

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 2 at its
10/06/04 meeting.

CALENDAR ITEM

C19

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10/06/04
PRC 4032 WP 4032.9
T. Lipscomb

**GENERAL LEASE - PUBLIC AGENCY USE AND
APPROVAL OF SUBLEASE**

APPLICANT/SUBLESSOR:

County of Tehama
P.O. Box 250
Red Bluff, CA 96080

SUBLEESSEE:

California Department of Fish and Game
Wildlife Conservation Board
1807 13th Street, Suite 103
Sacramento, CA 95814-7117

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Sacramento River, near the mouth of Mill Creek,
Los Molinos, Tehama County.

AUTHORIZED USE:

LEASE: Continued use and maintenance of an existing boat
launching ramp, walkway, and riprap bank protection.

SUBLEASE: Public access to the River for fishing and wildlife
management.

TERM:

LEASE: 25 years, beginning September 17, 2003.

SUBLEASE: 25 years, beginning September 17, 2001.

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.

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OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.
2. On March 3, 1988, the Commission authorized a General Lease - Public Agency Use for a term of 15-years, 4 months to the Wildlife Conservation Board, Department of Fish and Game, to maintain and operate a boat launching facility at this location. This project was initially funded by the Wildlife Conservation Board in a cooperative agreement with the County of Tehama on May 14, 1968. In a new agreement between the County of Tehama and the Department of Fish and Game, Wildlife Conservation Board, dated May 18, 2001, the County of Tehama, as current owner of the upland, agreed to improve, maintain and operate this facility for lease to the State for the purpose of providing River access and wildlife management. This cooperative agreement between the County of Tehama and the Wildlife Conservation Board has a term of 25 years, ending May 17, 2026.
3. **Boat Launching Ramp and Walkway:**
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.

Bank Protection:

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 14, California Code of Regulations, section 15304.

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

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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. Army Corps of Engineers, The Reclamation Board, California Department of Fish and Game, California Regional Water Quality Control Board, Central Valley Region.

EXHIBITS:

- A. Site Plan
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

BOAT LAUNCHING RAMP

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.

BANK PROTECTION

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 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15304.

CALENDAR ITEM NO. C19 (CONT'D)

SIGNIFICANT LANDS INVENTORY FINDING:

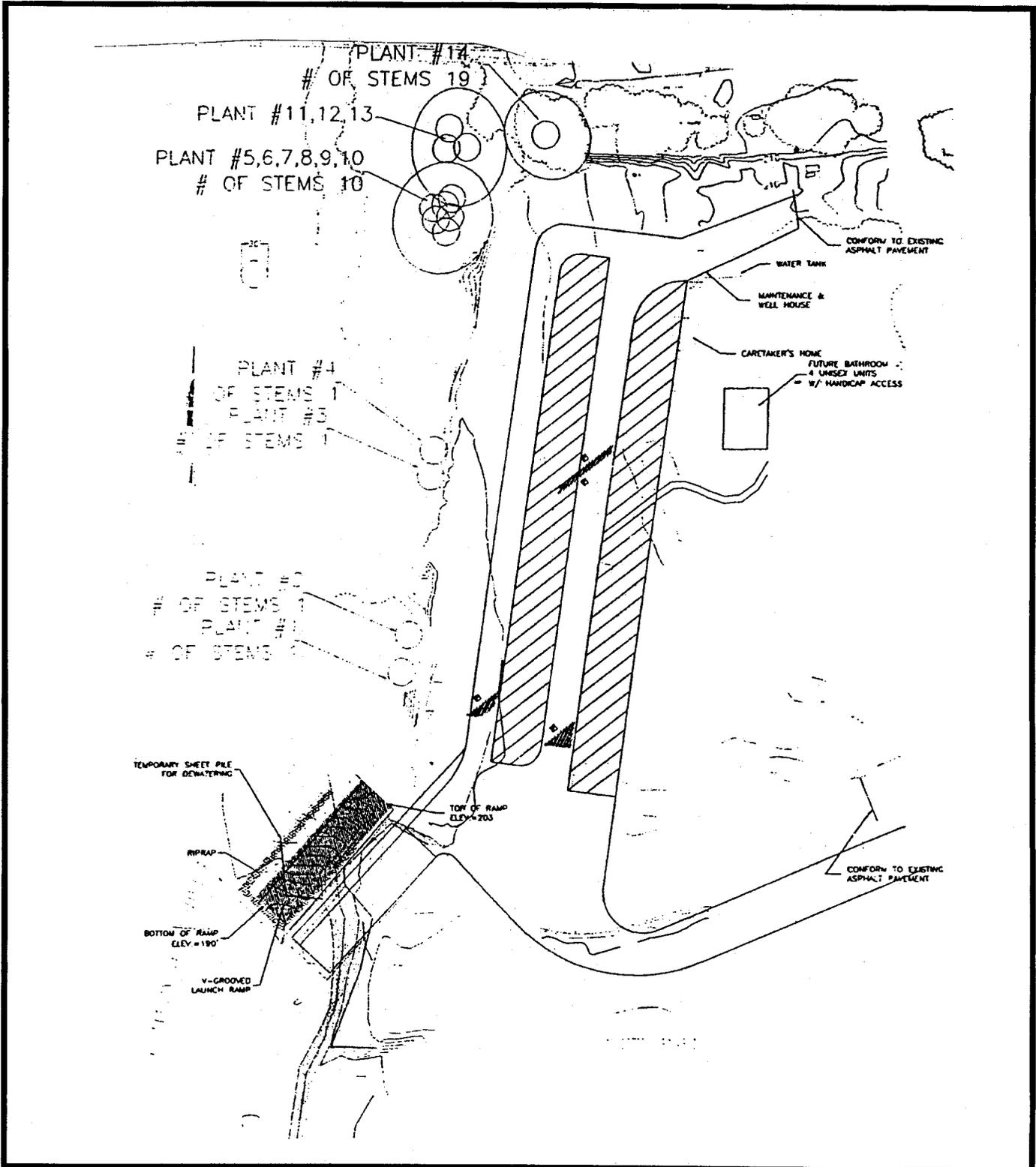
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

1. AUTHORIZE ISSUANCE TO THE COUNTY OF TEHAMA OF A GENERAL LEASE - PUBLIC AGENCY USE, BEGINNING SEPTEMBER 17, 2003, FOR A TERM OF 25 YEARS, FOR THE CONTINUED USE AND MAINTENANCE OF A BOAT LAUNCHING RAMP, WALKWAY, AND RIPRAP BANK PROTECTION AS REPRESENTED 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.

2. AUTHORIZE, BY ENDORSEMENT, THE SUBLEASE TO CALIFORNIA DEPARTMENT OF FISH AND GAME, WILDLIFE CONSERVATION BOARD, BEGINNING SEPTEMBER 17, 2001, AND ENDING MAY 17, 2026, SAID SUBLEASE ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF.

Site Plan



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 as, a waiver or limitation of any state interest in the subject or other property.

Exhibit A
PRC 4032.9

TKL 09/01/2004

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