

MINUTE ITEM
This Calendar Item No. C05
was approved as Minute Item
No. 5 by the State Lands
Commission by a vote of 2
to 0 at its 12/12/1989
meeting.

CALENDAR ITEM

C 0 5

A 2

S 2

12/12/89
PRC 335
Bancroft

APPROVE A RIGHT OF ENTRY

APPLICANT: Department of Transportation
P. O. Box 3700
Eureka, California 95502-6463

AREA, TYPE LAND AND LOCATION:
A one-acre parcel of submerged land in the
Navarro River located one-quarter mile (more or
less) north of the junction of Route 128 and
Hwy. 1, Mendocino County.

LAND USE: Placement of riprap.

TERMS OF PROPOSED PERMIT:
Special: Temporary right of entry to
be superseded by an amendment
to the existing easement.

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. Code Regs. 2003.

APPLICANT STATUS:
Applicant is owner of upland.

CALENDAR ITEM NO. 05 (CONT'D)

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. Caltrans proposes to place approximately 1,000 cubic yards of ungrouted 1/2-ton rock slope protection below the high water mark along an area 700 feet in length, extending northwesterly from the northwesterly end of the existing easement, PRC 333.9.
2. This right of entry is required in order to meet contractual obligations. A revision to the existing easement authorized by the State Lands Commission on September 19, 1947 is being prepared in the form of a 101.5 permit.
3. Based upon an examination of the project, as proposed, Caltrans Environmental Branch has determined that the project is categorically exempt, Class 1, Section 1510.1 of Caltrans Environmental Regulations.
4. The United States Army Corp of Engineers has circulated this project for public comment and has prepared a Finding of No Significant Impact (FONSI), attached as Exhibit "C".

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The California Department of Fish and Game has issued a Streambed Alteration Agreement 116-89 which includes the following recommendations for streambank stabilization work:

- a. All work in or near the stream shall be confined to the period of June 1 through October 15;
 - b. Work shall be done in such a manner so as to minimize siltation/turbidity;
 - c. Riprap above the mean high water mark shall be covered with soil and planted with native vegetation indigenous to the area;
 - d. The Department of Fish and Game shall be notified prior to beginning of work;
 - e. The operator shall be responsible for proper execution of all elements of this agreement.
5. The annual rental value of the site has not been determined at this time.
6. 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 under the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. The staff believes there is no possibility that this project, as described above and within the FONSI, may have a significant effect on the environment.

Authority: 14 Cal. Code Regs. 15061(b)(3).

CALENDAR ITEM NO. C 05 (CONT'D)

7. This activity does not involve lands identified as possessing significant environmental values pursuant to P.R.C. 6370.

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. Environmental Impact Assessment.

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 BECAUSE THERE IS NO POSSIBILITY THAT THE ACTIVITY MAY HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT. (14 CAL. CODE REGS. 15061(b)(3))
2. AUTHORIZE ISSUANCE TO DEPARTMENT OF TRANSPORTATION OF A RIGHT OF ENTRY; 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 THE PLACEMENT OF RIPRAP ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

