

MINUTE ITEM

This Calendar Item No. C16
was approved as a Minute Item
at its 16 meeting on 3/24/83
at its 3 meeting.

CALENDAR ITEM

C 16 4.

3/24/83
W 20432 PRC 6389
J. Ludlow

GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Charles H. and Mary S. Johnson
P. O. Box 87
Biggs, California 95915

AREA, TYPE LAND AND LOCATION:
0.003-acre parcel of submerged land in
the Sacramento River, Glenn County.

LAND USE: Use and maintenance of an existing recreational
float.

TERMS OF PROPOSED PERMIT:
Initial period: 10 years from October 24,
1979.

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.

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PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is permittee of upland.

Filing fee and four years annual rent have 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.

OTHER PERTINENT INFORMATION:

1. This project is exempt from CEQA because it is within the purview of 2 Cal. Adm. Code, Sec. 2905, Class 1, which exempts existing structures in an acceptable state of repair.
2. The project is situated on lands identified as possessing significant environmental values pursuant to P.R.C. 6370.1 and is classified in a use category "B" which authorizes Limited Use. The project as proposed will not have a significant effect upon the identified environmental values.
3. Section 2 of the permit conforms to the Lyon/Fogerty decision.
4. The upland owner, I. G. Zumwalt Company, has given its written consent to the permittee to maintain the float adjacent to their property.
5. 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 for the period of September 26, 1972, through October 23, 1979.

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6. The applicant has paid four years' rental, and rent is current to date.

AB 884: 10/25/83.

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, FOR THE PERIOD OF SEPTEMBER 26, 1972, THROUGH OCTOBER 23, 1979.
3. AUTHORIZE ISSUANCE TO CHARLES H. AND MARY S. JOHNSON OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE FROM OCTOBER 24, 1979, 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 OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$100,000; FOR THE USE AND MAINTENANCE OF AN EXISTING RECREATIONAL FLOAT ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

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EXHIBIT "A"

LAND DESCRIPTION

W 20432

A parcel of land in the Sacramento River, Glenn County, California, within Section 18, T18N, R1W, MDM, said parcel lying immediately beneath an existing floating dock and walkway, situated on the easterly bank of the Sacramento River approximately 50 feet southerly of the Princeton Ferry crossing.

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

END OF DESCRIPTION

REVISED JANUARY 3, 1983 BY BOUNDARY AND TITLE UNIT, LEROY WEED, SUPERVISOR.

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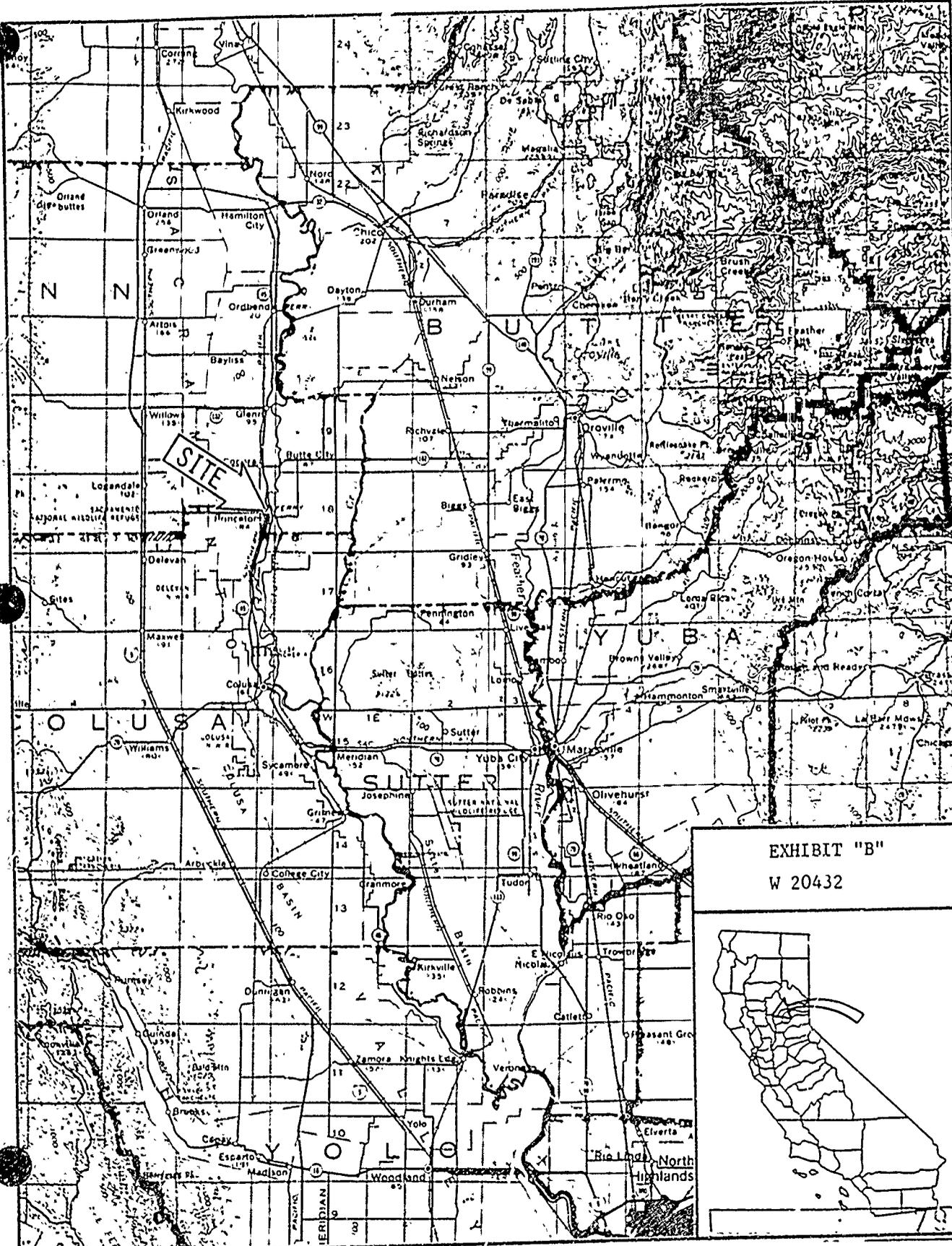


EXHIBIT "B"
W 20432