

This Calendar Item No. C32 was approved as Minute Item No. 32 by the California State Lands Commission by a vote of 2 to 0 at its 06/07/04 meeting.

CALENDAR ITEM
C32

A 2,5
S 4,6

PRC 4703

06/07/04
WP 4703.9
J. McComas

**TERMINATION OF PUBLIC AGENCY PERMIT
AND ISSUANCE OF A NEW
GENERAL LEASE - PUBLIC AGENCY USE**

APPLICANT:

County of Sacramento
Department of Regional Parks, Recreation and Open Space
3711 Branch Center Road
Sacramento, California 95827

AREA, LAND TYPE, AND LOCATION:

Tide and submerged lands in the Sacramento River, city of Sacramento, Sacramento County.

AUTHORIZED USE:

Partial removal, relocation, reconstruction, and the continued use and maintenance of a boat ramp, boarding dock, abutment, piles, and bank protection.

LEASE TERM:

21 years, beginning July 1, 2004.

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.

OTHER PERTINENT INFORMATION:

1. Applicant has a 10-year lease, beginning July 1, 2000, with the State of California, Department of Transportation for the uplands and therefore has the right to use the uplands adjoining the lease premises. The lease with the State of California, Department of Transportation expires June 30, 2010, and may be renewed for three additional five (5) year terms.

CALENDAR ITEM NO. C32 (CONT'D)

2. On October 3, 1972, the Commission authorized Public Agency Permit No. 4703 with the County of Sacramento. That permit will expire on December 20, 2021. The current facility is to be replaced because its location and position causes eddies in the water near the ramp and leads to deposition of silt, which restricts its use by boaters. The current Public Agency Permit will be terminated effective June 30, 2004, and replaced with a General Lease – Public Agency Use with a term that coincides with the term of the lease with the State of California, Department of Transportation for the uplands.
3. An Initial Study/Negative Declaration was prepared for the proposed project and was approved by the Sacramento County Board of Supervisors on April 3, 2001. That project consisted of removal and replacement of an existing boat launch ramp, abutment, piles, floats and slope protection. As a result of subsequent consultations with permitting agencies, the proposed project was modified. A Revised Initial Study Mitigated Negative Declaration was prepared and approved by the Sacramento Board of Supervisors on February 3, 2004, for the revised project. The majority of the design and construction will remain the same. The proposed changes to the boat ramp include a decrease in the angle of the boat launch from the shore, a decrease in the length of ramp material extending into the river and the addition of a boarding dock. The California State Lands Commission's staff has reviewed such document.
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:

U. S. Coast Guard, U. S. Army Corps of Engineers, U.S. Fish and Wildlife Service, National Oceanic and Atmospheric Administration, State Reclamation Board, California Regional Water Quality Control Board, California Department of Fish and Game, California Department of Water Resources, and State Water Resources Control Board

CALENDAR ITEM NO. C32 (CONT'D)

EXHIBITS:

- A. Site Plan/Location Map
- B. Notice of Determination

PERMIT STREAMLINING ACT DEADLINE:

November 7, 2004

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

1. FIND THAT A MITIGATED NEGATIVE DECLARATION AND A MITIGATION MONITORING PROGRAM WERE PREPARED AND ADOPTED FOR THIS PROJECT BY THE COUNTY OF SACRAMENTO AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
2. ADOPT THE MITIGATION MONITORING PROGRAM ON FILE IN THE OFFICE OF THE CALIFORNIA STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF.

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:

