

MINUTE ITEM
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 4-12-88
meeting.

CALENDAR ITEM

C04

04/12/88
W 23710 PRC 7183
Gordon

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S 12

GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT: County of Stanislaus
Department of Public Works
1100 "H" Street
Modesto, California 95354

AREA, TYPE LAND AND LOCATION:
A 2.686-acre area of submerged land
consisting of five (5) parcels, located in the
San Joaquin, Stanislaus, and Tuolumne Rivers,
in Stanislaus County.

LAND USE: Maintenance of five (5) vehicular bridges each
with ancillary facilities, all utilized for
public transportation.

TERMS OF PROPOSED PERMIT:
Initial period: 49 years beginning
October 18, 1987.

Special: The permit conforms to the
Lyon/Fogerty decision.

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.

APPLICANT STATUS:
Applicant is owner and permittee 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: 09/11/88.

OTHER PERTINENT INFORMATION:

1. The annual rental value of the sites are estimated to be the following:

Parcel 1. (Crows Landing Bridge) \$83
San Joaquin River

Parcel 2. (Orange Blossom Road Bridge) \$91
Stanislaus River

Parcel 3. (Roberts Ferry Bridge) \$50
Tuolumne River

Parcel 4. (Seventh Street Bridge) \$213
Tuolumne River

Parcel 5. (Empire Bridge) \$327
Tuolumne River

2. The purpose of this application is to bring all existing county bridges which have not been previously approved under Commission authorization. Each of the five bridges is existing and of long standing.

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 1, Existing Facilities, 2 Cal. Adm. Code 2905(a)(2).

(CALENDAR ITEM NO. C 04 CONT'D)

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 activity is consistent with its use classification.

APPROVALS OBTAINED:

None.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers, United States Coast Guard, California Department of Fish and Game, California Central Valley Regional Water Quality Control Board, and the City of Modesto.

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, 2 CAL. ADM. CODE 2905(a)(2).
2. AUTHORIZE ISSUANCE TO COUNTY OF STANISLAUS OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE BEGINNING OCTOBER 18, 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 MAINTENANCE OF FIVE (5) VEHICULAR BRIDGES, EACH WITH ANCILLARY FACILITIES, ALL UTILIZED FOR PUBLIC TRANSPORTATION ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

W 23710

Five parcels of submerged land in the beds of the Stanislaus, Tuolumne and San Joaquin Rivers, Stanislaus County, California, said parcels being described as follows:

PARCEL 1 (Crows Landing Bridge)

A strip of submerged land 100 feet wide in the bed of the San Joaquin River, Sections 7 and 8, T6S, R9E, MDM, the centerline of said strip being described as follows:

COMMENCING at the Section Corner common to Sections 5, 6, 7 and 8 of said Township and Range; thence S 59°32'50" E, 647.10 feet to a point on the original centerline of the Crows Landing Road at Engineer Station 707 plus 67.85 (equal to Engineer Station "L" 711 plus 45.77); thence S 39°50'42" W, a distance of 868.65 feet to the POINT OF BEGINNING of this description and Engineer Station 720 plus 14.42, and the northerly end of the bridge; thence continue S 39°50'42" W along said original centerline 653.92 feet to Engineer Station "L" 726 plus 68.34 and the beginning of a curve concave to the east of which the central angle is 0°47'57" and the radius is 1,200 feet; thence southwesterly along the arc of said curve 16.74 feet to Engineer Station 726 plus 85.08 and the south end of the bridge.

PARCEL 2 (Orange Blossom Road Bridge)

All that portion of Orange Blossom Road bridge right-of-way over the Stanislaus River, as shown on the County Survey File No. B-6U-1603, Stanislaus County Public Works Records, lying in Section 4, T2S, R11E, MDM, described as follows:

BEGINNING at the iron pipe set for Station 29+98.32, as shown on said survey; thence N 39°27'18" W, 40.00 feet, to the northwesterly line of Orange Blossom Road; thence following said northwesterly line N 50°32'42" E, 201.68 feet; thence N 39°27'18" W, 35.00 feet; thence N 50°32'42" E, 637.64 feet; thence S 39°27'18" E, 10.00 feet; thence N 50°32'42" E, 121.34 feet; thence N 65°21'53" E, 40.00 feet; thence leaving said northwesterly line S 24°38'07" E, 75.58 feet to the centerline--centerline intersection of Rodden Road and Orange Blossom Road and Station 39+79.90; thence continue

