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 3-2-88
meeting.

CALENDAR ITEM

A 26 | C04 | 03/02/88 W 23986 Gordon | PRC 7169

S 5

GENERAL PERMIT - PROTECTIVE STRUCTURE USE

APPLICANT: Edward N. Sprague and Michele M. Sprague
23160 North Davis Road
Lodi, California 95240

AREA, TYPE LAND AND LOCATION:
A 0.421-acre area of tide and submerged lands, located in the Mokelumne River, San Joaquin County.

LAND USE: Maintenance of rock or concrete riprap material utilized for erosion control and bank protection purposes.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years beginning June 8, 1987.

Special: 1. Permittee agrees that the project is restricted and limited to the sites described and delineated in United States Army Corps of Engineers Permit No. 9598, issued October 7, 1987.

CONSIDERATION: The public 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.

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: 04/25/88.

OTHER PERTINENT INFORMATION:

1. This is a bank protection project that is already in place. It is staff's opinion that the project could be of mutual benefit to the public and applicant. The strength and integrity of the bank system at the sites should be enhanced without any additional cost to the public. The value of the applicant's upland property and improvements will be safeguarded to a greater extent from the threat of erosion and flooding.

2. The annual rental value of the sites is estimated to be $1,283.52.

3. 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 4, Minor Alteration to land, 2 Cal. Adm. Code 2905(d)(2).

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

4. 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 is consistent with its use classification.

APPROVALS OBTAINED:
United State Army Corps of Engineers, California Department of Fish and Game, California Central Valley Regional Water Quality Control Board, California Reclamation Board and the County of San Joaquin.

FURTHER APPROVALS REQUIRED:
None.

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

IT IS RECOMMENDED THAT THE COMMISSION:

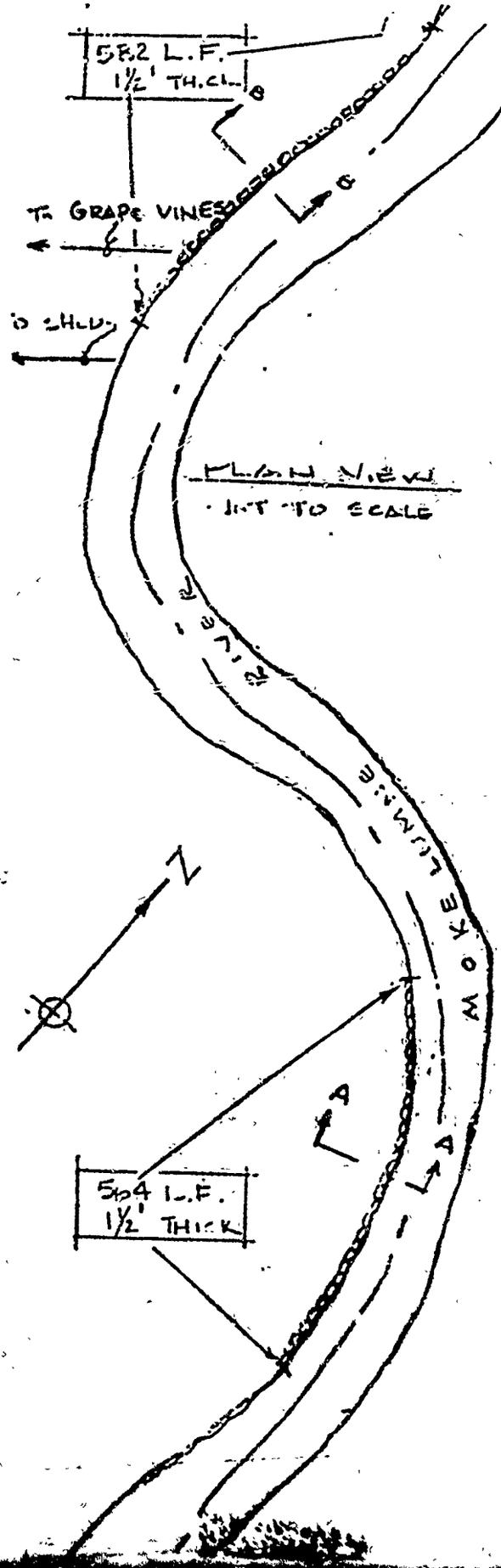
1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 4, MINOR ALTERATION TO LAND, 2 CAL. ADM. CODE 2905(d)(2).

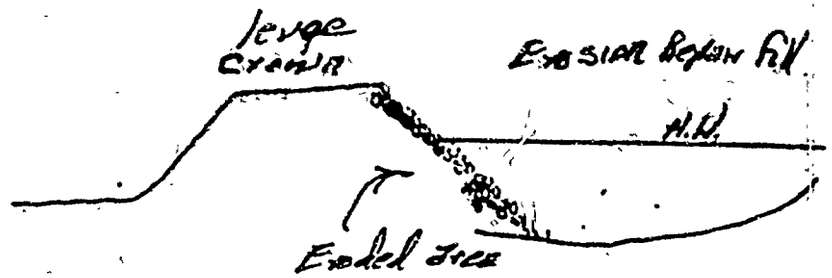
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.