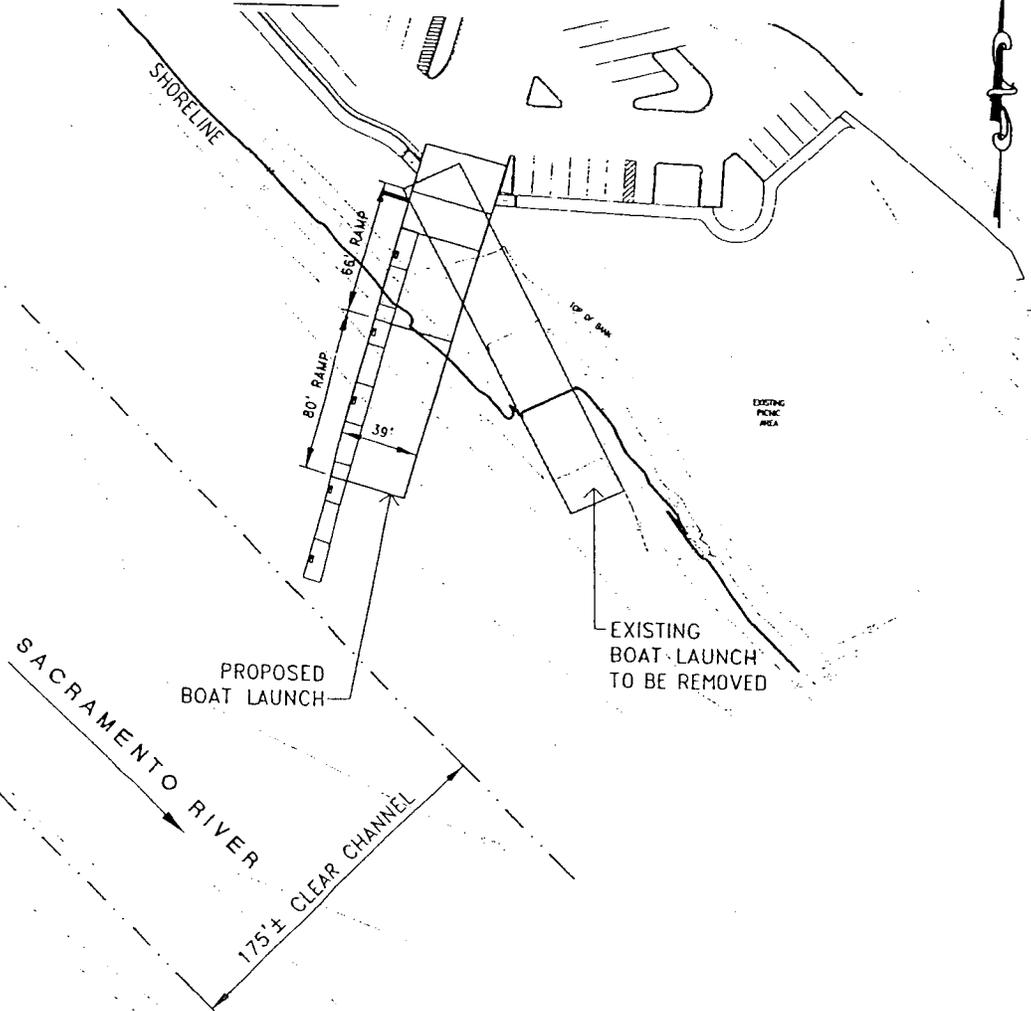
1. AUTHORIZE TERMINATION OF GENERAL PERMIT NO. PRC 4703.9 ISSUED TO THE COUNTY OF SACRAMENTO EFFECTIVE JUNE 30, 2004.
2. AUTHORIZE ISSUANCE TO THE COUNTY OF SACRAMENTO OF A GENERAL LEASE - PUBLIC AGENCY USE, BEGINNING JULY 1, 2004, FOR A TERM OF 21 YEARS, FOR PARTIAL REMOVAL, RELOCATION, RECONSTRUCTION AND CONTINUED USE AND MAINTENANCE OF A BOAT RAMP, BOARDING DOCK AND BANK PROTECTION AT ELKHORN BOAT LAUNCH FACILITY ON THE LAND SHOWN ON EXHIBIT A

CALENDAR ITEM NO. C32 (CONT'D)

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.

NO SCALE

SITE

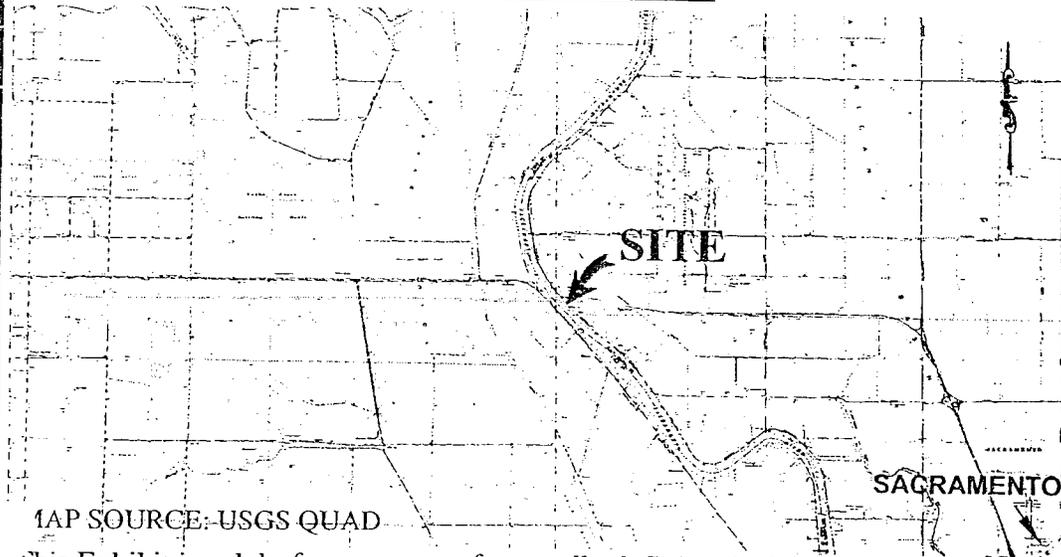


COUNTY OF SACRAMENTO - RECONSTRUCTION AND RELOCATION OF A BOAT RAMP

APN: 201-0280-057

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit A

WP 4703.9
 GENERAL LEASE
 PUBLIC AGENCY USE
 SACRAMENTO RIVER
 SACRAMENTO COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties 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.

