MINUTE ITEM
This Calendar Item No. C8
was approved as Minute Item
No. 8 by the State Lands
Commission by a vote of 2
to 0 at its 12/23/86
meeting.

CALENDAR ITEM
C08

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12/23/86
P 2168
W 22462
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AMENDMENT OF RIGHT-OF-WAY EASEMENT PRC 2168

PERMITTEE: Sacramento Regional County
Sanitation District
County of Sacramento
Department of Public Works,
Water Quality Division
Attn: Mr. J. P. Gaffney
9660 Ecology Lane
Sacramento, California 95827

AREA, TYPE LAND AND LOCATION:
A 0.271-acre parcel of submerged land, located in the American River, vicinity of Business 80 Bridge, Sacramento County.

LAND USE: Maintenance and continued use of an 18-inch buried force main for sewage transport.

TERMS OF ORIGINAL PERMIT; AUTHORIZED UNDER MINUTE ITEM 18, SEPTEMBER 2, 1958:
Initial period: 49 years beginning May 23, 1958.

TERMS OF PROPOSED AMENDMENT:

1. Revise the land description to provide for applicant's relocated pipeline facility.

2. Acknowledge that the Sacramento Regional County Sanitation District is the appropriate pipeline operator.

CONSIDERATION: The public health and safety.

(ADDED 12/19/86)

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

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: 01/10/87.

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 categorically 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 2 Cal. Adm. Code 2905.

2. The applicant's original permit covered an underground sewer pipeline. The line was relocated in 1977 to the site described in Exhibit "A". The applicant states that such work was necessitated by the discovery that the pipe was in danger of collapsing.

3. The original permit was granted to Sacramento County Sanitation District No. 2. In this application, the applicant has requested that the name of the permittee be changed from "Sacramento County Sanitation District No. 2" to "Sacramento Regional County Sanitation District". The regional district is now operating and maintaining this facility since Sanitation District No. 2 has been dissolved.

4. Both the dissolved agency and the Regional County Sanitation District have conducted their functions under the plenary authority of the County of Sacramento, as evidenced in Resolution No. SD-452, dated June 10, 1980, a copy of which is on file in the office of the Commission. On this basis, the staff concludes that the Sacramento Regional County Sanitation District is the appropriate entity to continue the use and maintenance of the relocated pipeline facility.

5. 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.

6. The annual rental value of the site is estimated to be $1,647.

APPROVALS OBTAINED:

United States Army Corps of Engineers.

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 CATEGORICALLY 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 OF AN AMENDMENT OF PERMIT PRC 2168, EFFECTIVE OCTOBER 23, 1986; TO PROVIDE FOR THE FOLLOWING CONDITIONS:

(A) THAT THE LAND DESCRIPTION CONTAINED ON PAGE ONE OF PRC 2168 IS HEREBY AMENDED TO THAT DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF; AND

(B) THAT THE AUTHORIZED PERMITTEE OCCUPYING SAID LAND IN EXHIBIT "A" SHALL HENCEFORTH BE IDENTIFIED AS THE SACRAMENTO REGIONAL COUNTY SANITATION DISTRICT, FOR THE CONTINUED USE AND MAINTENANCE OF THE PIPELINE FACILITIES ALLOWED IN SAID RIGHT-OF-WAY EASEMENT NO. PRC 2168.

(C) THAT EXCEPT FOR THE CHANGES ABOVE, SAID RIGHT-OF-WAY EASEMENT NO. PRC 2168 SHALL REMAIN IN FULL FORCE AND EFFECT.

EXHIBIT "A"

LAND DESCRIPTION W 22462

A strip of submerged land 12 feet wide in the bed of the American River lying within projected Section 32, T9N, R5E, MDM, and also within Section 68 of Rancho Del Paso according to the official map thereof filed in the Office of the Recorder of Sacramento County, State of California, on March 4, 1911 in Book 4 of Surveys, Page 94, the centerline of said strip being described as follows:

COMMENCING at the northeast corner of said Section 68; thence S53°58'31"W, 1992.22 feet; thence S16°12'07"W, 329.79 feet; thence N47°38'00"W, 157.58 feet; thence S33°17'15"W, 1211.95 feet to a point on the right bank of the American River at the southwesterly end of a 10 foot wide sewer easement conveyed by Robert Swanson et. al. to the Sacramento County Sanitation District No. 2 by deed dated March 15, 1949, recorded in the office of said Recorder on April 13, 1949, in Book 1637 of Official Records, Page 256, said point being the TRUE POINT OF BEGINNING; thence from said point of beginning S33°17'15"W, 116.10 feet; thence S11°42'45"E, 11.60 feet; thence S32°12'45"E, 196.40 feet; thence S44°47'15"W, 760.40 feet; thence S63°17'15"W, 46.30 feet to a point of the left bank of the American River and the end of the herein described line.

