

7. PUBLIC AGENCY PERMIT; SOVEREIGN LAND IN THE BEDS OF THE SAN JOAQUIN RIVER AND MAYBERRY SLOUGH, CONTRA COSTA/ SACRAMENTO COUNTIES; W 20791; PRC 5059.

After consideration of Calendar Item 5 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT STATEMENT HAS BEEN PREPARED FOR THIS PROJECT AND CERTIFIED BY CALIFORNIA DEPARTMENT OF TRANSPORTATION ON OCTOBER 6, 1975.
2. CERTIFIES THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT STATEMENT OF CALIFORNIA DEPARTMENT OF TRANSPORTATION HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINES THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZES THE ISSUANCE TO THE DEPARTMENT OF TRANSPORTATION, PUSUANT TO SECTION 101.5 OF THE STREETS AND HIGHWAYS CODE, OF A PUBLIC AGENCY PERMIT FOR AN INDEFINITE PERIOD FROM OCTOBER 1, 1975; AND THE APPROVAL OF AN APPROPRIATE PLAT AUTHORIZING THE CONSTRUCTION AND MAINTENANCE OF A BRIDGE CROSSING STATE SOVEREIGN LAND IN THE BED OF SAN JOAQUIN RIVER AND MAYBERRY SLOUGH, AS DESCRIBED ON DEPARTMENT OF TRANSPORTATION MAPS 10 CC-SAC 84 1.0-1-1 AND 10 CC-SAC 84 11.8-1-1, (EXHIBITS "B1" AND "B2") ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF.
5. AUTHORIZES THE INCLUSION IN SAID PERMIT OF A TEMPORARY CONSTRUCTION EASEMENT FROM OCTOBER 1, 1975 TO DECEMBER 31, 1984 ON THE LANDS DESCRIBED ON EXHIBIT "A1" AND "A2" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF.

Attachment:
Calendar Item 5 (5 pages)

CALENDAR ITEM

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W 20791

5.

PUBLIC AGENCY PERMIT

APPLICANT: Department of Transportation
Division of Highways
1120 N Street
Sacramento, California 95814

AREA, TYPE LAND AND LOCATION:
(Bridge Right of Way)

Approximately 11.15 acres of sovereign land
in the beds of the San Joaquin River and Mayberry
Slough, vicinity of Antioch, Contra Costa/
Sacramento counties.

LAND USE: Bridges serving State Route 84.

TERMS OF PROPOSED LEASE:

Indefinite period from October 1, 1975.

CONSIDERATION: As set forth in Section 101.5, Streets and Highways
Code.

BASIS FOR CONSIDERATION:

Chapter 1052, Statutes of 1969.

AREA, TYPE LAND AND LOCATION:

(Temporary Construction Easement)

Approximately 29.608 acres of sovereign land in
the bed of the San Joaquin River and Mayberry
Slough.

LAND USE: Temporary construction area for bridge placement.

TERMS OF PROPOSED EASEMENT:

from October 1, 1975 to December 31, 1984.

CONSIDERATION: Public health and safety.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Parts 1 & 2.
- b. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, & 10.
- c. Streets and Highways Code: Section 101.5

OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is estimated
to be \$2,400.

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S 4, 7

CALENDAR ITEM NO. 5. (CONTD)

2. The applicant (Department of Transportation) prepared environmental documentation on the proposed construction of a four-lane access control highway on California State Route 84 near Antioch, in the form of a Final Environmental Impact Statement. The Statement was prepared pursuant to Federal Environmental Law (42 U.S.C. 4332 (2)(c); 23 U.S.C. (a) and CEQA (PRC Section 21000, et seq.).

The project environmental documentation received wide circularization to appropriate State agencies via the State Clearinghouse (SCH #73111234).

Just easterly of the proposed new bridge, the Department of Transportation maintains an existing two-lane bridge under lease PRC 463. The existing bridge will be dismantled after traffic has been routed over to the new bridge and the bridge piers will be removed to the level of the River bottom.

Division staff has reviewed the project environmental documentation and considers it adequate under CEQA, and State Environmental Impact Report Guidelines (§ 15000, 14 Cal. Adm. Code). The Department of Transportation has submitted an appropriate Notice of Determination on the bridge construction project.

It should be noted that the Final Environmental Impact Statement discusses the construction of a four-lane bridge; but includes the possibility of a two-lane bridge. The two-lane alternative may be necessary due to limited highway project funding. The construction of a two-lane bridge in lieu of a four-lane bridge will not affect the Right-of-Way recommended herein.

EXHIBITS:

- A. Legal Descriptions (2)
Exhibits "A1" & "A2"
- B. Right of Way Maps (2)
Exhibits "B1" & "B2"
- C. Location Map.

