MINUTE ITEM
This Calendar Item No. C04 was approved as Minute Item No. 04 by the California State Lands Commission by a vote of 3 to 0 at its 8/17/04 meeting.

CALENDAR ITEM
C04

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08/17/04
PRC 7775 WP 7775.9
L. Burks

DREDGING LEASE

APPLICANT:
City of Sacramento
1030 15th Street, Suite 250
Sacramento, California 95814

AREA, LAND TYPE, AND LOCATION:
Sovereign lands in the Sacramento River, at the Miller Park boat launch ramp, within the city of Sacramento, Sacramento County.

AUTHORIZED USE:
Dredge a maximum of 3,000 cubic yards of material annually over ten years to maintain a navigable depth. Dredged materials will be disposed of on a City-owned upland parcel and will be used for City projects only.

LEASE TERM:
Ten years, beginning August 3, 2004.

CONSIDERATION:
No royalty will be charged, as the Project will result in a public benefit.

OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.

2. On August 3, 1994, the Commission authorized a Dredging Lease to the city of Sacramento to dredge a maximum of 100 cubic yards annually, and on January 29, 1999, the Commission authorized an amendment to the Dredging Lease to increase the amount of dredging materials removed to a maximum of 3,000 cubic yards annually. That lease expired on August 2, 2004. The City is now applying for a new Dredging Lease.

3. Dredging, at no cost to Lessor, may be conducted under the terms of this Lease with the prior authorization of Lessor in writing, and the submittal to Lessor of copies of all permits, but not limited to, the U.S. Army Corps of Engineers, U.S. Fish and Wildlife Service, NOAA Fisheries, California Department of Fish and Game, State Reclamation Board, and the California Regional Water Quality Control Board. Dredged material may not be sold.

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 4, Minor Alterations to Land; Title 2, California Code of Regulations, section 2905(d)(4).

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

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.

APPROVALS OBTAINED:

United States Army Corps of Engineers; State Reclamation Board.

FURTHER APPROVALS REQUIRED:

California Department of Fish and Game; Regional Water Quality Control Board.

EXHIBITS:

A. Site Plan
B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:
IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

