

CALENDAR ITEM

54

MINUTE ITEM

This Calendar Item No. 54 was approved as Minute Item No. 54 by the State Lands Commission by a vote of 3 to 0 at its 12/17/92 meeting.

A 26

S 5

12/17/92  
W 24964 PRC 7669  
Simmons  
J. Sekelsky  
Sanders

AUTHORIZE EXECUTIVE OFFICER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH M & T STATEN RANCH AND STATE LANDS COMMISSION FOR PURPOSES OF DEVELOPING A BERM RESTORATION PLAN FOR THE SOUTH FORK OF THE MOKELUMNE RIVER

PARTIES:

M & T Staten Ranch  
Attn: Jim Shanks and Sally Hearne  
P. O. Box 408  
Walnut Grove, California 95690

State Lands Commission  
1807 - 13th Street  
Sacramento, California 95814

AREA, TYPE LAND AND LOCATION:

Tide and submerged land in the south fork of the Mokelumne River adjacent to Staten Island, San Joaquin County.

LAND USE:

The proposed MOU would provide for development of a plan for restoration of berms to preserve and restore riparian, marsh, and aquatic habitats and provide levee protection. Berm restoration would be accomplished by a combination of structured and vegetative techniques. Implementation of the plan, including any construction activities, would not be provided for in the MOU which is the subject of this calendar item, and would require separate Commission approval.

TERM:

Two (2) years.

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**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.

AB 884:

N/A

**OTHER PERTINENT INFORMATION:**

1. The proposed MOU would authorize staff to work with M & T Staten Ranch to develop a berm restoration plan. The plan would be similar in intent to a project approved by the Commission on January 8, 1992. Staff has inspected that project and believes that berm restoration may represent a viable alternative to the use of barren riprap on levee faces to protect levee integrity, and also may prove successful in preserving and restoring fish and wildlife habitats which are fast disappearing throughout the Delta.
2. The precise boundary between the sovereign lands of the State and the private lands of M & T Staten Ranch has not been determined. Staff believes that it is in the best interests of the State to develop a plan that is beneficial to all parties by leading to both restoration of wildlife habitat and levee protection. In furtherance of these interests, the private parties and the Commission would develop the plan without prejudice to their respective land titles.

**EXHIBIT:**

- A. Location and Site Map

**IT IS RECOMMENDED THAT THE COMMISSION:**

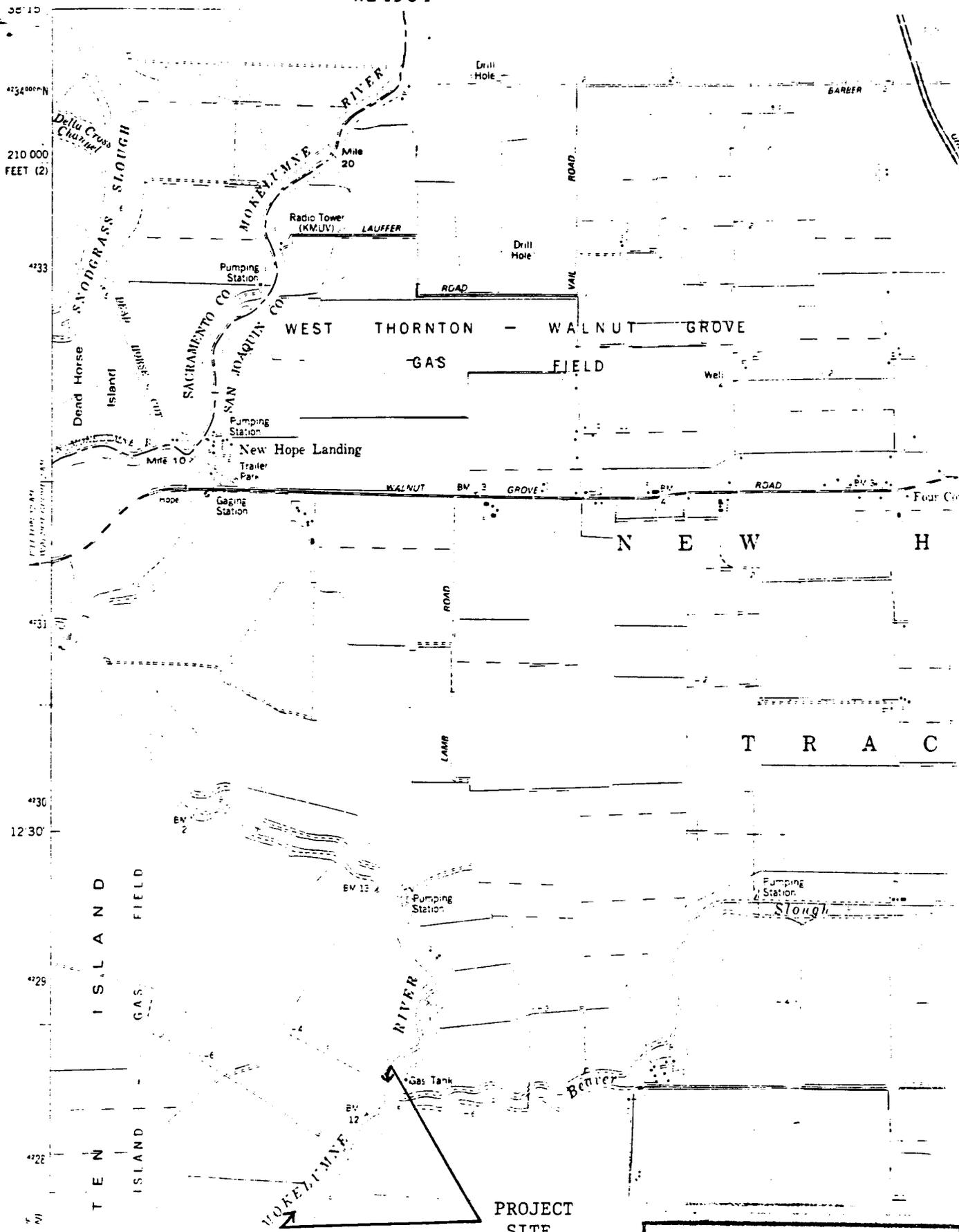
1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. CODE REGS. 15378.

CALENDAR ITEM NO. 54 (CONT'D)

2. AUTHORIZE THE EXECUTIVE OFFICER TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE COMMISSION AND M & T STATEN RANCH FOR PURPOSES OF DEVELOPING A BERM RESTORATION PLAN FOR THE SOUTH FORK OF THE MOKELUMNE RIVER ADJACENT TO STATEN ISLAND, SAN JOAQUIN COUNTY.

EXHIBIT A  
SITE MAP

W24964



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