

MINUTE ITEM

This Calendar Item No. C31 was approved as Minute Item No. 31 by the State Lands Commission by a vote of 3 to 0 at its 11/15/94 meeting.

CALENDAR ITEM

C31

A 6, 7

S 2, 3

11/15/94
WP 6673
WP 6675
Howe
PRC 6673
PRC 6675

APPROVAL OF GENERAL LEASE
PUBLIC AGENCY USE

APPLICANT:

Southern Sonoma County Resource Conservation District
1301 Redwood Way, Suite 170
Petaluma, California 94954

AREA, TYPE LAND AND LOCATION:

State owned tide and submerged lands in Sonoma Creek, Tolay Creek, the north and east branch of Tolay Creek, Napa Slough, Second Napa Slough, Third Napa Slough, Hudeman Slough, Steamboat Slough, Schell Slough, Railroad Slough, Rainbow Slough, San Antonio Creek, Petaluma River and San Pablo Bay, Marin and Sonoma Counties.

LAND USE:

Maintenance and improvement of existing levees.

TERMS OF THE PROPOSED LEASE:

Lease period:

Ten years, effective May 1, 1994 through April 30, 2004.

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.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing 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.

AB 884:

N/A

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 CEQA as a categorical exempt project. The project is exempt under Class 4, 2 Cal. Code Regs. 2905 (d) (2).
2. The activity which is the subject of this Calendar Item 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.
3. The applicant requests the proposed lease pursuant to a regional permit application to the United States Army Corps of Engineers for periodic improvement and maintenance of levees as described in Exhibit "A", hereto. The work authorized is for levee repair and reconstruction of existing levees only.

APPROVALS OBTAINED:

Regional Water Quality Control Board

FURTHER APPROVALS REQUIRED:

State Lands Commission, San Francisco Bay Conservation and Development Commission and the United States Army Corps of Engineers.

EXHIBITS:

- A. Land Description
- 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, 2 CAL. CODE REGS. 2905 (d) (2).
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.

CALENDAR ITEM NO. C31 (CONT'D)

3. AUTHORIZE ISSUANCE OF A GENERAL LEASE - PUBLIC AGENCY USE TO SOUTHERN SONOMA COUNTY RESOURCE CONSERVATION DISTRICT, EFFECTIVE MAY 1, 1994 THROUGH APRIL 30, 2004, FOR MAINTENANCE AND IMPROVEMENT OF EXISTING LEVEES. SUCH LEASE IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS ISSUED BY FEDERAL, STATE AND LOCAL GOVERNMENTS.

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EXHIBIT "A"

LAND DESCRIPTION

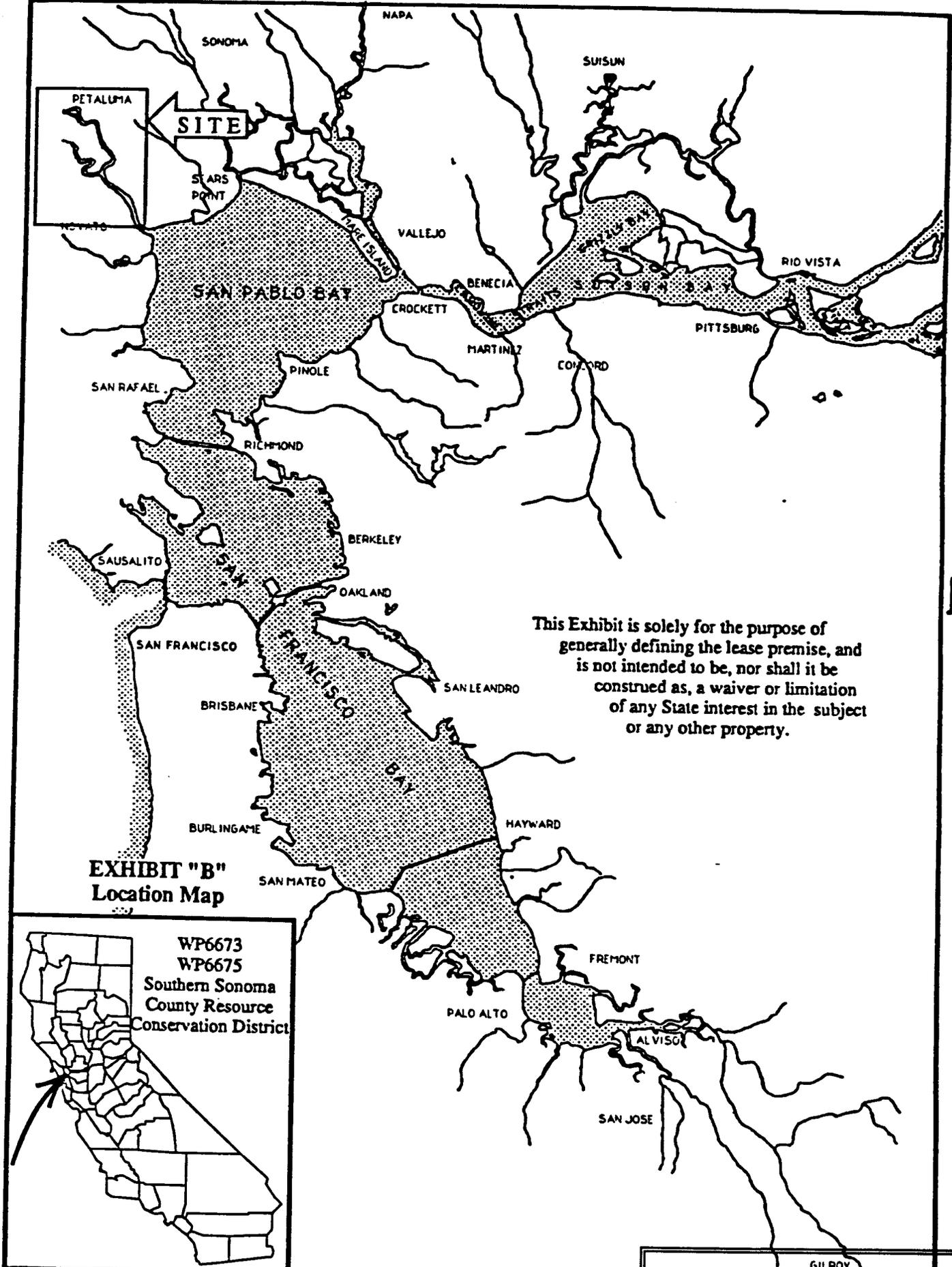
**WP6673
WP6675**

The State owned lands in the beds of and along the levees of the Petaluma River and San Pablo Bay adjacent to the parcels of land shown in the U.S. Corp of Engineers Public Notice No. 19991N39 dated February 14, 1994; the State owned lands in the bed of and along the levees of San Antonio Creek adjacent to the parcels of land shown in the U.S. Corp of Engineers Public Notice No. 19989N46 dated February 14, 1994; and, the State owned lands in the beds of and along the levees of Sonoma Creek, Tolay Creek, the north and east branch of Tolay Creek, Napa Slough, Second Napa Slough, Third Napa Slough, Hudeman Slough, Steamboat Slough, Schell Slough, Railroad Slough, Rainbow Slough and San Pablo Bay adjacent to the parcels of land shown in the U.S. Corp of Engineers Public Notice No. 19990N54 dated February 14, 1994.

END OF DESCRIPTION

PREPARED AUGUST 31, 1994 BY SFBCC

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This Exhibit is solely for the purpose of generally defining the lease premise, 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.

EXHIBIT "B"
Location Map

