

MINUTE ITEM

This Calendar Item No. C10  
was approved as Minute Item  
No. 10 by the State Lands  
Commission by a vote of 2  
to 0 at its 5/22/86  
meeting.

CALENDAR ITEM

C10

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05/22/86  
WP 2235 PRC 2235  
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TERMINATION OF AN EXISTING AGREEMENT AND  
ISSUANCE OF A REPLACEMENT,  
GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT: State of California Department  
of Parks and Recreation  
Attn: Mr. Robert S. Simpson  
P. O. Box 2390  
Sacramento, California 95811

AREA, TYPE LAND AND LOCATION:  
An aggregate 0.043-acre parcel of tide and  
submerged land, Seven Mile Slough, Sacramento  
County.

LAND USE: Parcel 1: 0.036 acre; speed control zone.  
Parcel 2: 0.007 acre; fishing pier.

TERMS OF ORIGINAL PERMIT:  
Initial period: 49 years beginning  
September 4, 1958.

TERMS OF PROPOSED PERMIT:  
Initial period: 49 years beginning  
November 21, 1985.

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

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

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

CALENDAR ITEM NO. C 1.0 (CONT'D)

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: 08/18/86.

OTHER PERTINENT INFORMATION:

1. 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 1, Existing Facilities (Parcel 1); Class 3, New Construction of Small Structure (Parcel 2), 2 Cal. Adm. Code 2905(a)(2) and 2905(c)(1).

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

2. The applicant has a current permit (authorized by the Commission under Minute Item No. 34, October 14, 1958) for existing speed control buoys located in Parcel 1. The applicant's request for a permit as to the pending fishing pier will be located near the present buoys. The staff and the applicant have agreed a) to terminate the 1958 permit and b) to include both uses under one agreement.
3. The annual rental value of the site is estimated to be \$400.
4. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

United States Department of the Army, Corps of Engineers, and State Reclamation Board.

CALENDAR ITEM NO. C10 (CONT'D)

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 1, EXISTING FACILITIES (PARCEL 1) AND CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURE (PARCEL 2), 2 CAL. ADM. CODE 2905(a)(2) AND 2905(c)(1).
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
3. APPROVE TERMINATION OF THE PRIOR AGREEMENT BETWEEN THE PARTIES AUTHORIZED UNDER MINUTE ITEM NO. 34, ON OCTOBER 14, 1958.
4. AUTHORIZE ISSUANCE TO THE DEPARTMENT OF PARKS AND RECREATION OF A 49-YEAR REPLACEMENT GENERAL PERMIT - PUBLIC AGENCY USE BEGINNING NOVEMBER 21, 1985; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR SPEED CONTROL BUOYS AND A FISHING PIER ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 2235.

Two parcels of tide and submerged land in the bed of Seven Mile Slough between its confluence with Three Mile Slough and its intersection approximately 2200 feet northerly with Twitchell Island Road, Sacramento County, California, said parcels being described as follows:

PARCEL 1

All that land lying immediately beneath existing speed control buoys near the confluence of said sloughs, said buoys denoting a boat control zone in said Seven Mile Slough.

PARCEL 2

All that land lying immediately beneath an 8 foot by 60 foot fishing pier approximately 600 feet southerly of said Twitchell Island Road and extending easterly from the westerly bank of said Seven Mile Slough.

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

END OF DESCRIPTION

REVISED MARCH 6, 1986, BY BOUNDARY SERVICES UNIT, M. L. SHAFER,  
SUPERVISOR.

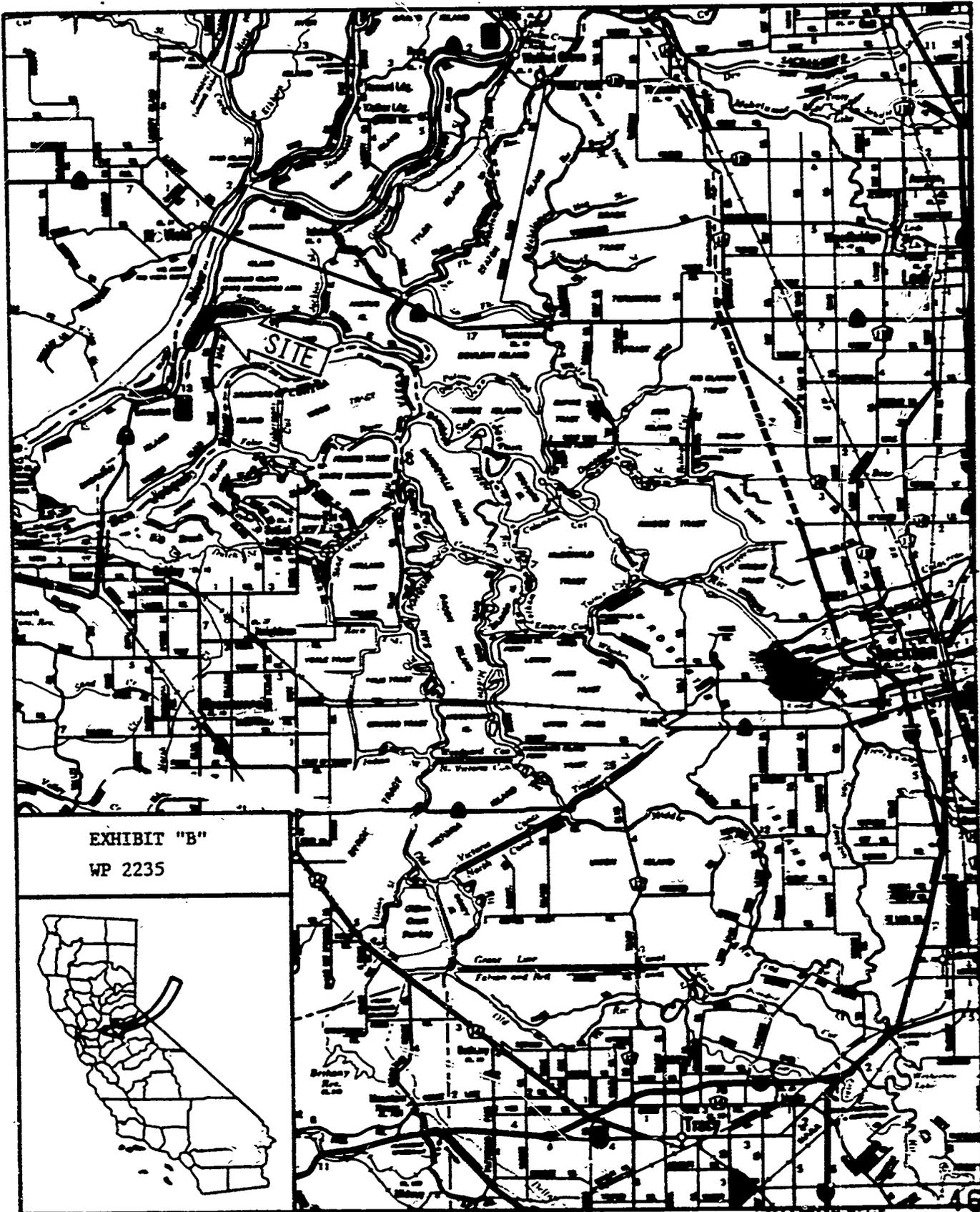


EXHIBIT "B"  
WP 2235