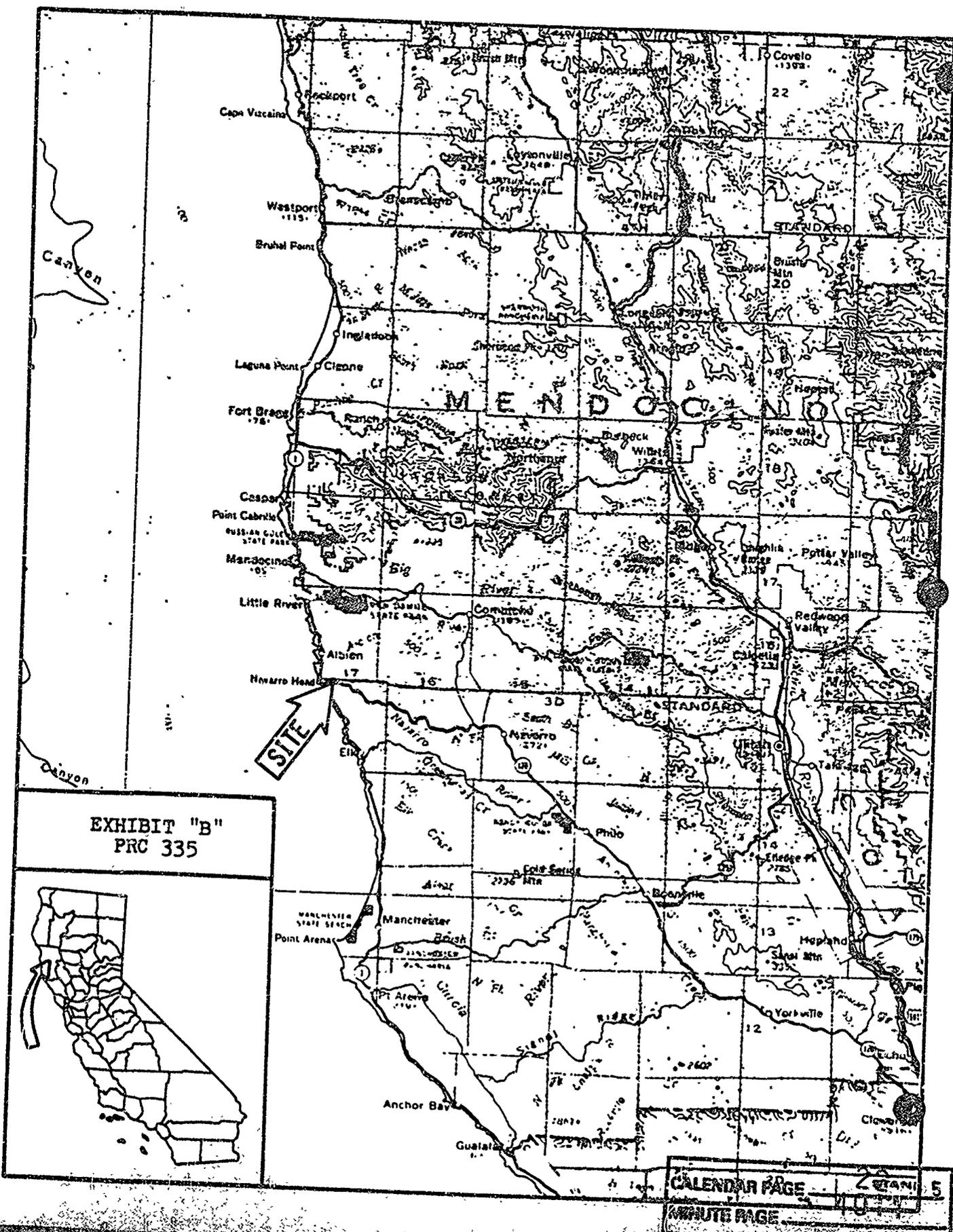


EXHIBIT "B"
PRC 335



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EXHIBIT "C"

ENVIRONMENTAL IMPACT ANALYSIS NUMBER: IT IV
SECTION 406(b)(1) IMPACT LAND USE
AND ENVIRONMENTAL IMPACT ASSESSMENT

Applicant: Caltrans

ADP Number 17951H31

Permit Manager: Mason

Date: 11 AUG 89

Environmental Coordinator: Forsman

II. ENVIRONMENTAL AND PUBLIC INTEREST FACTORS CONSIDERED

C. IMPACTS ON THE AQUATIC ECOSYSTEM

1. Physical/Chemical Characteristics and Anticipated Changes

Substrate - Placement of 1,000 cubic yards of 1/2 ton rock slope protection over an area approximately 13 feet by 5,250 feet would change the present soil substrate to riprap. This is considered a minor long-term adverse impact to the substrate of Navarro River.

