

W24249
 RANDALE CHADOCK
 APPLICANT
 INSTALLATION OF
 RECREATIONAL DECK
 SUTTER SLOUGH
 SACRAMENTO COUNTY

CALENDAR PAGE 357.12
 MINUTE PAGE

STATE LANDS COMMISSION

LEO T. McCARTHY, Lieutenant Governor
GRAY DAVIS, Controller
THOMAS W. HAYES, Director of Finance

EXECUTIVE OFFICE
1607 - 13th Street
Sacramento, CA 95814

CHARLES WARREN
Executive Officer

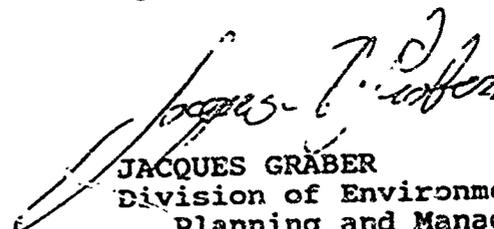
April 11, 1991
File Ref.: W 24249
EIR ND: 539

**NOTICE OF PUBLIC REVIEW OF A NEGATIVE DECLARATION
(SECTION 15073 CFR)**

A Negative Declaration has been prepared pursuant to the requirements of the California Environmental Quality Act (Section 21000 et seq., Public Resources Code), the State CEQA guidelines (Section 15000 et seq., Title 14, California Code Regulations), and the State Lands Commission Regulations (Section 2901 et seq., Title 2, California Code Regulations) for a project currently being processed by the staff of the State Lands Commission.

The document is attached for your review. Comments should be addressed to the State Lands Commission office shown above with attention to the undersigned. All comments must be received by May 15, 1991.

Should you have any questions or need additional information, please call the undersigned at (916) 323-7209.


JACQUES GRABER
Division of Environmental
Planning and Management

Attachment

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STATE LANDS COMMISSION

LEO T. McCARTHY, *Lieutenant Governor*
GRAY DAVIS, *Controller*
THOMAS W. HAYES, *Director of Finance*

EXECUTIVE OFFICE
1807 - 13th Street
Sacramento, CA 95814
CHARLES WARREN
Executive Officer

PROPOSED NEGATIVE DECLARATION

EIR ND: 539

File: W 24249

SCH No.: 90021155

Project Title: Chadock Recreational Deck/Boat Dock

Proponent: Randy and Danielle Chadock

Project Location: APN 142-001-002, Sutter Slough, near Courtland, Sacramento County.

Project Description: Authorize construction of a 10 foot by 20 foot deck and 8 foot by 65 foot floating dock connected by a moveable gangway.

Contact Person: Jacques Graber Telephone: 916/323-7209

This document is prepared pursuant to the requirements of the California Environmental Quality Act (Section 21000 et seq., Public Resources Code), the State CEQA Guidelines (Section 15000 et seq., Title 14, California Code Regulations), and the State Lands Commission regulations (Section 2901 et seq., Title 2, California Code Regulations).

Based upon the attached Initial Study, it has been found that:

 X this project will not have a significant effect on the environment.

 mitigation measures included in the project will avoid potentially significant effects.

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ENVIRONMENTAL IMPACT ASSESSMENT CHECKLIST - PART II

Form 13.20 (7/82)

File Ref.: W 24249

I. BACKGROUND INFORMATION

A Applicant: Randy and Danielle Chadock
P.O. Box 485
Courtland, CA 95615

B Checklist Date: 10 /24 / 90

C Contact Person: Jacques A. Graber
 Telephone: (916) 323 309

D Purpose: Construct a platform and floating dock.

E Location: Sutter Slough, Sacramento County.

F Description: Use a floating pile driver to install six 12 inch [±] wood pilings. Install a 20 ft. by 10 ft. deck of approximately 12 inch steel stringers covered with wooden decking. An 8 ft. wide by 65 foot long floating dock will be constructed waterward of

G ~~the fixed deck, attached by a gangway.~~ the fixed deck, attached by a gangway.

