

MINUTE ITEM

This Calendar Item No. C19
was approved as Minute Item
No. 19 by the State Lands
Commission by a vote of 3
to 0 at its 7-19-93
meeting.

CALENDAR ITEM

C19

A 1
S 2

07/19/93
W 24917 PRC 7696
J. Ludlow

GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT:

California Department of Fish and Game
601 Locust Street
Redding, California 96001

AREA, TYPE LAND AND LOCATION:

A parcel of submerged land located in the Mad River at the Mad
River Fish Hatchery near Eureka, Humboldt County.

LAND USE:

Annual construction and maintenance of a gravel berm to
enhance habitat for chinook salmon.

PROPOSED PERMIT TERMS:

Permit period:
Twenty years beginning August 1, 1993.

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 permittee of the upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fee has 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.

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AB 884:

11/23/93

OTHER PERTINENT INFORMATION:

1. 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 categorically exempt project. The project is exempt under Class 4 (15304)(d), (Minor Alteration to Land).

Authority: 14 Cal. Code Regs. 15304 (d).

2. The applicant proposes to construct a gravel berm to consolidate river flow to the west bank of the Mad River. This project will provide sufficient water depth to facilitate upstream migration of the salmon and steelhead and allow operation of pumps to provide attraction water to the Mad River hatchery fishway during early fall low flow periods.

The berm would be constructed annually in August or September and would be removed by the higher river flows during the winter.

The berm would be constructed by skimming approximately 70 cubic yards of gravel from a perennial midstream gravel bar. The berm would be about 90 feet long and four feet high.

A fish weir located immediately upstream from the fishway entrance assists in guiding returning fish to the fishway.

3. No vegetation will be disturbed by the project.
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 process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

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APPROVALS OBTAINED:

California Department of Fish and Game, Humboldt County, U.S. Army Corps of Engineers, and entry permit from adjacent land owner.

FURTHER APPROVALS REQUIRED:

State Lands Commission

EXHIBITS:

- A. Site Map
- 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 4, MINOR ALTERATION TO LAND, 14 CAL. CODE REGS. 15304 (d).
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 ISSUANCE TO THE CALIFORNIA DEPARTMENT OF FISH AND GAME OF A TWENTY-YEAR GENERAL PERMIT - PUBLIC AGENCY USE BEGINNING AUGUST 1, 1993, 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 ANNUAL CONSTRUCTION AND MAINTENANCE OF A GRAVEL BERM, ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED, AND BY REFERENCE MADE A PART HEREOF.

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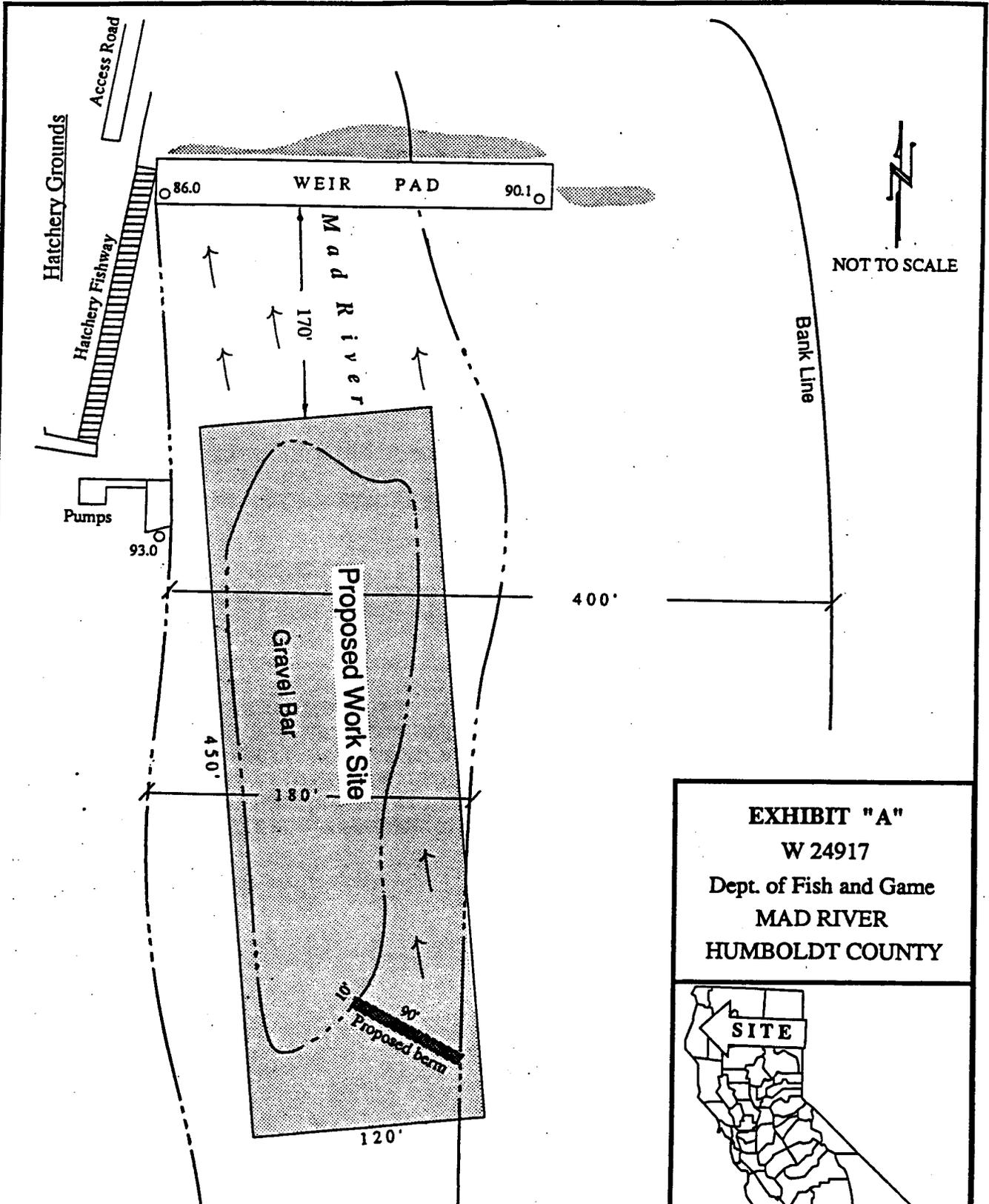


