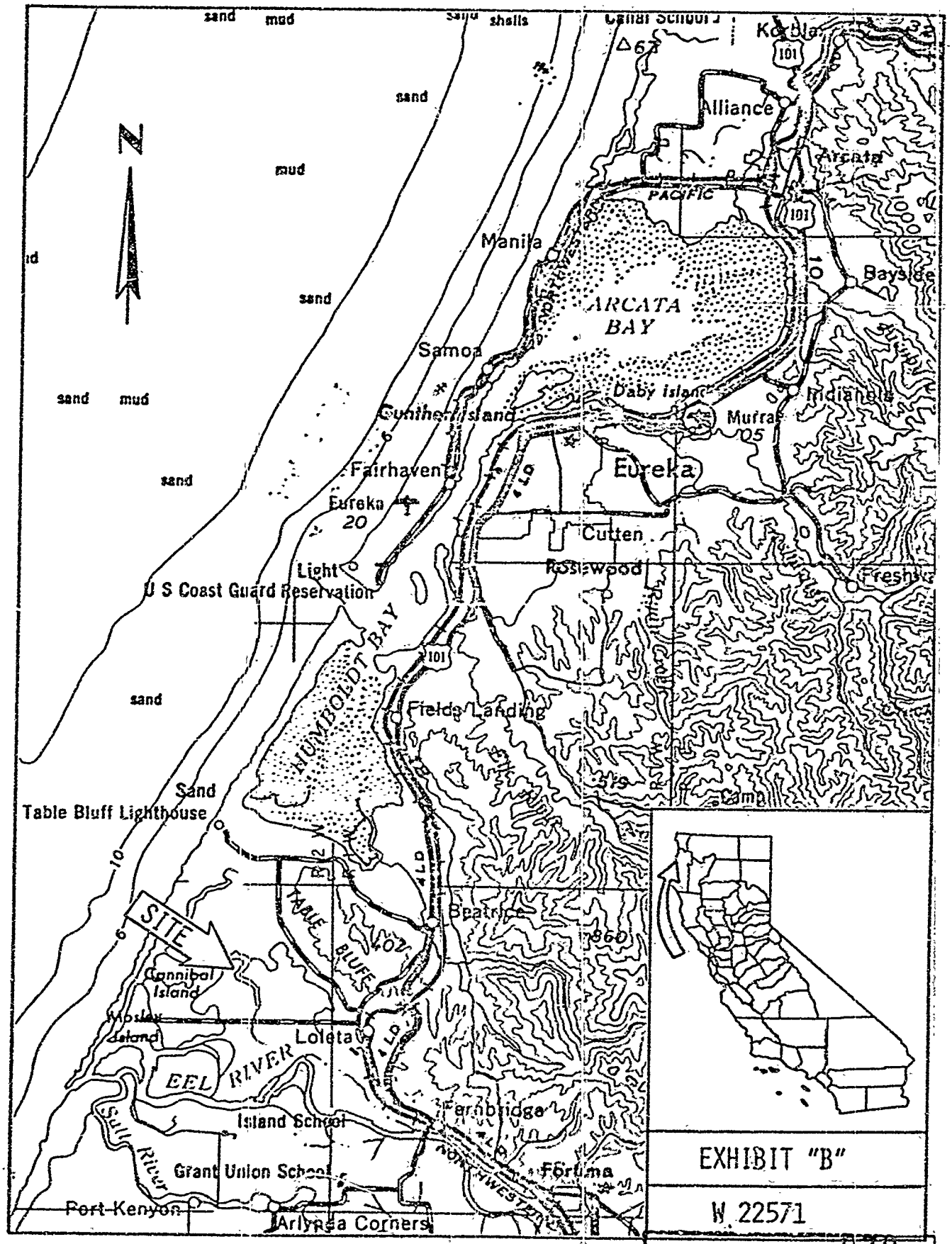

EXHIBIT "B"

W 22571

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