

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 2 at its 16-2-03 meeting.

**CALENDAR ITEM
C02**

A 2, 5
S 4, 6

PRC5545

06/02/03
WP 5545.9
R. Barham

**GENERAL LEASE-
PROTECTIVE STRUCTURE USE**

APPLICANT:

Britt L. Johnson
7105 Garden Highway
Sacramento, CA 95837

AREA, LAND TYPE, AND LOCATION:

A .037 acre, more or less, parcel of tide and submerged lands in the Sacramento River, on the Garden Highway, approximately 10 miles upstream from the city of Sacramento, Sacramento county.

AUTHORIZED USE:

Continued use and maintenance of existing bank protection.

LEASE TERM:

Ten years, beginning September 1, 2003.

CONSIDERATION:

Bank Protection - 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:

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

OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.

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2. On September 27, 1978, the Commission authorized a 25 year General Permit-Protective Structure Use with Manual E. Ferreira. The upland property was subsequently transferred to Britt L. Johnson. Britt L. Johnson is applying for a new General Lease-Protective Structure Use.
3. The bank protection at this location mutually benefits both the public and the applicant. The public levee will have the additional protection from wave action provided at no cost to the public.
4. 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.

5. 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.

EXHIBIT:

- A. Site and Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

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

CALENDAR ITEM NO. C02 (CONT'D)

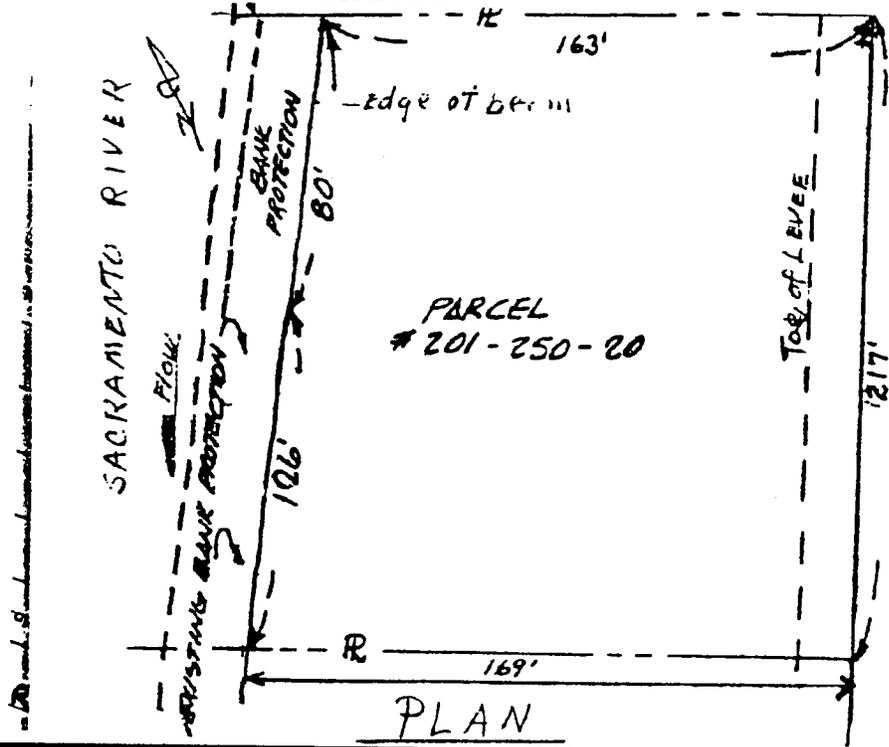
SIGNIFICANT LANDS INVENTORY FINDING:

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:

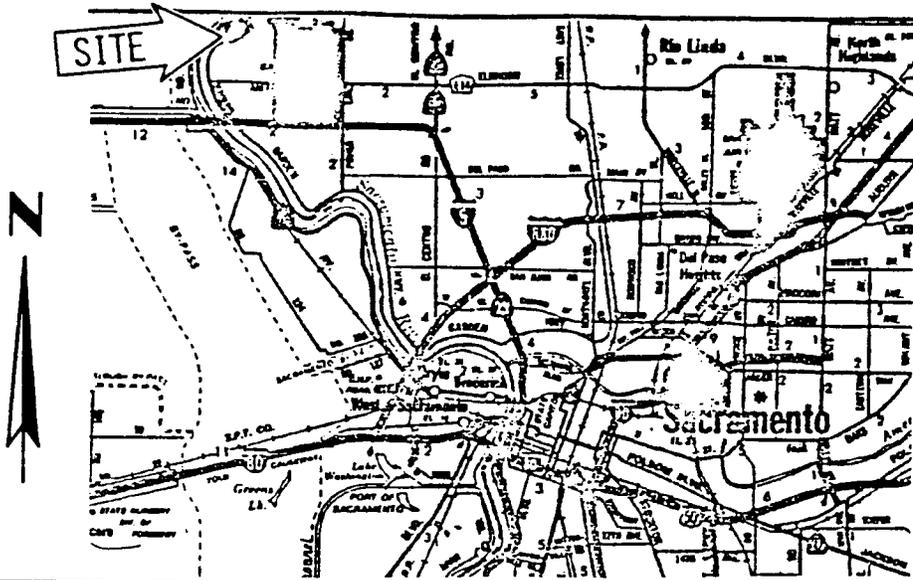
AUTHORIZE ISSUANCE TO BRITT L. JOHNSON OF A GENERAL LEASE – PROTECTIVE STRUCTURE USE, BEGINNING SEPTEMBER 1, 2003, FOR A TERM OF TEN YEARS, FOR THE CONTINUED USE AND MAINTENANCE OF EXISTING BANK PROTECTION ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION: 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; COMBINED SINGLE LIMIT LIABILITY INSURANCE COVERAGE OF NO LESS THAN \$500,000.

SITE MAP



USGS
RWB (4/02/03)

LOCATION MAP



SECTION 3
Exhibit A
WP 5545.9

Britt L. Johnson
Sacramento County

This exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by lessee or other parties, and is not intended to be, nor shall it be construed to as a waiver or limitation of any state interest in the subject or any other property.