II. ENVIRONMENTAL IMPACTS. (Explain all "yes" and "maybe" answers)

A. Earth. Will the proposal result in:	Yes	Maybe	No
1. Unstable earth conditions or changes in geologic substructures?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
2. Disruptions, displacements, compaction, or overcovering of the soil?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Change in topography or ground surface relief features?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4. The destruction, covering, or modification of any unique geologic or physical features?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
5. Any increase in wind or water erosion of soils, either on or off the site?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Changes in deposition or erosion of beach sands, or changes in siltation, deposition or erosion which may modify the channel of a river or stream or the bed of the ocean or any bay, inlet, or lake?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7. Exposure of all people or property to geologic hazards such as earthquakes, landslides, mudslides, ground failure, or similar hazards?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

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B. Air. Will the proposal result in:

Yes Maybe No

- 1. Substantial air emissions or deterioration of ambient air quality?
- 2. The creation of objectionable odors?
- 3. Alteration of air movement, moisture or temperature, or any change in climate, either locally or regionally?

C. Water. Will the proposal result in:

- 1. Changes in the currents, or the course or direction of water movements, in either marine or fresh waters?
- 2. Changes in absorption rates, drainage patterns, or the rate and amount of surface water runoff?
- 3. Alterations to the course or flow of flood waters?
- 4. Change in the amount of surface water in any water body?
- 5. Discharge into surface waters, or in any alteration of surface water quality, including but not limited to temperature, dissolved oxygen or turbidity? *During construction*
- 6. Alteration of the direction or rate of flow of ground waters?
- 7. Change in the quantity of ground waters, either through direct additions or withdrawals, or through interception of an aquifer by cuts or excavations?
- 8. Substantial reduction in the amount of water otherwise available for public water supplies?
- 9. Exposure of people or property to water-related hazards such as flooding or tidal waves?
- 10. Significant changes in the temperature, flow or chemical content of surface thermal springs?

D. Plant Life. Will the proposal result in:

- 1. Change in the diversity of species, or number of any species of plants (including trees, shrubs, grass, crops, and aquatic plants)?
- 2. Reduction of the numbers of any unique, rare or endangered species of plants?
- 3. Introduction of new species of plants into an area, or in a barrier to the normal replenishment of existing species?
- 4. Reduction in acreage of any agricultural crop?

E. Animal Life. Will the proposal result in:

- 1. Change in the diversity of species, or numbers of any species of animals (birds, land animals including reptiles, fish and shellfish, benthic organisms, or insects)?
- 2. Reduction of the numbers of any unique, rare or endangered species of animals?
- 3. Introduction of new species of animals into an area, or result in a barrier to the migration or movement of animals?
- 4. Deterioration to existing fish or wildlife habitat?

F. Noise. Will the proposal result in:

- 1. Increase in existing noise levels?
- 2. Exposure of people to severe noise levels?

G. Light and Glare. Will the proposal result in:

- 1. The production of new light or glare?

H. Land Use. Will the proposal result in:

- 1. A substantial alteration of the present or planned land use of an area?

I. Natural Resources. Will the proposal result in:

- 1. Increase in the rate of use of any natural resources?
- 2. Substantial depletion of any nonrenewable resources?

