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CALENDAR ITEM

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GENERAL PERMIT - PROTECTIVE STRUCTURE AND RECREATIONAL USE

APPLICANT: David C. Finley
2827 Garden Highway
Sacramento, California 95833

AREA, TYPE LAND AND LOCATION:
A 0.222-acre parcel of tide and submerged land located in the Sacramento River, Sacramento County. (.075-acre for dock and ramp and 0.147-acre for riprap).

LAND USE: Bank protection, and construction and maintenance of a private boat dock.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years beginning August 1, 1985.

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

CONSIDERATION: The public use and benefit; with the State reserving the right at any time to set a monetary rental for the riprap if the Commission finds such action to be in the State's best interest.

The boat dock and ramp are rent free pursuant to P.R.C. 6503.5, et seq.

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

APPLICANT STATUS:
Applicant is owner of upland.

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PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee and processing costs 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.

AB 884: 11/09/85.

OTHER PERTINENT INFORMATION:
1. The annual rental value of the site is estimated to be $543.60.

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), 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 3, New Construction of Small Structure, 2 Cal. Adm. Code 2905(c)(1), and Class 4, Minor Alteration to Land, 14 Cal. Adm. Code 15304.

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

3. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. but will not affect those significant lands.

4. The bank protection and the boat dock are being combined in one permit for ease of record keeping and to eliminate the issuance of two separate permits for the same area.

5. Staff feels that bank protection at this point could be of mutual benefit to the public in addition to the applicant.

APPROVALS OBTAINED:
United States Army Corps of Engineers.

FURTHER APPROVALS REQUIRED:
State Reclamation Board and Department of Fish and Game.

EXHIBITS: A. Land Description.
B. Location Map.

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 3, NEW CONSTRUCTION OF SMALL STRUCTURE, 2 CAL. ADM. CODE 2905(c)(1), AND CLASS 4, MINOR ALTERATION TO LAND, 14 CAL. ADM. CODE 15304.

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 DAVID C. FINLEY OF A TEN-YEAR GENERAL PERMIT - PROTECTIVE STRUCTURE AND RECREATIONAL USE BEGINNING AUGUST 1, 1985; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL FOR THE RIPRAP IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF $100,000; FOR PLACEMENT OF RIPRAP BANK PROTECTION AND CONSTRUCTION OF A FLOATING DOCK AND RAMP ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

W23599

Two parcels of tide and submerged land in the bed of the Sacramento River, Sacramento County, California, said parcels being described as follows:

PARCEL 1 - Dock

All that land lying immediately beneath a dock and ramp TOGETHER WITH a necessary use area extending 10 feet from the extremities of said dock and ramp; said dock and ramp being adjacent to and westerly of Lot 1, as shown on the map entitled "Marston Tract Subdivision", filed April 25, 1978 in Book 120 of Maps, Map No. 1, in the Office of the County Recorder of Sacramento County.

PARCEL 2 - Riprap

All that land lying immediately beneath riprap placed for river bank protection adjacent to and westerly of above described Lot 1.

EXCEPTING FROM above described Parcels 1 and 2 any portion thereof lying landward of the ordinary high water mark.

END OF DESCRIPTION

PREPARED JUNE 11, 1985, BY BOUNDARY SERVICES UNIT, M. L. SHAFER, SUPERVISOR.

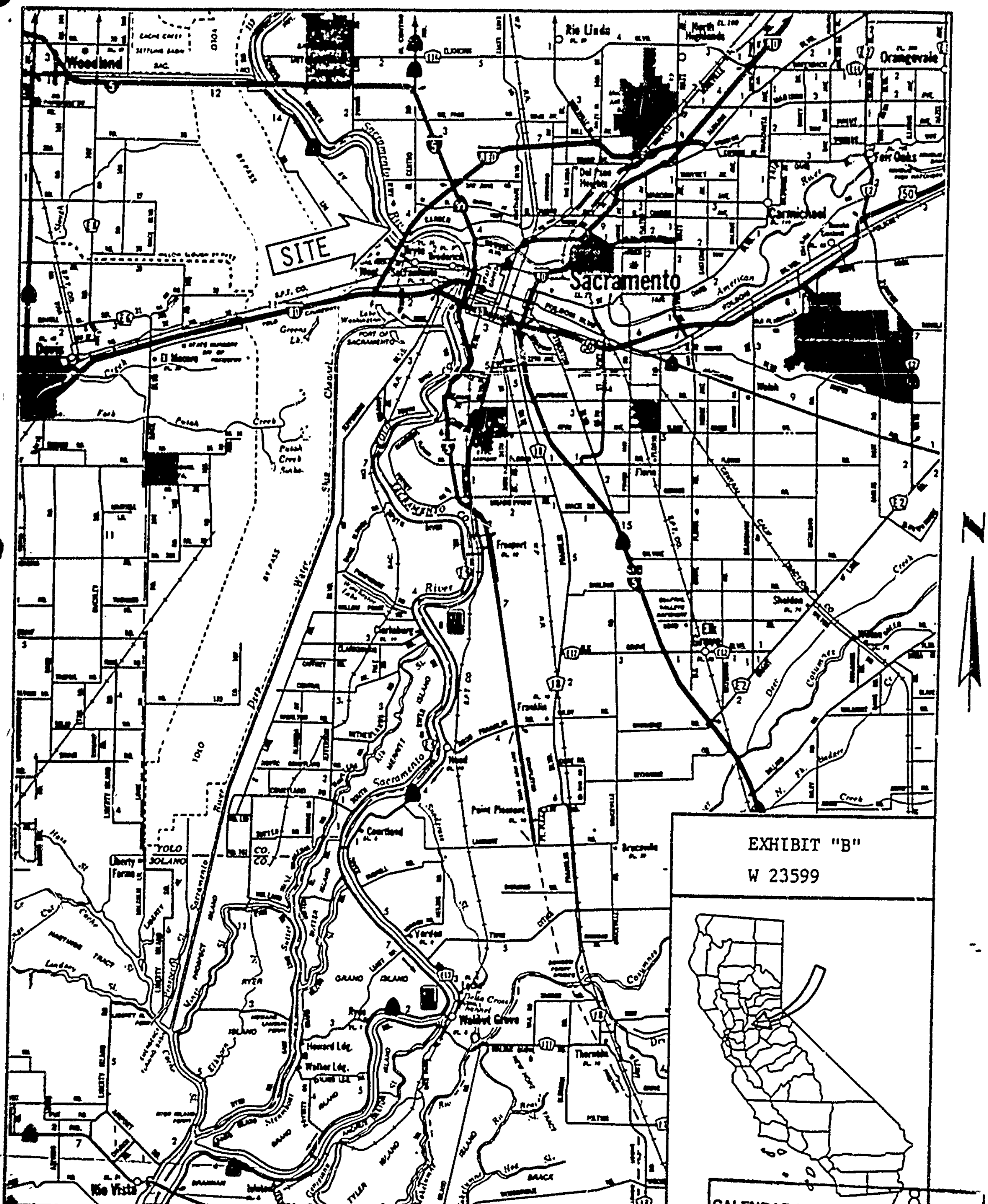

EXHIBIT "B"
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