

MINUTE ITEM

This Calendar Item No. CS
was approved as Minute Item
No. 5 by the State Lands
Commission by a vote of 3
to 0 at its 1/26/78
meeting.

CALENDAR ITEM

CS.

1/78
W 21556
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GENERAL PERMIT
PUBLIC AGENCY USE

APPLICANT:

Pajaro Storm Drain
Maintenance District
701 Ocean Avenue
Santa Cruz, California 95060

AREA, TYPE LAND AND LOCATION:

2 parcels, tide and submerged land, Watsonville
Slough, Santa Cruz County; Parcel 1 - 5,000
sq. ft.; Parcel 2 - 5,400 sq. ft.

LAND USE:

Parcel 1: Concrete breastwall and pumphouse
and six 48" diameter culverts; Parcel 2: six
48" diameter culverts.

TERMS OF PROPOSED PERMIT:

Initial period: 49 years from February 1,
1978.

CONSIDERATION:

The public use and benefit, with the State
reserving the right at any time to set
a monetary rental if the Commission finds
such action to be in the State's best interest.

BASIS FOR CONSIDERATION:

2 Cal. Adm. Code 2006.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is owner of upland.

Processing costs have been received.

STATUTORY AND OTHER REFERENCES:

- A. Public Resources Code: Div. 6, Parts 1 & 2.
- B. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, 6.5,
10 & 11.

OTHER PERTINENT INFORMATION:

- 1. The annual rental value of the site
is estimated to be \$100.

A 28
S 17

Replaced in kind 7/21/78 due to bad xerox copy.

CALENDAR ITEM NO. 05. (CONTD)

2. A Negative Declaration was prepared by the County of Santa Cruz, pursuant to CEQA and implementing regulations. A Notice of Determination is pending following receipt of other permits and funding of project by the applicant.
3. This project is situated on State land identified as possessing significant environmental values pursuant to Public Resources Code 6370.1, and is classified in a use category, Class "C", Multiple Use.
4. The applicant advises that the proposed project is compatible with the land use on adjacent parcels. Gradings will be minimal. The project will not significantly disturb the natural biotic habitat. There are no archaeological resources on the project site.

The staff concludes that the project will not have any significant effects on those characteristics identified under Public Resources Code 6370.1.

APPROVALS OBTAINED:

Coastal Commission, and State Department of Fish and Game.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. Negative Declaration.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE COUNTY OF SANTA CRUZ, ON OCTOBER 18, 1976.
2. CERTIFY THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.

CALENDAR ITEM NO. C2. (CONTD)

4. DETERMINE THAT THE PROJECT IS CONSISTENT WITH THE PROVISIONS OF ARTICLE 6.5, OF TITLE 2, OF THE CALIFORNIA ADMINISTRATIVE CODE.
5. FIND THAT GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE PUBLIC RESOURCES CODE.
6. AUTHORIZE ISSUANCE TO PAJARO STORM DRAIN MAINTENANCE DISTRICT OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE FROM FEBRUARY 1, 1978; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR INSTALLATION AND MAINTENANCE OF IMPROVEMENTS CONSISTING OF A CONCRETE BREASTWALL AND LUMPHOUSE AND CULVERTS ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21556

Two parcels of tide and submerged land in Watsonville Slough, Santa Cruz County, California, more particularly described as follows:

PARCEL 1

BEGINNING at a point situated in the southeast quarter of Section 23, T12S, R1E, MDN, which bears S 38° 57' E, 151.48 feet from that 4 inch by 4 inch post "PY" as described in that Quit Claim Deed, recorded May 17, 1933 in Volume 246, page 300, Official Records of Santa Cruz County; thence S 38° 48' E, 200.00 feet; thence S 51° 12' W, 100.00 feet; thence N 38° 48' W, 200.00 feet; thence N 51° 12' E, 100.00 feet to the point of beginning.

PARCEL 2

A strip of land 60 feet wide, situated in the southwest quarter of Section 24, T 12 S, R 1 E, YDM, and lying 30 feet on each side of the following described centerline:

BEGINNING at a concrete monument shown as point 30 on that Record of Survey filed April 7, 1950, in Volume 29 of Maps, Page 56, Santa Cruz County Records, from which the State Lands Commission Bench Mark shown on said map bears N 18° 36' W, 20.8 feet; thence N 47° 10' E, 200 feet more or less to the termination of said strip.

EXCEPTING THEREFROM any portion of Parcels 1 and 2 lying landward of the ordinary high water marks on the east and west banks of said Watsonville Slough.

END OF DESCRIPTION

Prepared Frank T. King Checked W. G. Krummke
Reviewed W. G. Krummke Date 8/22/77