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- J. *Risk of Upset.* Does the proposal result in
- | | Yes | Maybe | No |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. A risk of an explosion or the release of hazardous substances (including, but not limited to, oil, pesticides, chemicals, or radiation) in the event of an accident or upset conditions? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Possible interference with emergency response plan or an emergency evacuation plan? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- K. *Population.* Will the proposal result in:
- | | | | |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. The alteration, distribution, density, or growth rate of the human population of the area? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|---|--------------------------|--------------------------|-------------------------------------|
- L. *Housing.* Will the proposal result in:
- | | | | |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. Affecting existing housing, or create a demand for additional housing? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|---|--------------------------|--------------------------|-------------------------------------|
- M. *Transportation/Circulation.* Will the proposal result in:
- | | | | |
|---|-------------------------------------|--------------------------|-------------------------------------|
| 1. Generation of substantial additional vehicular movement? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Affecting existing parking facilities, or create a demand for new parking? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Substantial impact upon existing transportation systems? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. Alterations to present patterns of circulation or movement of people and/or goods? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 5. Alterations to waterborne, rail, or air traffic? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 6. Increase in traffic hazards to motor vehicles, bicyclists, or pedestrians? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- N. *Public Services.* Will the proposal have an effect upon, or result in a need for new or altered governmental services in any of the following areas:
- | | | | |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. Fire protection? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Police protection? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Schools? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. Parks and other recreational facilities? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 5. Maintenance of public facilities, including roads? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 6. Other governmental services? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- O. *Energy.* Will the proposal result in:
- | | | | |
|--|--------------------------|--------------------------|-------------------------------------|
| 1. Use of substantial amounts of fuel or energy? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Substantial increase in demand upon existing sources of energy, or require the development of new sources? .. | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- P. *Utilities.* Will the proposal result in a need for new systems, or substantial alterations to the following utilities:
- | | | | |
|------------------------------------|--------------------------|--------------------------|-------------------------------------|
| 1. Power or natural gas? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Communication systems? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Water? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. Sewer or septic tanks? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 5. Storm water drainage? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 6. Solid waste and disposal? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- Q. *Human Health.* Will the proposal result in:
- | | | | |
|--|--------------------------|--------------------------|-------------------------------------|
| 1. Creation of any health hazard or potential health hazard (excluding mental health)? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Exposure of people to potential health hazards? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- R. *Aesthetics.* Will the proposal result in:
- | | | | |
|--|-------------------------------------|--------------------------|--------------------------|
| 1. The obstruction of any scenic vista or view open to the public, or will the proposal result in the creation of an aesthetically offensive site open to public view? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|--|-------------------------------------|--------------------------|--------------------------|
- S. *Recreation.* Will the proposal result in:
- | | | | |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. An impact upon the quality or quantity of existing recreational opportunities? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|---|--------------------------|--------------------------|-------------------------------------|

Water Skiing Club
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T. Cultural Resources.

Yes Maybe No

- 1. Will the proposal result in the alteration of or the destruction of a prehistoric or historic archeological site?
- 2. Will the proposal result in adverse physical or aesthetic effects to a prehistoric or historic building, structure, or object?
- 3. Does the proposal have the potential to cause a physical change which would affect unique ethnic cultural values?
- 4. Will the proposal restrict existing religious or sacred uses within the potential impact area?

U. Mandatory Findings of Significance.

- 1. Does the project have the potential to degrade the quality of the environment, reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?
- 2. Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals?
- 3. Does the project have impacts which are individually limited, but cumulatively considerable?
- 4. Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?

III. DISCUSSION OF ENVIRONMENTAL EVALUATION (See Comments Attached)

IV. PRELIMINARY DETERMINATION

On the basis of this initial evaluation:

- I find the proposed project COULD NOT have a significant effect on the environment, and a NEGATIVE DECLARATION will be prepared.
- I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because the mitigation measures described on an attached sheet have been added to the project. A NEGATIVE DECLARATION will be prepared.
- I find the proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required.
- Determination to be made upon receipt of comments.

Date: 11 / 02 / 90

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For the State Lands Commission

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Form 11-79 (L.A.)

DISCUSSION OF ENVIRONMENTAL EVALUATION

A.2. Disruptions

The project involves the driving of six wood pilings along the bank of Sutter Slough with installation of a steel supported deck and attached gangway and a floating dock.

A bench is excavated and levelled from the waterward side of the levee approximately 10 ft. in width and approximately 25 ft. in length. An access road is cleared and cut into the waterward side of the levee to furnish access to the dock. Additionally, three large concrete blocks approximately 3 ft. on a side are installed on the bench. Soil removal is required for these activities.

Construction activity will cause partial compaction of soil in the project area, due to vehicle activities and worker movements. The structure covers the soil at the shoreward end on the levee. The excavations and compactions of the soil are small and should not have a significant impact on the site.

