

MINUTE ITEM

This Calendar Item No. C13
was approved as Minute Item
No. 13 by the State Lands
Commission by a vote of 3
to 0 at its 5/27/82
meeting.

CALENDAR ITEM

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5/27/82
WP 5184
Lane
PRC 5184

TERMINATION OF LEASE PRC 5184 AND
APPROVAL OF REPLACEMENT
GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT: McKinleyville Community Services District
P. O. Box 2037
McKinleyville, California 95521

AREA, TYPE LAND AND LOCATION:
A 0.576-acre parcel of tide and submerged
land located in the Mad River, Humboldt
County.

LAND USE: Right-of-way for bridge and pipeline crossing.

TERMS OF PROPOSED PERMIT:
Initial period: 49 years from August 5,
1981.

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:
Pursuant to 2 Cal. Adm. Code 2003.

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

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
B. Cal. Adm. Code: Title 2, Div. 3; Title 14,
Div. 6.

AB 884: N/A.

OTHER PERTINENT INFORMATION:
1. Execution of the proposed public agency
lease will terminate Lease PRC 5184.9
which began December 27, 1976. The
original lease was issued to Humboldt.

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Bay Wastewater Authority for construction and maintenance of an interceptor crossing the Mad River and an ocean outfall in the Pacific Ocean. Of the project, only the interceptor was constructed and the applicant inherited it as the user and satellite agency of the "Authority" by Cooperative Agreement on July 26, 1977.

2. Staff recommends that the processing expense for this activity be waived as the new lease will benefit State Lands by reflecting an accurate lease area and current lessee thereby updating our records.
3. The annual rental value of the site is estimated to be \$1,500.
4. This activity is exempt from CEQA because it is not considered to be a project pursuant to Cal. Adm. Code 15060.
5. The project is situated on lands identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in use category "B" which authorizes Limited Use. The project as proposed will not have a significant effect upon the identified environmental values.

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. 21065, 14 CAL. ADM. CODE 15037 AND 15060, AND FIND THAT THE ACTIVITY IS CONSISTENT WITH ITS USE CLASSIFICATION.
2. APPROVE TERMINATION OF EXISTING LEASE PRC 5184.9, EFFECTIVE AUGUST 5, 1981.

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3. APPROVE WAIVER OF PROCESSING EXPENSE FOR THIS ACTIVITY.
4. AUTHORIZE ISSUANCE TO MCKINLEYVILLE COMMUNITY SERVICES DISTRICT OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE FROM AUGUST 5, 1981; 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 RIGHT-OF-WAY USE FOR BRIDGE AND PIPELINE CROSSING ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 5184

A parcel of land lying in the State-owned bed of the Mad River, Humboldt County, State of California, being within the NE-1/4 of the NE-1/4 of Section 12, T6N, R1W, HM, said parcel being 66 feet wide and lying 33 feet on each side of the centerline of the main track of the California and Northern Railway Company, said parcel being as shown on the plat approved by the Surveyor General on the 21st day of July, 1900, and designated by the State Lands Commission as LRT 30.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the Mad River.

END OF DESCRIPTION

REVIEWED MARCH 16, 1982 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR.

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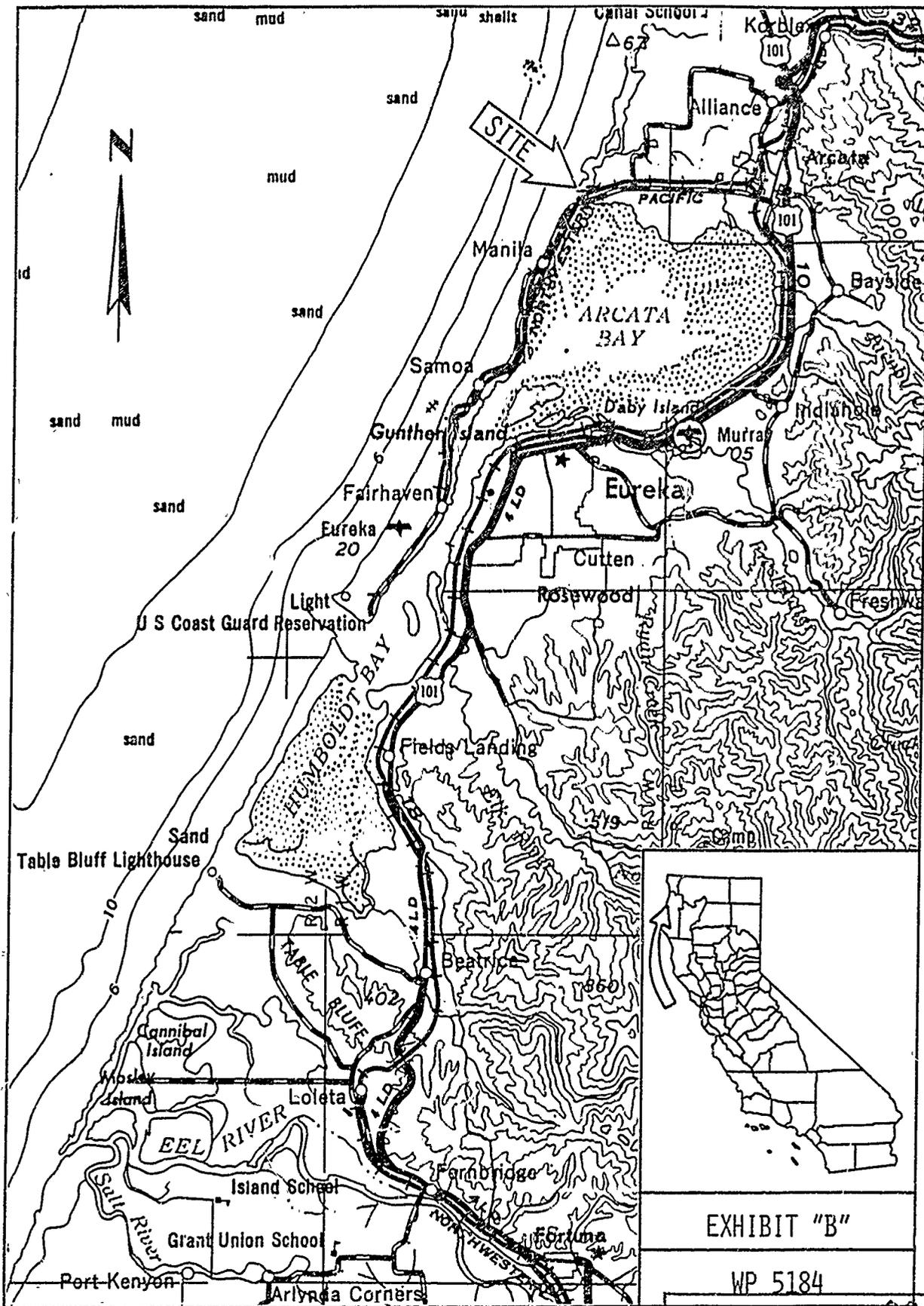


EXHIBIT "B"

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