

MINUTE ITEM

7/2/65

48. APPLICATION FOR RIGHT-OF-ENTRY PERMIT FOR THE CONSTRUCTION, MAINTENANCE, AND USE OF A HAUL-ROAD BRIDGE OVER THE AMERICAN RIVER, SACRAMENTO COUNTY; NATOMAS COMPANY, NATOMA, CALIFORNIA - W.O. 5674.

Following presentation of Calendar Item 14 attached, Mr. John Ross, attorney for a group of Fair Oaks residents in the vicinity where the application is sought, appeared in opposition to the granting of the permit, for esthetic reasons.

After a discussion of the proposed project, the matter was put over until the next meeting of the Commission, with the understanding that the staff would advise the Commission as to what specifically would be the effect on the residents if the bridge were built, and whether there was an alternate route that could be used.

Attachment

Calendar Item 46 (1 page)

SUPPLEMENTAL CALENDAR ITEM

46.

APPLICATION FOR RIGHT-OF-ENTRY PERMIT FOR THE CONSTRUCTION, MAINTENANCE, AND USE OF A HAUL-ROAD BRIDGE OVER THE AMERICAN RIVER, SACRAMENTO COUNTY; NATOMAS COMPANY, NATOMA, CALIFORNIA - W.O. 5674.

Natomas Company, a California corporation, is the holder of fee title to lands located on both sides of the American River in Sacramento County lying adjacent to and westerly of the Fair Oaks Bridge on Sunrise Avenue in Fair Oaks (see Exhibit "A"). The State and the Natomas Company have conflicting claims as to the title to the bed of the American River in this vicinity. The Natomas Company, apparently unaware of the State's title claim, had proceeded with plans to reconstruct a bridge over the river from its property on the north bank of the river to its property on the south bank. The Reclamation Board, with the recommendation of the Water Resources Department and the U. S. Corps of Engineers, approved the project with definite specifications and requirements. The work program was scheduled to commence on June 1, 1965.

The Natomas Company application states: "The County of Sacramento through the Department of Public Works and Legal Counsel, have expressed the opinion that Natomas Company and Pacific Cement and Aggregates have fulfilled all County demands to proceed with the project."

The bridge will consist of a superstructure and decking to be erected on existing wood pile bents and will be used to transport aggregate material for processing from Company property on the north bank to the south bank. The bridge will be approximately 250 feet long and 20 feet wide, and approximately 150 feet will cross State land.

In view of the project schedule and the fact that the Company was unaware of the State title claim until recently, a request has been made for a temporary right-of-entry permit to allow the applicant to proceed with the project. The permit would be issued subject to terms and conditions of a right-of-way easement retroactive to the date of issuance of the permit. The permit and easement would be issued without prejudice to the title claims of the Natomas Company to the bed of the American River.

IT IS RECOMMENDED THAT THE STATE LANDS COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO GRANT TO THE NATOMAS COMPANY A TWO-YEAR RIGHT-OF-ENTRY PERMIT FOR THE CONSTRUCTION OF A HAUL-ROAD BRIDGE OVER THE AMERICAN RIVER ADJACENT TO AND WESTERLY OF THE FAIR OAKS BRIDGE IN SACRAMENTO COUNTY, SUBJECT TO THE NEGOTIATION OF A RIGHT-OF-WAY EASEMENT WITH TERMS AND CONDITIONS RETROACTIVE TO DATE OF ISSUANCE OF THE PERMIT; THE PERMIT TO BE WITHOUT PREJUDICE TO THE TITLE CLAIMS OF THE NATOMAS COMPANY TO THE BED OF THE AMERICAN RIVER.