

MINUTE ITEM

This Calendar Item No. C02 was approved as Minute Item No. 02 by the California State Lands Commission by a vote of 3 to 0 at its 11/07/97 meeting.

**CALENDAR ITEM
C02**

A 5
S 6

11/07/97
PRC6064 WP 6064.9
L. Burks

**GENERAL LEASE - RECREATIONAL AND
PROTECTIVE STRUCTURE USE**

LESSEE:

James A. Carter and Judith M. Carter
P.O. Box 800
West Sacramento, California 95691-0800

AREA, LAND TYPE, AND LOCATION:

0.09 acres, more or less, of tide and submerged lands in the Sacramento River, portion of Lot 23, Natomas Riverside Subdivision 2 (APN 225-0210-032), near the city of Sacramento, Sacramento County.

AUTHORIZED USE:

26 foot, 5 inch x 66 foot floating dock; ramp; debris deflector; and concrete bank protection.

LEASE TERM:

Ten years, beginning November 19, 1997.

CONSIDERATION:

Bank Protection:

The public use and benefit, with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

Recreational Pier:

No monetary consideration pursuant to Public Resources Code Section 6503.5.

SPECIFIC LEASE PROVISIONS:

Liability insurance with coverage of no less than \$500,000.

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OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.
2. Dock, ramp and debris deflector:
Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 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 1, Existing Facilities; Title 2, California Code of Regulations, section 2905. (a)(2).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

3. Bank protection:
Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 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, Minor Alteration to Land; Title 2, California Code of Regulations, section 2905 (d)(2).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 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.

EXHIBITS:

- A. Site Plan
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

CALENDAR ITEM NO. C02 (CONT'D)

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

DOCK, RAMP AND DEBRIS DEFLECTOR:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a) (2).

BANK PROTECTION:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 4, MINOR ALTERATION TO LAND; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (d) (2).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO JAMES A. AND JUDITH M. CARTER OF A GENERAL LEASE - RECREATIONAL AND PROTECTIVE STRUCTURE USE, BEGINNING NOVEMBER 19, 1997, FOR A TERM OF TEN YEARS, FOR A FLOATING DOCK; RAMP; DEBRIS DEFLECTOR AND CONCRETE BANK PROTECTION, ON THE LAND DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION: BANK PROTECTION - PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENT IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; CONSIDERATION: RECREATIONAL PIER - NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; AND LIABILITY INSURANCE WITH COVERAGE OF NOT LESS THAN \$500,000.

EXISTING HOUSE

E GARDEN HWY

208.9'
to E GARDEN HWY

146'

99.4'

D1

TOP OF BANK

MHW 113' MSV
MLW 37' MEL

PROPOSED RAMP

PROPOSED TRAILER DOCK

PROPOSED PILES (TYPICAL)

PROPOSED DOCK

60'

15' 26 5"

10' 30' 10'
66'

SACRAMENTO RIVER FLOW

PAN VIEW

SCALE 1" = 30'

PROPOSED DOCK & RAMP

FOR: JUDY CARTER
2915 GARDEN HWY
SAC., CA 95534

BY: MARINE TECH #4
529 HOUSTON ST #4
W. SAC., CA 95691

This Land description 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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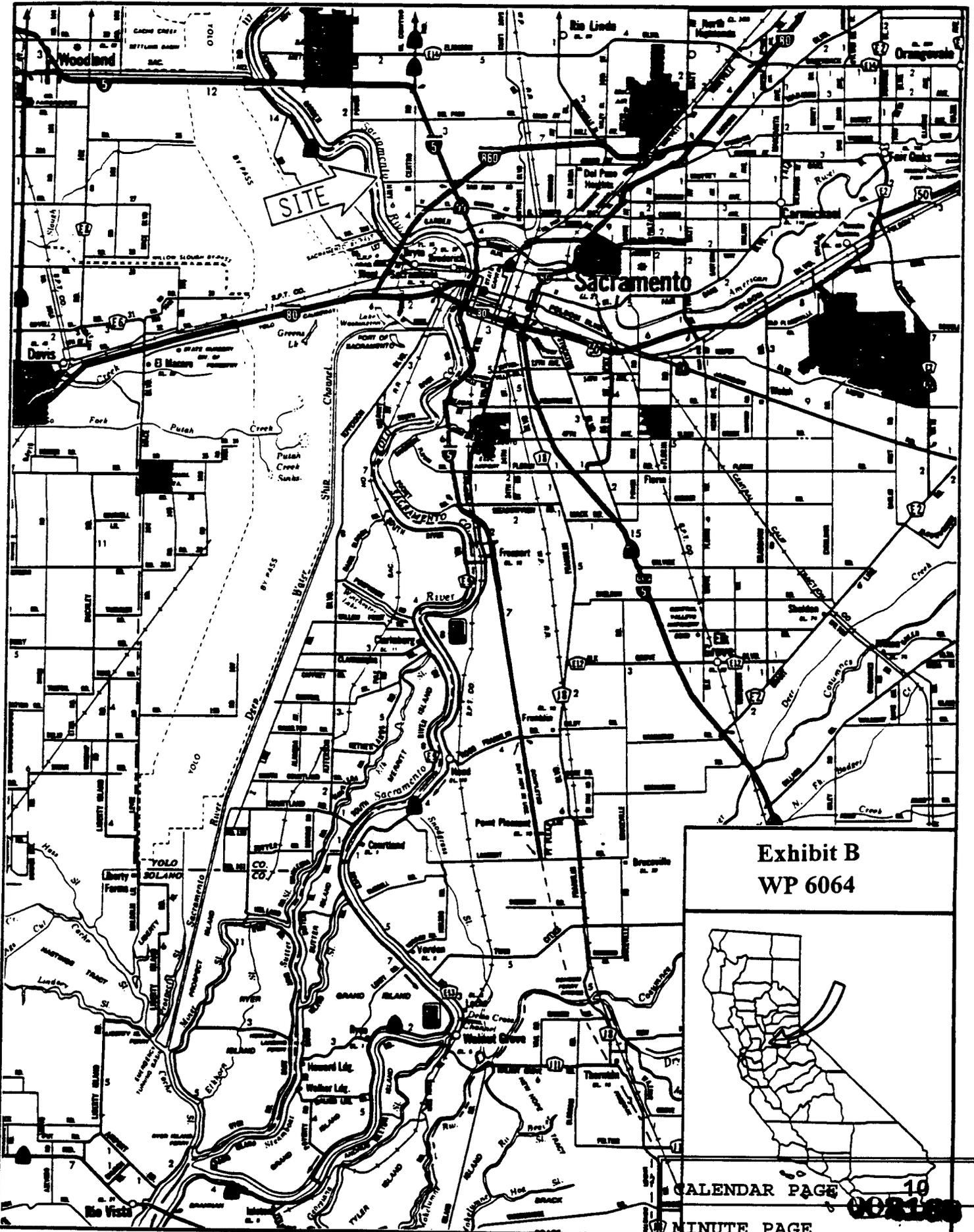


Exhibit B
WP 6064



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