

MINUTE ITEM

This Calendar Item No. 64  
was approved as Minute Item  
by the State Lands  
Commission by a vote of 3  
to 0 at its 7/23/81  
meeting.

CALENDAR ITEM

C 04

7/81  
WP 5042  
Reese  
PRC 5042

GENERAL PERMIT - PROTECTIVE STRUCTURE

APPLICANT: Judy A. Deville and James H. Frayser  
2395 Garden Highway  
Sacramento, California 95833

AREA, TYPE LAND AND LOCATION:  
A 0.11-acre parcel of tide and submerged  
land in the Sacramento River, Sacramento  
County.

LAND USE: Bank Protection.

TERMS OF PROPOSED PERMIT:  
Initial period: 25 years from June 1,  
1981.

CONSIDERATION: 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.

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

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

AB 884: N/A.

OTHER PERTINENT INFORMATION:  
1. The annual rental value of the site  
is estimated to be \$90.  
2. The applicant wishes to retain existing  
riprap consisting of approximately  
245 cubic yards of broken concrete  
for bank protection.

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3. 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.
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 review indicates that there will be no significant effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.

5. Staff feels that maintenance and protection of the existing levee bank at this location will be of mutual benefit to both the public and the applicant. The bank will be stabilized and protected at no cost to the public.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers.

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 JUDY A. DEVILLE AND JAMES H. FRAYSER OF A 25-YEAR GENERAL PERMIT - PROTECTIVE STRUCTURE FROM JUNE 1, 1981; IN CONSIDERATION OF THE PUBLIC BENEFIT,

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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 PROTECTION ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

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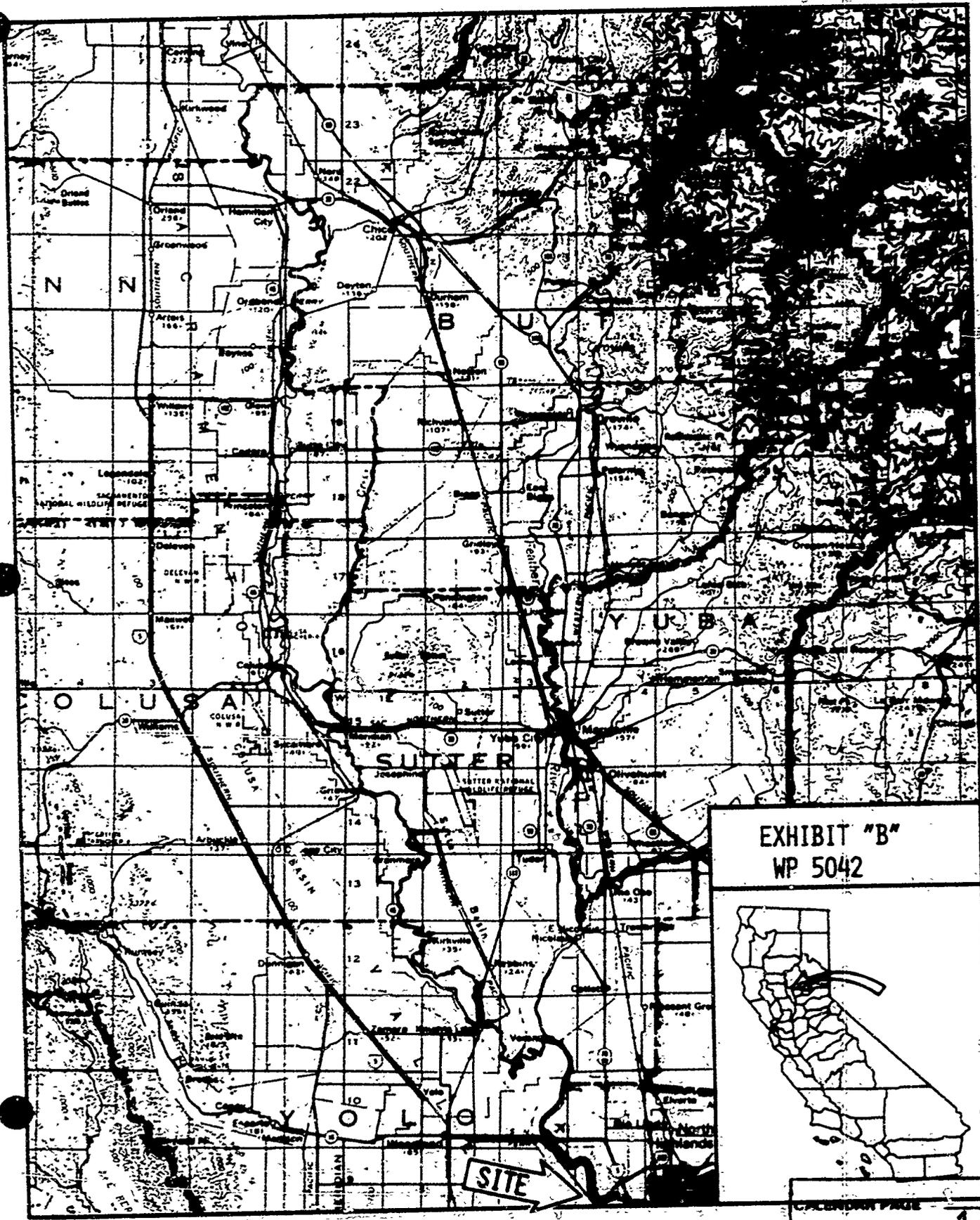


EXHIBIT "B"  
WP 5042



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