3. AUTHORIZE ISSUANCE TO EDWARD N. SPRAGUE AND MICHELE M. SPRAGUE OF A TEN-YEAR GENERAL PERMIT - PROTECTIVE STRUCTURE USE BEGINNING JUNE 8, 1987; IN CONSIDERATION OF THE PUBLIC 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 MAINTENANCE OF ROCK OR CONCRETE RIPRAP MATERIAL UTILIZED FOR EROSION AND BANK PROTECTION PURPOSES ON THE LAND DELINEATED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Bank Protection

NO. 9598

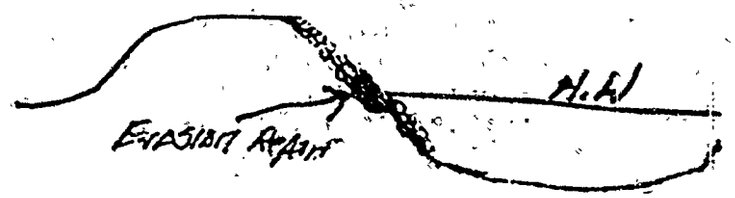




Section A-A

NOT TO SCALE.

Levee Erosion



Section B-B

NOT TO SCALE

EXHIBIT "A"

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LAND DESCRIPTION MINUTE PAGE W23986, 17

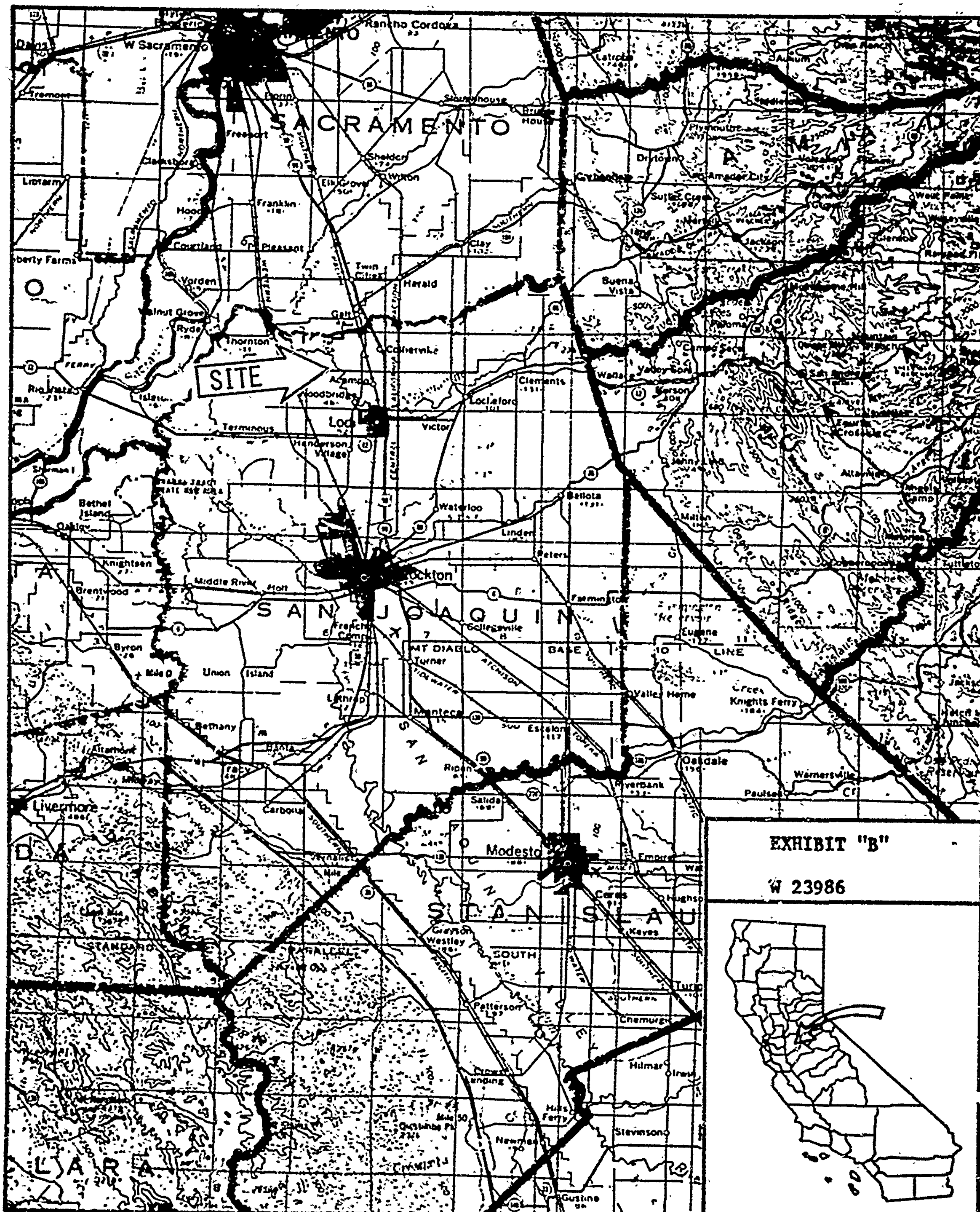

EXHIBIT "B"

W 23986

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