A.3. Topography

The project requires the removal of a portion of the levee slope for construction of an access road and excavation for a bench upon which are situated three large concrete blocks serving as footings for the deck.

This excavation will permanently alter the slope profile of the waterward side of the levee. The road creates a 30 foot level from the deck to the crown of the levee. With the road bed approximately eight feet in width.

A twenty-five by eight foot bench has been cut in the bank of the levee. This feature alters the slope profile. It is above MHHW of the channel and should not have an impact on the levee's performance during normal water heights. It might impact levee strength during excess flooding.

A.5. Erosion

The cutting into the levee slopes creates several small extreme slopes along the access road and the bench cut. These faces, if not revegetated could promote some minor erosion of the slopes. The access road, if not surfaced properly to inhibit runoff could cause some erosion during heavy rains.

The levee slope appears to be more or less in its original state of construction and profile.

The lower slope of the levee, under the deck, shows signs of erosion and evidence of riprap but this appears to be

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unrelated to the project.

B.1. Emissions

The use of power equipment for excavation and pile driver will create some temporary air emissions. The project is located in a slough remote from neighbors or any urban centers. The generation of these emissions will be short lived; only during the excavation and installation of the pilings. The final work will be conducted with hand and electric power tools.

B.2. Odors

The excavation and pile driving operations will create the episodes of greatest emissions and objectionable odors. These odors will be noticeable only in the project area. The site is located in a small slough one mile west of the town of Courtland. This project will not create significant amounts of odors of a duration to adversely affect potential receptors.

Future boat traffic will be the only source of odors once the project is complete.

C.5. Discharge Turbidity

The project involves the use of a powered pile driver for the six pilings to support the deck and dock. Turbidity may result from the pile driving operations. This will occur only during the driving operations. Water quality should return to pre-project conditions when all pilings are installed.

Some turbidity may be created when the larger vessel is maneuvering to be moored or during departure. This propeller generated turbidity would be temporary, occurring during the operation of the engines.

D.1. Diversity

The construction of the deck will impact a small area of grassy slope upon which the access road and the footings of the deck are installed. The road cut involves a side cut on the uphill slope and a minor area of burial in which grass may be removed. An eight foot by 25 foot area along the upper deck is also affected.

Unless these areas are treated with surface pavements, the grass will reseed and grow on the denuded soil.

Shrubbery under the deck will not be affected by the construction. The presence of the deck may shade out these shrubs, prohibiting their continued growth. Sunlight would only reach them in the late afternoon.

Shrubs including wild blackberry and poison oak to either side of the project will not be affected. The project will keep plants from growing into the open area which could occur in a no project situation.

E.1. Diversity

Animal life may be impacted by the presence of this project. The construction activity could disturb local resident animal life through excessive noise, human activity, and vibrations created by pile driving.

The completed project itself may create an impact on animal life in the immediate vicinity. Use of the dock by the owners might keep less tolerant wildlife from inhabiting the area. The presence of the structure might effectively remove that area of the levee and bank from habitation by wildlife.

The structure will prohibit growth of bank vegetation which could afford cover and habitat for future animal populations on shore, thus reducing variety of resident species.

The structure could serve as a substitute for overhanging streambank vegetation which is frequently used by fish as cover. This project would not serve effectively for bird populations which would prefer stream bank vegetation for cover and food source.

E.4. Habitat

The project requires the removal and continued absence of streambank type vegetation and overstory trees. The structure also removes some grassland environment for the footings on shore. This removal of these vegetation communities causes a deterioration in the local riparian environment. Vegetation includes oak, cottonwood, poison oak and wild blackberry.

Removal or prevention of riparian vegetation growth will cause a local impact on animal diversity in the area. The structure creates a gap in the continuity of the streambank vegetation which interrupts the free movement of riparian animal populations using the protective cover on that bank.

Removal of riparian vegetation may influence shorezone shelter for small fish that occupy shorezone waters. Lack of cover for shade, protection, and accompanying food may influence certain fish populations there. The new dock might afford a substitute shelter for these fish or it might afford shelter for a different fish in tradeoff for another species.