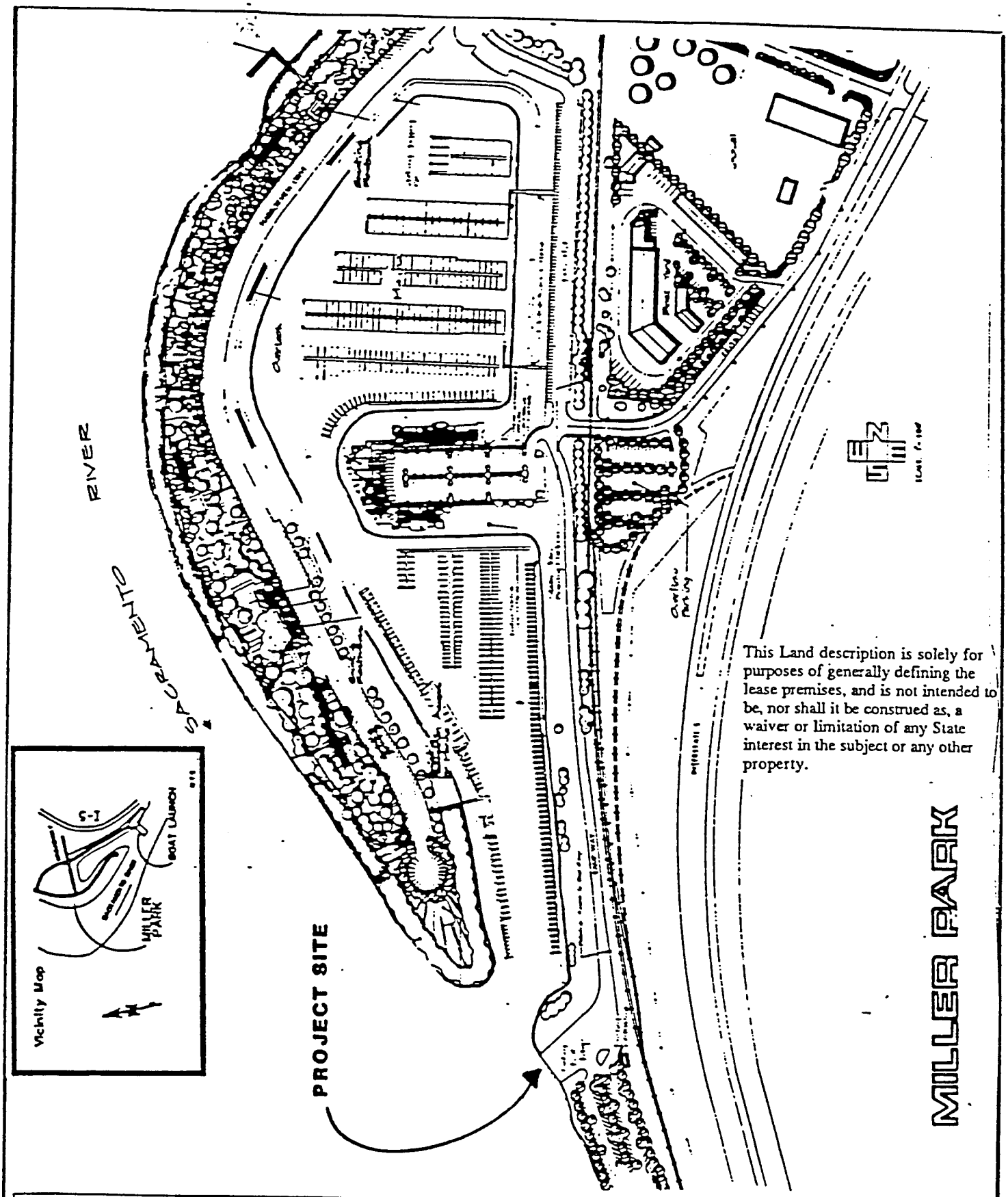
FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 4, MINOR ALTERATIONS TO LAND; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905(d)(4).

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 THE ISSUANCE OF A DREDGING LEASE TO THE CITY OF SACRAMENTO BEGINNING AUGUST 3, 2004, FOR A TERM OF TEN YEARS, FOR DREDGING A MAXIMUM OF 3,000 CUBIC YARDS OF MATERIAL ANNUALLY FROM THE SACRAMENTO RIVER, AT THE MILLER PARK BOAT LAUNCH RAMP, AS REPRESENTED ON THE LANDS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF. DREDGED MATERIALS WILL BE DISPOSED OF ON A CITY-OWNED UPLAND PARCEL AND WILL BE USED FOR CITY PROJECTS ONLY. SUCH PERMITTED ACTIVITY IS CONTINGENT UPON APPLICANT'S COMPLIANCE WITH APPLICABLE PERMITS, RECOMMENDATIONS, OR LIMITATIONS ISSUED BY FEDERAL, STATE AND LOCAL GOVERNMENTS. DREDGED MATERIAL MAY NOT BE SOLD. NO ROYALTY SHALL BE CHARGED, AS THE PROJECT WILL RESULT IN A PUBLIC BENEFIT.



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.

