MINUTE ITEM
This Calendar Item No. C17
was approved as Minute Item
No. 17 by the State Lands
Commission by a vote of 3
0 at its 3-5-81
meeting.

CALENDAR ITEM

C 17

2/81
W 22617
PRC 5944
Lewandowski

GENERAL PERMIT - PROTECTIVE STRUCTURE

APPLICANT: Flint - Brayton Orchards
Route 2, Box 300A Oak Way
Chico, California 94926

AREA, TYPE LAND AND LOCATION:
2.07-acre parcel of submerged land in the Sacramento River, located approximately five miles west of Chico, Butte County.

LAND USE: Bank stabilization and protection.

TERMS OF PROPOSED PERMIT:
Initial period: 25 years from December 10, 1980.

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.

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.

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 $480.

2. Staff believes that bank protection at this point will be of mutual benefit

A 1
S 1

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to both the public and applicant. The bank will have additional protection from high water erosion of material at no expense to the public.

3. This project is exempt from CEQA: Authority: 14 Cal. Adm. Code 15104, Class 4, minor alteration to land.

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.

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

6. A temporary emergency permit for this project has been issued by the Executive Officer as reported in the Executive Officer's Report at the December 16, 1980 State Lands Commission meeting.

APPROVALS OBTAINED:
United States Army Corps of Engineers, Department of Water Resources (Reclamation Board).

FURTHER APPROVALS REQUIRED:
None.

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

IT IS RECOMMENDED THAT THE COMMISSION:

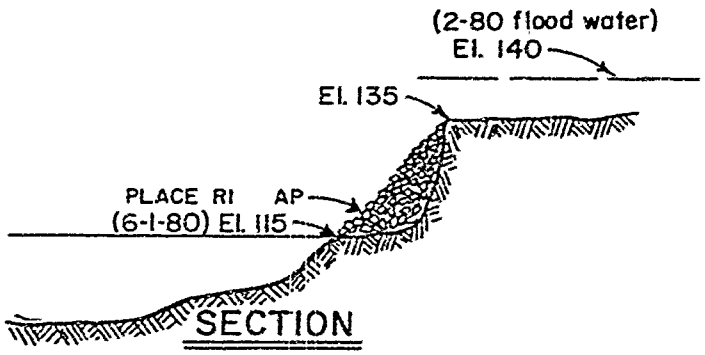
1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21084, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.

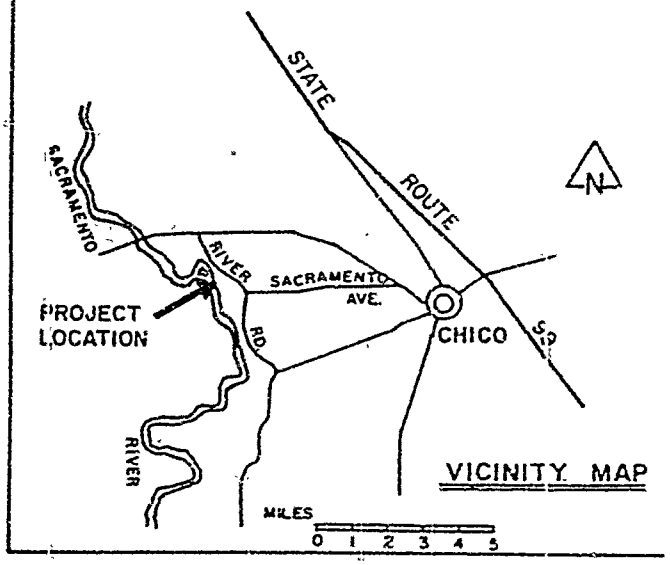
2. FIND THAT GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE P.R.C.

