

MINUTE ITEM

This Calendar Item No. C37
was approved as Minute Item
No. 37 by the State Lands
Commission by a vote of 3
to 0 at its 9/23/92
meeting.

CALENDAR ITEM

C 3 7

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09/23/92

W 24921

Simmons

PRC 7654

APPROVE A GENERAL PERMIT - PROTECTIVE STRUCTURE USE

APPLICANT:

Lighthouse Marina and Riverbend Development
1450 Harbor Boulevard, Suite A
West Sacramento, California 95691

AREA, TYPE LAND AND LOCATION:

Approximately 500 linear feet of sovereign lands in and adjacent to the bed of the Sacramento River, Yolo County.

LAND USE:

Bank protection of levee and berm area including public access path..

TERMS OF PROPOSED PERMIT:

Permit period:

Forty-nine (49) years beginning August 25, 1992.

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.

APPLICANT STATUS:

Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fees and processing costs have been received.

STATUTORY AND OTHER REFERENCES:

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

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

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AB 884:
N/A

OTHER PERTINENT INFORMATION:

1. 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.
2. Lighthouse completed a boundary line agreement with the Commission that provided for a public access trail waterward of the new levee constructed to protect their development.
3. Lighthouse's engineers, Spink and Company, recently discovered that the riparian berm supporting the access trail and protecting the levee had eroded substantially. Under the terms of the settlement agreement, Lighthouse is responsible for maintaining the access trail and has applied to the Commission for a permit to stabilize, rebuild, and revegetate the berm area.
4. In an effort to identify and test alternatives to barren riprap, Lighthouse has proposed an experimental management project consisting of riprap over a geotech fabric. Topsoil will be placed over the riprap so that the project area may be revegetated. In addition, approximately halfway between the access path and the waterline, a level planting area will be established. Trees will be planted in a random pattern on this shelf to provide mid and overstory vegetation to provide riparian habitat.
5. Staff believes that this proposal presents an alternative to barren riprap that should be investigated to assess its potential for use elsewhere on the river, other waterways, or in the Delta.

6. Applicant has agreed to:
- (a) Provide a revegetation plan that is acceptable to Commission staff;
 - (b) Maintain the bank protection and all vegetation planted thereon for the term of the permit;
 - (c) Provide timely notice to the Commission of any further erosion of the berm area both upstream and downstream of the project site;
 - (d) Apply for all necessary permits from the Commission for such further work as may be necessary to preserve the berm and access path both upstream and downstream of the project site; and
 - (e) Perform all work necessary to preserve and maintain existing and new vegetation along the access path and berm area.

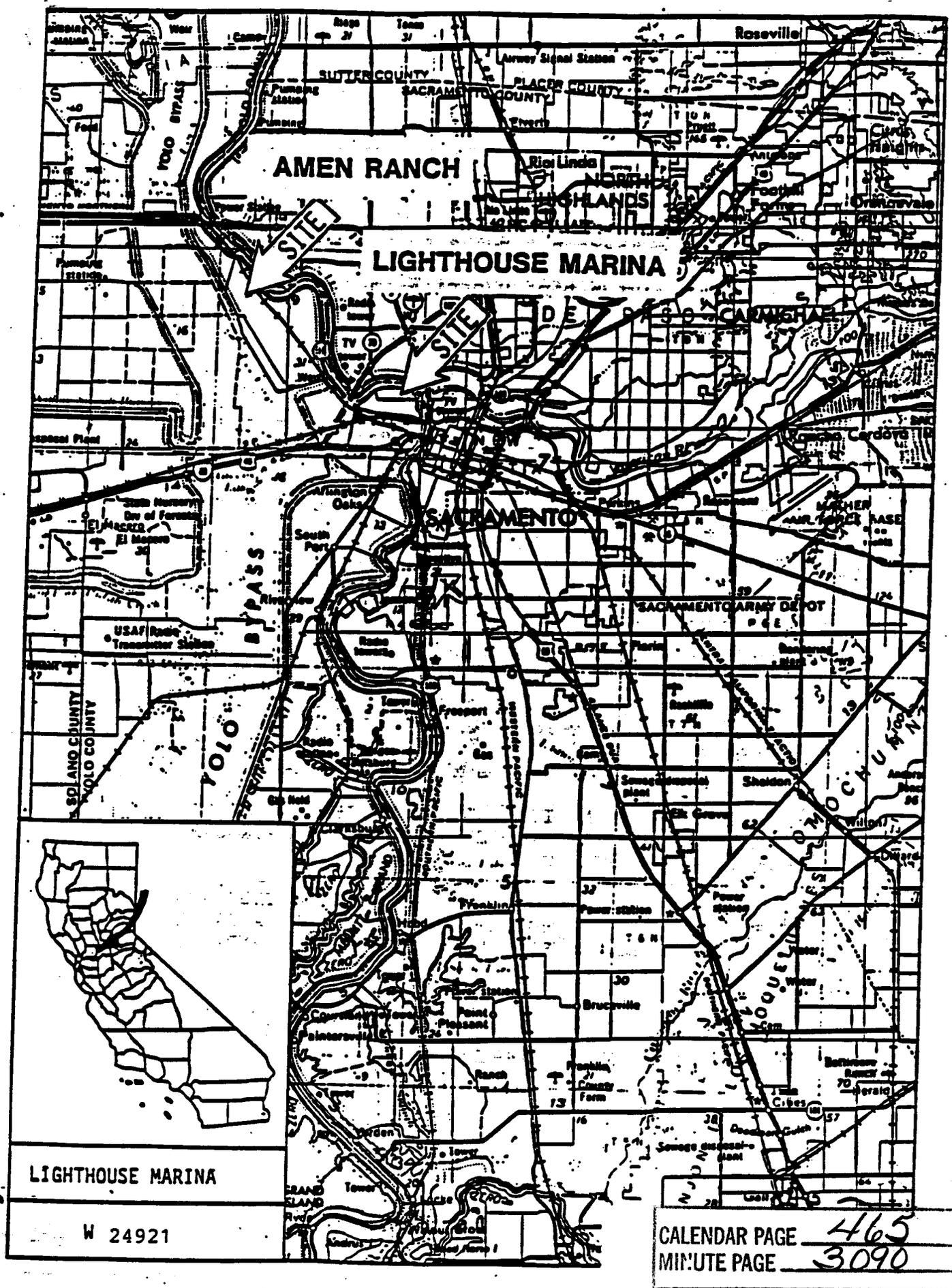
EXHIBITS:

A. 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 6, INFORMATION COLLECTION, EXPERIMENTAL MANAGEMENT, 14 CAL. CODE REGS.
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 STAFF TO APPROVE THE REVEGETATION PLAN(S) SUBMITTED BY LIGHTHOUSE FOR THE PROJECT AREA PURSUANT TO THIS APPROVAL, CONSISTENT WITH THE CEQA AND THE PUBLIC TRUST.
4. AUTHORIZE ISSUANCE TO LIGHTHOUSE MARINA AND DEVELOPMENT OF A GENERAL PERMIT - PROTECTIVE STRUCTURE FOR A PERIOD OF 49 YEARS BEGINNING AUGUST 25, 1992.

EXHIBIT A



LIGHTHOUSE MARINA

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