PARCEL 2 (Orange Blossom Road Bridge)(con.t)

S 24038'07" E; 40:00 feet to the southeasterly line of Orange Blossom Road, being a point on a curve concave to the south, having a radius of 510.00 feet, and a central angle of 9012'09" and from which point the radius point of said curve bears S 24038'07" E, thence southwesterly on the arc of said curve and said southeasterly line 81.91 feet; thence S 43052'18" W; 140.49 feet; thence S 50021'18" W, 514.29 feet; thence S 49013'18" W, 235.49 feet; thence leaving the aforementioned southeasterly line N 39027'18" W, 65.92 feet to the point of beginning.

PARCEL 3 (Roberts Ferry Bridge)

All that portion of the bed of the Tuolumne River in Section 35, T3S, R12E, MDM, County of Stanislaus, State of California described as follows:

COMMENCING at the north one-quarter corner of said Section 35; thence N 28024'30" W, 238.92 feet, as shown on the Survey of Roberts Ferry Road, County File No. B-6B-1605; thence S 4030'30" W on the centerline of Roberts Ferry Road 246.56 feet; thence S 0002'00" W, 179.85 feet to the POINT OF BEGINNING of this description; thence S 86056'30" W, 33.05 feet to the west line of Roberts Ferry Road; thence S 06005'00" E on said westerly line 184.13 feet; thence S 14042'30" E, 80.55 feet; thence S 75017'30" W, 17.00 feet; thence S 14042'30" E, 100.00 feet; thence N 75017'30" E, 17.00 feet; thence S 14042'30" E, 339.76 feet; thence S 75017'30" W, 12.00 feet; thence S 14042'30" E, 295.00 feet; thence S 06004'33" E, 98.24 feet; thence S 8018'49" W, 186.68 feet; thence S 11041'30" W, 129.64 feet; thence leaving the aforementioned west line of Roberts Ferry Road S 78018'30" E, 66.00 feet to the easterly line of said Roberts Ferry Road; thence N 11041'30" E, 331.00 feet; thence N 01047'34" W, 130.22 feet; thence N 14042'30" W, 286.00 feet; thence S 75017'30" W, 12.00 feet; thence N 14042'30" W, 339.76 feet; thence N 75017'30" E, 17.00 feet; thence N 14042'30" W, 100.00 feet; thence S 75017'30" W, 17.00 feet, thence N 14042'30" W, 75.52 feet; thence N 06005'00" W, 175.71 feet; thence leaving the aforementioned easterly line of Roberts Ferry Road S 86056'30" W, 33.05 feet to the point of beginning.

PARCEL 4 (Seventh Street Bridge)

A strip of submerged land 60 feet wide in the bed of the Tuolumne River in Sections 32 and 33, T3S, R9E, MDM, centerline of said strip being described as follows,

21
826

PARCEL 4 (Seventh Street Bridge) (con.t)

BEGINNING at Station 789+00, as shown on State Highway Map Layout No. 30 of Route 4 (Old US Highway 99) sheets 5 and 6, dated December 14, 1912 now known as Seventh Street, said point of beginning is on the Southerly bank of the Tuolumne River; thence N 12°08' W, on the centerline of a 60-foot right-of-way 1400.00 feet to station 803+00 and the terminus of this description.

PARCEL 5 (Empire Bridge)

All that portion of the bed of the Tuolumne River in Section 32, T3S, R10E and Section 5, T4S, R10E, MDM, County of Stanislaus, State of California, described as follows:

BEGINNING at Station 147+00 on the centerline of Santa Fe Avenue as shown on the survey of the Empire Bridge County Survey No. 1246; thence N 78°10'10" E, 80.00 feet to the northeasterly right-of-way line of Santa Fe Avenue; thence S 11°49'50" E on said right-of-way 400.00 feet; thence S 78°10'10" W 15.00 feet; thence S 11°49'50" E 350.00 feet; thence S 78°10'10" W, 115.00 feet to the southwesterly line of Santa Fe Avenue; thence N 11°49'50" W on said southwesterly line 750.00 feet; thence N 78°10'10" E, 50.00 feet to the point of beginning.

