

**CALENDAR ITEM
C50**

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08/19/15
PRC 3449.9
M. Hays

GENERAL LEASE – PUBLIC AGENCY USE

APPLICANTS:

County of San Joaquin and City of Riverbank

AREA, LAND TYPE, AND LOCATION:

Sovereign land in the Stanislaus River, Santa Fe Road crossing, which is the boundary between the county of San Joaquin and the city of Riverbank, San Joaquin and Stanislaus Counties.

AUTHORIZED USE:

Continued use and maintenance of an existing vehicular bridge known as the Santa Fe Road Bridge.

LEASE TERM:

25 years, beginning March 1, 2015.

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 interests.

OTHER PERTINENT INFORMATION:

1. Applicants own or have the right to use upland adjoining the lease premises.
2. On March 1, 1966, the Commission authorized a 49-year right-of-way easement to the county of San Joaquin and the county of Stanislaus for the construction and use of a two-lane bridge crossing the County line over the Stanislaus River. That easement expired on February 28, 2015. On October 30, 1989, through an agreement with the two counties and the city of Riverbank, the county of Stanislaus relinquished ownership of the bridge to the city of Riverbank. The Applicants have applied for a new General Lease – Public Agency Use.
3. The Applicants maintain an agreement for the maintenance and repair of the existing bridge with the city of Riverbank acting as the lead agency

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responsible for routine maintenance and equally share the cost of maintenance and repairs. The bridge was last inspected in 2013 by the California Department of Transportation with no work recommendations. Inspections occur every 24 months.

4. The staff recommends that the Commission find that this activity is exempt from the requirements of the California Environmental Quality Act (CEQA) as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

Authority: Public Resources Code section 21084 and California Code of Regulations, Title 14, section 15300 and California Code of Regulations, Title 2, section 2905.

5. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370 et seq., but such activity will not affect those significant lands. 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.

EXHIBITS:

- A. Land Description
- B. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the activity is exempt from the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15061 as a categorically exempt project, Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (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 section 6370 et seq.

AUTHORIZATION:

Authorize issuance of a General Lease – Public Agency Use to the county of San Joaquin and the city of Riverbank beginning March 1, 2015, for a

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term of 25 years, for the continued use and maintenance of an existing vehicular bridge known as the Santa Fe Road Bridge, as described in Exhibit A and shown on Exhibit B (for reference purposes only) 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 as specified in the lease if the Commission finds such action to be in the State's best interests.

EXHIBIT A

PRC 3449.9

LAND DESCRIPTION

A parcel of submerged land 80 feet wide in Section 24, Township 2 South, Range 9 East, M.D.B.&M., as shown on Official Government Township Plat approved March 1, 1873, County of San Joaquin, State of California, and in the Stanislaus River, Stanislaus and San Joaquin Counties, northerly of the City of Riverbank, lying 40 feet on either side of the following described centerline:

COMMENCING at the southwest corner of said Section 24, thence North 89° 52' East 475.95 feet along a line that coincide with the south line of Block "A" of Palmer Addition to Riverbank, according to the map thereof recorded February 14, 1913 in Volume 7 of Maps, Page 26, Stanislaus County Records; to the centerline of First Street; thence North 0° 22' East 220.55 feet; thence northwesterly about 400 feet along the arc of a tangent curve, concave westerly, a degree of curvature of 1° 20' angle and a radius of 4911.07 feet to a point on the low water line of the left bank of the Stanislaus River; said point being the POINT OF BEGINNING for this description; thence continuing northwesterly along said described arc, 150 feet more or less to a point on the low waterline on the right bank of said river.

EXCEPTING THEREFROM any portion lying landward of the low water mark of the right and left banks of the Stanislaus River.

Accompanying plat is hereby made part of this description.

END OF DESCRIPTION

The above description prepared 05/01/2015 by the California State Lands Commission Boundary Unit is based on that original description dated February 1965 as found in PRC 3449.9 file.