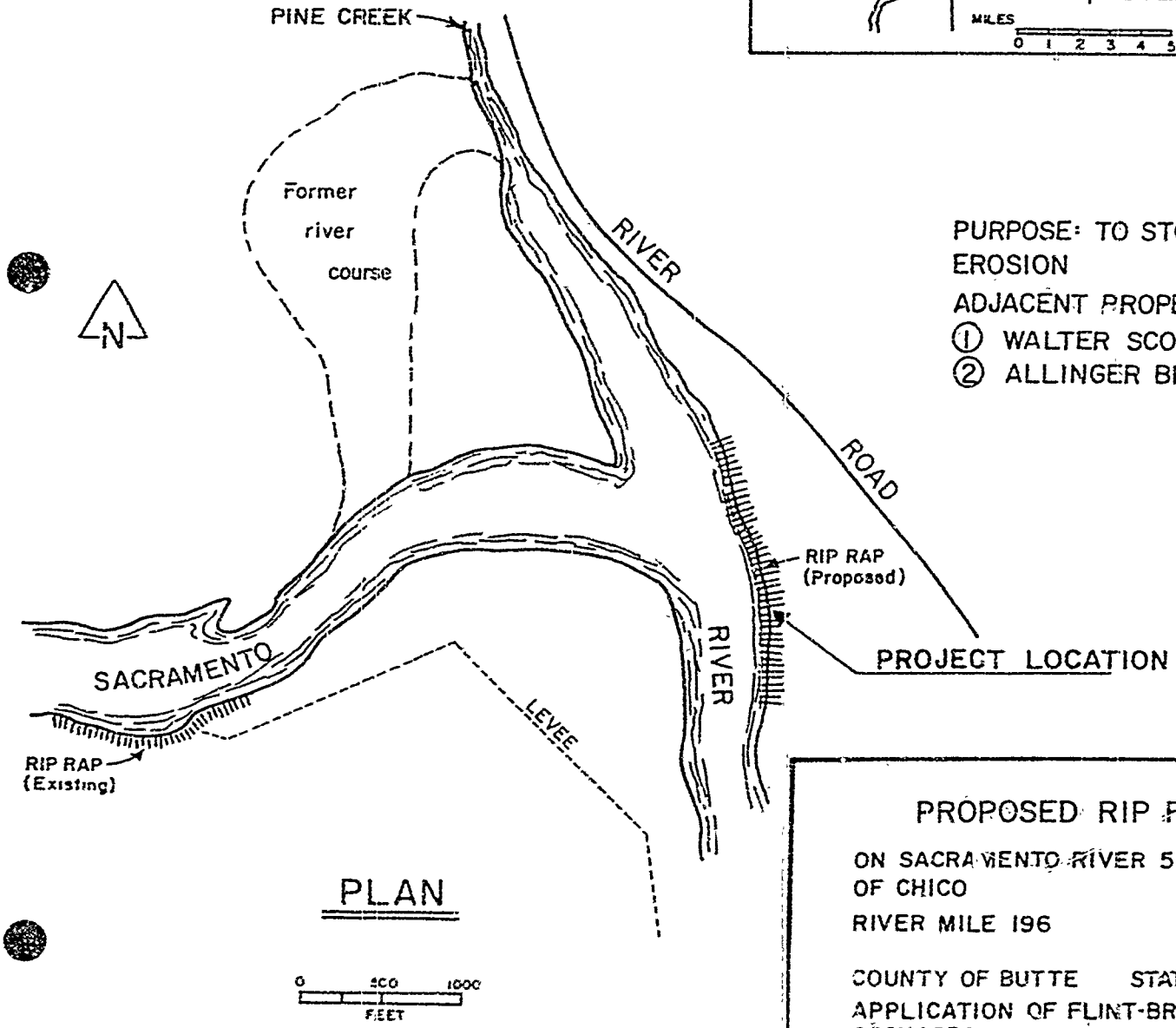
3. AUTHORIZE ISSUANCE TO FLINT-BRAYTON ORCHARDS OF A 25-YEAR GENERAL PERMIT - PROTECTIVE STRUCTURE FROM DECEMBER 10, 1980; IN CONSIDERATION OF THE PUBLIC BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR BANK STABILIZATION AND PROTECTION ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"
LAND DESCRIPTION

W 22617







PURPOSE: TO STOP RIVER EROSION

ADJACENT PROPERTY OWNE

① WALTER SCOTT

② ALLINGER BROS.

