

MINUTE ITEM

This Calendar Item No. C19 was approved as Minute Item No. 19 by the California State Lands Commission by a vote of 3 to 0 at its 1-30-02 meeting.

**CALENDAR ITEM
C19**

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01/30/02
PRC 7027 WP 7027.9
N. Quesada

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

APPLICANTS:

Victor Dallari, Jr. and Michael Todd Mitchell
7226 Leisure Town Road
Vacaville, California 95688

AREA, LAND TYPE, AND LOCATION:

Tide and submerged land located in the Sacramento River, near the Garden Highway, Sacramento River, Sacramento County.

AUTHORIZED USE:

Continued use and maintenance of an existing 30 foot by 71 foot floating dock, a walkway, and approximately 174 cubic yards of riprap.

LEASE TERM:

Ten years, beginning June 1, 2002.

CONSIDERATION:

Floating Dock and Walkway - no monetary consideration pursuant to Public Resources Code section 6503.5; RipRap - 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.

SPECIFIC LEASE PROVISIONS:

Combined single limit coverage of no less than \$500,000.

OTHER PERTINENT INFORMATION:

1. Applicants own the upland adjoining the lease premises.

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2. On March 8, 1994, the Commission authorized a General Lease-Protective Structure and Recreational Use with Victor Dallari, Jr. and Susan Boyles effective June 1, 1992. Victor Dallari, Jr. and Michael Todd Mitchell are now applying for a new General Lease-Protective Structure and Recreational Use. Applicants qualify for a rent free floating dock and a walkway because the Applicants are natural persons who have improved the littoral land with, and use the upland, for a single-family dwelling.
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 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.
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.

APPROVALS OBTAINED:

N/A

EXHIBIT:

- A. Site Map and Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

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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 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a)(2).

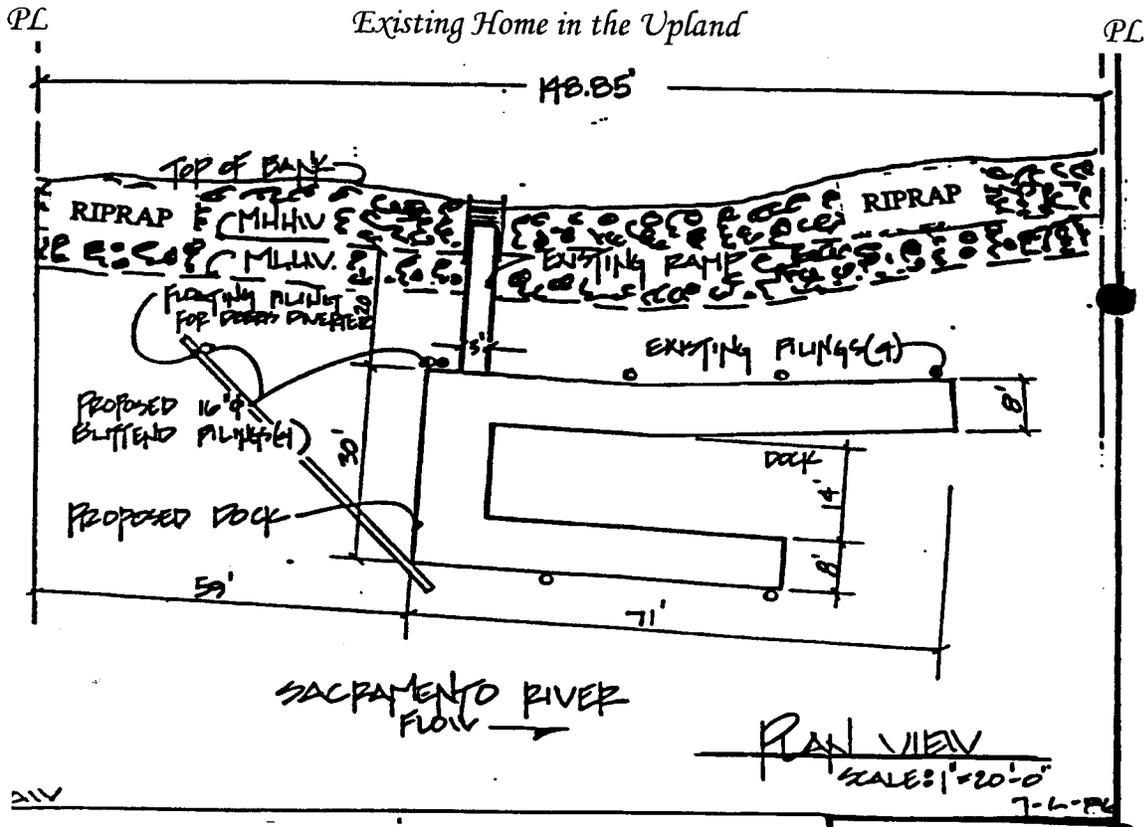
SIGNIFICANT LANDS INVENTORY FINDING:

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.

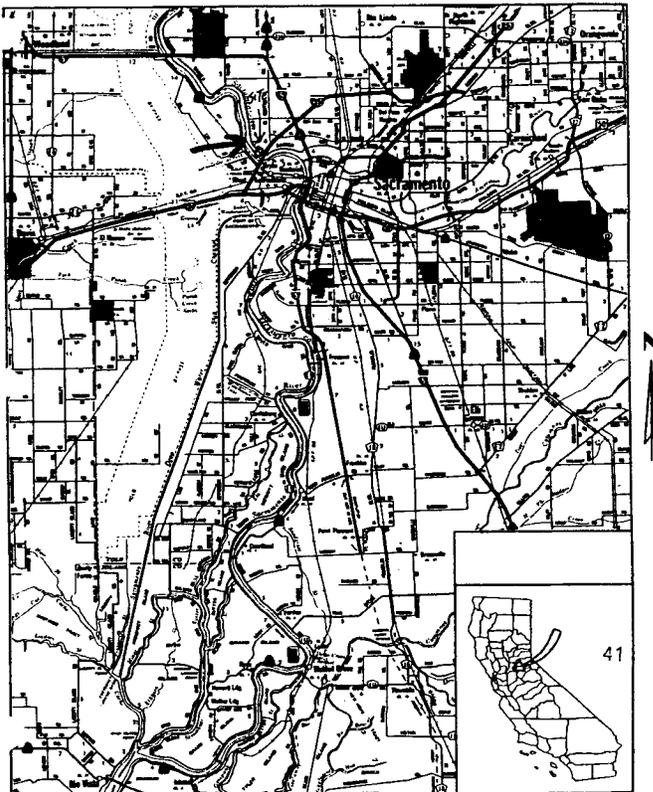
AUTHORIZATION:

AUTHORIZE ISSUANCE TO VICTOR DALLARI, JR. AND MICHAEL TODD MITCHELL OF A GENERAL LEASE- PROTECTIVE STRUCTURE AND RECREATIONAL USE, BEGINNING JUNE 1, 2002, FOR A TERM OF TEN YEARS, FOR A FLOATING BOAT DOCK, A WALKWAY, AND APPROXIMATELY 174 CUBIC YARDS OF RIPRAP ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; FLOATING DOCK AND WALKWAY:
CONSIDERATION : NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; RIPRAP: 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;
LIABILITY INSURANCE COMBINED SINGLE LIMIT COVERAGE OF NO LESS THAN \$500,000.

SITE MAP



LOCATION MAP



U.S. Geological Survey Quad Map

Exhibit A
WP 7027.9

General Lease-Protective
Structure and Recreational
Use

Victor Dallari, Jr and
Michael Todd Mitchell
2261 Garden Hwy
Sacramento, CA 95833

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

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