The project site is identified in the Delta Master Plan as a "natural area", limiting development activities.

F.1. Increased Noise

The project could impact the area with an increase in noise levels. Installation of the pilings and subsequent construction will require use of a powered pile driver and construction equipment. Noise levels will increase during the construction phase. This noise will cease upon completion of the project.

The pier is intended for use by the owners for sunbathing, recreation and moorage of boats. With its increased use, the noise levels could rise if the boats are occasionally worked on and during arrivals and departures, engine noise would occur. Noise from play activities would be present where there was none before. This noise would be restricted to the immediate site.

F.2. Extreme Noise

The project phase would create loud episodes of noise; the pile driving and construction phases particularly.

Except for occasional engine noise of arriving or departing boats, noise levels are not expected to reach excessive levels. The channel is open to water skiing so some periods of excessive noise are possible along the channel.

G.1. Light

The project could involve night time use for recreational purposes. Lighting at the deck, dock or from boats could impact the area. These impacts could be viewed from the opposite bank and for several yards adjacent to the project site. Impacts will be local.

H.1. Land Use

The project will create a minor impact in land use, going from non-use to a recreational private use. The presence of the dock will create a relatively marked impact on the site compared to the area's natural condition before.

M.5. Traffic

The project may create an impact on water traffic movements within that part of Sutter Slough. The channel at this point is approximately 200 feet wide. The project is located on the east bank.

The east half of the channel (Sacramento County) is regulated by county boating ordinance which restricts it to "no waterskiing". There are no speed or wake restrictions in this waterway. The west part of the channel is under Yolo County jurisdiction which does not have a skiing restriction

on this channel; however, state law requires that boats passing within 200 feet of a pier must slow to 5 M.P.H. which precludes waterskiing at this site. This will force waterskiers to stop within 200 feet of the pier and ride in the boat until they are past the pier. Passing boats must also obey the 5 M.P.H. speed limit.

The mooring of a large boat at the dock will create a navigational impact on passing boat traffic in general, requiring a possible reduced speed for safety.

