MINUTE ITEM
This Calendar Item No. C15
was approved as Minute Item
No. 15 by the State Lands
Commission by a vote of 3
to 0 at its 2/10/89
meeting

CALENDAR ITEM
C15

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07/10/89
WP 6803
Gordon

TERMINATION OF
GENERAL PERMIT - RECREATIONAL USE PRC 6803
AND ISSUANCE OF GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Robert L. Saso
655 Toll House Gulch Road
Felton, California 95018

AREA, TYPE LAND AND LOCATION:
A 0.024-acre parcel of tide and submerged land located in the San Joaquin River at Mossdale Trailer Park, San Joaquin County.

LAND USE: Maintenance of a floating dock.

TERMS OF ORIGNIAL PERMIT:
Initial period: Ten years beginning January 1, 1984.

Public liability insurance: Combined single limit coverage of $100,000 per occurrence for bodily injury and property damage.

CONSIDERATION: $64 per annum; with the State reserving the right to fix a different rental on each fifth anniversary of the permit.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years beginning January 1, 1989.

Public liability insurance: Combined single limit coverage of $100,000 per occurrence for bodily injury and property damage.

CONSIDERATION: $74.48 per annum; with the State reserving the right to fix a different rental on each fifth anniversary of the permit.

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

APPLICANT STATUS:
Applicant is lessee of upland.

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

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

B. Cal. Code Regs.: Title 2, Div. 3; Title 14, Div. 6.

AB 884: N/A.

OTHER PERTINENT INFORMATION:

1. This facility will be utilized by Applicant as a lessee of the upland owner of the Mossdale Trailer Park.

2. At its meeting on February 28, 1985, the Commission, as recorded in Minute Item 6, authorized the issuance of General Permit - Recreational Use PRC 6803 to Ernest J. Rates for maintenance of a floating dock. Staff has learned that Ernest J. Rates is deceased and his estate holds no interest in the facilities at the lease site. The termination of General Permit - Recreational Use PRC 6803 issued to Ernest J. Rates is recommended. This transaction does not involve new construction, a change of use, or a change in the intensity of use of the lease site.

3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a

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categorically exempt project. The project is exempt under Class 1, Existing Facilities, 2 Cal. Code Regs 2905(a)(2).

Authority: P.R.C. 21084, 14 Cal. Code Regs. 15300, and 2 Cal. Code Regs. 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, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

California Department of Fish and Game.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers, California Central Valley Regional Water Quality Control Board, California Reclamation Board, and County of San Joaquin.

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. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES, 2 CAL. CODE REGS. 2905(a)(2).

2. AUTHORIZE TERMINATION OF GENERAL PERMIT - RECREATIONAL USE PRC 6803, DATED MAY 13, 1985, EFFECTIVE JANUARY 1, 1989, AND THE ISSUANCE TO ROBERT L. SASO OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE, BEGINNING JANUARY 1, 1989; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF $74.48, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF $100,000 PER OCCURRENCE FOR BODILY INJURY AND PROPERTY DAMAGE; FOR MAINTENANCE OF A FLOATING DOCK ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 6803

A parcel of tide and submerged land in the bed of the San Joaquin River, San Joaquin County, California, lying immediately beneath a floating dock TOGETHER WITH a necessary use area extending 10 feet from the extremities of said dock, said dock being adjacent to the left bank of said San Joaquin River and northeasterly of that land described in the deed recorded April 13, 1973, in Book 3755, Page 9, San Joaquin County Official Records, and also being adjacent to Mossdale Trailer Park Space No. 18 and approximately 545 feet southeasterly of the Interstate Highway 5 bridge over the San Joaquin River.

