

MINUTE ITEM

This Calendar Item No. C9
was approved as Minute Item
No. 9 by the State Lands
Commission by a vote of 3 CALENDAR ITEM
to 0 at its 6/29/82
meeting.

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6/29/82
W 20268 PRC 6171
J. Ludlow

GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Hallene Bruce
852 Jones Street
Yuba City, California 95991

AREA, TYPE LAND AND LOCATION:
A 0.015-acre parcel of submerged land in
the Sacramento River, Sutter County.

LAND USE: Recreational fishing float.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years from November 23,
1981.

Public liability insurance: Combined single
limit coverage of \$100,000.

CONSIDERATION: \$50 per annum with the State reserving
the right to fix a different rental on
each fifth anniversary of the permit.

BASIS FOR CONSIDERATION:
Minimum rental for this type of permit,
pursuant to 2 Cal. Adm. Code 2003.

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

Filing fee and first year's annual rent
has been received.

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 824: N/A.

OTHER PERTINENT INFORMATION:
1. The upland owner, Newhall Land and
Farming Company, has given its written

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consent to the permittee to maintain the float on their property.

2. Section 2 of the permit conforms to the Lycr/Fogerty decision.
3. In light of the time lapse since the original application was filed, and the lack of regular correspondence with the applicant, staff feels it would be in the best interest of the State and recommends that back rent, penalty and interest, if any, be waived.
4. This project is exempt from CEQA because it is within the purview of 2 Cal. Adm. Code 2905(a)(2) which exempts an existing structure or facility that is in an acceptable state of repair.
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. 21084, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2905; AND FIND THAT THE PROJECT IS CONSISTENT WITH ITS USE CLASSIFICATION.
2. WAIVE BACK RENT, INCLUDING PENALTY AND INTEREST, IF ANY.
3. AUTHORIZE ISSUANCE TO HALLENE BRUCE OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE FROM NOVEMBER 23, 1981; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$50, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISION

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OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT
COVERAGE OF \$100,000; FOR THE USE AND MAINTENANCE OF
AN EXISTING RECREATIONAL FISHING FLOAT ON THE LAND
DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE
MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

W 20268

A strip of submerged land 60 feet wide lying in the bed of the Sacramento River, approximately 15 miles west of the City of Yuba City, Sutter County, State of California, lying 30 feet on each side of the following described centerline:

COMMENCING at the south easterly corner of Lot 428 as said lot is shown on that certain map entitled "Meridian Farms, Sutter County, California, Unit No. 4", as filed on May 5, 1925, in Book 6 of Surveys, page 29, Office of the County Recorder of Sutter County; thence S 39° 22' 30" E, 80 feet to the POINT OF BEGINNING; thence S 50° 37' 30" W, 60 feet into the Sacramento River to the terminus of the herein described centerline.

EXCEPTING THEREFROM any portion lying landward of the ordinary low water mark.

END OF DESCRIPTION

PREPARED OCTOBER 29, 1981 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR.

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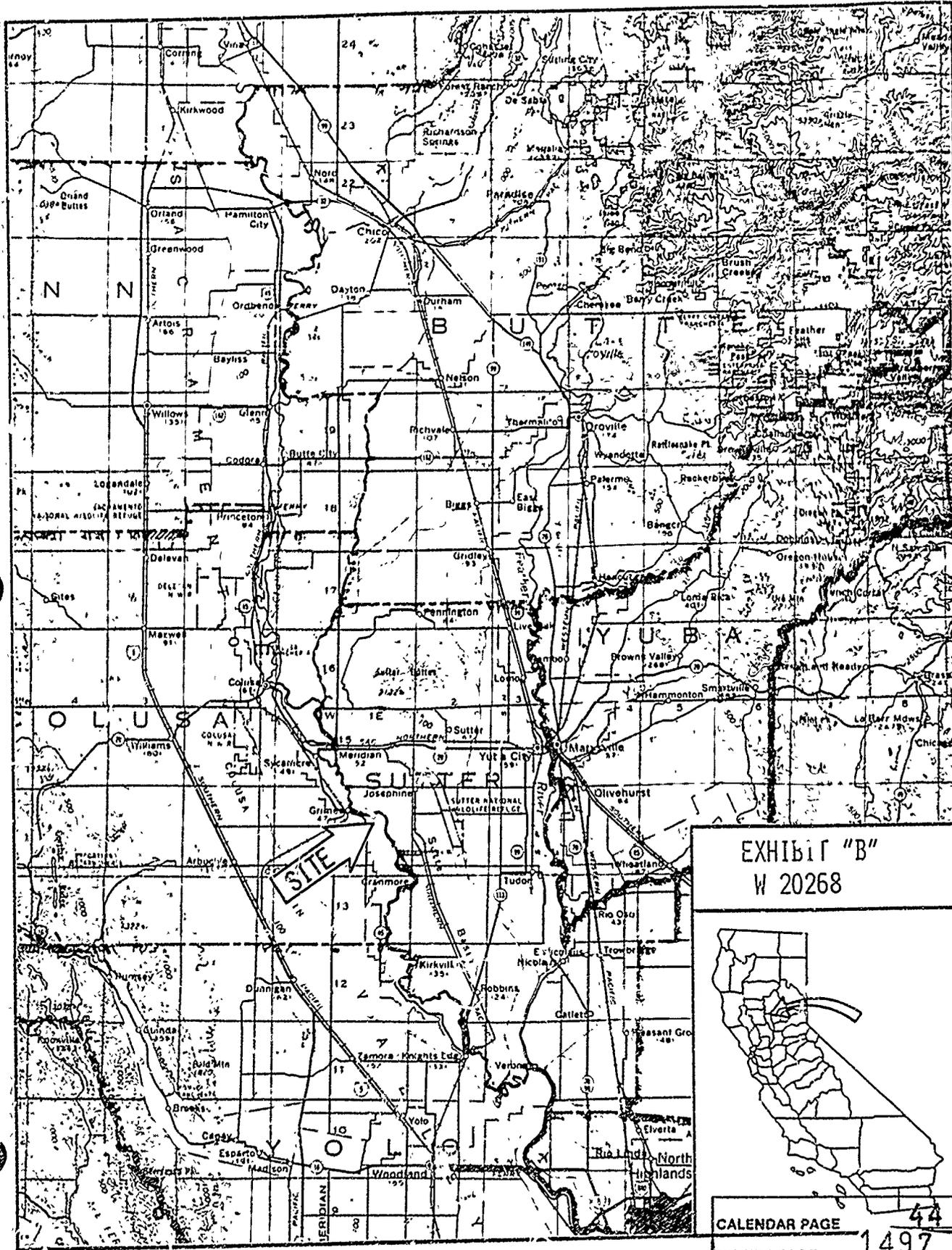


EXHIBIT "B"
W 20268



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