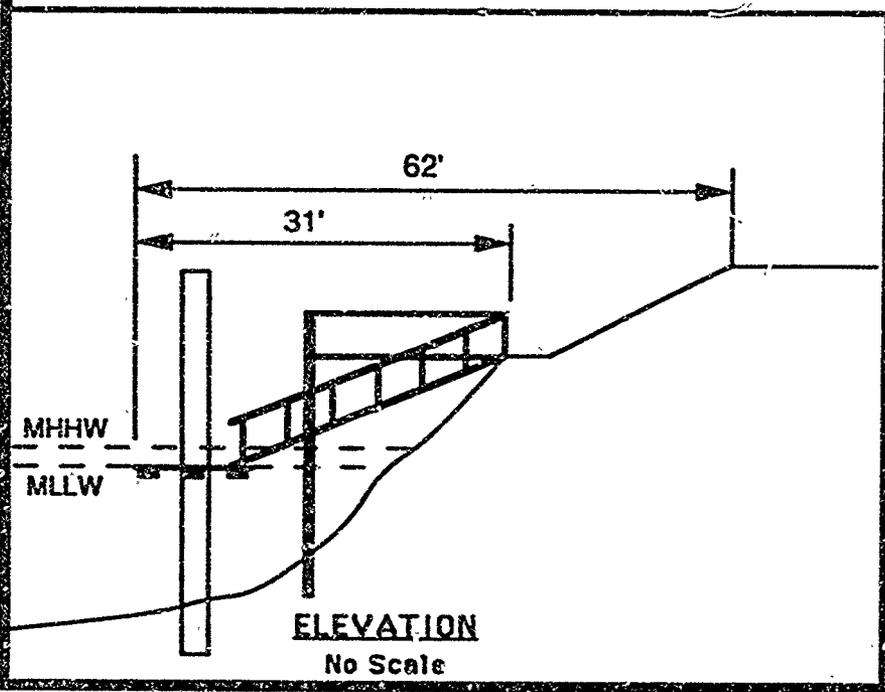
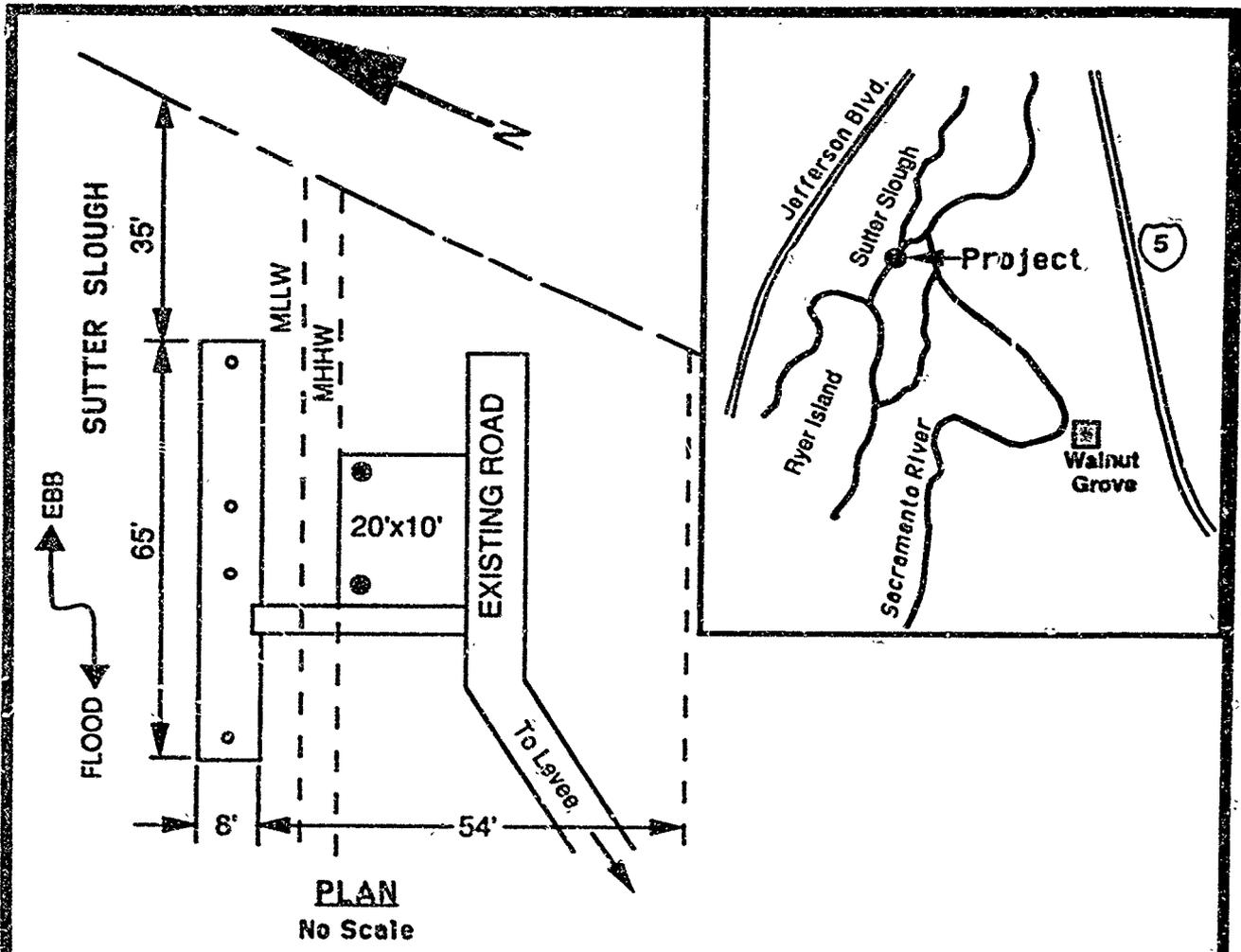
R.1. Vistas

The presence of the structure and moored boats will create a noticeable impact upon the view within the immediate vicinity of the pier.