EXCEPTING FROM the above described Parcels 1 through 5 any portion thereof lying landward of the ordinary low water marks of said rivers.

END OF DESCRIPTION

REVIEWED NOVEMBER 20, 1987 BY BIU 1.

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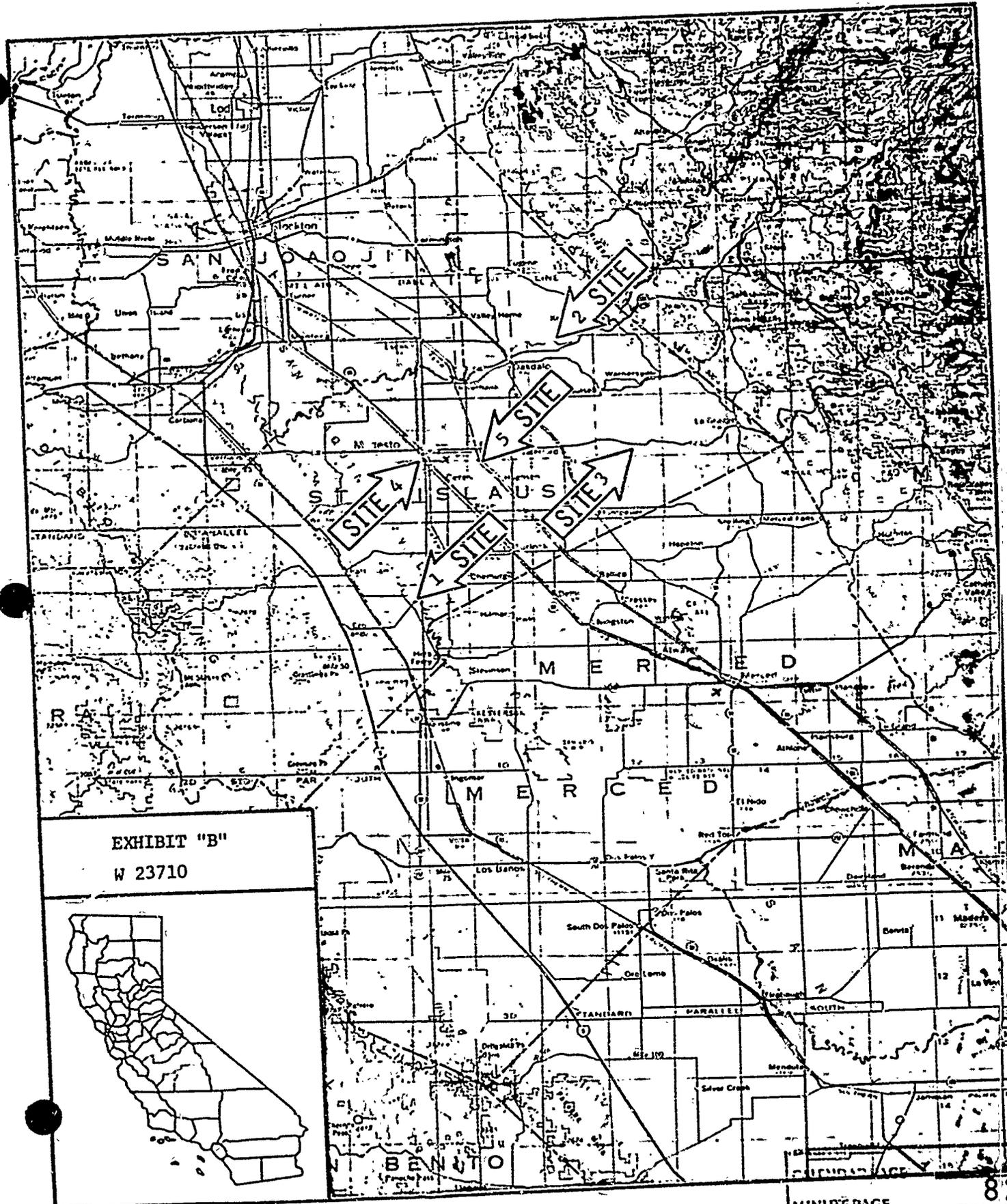


EXHIBIT "B"

W 23710

