

MINUTE ITEM

This Calendar Item No. C6
was approved as Minute Item
No. 6 by the State Lands
Commission by a vote of 3
to 0 at its 1/31/85
meeting.

CALENDAR ITEM

A 26

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C06

01/31/85
W 23435
PRC 6772
Gordon

GENERAL PERMIT - RECREATIONAL USE

APPLICANTS: Nunzi J. Cancilla and Melba Cancilla
277 Nancy Lane
San Jose, California 95127

AREA, TYPE LAND AND LOCATION:
An 0.027-acre parcel of tide and submerged
land, located in the San Joaquin River at
Mossdale Trailer Park, San Joaquin County.

LAND USE: Maintenance of an existing floating dock.

TERMS OF PERMIT:
Initial period: Ten years beginning January 1,
1984.

Public liability insurance: Combined single
limit coverage of \$100,000
per occurrence for bodily
injury and property damage.

CONSIDERATION: \$70 per annum; with the State reserving the
right to fix a different rental on each fifth
anniversary of the permit.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003.

APPLICANT STATUS:
Applicant is Lessee of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee has been received.

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(NON-SUBSTANTIAL REVISION 02/27/85)

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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: OS/04/85.

OTHER PERTINENT INFORMATION:

1. This facility is utilized by applicants as lessees of the upland owner of the Mossdale Trailer Park.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 1506.1), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorical exempt project. The project is exempt under Class 1, Existing Facilities, 2 Cal. Adm. Code 2905(A)(2).

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 14 Cal. Adm. Code 2905.

3. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

California Department of Fish and Game.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers,
California Central Valley Regional Water
Quality Control Board, California Reclamation
Board, and County of San Joaquin.

EXHIBITS:

- A. Land Description.
- B. Location Map.

CALENDAR ITEM NO. C 0 6 (CONT'D)

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES, 2 CAL. ADM. CODE 2905(a)(2).
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
3. AUTHORIZE ISSUANCE TO NUNZI J. CANCELLA AND MELBA CANCELLA OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING JANUARY 1, 1984; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$70, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; AND WITH PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$100,000 PER OCCURRENCE FOR BODILY INJURY AND PROPERTY DAMAGE; FOR MAINTENANCE OF AN EXISTING FLOATING DOCK ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

W 23435

A parcel of tide and submerged land in the bed of San Joaquin River, San Joaquin County, California, lying immediately beneath a floating dock TOGETHER WITH a necessary use area extending 10 feet from the extremities of said dock, said dock being adjacent to the left bank of said San Joaquin River and northeasterly of that land described in the deed recorded April 13, 1973, in Book 3755, Page 9, San Joaquin County Official Records, and also being adjacent to Mossdale Trailer Park Space No. 19 and approximately 575 feet southeasterly of the Interstate Highway 5 bridge over the San Joaquin River.

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

END OF DESCRIPTION

PREPARED JULY 9, 1984 BY BOUNDARY AND TITLE UNIT.

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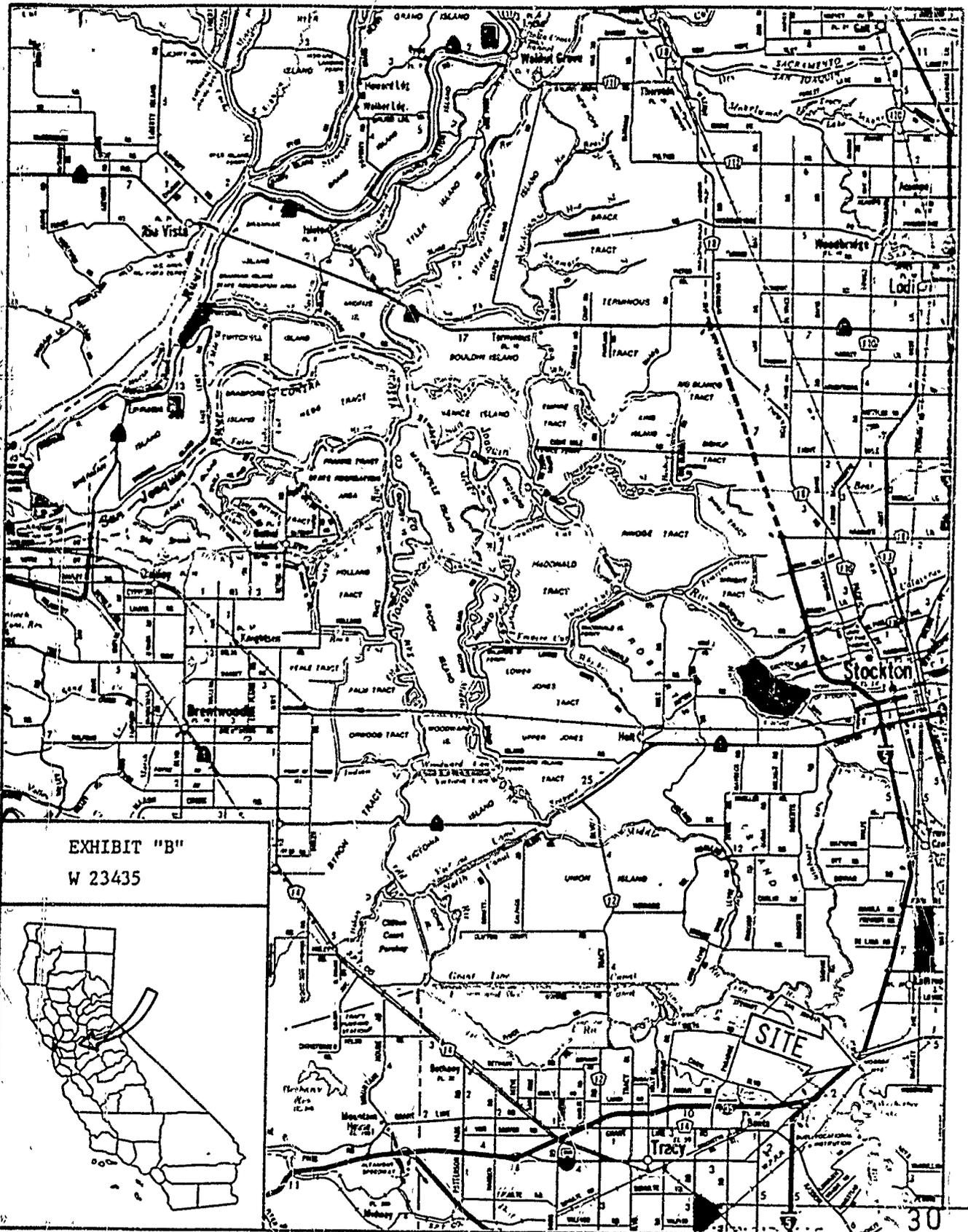


EXHIBIT "B"
W 23435