The platform and dock are placed on the waterward side of the east levee of Sutter Slough. It is highly visible from Waukeena Road located on the west bank of Sutter Slough. This will create an impact on viewing by boating public in Sutter Slough and traffic on Waukeena Road which is accessible to the public. If the structure is furnished with lighting this impact will be significant to both land traffic on Waukeena Road and passing boating traffic in Sutter Slough.

S.1. Recreation

The project will have an impact upon recreation in this part of Sutter Slough. The site is located on a narrow channel which allows limited movement for boating traffic. The project will impact waterskiing by prohibiting legally skiing past the platform and pier within 200 feet. Boating speed must be reduced to 5 M.P.H. which impacts the boating speed in general. When present, the larger 45 foot moored boat may affect navigational visibility at that location further requiring reduced speeds by boating traffic. The Delta Master Plan designates the slough as a "natural", being "limited use" area.



W24249
 RANDELE CHADOCK
 APPLICANT
 INSTALLATION OF
 RECREATIONAL DECK
 SUTTER SLOUGH
 SACRAMENTO COUNTY

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COUNTY OF SACRAMENTO
DEPARTMENT OF ENVIRONMENTAL REVIEW
AND ASSESSMENT

ALCIDES FREITAS
ENVIRONMENTAL COORDINATOR

December 3, 1990

State Lands Commission
Division of Environmental Planning and Management
c/o Jacques Graber
1807 - 13th Street
Sacramento, CA 95814

SUBJECT: INITIAL STUDY FOR RANDY AND DANIELE CHADOCK RECREATIONAL
DECK/BOAT DOCK ON APN: 142-001-002 (FILE: W24249).

Dear Mr. Graber:

Thank you for the opportunity to review the above referenced Initial Study authorizing construction of a 10-foot by 20-foot deck and an 8-foot by 65-foot floating dock on Sutter Slough, Sacramento County Assessor's Parcel Number 142-001-002.

Local land use for this parcel is regulated by the Sacramento County Zoning Code. This parcel is located in the AG-20 Permanent Agricultural and (DW) Delta Waterways Land Use Zones. In all likelihood, a private boat dock in these zones would require specific land use entitlements from Sacramento County. Based on the information provided in the Initial Study and preliminary review of the project by Planning Department staff, a Conditional Use Permit, Variance and/or site plan approval would be required for the floating boat dock pursuant to Sections 235-145 and 147 of the Zoning Code. For further information, the applicant should contact Don Terrell of the Sacramento County Planning Department at (916) 440-5952 concerning County development requirements for this parcel.

Until such time as an application is filed with Sacramento County, or there is a better definition of the project and its use this office is not in a position to determine what constitutes appropriate environmental documentation for our needs.

If you have any questions concerning this matter, please contact the undersigned at (916) 440-7914.

Sincerely,



Micides Freitas
Environmental Coordinator

AF:dp

cc: Board of Supervisors (Agenda of 12-4-90)
Planning Department
File

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Memorandum

To : Mr. Jacques Graber
State Lands Commission
Division of Environmental Planning
and Management
1807 13th Street
Sacramento, California 95814-9990

Date : May 16, 1991

From : Department of Fish and Game

Subject: Chadock Recreational Deck/Boat Dock, Sutter Slough Near
Courtland, Sacramento County, SCH 90021155

We have reviewed the proposed Negative Declaration for subject project. The project consists of authorizing the construction of a 10 foot x 20 foot deck and an 8 foot x 65 foot floating dock connected by a movable gangway.

Based on our field investigation, we noted that a partially constructed deck/dock now exists on the east bank of Sutter Slough approximately 0.7 mile downstream from the confluence of Elk Slough with Sutter Slough. This existing structure, which you have confirmed as the subject project, was constructed and located illegally.

As correctly noted in your discussion of environmental evaluation, the project area is in a reach of Sutter Slough which has been identified as "Natural Area" in the Delta Master Recreation Plan (DMRP) (California 1976) (reference attached). The DMRP further noted that "These areas should be preserved to perpetuate the public trust; to protect wildlife habitat, existing vegetation, and remnants of the waterways history; to retain areas having solitude and wilderness-like features; and may be used for nonintensive recreation".