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

END OF DESCRIPTION

PREPARED SEPTEMBER 27, 1984, BY BOUNDARY AND TITLE UNIT

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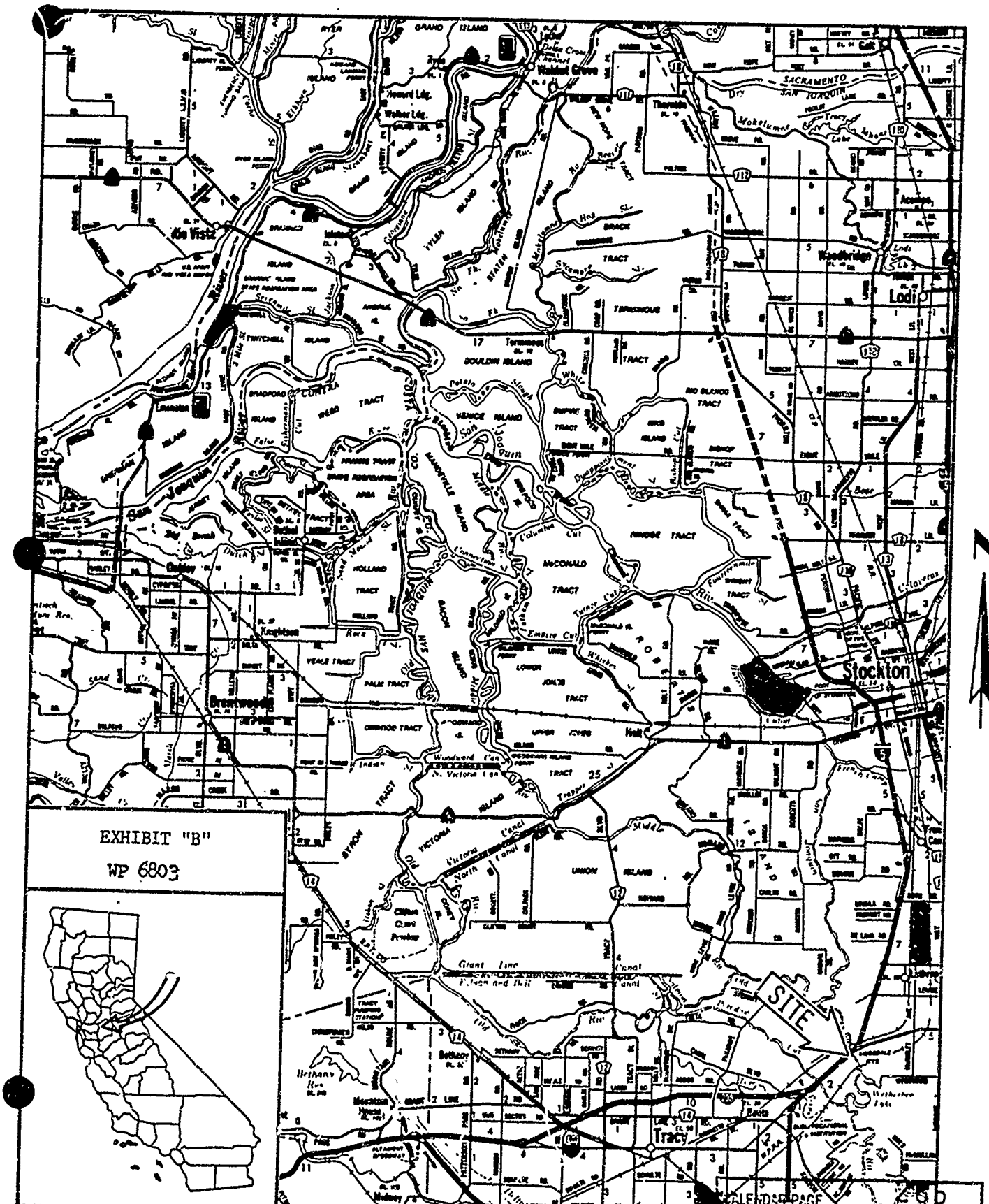
EXHIBIT "B"
WP 6803
Stockton
Lodi
Tracy
Rio Vista
Oakley
Brentwood
Knightsen
Waterloo
Thornton
Galt
Acampo
Woodbridge
Terminous
Emmaton
Walnut Grove
Holt
Bethany
Mountain House
Midway
Grant Line Canal
Old River
San Joaquin River
Sacramento River
Mokelumne River
Tracy Lake
Bethany Res.
Wetherbee Falls
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