MINUTE ITEM
This Calendar Item No. C36 was approved as Minute Item No. 36 by the California State Lands Commission by a vote of 3 to 0 at its 9-3-99 meeting.

CALENDAR ITEM
C36

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PRc 8107

09/03/99
W 25563
J. Smith

GENERAL LEASE - PUBLIC AGENCY USE

LESSEE:
City of Firebaugh
1575 Eleventh Street
Firebaugh, California 93622-2547

AREA, LAND TYPE, AND LOCATION:
1.12 acres, more or less, of sovereign lands in the San Joaquin River, Firebaugh, Fresno and Madera Counties.

AUTHORIZED USE:
Construction and maintenance of a roadway bridge, appurtenant rock slope protection; and demolition of existing bridge.

LEASE TERM:
25 years, beginning September 1, 1999.

CONSIDERATION:
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.

SPECIFIC LEASE PROVISIONS:
Insurance:
Liability insurance: Combined single limit coverage of $1,000,000.

OTHER PERTINENT INFORMATION:

1. Applicant owns and has a right to use the uplands adjoining the lease premises.

2. Applicant has submitted an application to replace an existing bridge over the San Joaquin River that connects 13th Street in the City of Firebaugh

with Avenue 71/2 in Madera County. The existing two-lane bridge, which has been determined to be seismically deficient and functionally obsolete, will be replaced by a new two-lane bridge that will be constructed five feet north of the existing bridge alignment. The new bridge will be 572 feet long and approximately 40 feet wide and will include two 12-foot wide travel lanes, two four-foot wide shoulder areas, a five-foot wide sidewalk and appurtenant rock slope protection. Once the new bridge is completed, the existing bridge will be removed. The land description, as shown on Exhibit B attached, includes an area sufficient to accommodate the existing bridge and the proposed replacement bridge.

3. 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 2, Replacement or Reconstruction; Title 14, California Code of Regulations, section 15302.

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

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

U. S. Army Corps of Engineers; California Department of Fish and Game; State Reclamation Board; State Regional Water Quality Control Board.

EXHIBITS:

A. Location and Site Map
B. Land Description

PERMIT STREAMLINING ACT DEADLINE:

September 28, 1999

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

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 2, REPLACEMENT OR RECONSTRUCTION; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15302.

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 THE CITY OF FIREBAUGH OF A GENERAL LEASE - PUBLIC AGENCY USE, BEGINNING SEPTEMBER 1, 1999, FOR A TERM OF TWENTY FIVE YEARS, FOR CONSTRUCTION AND MAINTENANCE OF A NEW BRIDGE, APPURTENANT ROCK SLOPE PROTECTION, AND DEMOLITION OF AN EXISTING BRIDGE ON THE LAND DESCRIBED ON EXHIBIT B ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION BEING 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; LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF $1,000,000.