PROPOSED RIP RAP

ON SACRAMENTO RIVER 5 MILE WEST OF CHICO

RIVER MILE 196

COUNTY OF BUTTE STATE OF CALIF

APPLICATION OF FLINT-BRAYTON ORCHARDS

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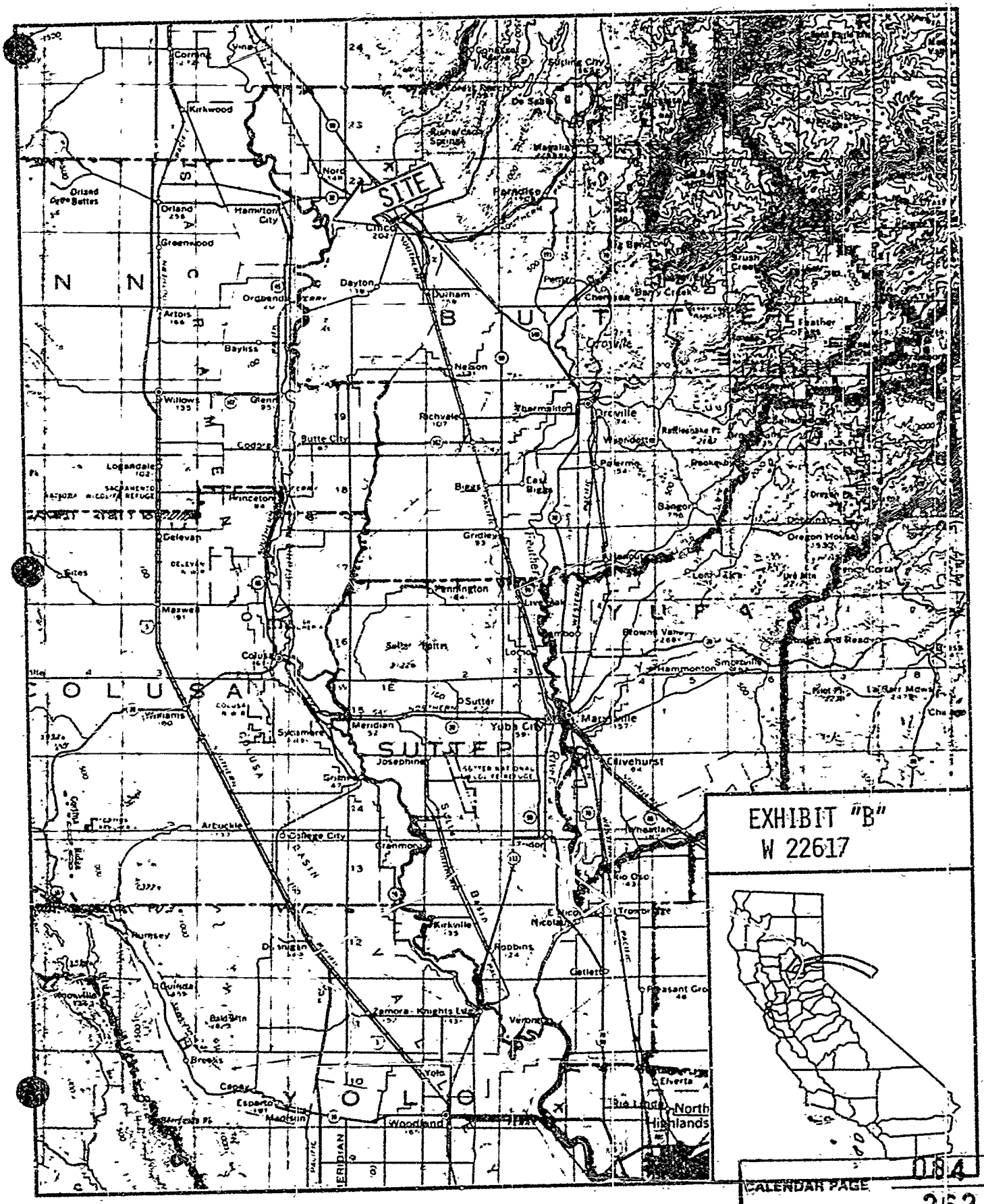

EXHIBIT "B"
W 22617

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