CALENDAR ITEM NO. 5. (CONTD)

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT STATEMENT HAS BEEN PREPARED FOR THIS PROJECT AND CERTIFIED BY CALIFORNIA DEPARTMENT OF TRANSPORTATION ON OCTOBER 6, 1975.
2. CERTIFY THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT STATEMENT OF CALIFORNIA DEPARTMENT OF TRANSPORTATION HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZE THE ISSUANCE TO THE DEPARTMENT OF TRANSPORTATION, PURSUANT TO SECTION 101.5 OF THE STREETS AND HIGHWAYS CODE, OF A PUBLIC AGENCY PERMIT FOR AN INDEFINITE PERIOD FROM OCTOBER 1, 1975; AND THE APPROVAL OF AN APPROPRIATE PLAT AUTHORIZING THE CONSTRUCTION AND MAINTENANCE OF A BRIDGE CROSSING STATE SOVEREIGN LAND IN THE BED OF SAN JOAQUIN RIVER AND MAYBERRY SLOUGH, AS DESCRIBED ON DEPARTMENT OF TRANSPORTATION MAPS 10 CC-SAC 84 1.0-1-1 AND 10 CC-SAC 84 11.8-1-1, (EXHIBITS "B1" AND "B2") ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF.
5. AUTHORIZE THE INCLUSION IN SAID PERMIT OF A TEMPORARY CONSTRUCTION EASEMENT FROM OCTOBER 1, 1975 TO DECEMBER 31, 1984 ON THE LANDS DESCRIBED ON EXHIBIT "A1" AND "A2" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibits "A1" and "A2"

EXHIBIT "A1"

W 20791

Two parcels of tide and submerged land lying in the bed of the San Joaquin River, Contra Costa and Sacramento Counties, State of California, being more particularly described as follows:

PARCEL 1

COMMENCING at a brass disk set by Contra Costa County, marking the corner common to Sections 15, 16, 21, 22, T 2 N, R 2 E, MDM; thence N 4° 15' 45" W 2629.20 feet; thence N 87° 47' 30" W 60.03 feet to the TRUE POINT OF BEGINNING; thence continuing N 87° 47' 30" W 270.10 feet; thence N 0° 37' 59" E 3868.79 feet to the intersection with the southerly boundary of that certain parcel described in the deed recorded in Book 3265 Official Records at Page 633, Sacramento County; thence along said southerly line N 87° 17' 48" E 74.02 feet; thence N 85° 17' 48" E 196.97 feet; thence S 0° 37' 59" W 3898.83 feet to the point of beginning.

PARCEL 2

COMMENCING at a brass disk set by Contra Costa County, marking the corner common to Sections 15, 16, 21, 22, T 2 N, R 2 E, MDM; thence N 4° 15' 45" W 2629.20 feet; thence S 87° 47' 30" E 60.02 feet to the TRUE POINT OF BEGINNING; thence continuing S 87° 47' 30" E 164.07 feet; thence N 0° 37' 30" E 26.40 feet; thence S 89° 22' 30" E 106.00 feet; thence N 0° 37' 59" E 54.99 feet; thence N 89° 22' 30" W 225.99 feet; thence N 0° 37' 30" 3717.53 feet; thence N 86° 10' 32" E 227.20 feet; thence N 0° 37' 59" E 127.38 feet; thence S 84° 47' 48" W 98.40 feet; thence S 85° 17' 48" W 172.86 feet; thence S 0° 37' 59" W 3913.35 feet to the point of beginning.

END OF DESCRIPTION

EXHIBIT "A2"

W 20791

Two parcels of tide and submerged land lying in the bed of Mayberry Slough, Sacramento County, State of California, being more particularly described as follows:

PARCEL 1

COMMENCING at the northwesterly corner of that certain parcel described in the deed recorded in Book 3265 Official Records at Page 633 of Sacramento County; thence along the northerly line of said parcel S 83° 23' 42" E 390.31 feet to the TRUE POINT OF BEGINNING; thence continuing S 83° 23' 42" E 40.22 feet; thence N 0° 37' 59" E 242.55 feet; thence N 81° 28' 42" W 40.38 feet; thence S 0° 37' 59" W 243.91 feet to the Point of Beginning.

PARCEL 2

COMMENCING at the True Point of Beginning as described in parcel 1 above, thence S 83° 23' 42" E 160.87 feet to the TRUE POINT OF BEGINNING; thence continuing S 83° 23' 42" E 40.22 feet; thence N 0° 37' 59" E 237.11 feet; thence N 81° 28' 42" W 40.38 feet; thence S 0° 37' 59" W 238.48 feet to the Point of Beginning.

END OF DESCRIPTION