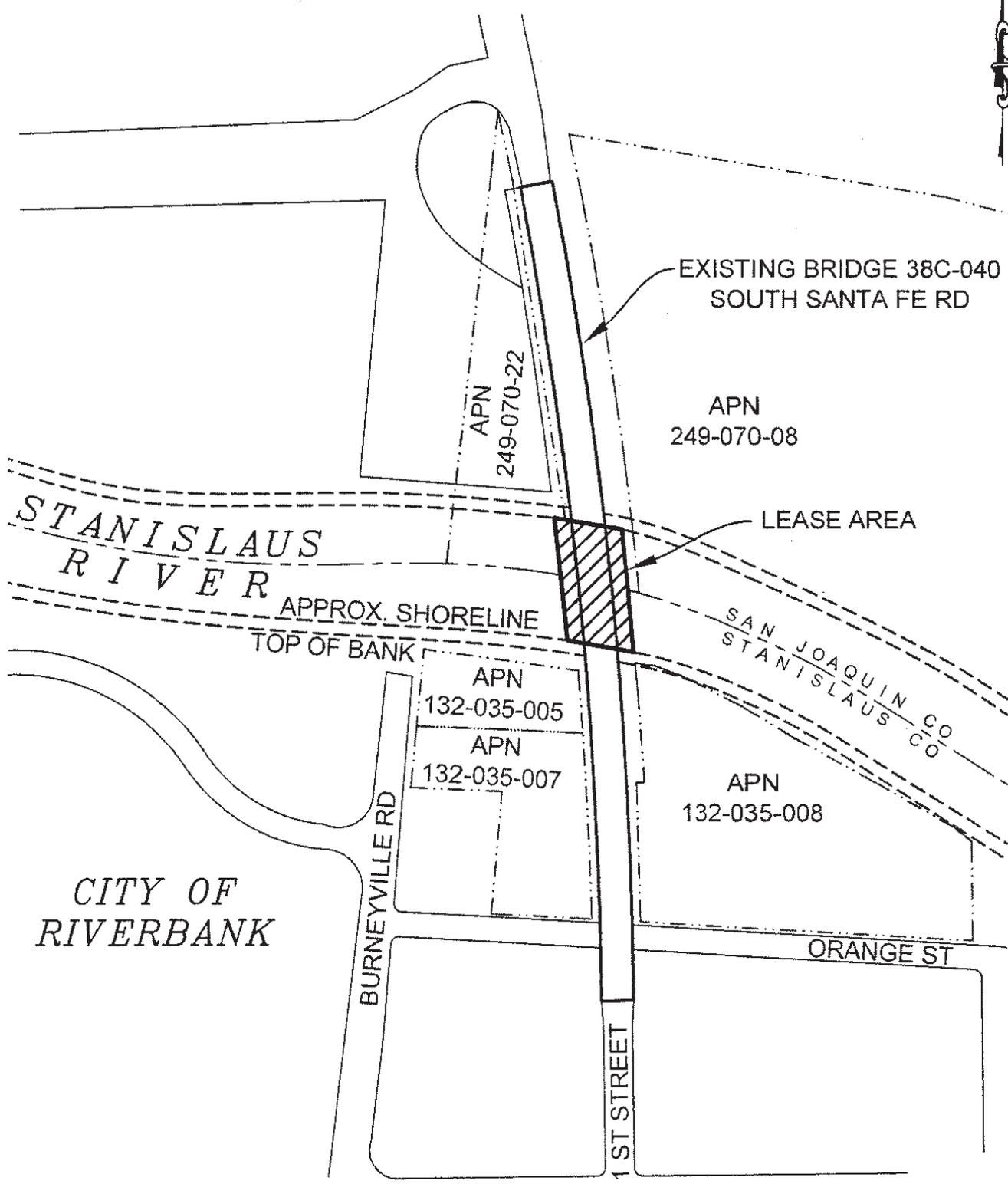
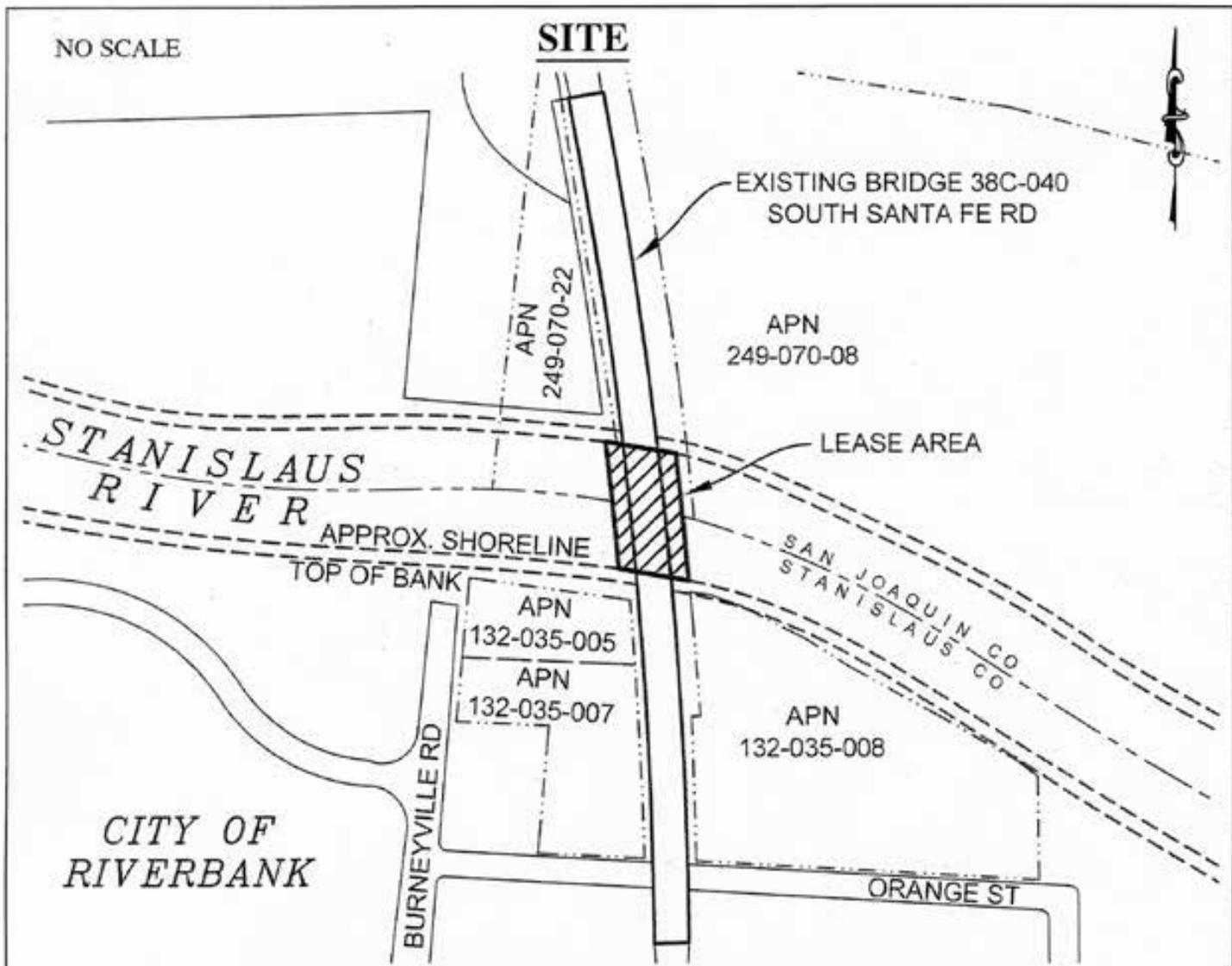


EXHIBIT A

LAND DESCRIPTION PLAT
 PRC 3449.9, SAN JOAQUIN COUNTY
 AND CITY OF RIVERBANK
 SAN JOAQUIN & STANISLAUS COUNTIES

CALIFORNIA STATE
 LANDS COMMISSION





SANTA FE ROAD BRIDGE, NEAR CITY OF RIVERBANK



Exhibit B
 PRC 3449.9
 SAN JOAQUIN COUNTY &
 CITY OF RIVERBANK
 GENERAL LEASE -
 PUBLIC AGENCY USE
 SAN JOAQUIN AND
 STANISLAUS COUNTIES



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.