

MINUTE ITEM

This Calendar Item No. C4  
was approved as Minute Item  
by the State Lands  
Commission by a vote of 2  
to 0 at its 3/30/78  
meeting.

CALENDAR ITEM

C4.

3/78  
W 21674  
Scott  
PRC 5457

GENERAL PERMIT  
PROTECTIVE STRUCTURE

APPLICANT: Lloyd Korth and Jules Duc  
Route 1, Box 63  
Isleton, California 95641

AREA, TYPE LAND AND LOCATION:  
Approximately 0.755 acres of tide and submerged  
land in the bed of Georgiana Slough along  
the levee on Andrus Island, Sacramento  
County.

LAND USE: Construction and maintenance of rock rip-rap  
bank protection and a 36" pipeline for  
fish and other aquatic life access.

TERMS OF PROPOSED PERMIT:  
Initial period: 25 years from April 1, 1978.

CONSIDERATION: No monetary consideration required, public  
benefit will accrue.

PREREQUISITE TERMS, FEES AND EXPENSES:  
Applicant is owner of upland.

Filing fee and 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, 10 & 11.

OTHER PERTINENT INFORMATION:  
1. The annual rental value of the site  
is estimated to be \$600.  
2. Staff feels that the construction of  
bank protection at this location will  
be of mutual benefit to both applicant  
and the public. Applicant's upland  
will be protected from erosion and  
the public will have existing snags  
and navigation hazards removed at no  
expense to the public. Also reducing

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the erosion of the upland will allow less material to be deposited in existing channels which are dredged at public expense.

3. Applicant has agreed with the State and Federal wildlife agencies to replant the riparian vegetation which will be removed during the construction of the proposed bank protection. Applicant has also agreed to install a 36" pipeline to assure through access for fish and other aquatic life in the marina basin.
4. An EIR dated January 2, 1973 was prepared and circulated by the County of Sacramento covering this project. However no Notice of Determination was filed because at that time the Secretary for Resources Guidelines had not been enacted and no notice was required for private projects under the existing law.
5. A final EIR was prepared by the County of Sacramento, pursuant to CEQA.
6. 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 B which authorizes Limited Use.

Staff has coordinated this project with those agencies and organizations who nominated the site as containing significant environmental values. They have found this project to be compatible with their nomination.

EXHIBITS:           A. Land Description.    B. Location Map.  
                  C. EIR Summary.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS BEEN PREPARED FOR THIS PROJECT AND CERTIFIED BY SACRAMENTO COUNTY ON JANUARY 10, 1973.
2. CERTIFY THAT THE INFORMATION CONTAINED IN THE EIR OF SACRAMENTO COUNTY HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.

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3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. 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.
5. AUTHORIZE ISSUANCE TO LLOYD KORTH AND JULES DUC OF A 25-YEAR GENERAL PERMIT - PROTECTIVE STRUCTURE FROM APRIL 1, 1978; FOR THE CONSTRUCTION AND MAINTENANCE OF ROCK RIP-RAP BANK PROTECTION AND A 36" PIPELINE FOR FISH AND OTHER AQUATIC LIFE ACCESS ON THE LAND AREA DESCRIBED IN THE ATTACHED EXHIBIT "A" WHICH BY REFERENCE IS MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21674

A parcel of tide and submerged land in Georgiana Slough, Sacramento County, California, said parcel lying immediately beneath a rip rap slope protection and a 36 inch diameter culvert, said rip rap and culvert being adjacent to that certain tract of land known as the "Ox Bow" being that portion of Swamp Land Survey No. 834, situated in Section 36, T4N, R3E, M.D.M., lying southeasterly of the west levee right-of-way of Georgiana Slough as said right-of-way is described in the deed from Gardiner Improvement Company, a corporation, to Sacramento and San Joaquin Drainage District, a public agency, dated May 8, 1952, recorded June 23, 1952, in Book 2242, page 72, Official Records of Sacramento County.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of Georgiana Slough.

END OF DESCRIPTION

Prepared Frank T. Carson Checked Law  
Reviewed A. H. Kunnecke Date 2/27/78  
xjs