MINUTE ITEM

This Calendar Item No. C4 was approved as Minute Item No. 4 by the State Lands Commission by a vote of 2 to 0 at its 5/22/86 meeting.

CALENDAR ITEM

C04

05/22/86
W 20158 PRC 6977
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GENERAL PERMIT - RECREATIONAL AND PROTECTIVE STRUCTURE USE

APPLICANTS: Gerald W. and Paula C. Henderson
5346 Scenic Avenue
Livermore, California 95440

AREA, TYPE LAND AND LOCATION:
A .070-acre parcel of tide and submerged land, located in Steamboat Slough, Sacramento County (.055 acre for dock and ramp; .015 acre for the riprap).

LAND USE: Construction and maintenance of a floating dock and ramp, and placement of riprap for bank protection.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years beginning June 1, 1986.

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. Dock and ramp are rent-free pursuant to Section 6503.5 of the P.R.C.

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

APPLICANT STATUS:
Applicant is owner of upland.

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: 09/13/86.

OTHER PERTINENT INFORMATION:
1. The annual rental value of the site is estimated to be $167.44.

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 Structures (ramp and boat dock) and Class 4, Minor Alteration to Land (riprap), 2 Cal. Adm. Code 2905(d)(2).

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

   2 Cal. Adm. Code 2905(c)(1) and 2905(d)(2)

   Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 Cal. Adm. Code 2905.

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 both the public and the Applicant.

APPROVALS OBTAINED:
United States Army Corps of Engineers, and State Reclamation Board.

FURTHER APPROVALS REQUIRED:
None.

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 STRUCTURES (RAMP AND BOAT DOCK) AND CLASS 4, MINOR ALTERATION TO LAND (RIPRAP), 2 CAL. ADM. CODE 2905(d)(2).

   2 CAL. ADM. CODE 2905(c)(1) AND 2905(d)(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 GERALD W. AND PAULA C. HENDERSON OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL AND PROTECTIVE STRUCTURE USE BEGINNING JUNE 1, 1986; 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; DOCK IS RENT-FREE PURSUANT TO SECTION 6503.5 OF THE P.R.C. PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF $100,000; FOR CONSTRUCTION AND MAINTENANCE OF A FLOATING DOCK AND PLACEMENT OF RIPRAP BANK PROTECTION ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"
LAND DESCRIPTION

W 20158

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

PARCEL 1

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 5, as shown on the official "Plat of Simpson Tract", filed for record in the office of the County Recorder of Sacramento County, on June 18, 1964 in Book 74 of Maps, Map No. 27.

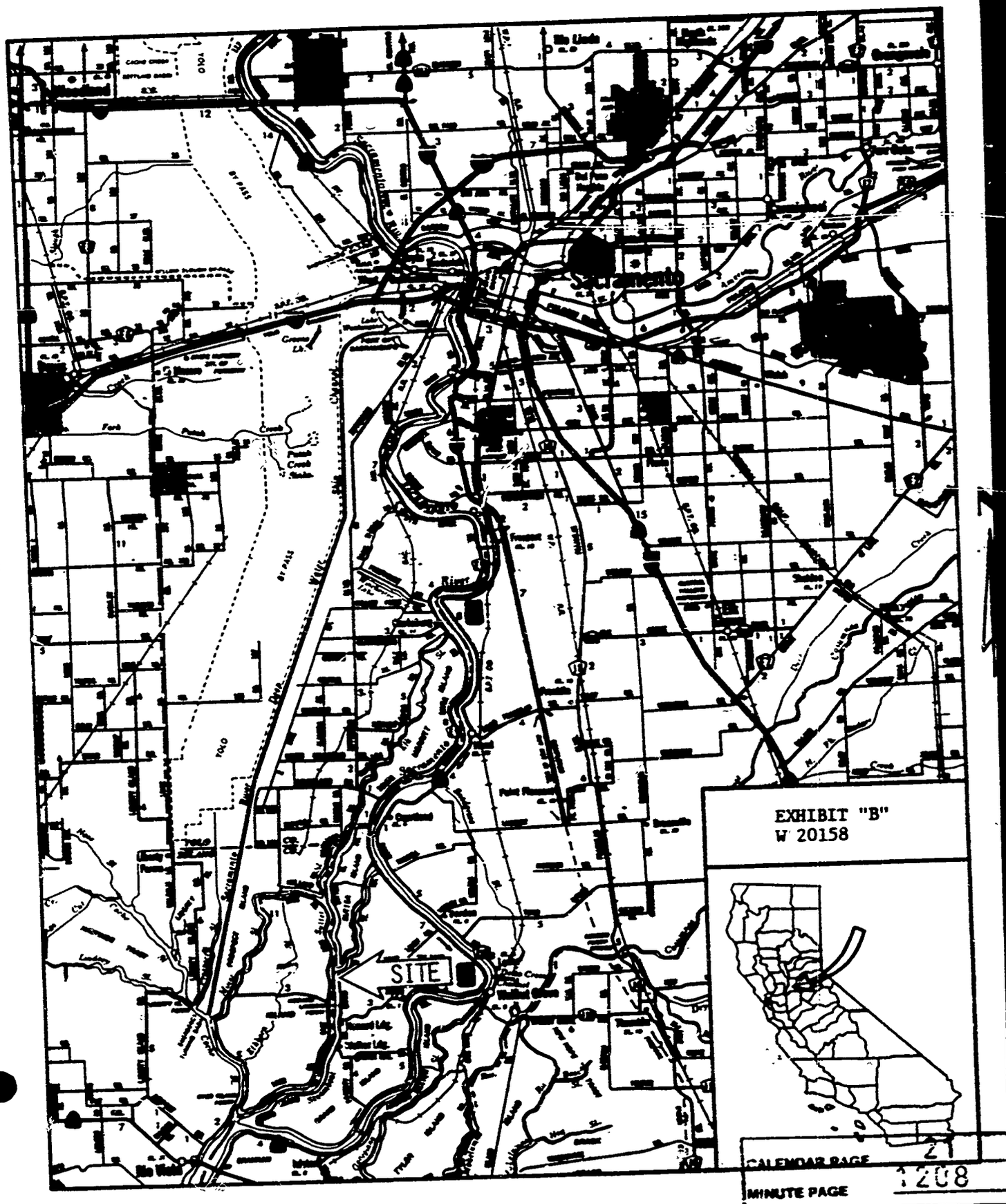
PARCEL 2

All that land lying immediately beneath riprap placed for bank protection, said riprap being adjacent to and westerly of above described Lot 5.

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

END OF DESCRIPTION

PREPARED MARCH 28, 1986 BY BOUNDARY SERVICES UNIT, M. L. SHAFER, SUPERVISOR.


Sacramento
SITE
EXHIBIT "B"
W 20158