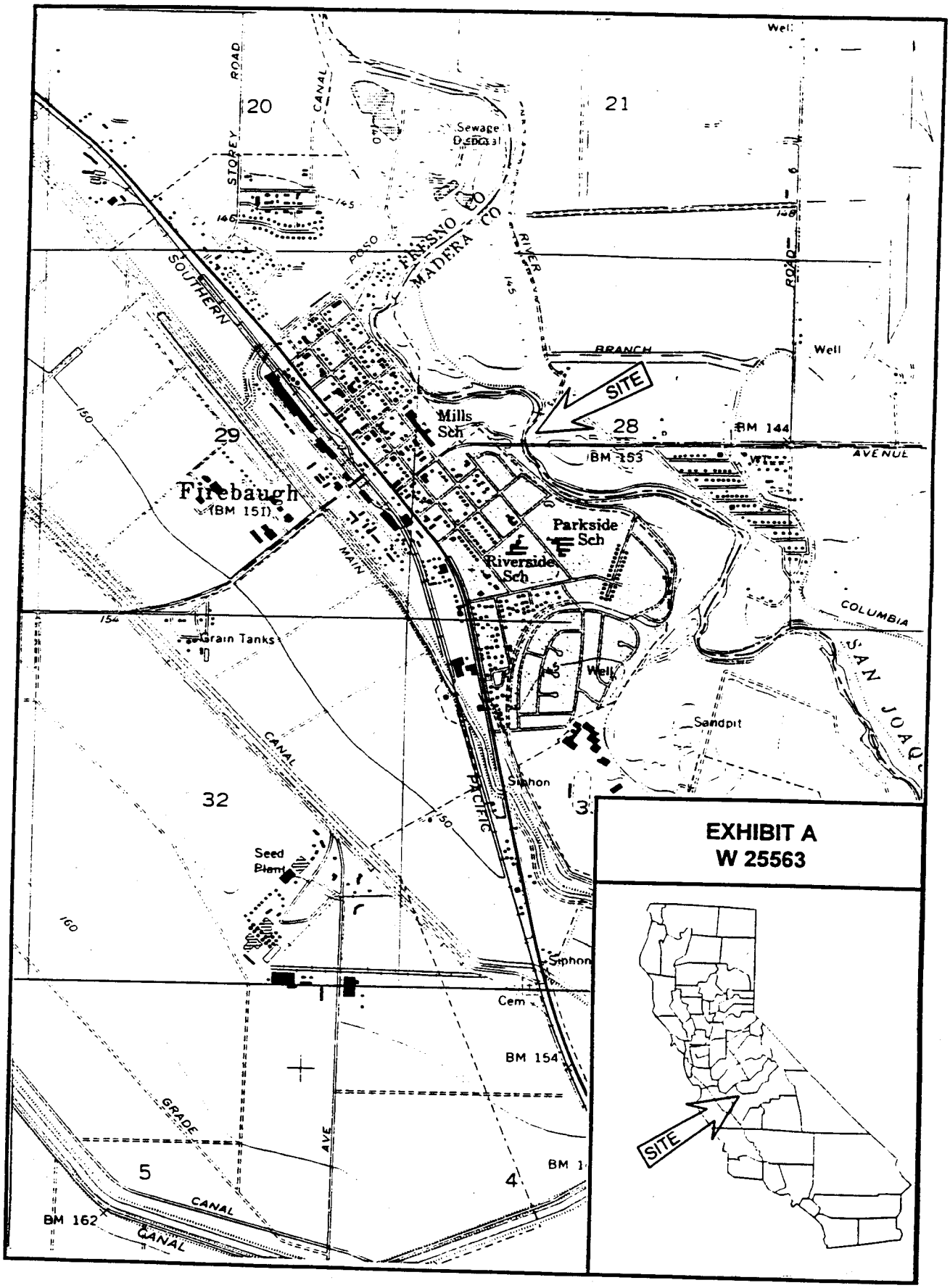

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EXHIBIT B

A strip of submerged land, (330.00 feet in width) in the bed of the San Joaquin River lying within the exterior boundaries of Section 28, Township 12 South, Range 14 East, Mount Diablo Meridian, situated in the Counties of Fresno and Madera, California, said strip lies 120.00 feet northerly and 210.00 feet southerly of the following described line:

COMMENCING at the Southwest corner of that 110 foot wide strip of land described in deed to the County of Fresno, for a right of way for public road, recorded September 12, 1946, in Book 2428 at Page 380, Official Records of Fresno County, said point being on the Southeasterly boundary of that certain tract of land conveyed by deed to Frank Markle, recorded in Volume 1689 at Page 239, Official Records of Fresno County and which point bears N 49°43'30" E, 446.90 feet, N 48°19'30" W, 146.96 feet and N 41°40'30" E, 354.40 feet from the most Easterly corner of the Townsite of Firebaugh as said Townsite is shown on the map recorded in Volume 1 of Miscellaneous Maps at Page 13, Fresno County Records; thence N 41°40'30" E, along Southeasterly boundary 74.00 feet to the centerline of said 110 foot wide strip of land; thence N 89°42'00" E, along said centerline 712.25 feet to the TRUE POINT OF BEGINNING of this description and being the point of curvature of a non-tangent curve, concave to the north, having a radius of 1800.00 feet, a central angle of 8°53'56", and a chord of 279.29 feet, bearing N 85°51'02" W; thence West along said curve, a distance of 279.57 feet to a point of reverse curvature; thence along a curve concave to southwest having a radius of 1800.00 feet, a central angle of 8°53'56", and a chord of 279.29 feet bearing N 85°51'02" W; thence S 89°42'00" W, parallel to the aforementioned centerline, a distance of 609.24 feet to the point of curvature of a tangent curve, concave to the south, having a radius of 2250.00 feet and a central angle of 7°16'34"; thence West along said curve, a distance of 285.74 feet; thence S 82°25'26" W, a distance of 262.06 feet to the end of this description.

EXCEPTING THEREFROM all of those portions lying landward of the Ordinary Low Water Marks on the left and right banks of the San Joaquin River.

END OF DESCRIPTION

Prepared August 24, 1999

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