

MICHELLE STEEL
C21
21
0 8/31/78
meeting

CALENDAR ITEM
C21.

8/78
W 20539
PRC 5100.1
Vaughn

CANCELLATION OF USE PERMIT

APPLICANT: Wilbur J. and Mildred Brandt
4727 Del Rio Road
Sacramento, California 95822

The applicant purchased the upland property and considered that the purchase price included the subject float on the Sacramento River in front of their property.

Subsequent to Commission approval of the Use Permit, another party claimed ownership of the float and towed it to an unknown location.

Due to the applicant's difficulties over the subject float, he requested his Use Permit be voided and his rental be refunded. The applicant has not replaced the structure and has no plans for replacement.

EXHIBIT: A. Minute Item 5, dated March 25, 1976.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE CANCELLATION OF USE PERMIT PRC 5100 AND REFUNDING OF FEES RECEIVED TO WILBUR J. AND MILDRED BRANDT.

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MINUTE ITEM

This Calendar Item No. C5
was approved as Minute Item
No. 5 by the State Lands
Commission by a vote of 3
to 0 at its 3-25-76
meeting.

CALENDAR ITEM

C5

3/76
RJV
W 20539
PRC 5100

USE PERMIT

APPLICANT: Wilbur J. and Mildred M. Brandt
4727 Del Rio Road
Sacramento, California 95822

AREA, TYPE LAND AND LOCATION: A 2255 square foot parcel of submerged land in
the Sacramento River near Clarksburg, Yolo
County.

LAND USE: Existing recreational float.

TERMS OF PROPOSED LEASE: Initial period: 5 years, from November 1, 1975.

Surety bond: \$500.

CONSIDERATION: \$100 per annum.

BASIS FOR CONSIDERATION: \$100 fixed rental for this type of lease or
permit.

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

Filing fee has been received. First year's
rent has 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. 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 significant use category, Class B:
Limited Use. Staff review indicates that
there will be no significant effect upon
the identified environmental values. This
is an existing facility for which no
adverse comments have been received.

CALENDAR ITEM NO. C5 (CONTD)

2. An Environmental Impact Report is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907(a) which exempts an existing structure or facility that is in an acceptable state of repair and there is no evidence of record to show injury to adjacent property, shoreline erosion, or other types of environmental degradation.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT NEED NOT BE PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085; 14 CAL. ADM. CODE 15100 ET SEQ; AND 2 CAL. ADM. CODE 2907.
2. FIND THAT GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1 ET SEQ., OF THE PUBLIC RESOURCES CODE.
3. AUTHORIZE ISSUANCE TO WILBUR J. AND MILDRED M. BRANDT OF A 5-YEAR USE PERMIT FROM NOVEMBER 1, 1975; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$100 AND PROVISION OF A \$500 SURETY BOND FOR AN EXISTING RECREATIONAL FLOAT ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20539

A parcel of tide and submerged land in the State owned bed of the Sacramento River, Yolo County, California, lying adjacent to that land described in deed recorded in Volume 1165 at page 264 of Yolo County Records and being bounded as follows:

1. On the east by the east side of an existing floating dock.
2. On the north by a straight line extended northwesterly from the northeast corner of said floating dock to an existing 12-inch diameter anchor pole.
3. On the south by a straight line extended southwesterly from the southeast corner of said floating dock to an existing 12-inch diameter anchor pole.
4. On the west by the ordinary high water mark of the right bank of the Sacramento River.

END OF DESCRIPTION

Prepared R L Blake Checked John K. Gering
Reviewed A J. Gering Date 3/4/70