Sutter Slough, according to the U.S. Fish and Wildlife Service (Dehaven 1989) (reference attached), contains a unique and particularly valuable natural habitat known as Shaded Riverine Aquatic Cover (SRAC). This habitat is composed of natural materials including vegetation, both living and dead, which provide requisites including shade, escape cover, substrate, and food for a large number of aquatic and terrestrial animals. Sutter Slough is one of four main distributary channels of the Sacramento River and, as such, is important as both rearing habitat and migratory route for chinook salmon, including the State-listed endangered, and Federally-listed threatened winter-run chinook salmon. SRAC habitat plays an important role in the survival of juvenile chinook salmon. The U.S. Fish and Wildlife Service estimates that, since 1972, 41 percent of the SRAC habitat within Sutter Slough has been lost.

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Mr. Jacques Graber
May 16, 1991
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Except for one irrigation pump a short distance downstream from the deck/dock, no other structure is now present in Sutter Slough from Elk Slough to Miner Slough. The area is much the same as in 1976, when the DMRP was published by the Resources Agency.

We believe that any new structure, such as this proposal, would be incompatible with existing natural values and public trust values which would include, but not be limited to, recreational fishing and boating. In addition, we believe this project, which is harmful in itself, would be precedent setting whereby future projects of any scale would be difficult to deny.

The portion of the project that was previously constructed, has already adversely affected fish and wildlife resources. This impact resulted from removal of natural features including scarce vegetation that was present on the site. Should the deck/bozt dock be completed, the vegetation will not reestablish itself and damage will be permanent. We, therefore, recommend that completion of this project not be permitted and that the existing components be removed by or at the expense of the proponent. With respect to preparation of a Negative Declaration, we do not consider this type of document to be appropriate for this project. Thus, we recommend that an Environmental Impact Report be prepared pursuant to the California Environmental Quality Act.

In addition, please note that the Department believes the project is subject to a filing fee pursuant to Fish and Game Code Section 711.4 (AB 3158). If a Negative Declaration is filed by the County pursuant to Public Resources Code Section 21080(c), the fee will be \$1,250, payable to the County Clerk when the Notice of Determination is filed. If an Environmental Impact Report is filed the fee will be \$850.

Thank you for the opportunity to review this document. If you have any questions, please contact Mr. Maury Fjelstad, Fishery Biologist, or Mr. Patrick O'Brien, Fisheries Management Supervisor, Department of Fish and Game, 1701 Nimbus Road, Suite A, Rancho Cordova, California 95670, telephone (916) 355-7090.

Howard S. ... for
Pete Bontadelli
Director

Attachment

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Honorable Gordon K. Van Vlack
Secretary for Resources
The Resources Agency
1416 Ninth Street, Room 1311
Sacramento, CA 95814

Date : DECO1 1988

Subject: PN #10029:
Construct Floating
Dock and Platform,
Sutter Slough

Attention: Dr. Gordon F. Snow

From : Department of Boating and Waterways

The Department of Boating and Waterways has reviewed Public Notice #10029. The project, located in Sutter Slough, proposes construction of a floating dock and platform. The Department would like to offer the following comments:

The Sacramento County boating ordinance restricts its portion of Sutter Slough to "no skiing"; however, there are no wake or speed restrictions in the slough. Yolo County has no restrictions in its part of the slough, thereby allowing water-skiing on that slough portion.

If the facility were to be installed, State law would require boats to slow down to 5 m.p.h. within 200 feet of the facility when it's in use; the 20 foot channel remaining would be too restrictive to accommodate boats transiting faster than 5 m.p.h. We recommend that the applicant consider a lifting dock arrangement to store the vessel above water when not in use.

If such a design is not feasible in this location, we recommend that the facility not be installed as designed due to the problems it will create in this heavily trafficked area.

We thank you for the opportunity to review and comment on this project.

for David L. Johnson
WILLIAM H. IVERS
Director

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