Currents/Circulation - No effect

Drainage Patterns - No effect

Streamflow - No effect

Flood Control Function - No effect

Aquifer Recharge - No effect

Baseflow - No effect

Storm, Wave & Erosion Buffer - No effect

Erosion/Sedimentation Rate - Rock slope protection for 0.1 mile of Navarro River would protect that reach of the Navarro River from future erosion. Slight changes in the sedimentation rate downstream of the site may occur.

Water Supply (Natural) - No effect

Water Quality - A slight increase in turbidity in Navarro River can be expected at the project site and immediately downstream due to the disturbance of the channel during the construction period. This impact is, however, short-term and minor.

2. Biological Characteristics and Anticipated Changes

Wetlands (Special Aquatic Site) - No effect

Mudflats (Special Aquatic Site) - No effect

Vegetated Shallows (Special Aquatic Site) - No effect

Pool and Riffle Areas (Special Aquatic Site) - No effect

Wildlife Sanctuaries - No effect

Endangered Species - No effect

Habitat for Fish and Other Aquatic Organisms - Due to the disturbance of the channel bottom and sideslope during the excavation, lowered water quality due to increased turbidity can be expected. Due to the restriction of channel work to the period from June 15 through September 15, the adverse impact on fish is expected to be minor and short-term.

D. IMPACTS ON ENVIRONMENTAL RESOURCES OUTSIDE THE AQUATIC ECOSYSTEM

1. Physical Characteristics and Anticipated Changes

Air Quality - No effect

Noise Conditions - No effect

Geologic Conditions - No effect

2. Biological Characteristics and Anticipated Changes

Terrestrial Habitat - No effect

Special Wildlife Areas - No effect

3. Socioeconomic Characteristics and Anticipated Changes

Aesthetic Quality - No effect

Agricultural Activity - No effect

Commercial Fishing - No effect

Community Cohesion - No effect

Economics - No effect

Employment - No effect

Energy - No effect

Mineral Resources - No effect

Population/Growth Inducement - No effect

Prime and Unique Agricultural Lands - No effect

Public Health and Safety

Recreational Opportunities - No effect

Recreational Fishing - No effect

Silviculture - No effect

Traffic/Transportation - By providing slope protection for this stretch of Navarro River, Caltrans would reduce the risk of erosion and undercutting of the bank with subsequent slope failure and damage to the existing highway. This would allow continued use of Highway 1 and thus be a long-term beneficial impact for the state transportation system.

Transportation (Navigation) - No effect

Water Supply (MSI) - No effect

Wild & Scenic Rivers - No effect

4. Historic-Cultural Characteristics and Anticipated Changes

Archaeological Resources - No effect

Historic Resources - No effect

National Register Properties - No effect

5. SUMMARY OF INDIRECT EFFECTS

None have been identified.

7. SUMMARY OF CUMULATIVE EFFECTS

None have been identified.

3. CONCLUSION AND RECOMMENDATIONS REGARDING THE NEED FOR AN EIS

Based on an analysis of the Environmental Assessment (EA), it has been determined that it will not be necessary to prepare an Environmental Impact Statement (EIS) since the proposed action would not have a significant impact upon the quality of the human environment.

Recommended by:



Environmental Coordinator

11 AUG 1989

Date

Concur with
Recommendation:



Chief, Impact Analysis Section

11 AUG 1989

Date

FINDING OF NO SIGNIFICANT IMPACT (FONSI)

1. Incorporated by reference is the Environmental Assessment for Permit Application No. 17951N31 dated 11 AUG 89
2. Factors considered in this FONSI were fish and wildlife resources including threatened and endangered species, water quality, wetlands, cultural resources, land use plans, agency policies as well as navigation.
3. Based on information during preparation of the environmental assessment and from other cooperating Federal agencies having jurisdiction by law or special expertise and the interested public, it is concluded that an Environmental Impact Statement will not be prepared.

8-14-89
Date


Galen H. Yanagihara
Colonel, Corps of Engineers
District Engineer