EXHIBIT "A"
 W 24917
 Dept. of Fish and Game
 MAD RIVER
 HUMBOLDT COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

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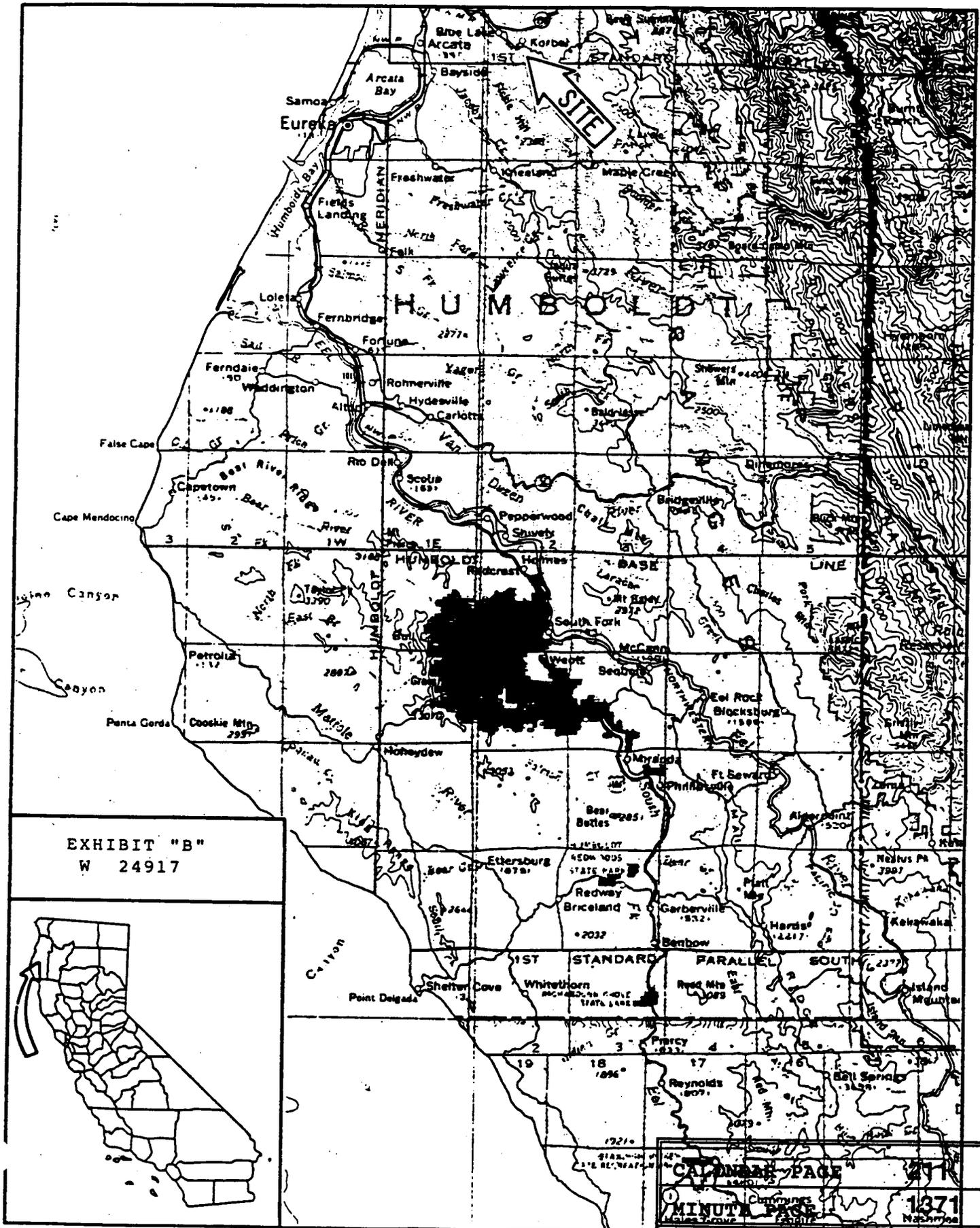


EXHIBIT "B"
W 24917

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