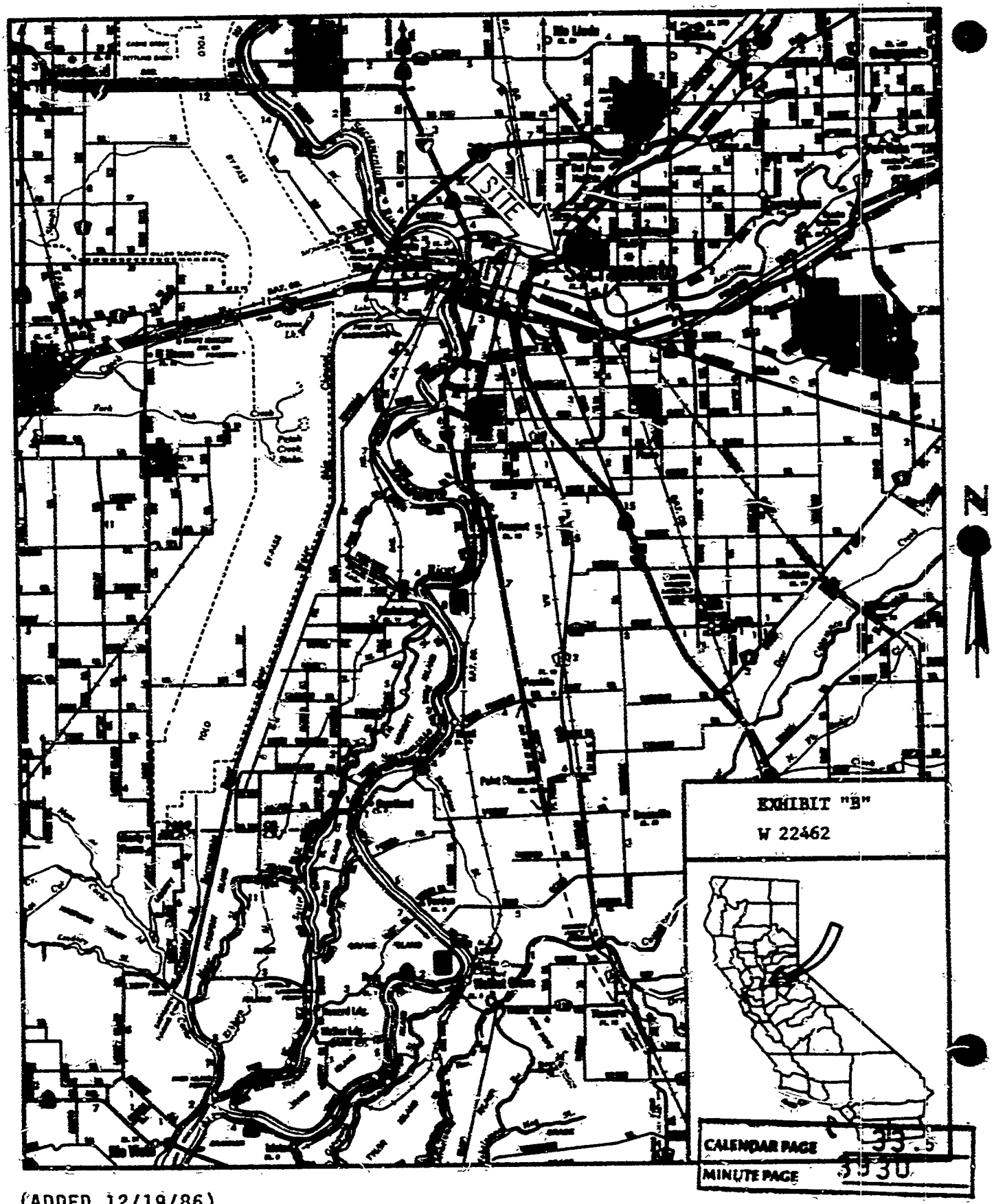
EXCEPTING THEREFROM any portion thereof lying landward of the ordinary low water mark along the left bank of the American River and landward of Boundary Line Agreement No. 5 recorded in Book 1677, Page 69, Official Records of Sacramento County, along the right bank of the American River.

END OF DESCRIPTION

REVIEWED AUGUST 26, 1986 BY BOUNDARY SERVICES UNIT, M. L. SHAFER SUPERVISOR.

(ADDED 12/19/86)

CALENDAR PAGE 33.4
MINUTE PAGE 3929



(ADDED 12/19/86)