PROPOSED BOAT LAUNCH IMPROVEMENTS FOR MILLER PARK

CITY OF SACRAMENTO, NEIGHBORHOOD SERVICES DEPT.
1030 15TH STREET, SUITE 250
SACRAMENTO, CALIFORNIA 95814
LOCATION: SACRAMENTO RIVER, MILE 57.3, LEFT BANK

Exhibit A
WP 7775

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CALENDAR PAGE

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MINUTE PAGE

LMB 7/27/04

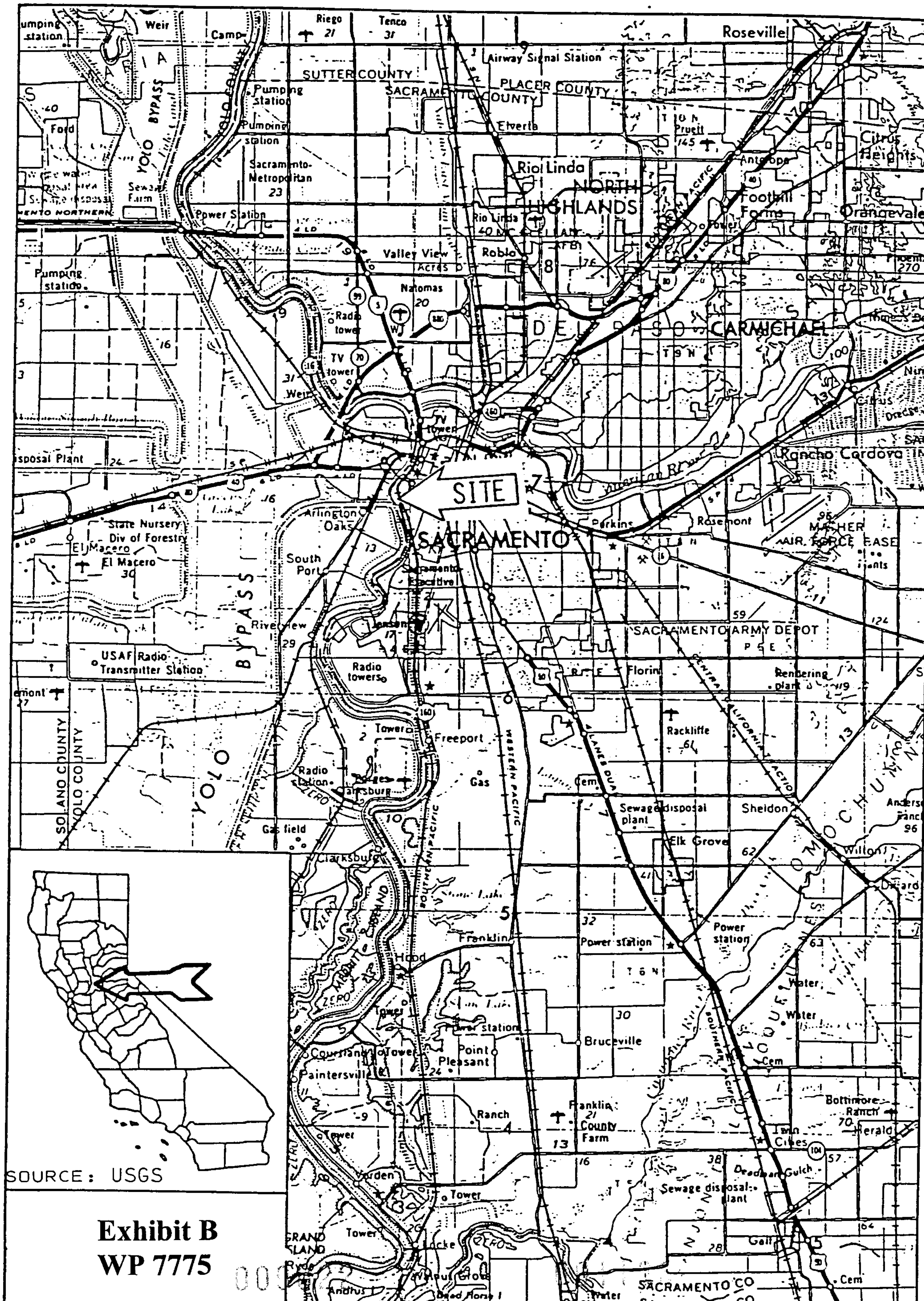

Exhibit B
WP 7775