

MINUTE ITEM

This Calendar Item No. C3
was approved as Minute Item
No. 3 by the State Lands
Commission by a vote of 3
to 0 at its 3/22/84
meeting.

CALENDAR ITEM

C 0 3 4

03/22/84
W 23278 PRC 6610
Reese

GENERAL PERMIT -
RECREATIONAL USE

APPLICANTS: E. L. Kern and Betty Kern
9800 Rio Visca Drive
Sacramento, California 95837

AREA, TYPE LAND AND LOCATION:
A 0.078-acre parcel of tide and submerged
land in the Sacramento River near Hood,
Sacramento County.

LAND USE: Recreational floating boat dock.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years from September 1,
1984.

Public liability insurance: combined single
limit coverage of \$100,000.

CONSIDERATION: \$203.88 per annum, with the State reserving
the right to fix a different rental on
each fifth anniversary of the permit.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003.

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CALENDAR ITEM NO. 03 (CONTD)

APPLICANT STATUS:

Applicant is owner of upland.

PREREQUISITE TERMS, FEES AND EXPENSES:

Filing fee has been received.

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884:

December 13, 1984.

OTHER PERTINENT INFORMATION:

1. Mr. and Mrs. Kern propose to construct a recreational floating boat dock in the Sacramento River, adjacent to their property. In the future the Kern's plan to construct a single-family residence on the upland. Staff has advised them that upon completion of the residence to apply for a recreational pier permit.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of CEQA as a categorical exempt project. The project is exempt under class 3(1), new dock construction under 3000 square feet, 2 Cal. Adm. Code 2905.

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 Cal. Adm. Code 2905.

3. The project is situated on lands identified as possessing significant environmental values pursuant to P.R.C. 6370 et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA Review Process, it is the staff's opinion that the project, as proposed, is consistent with the land's use classification.

CALENDAR ITEM NO. C 03 (4) (CONTD)

APPROVALS OBTAINED:

United States Corps of Engineers, State
of California Reclamation Board.

EXHIBITS:

- A. Land Description.
- B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THIS ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 3(1), NEW DOCK CONSTRUCTION UNDER 3000 SQUARE FEET, 2 CAL. ADM. CODE 2905, AND FIND THAT THE PROJECT IS CONSISTENT WITH THE LAND'S USE CLASSIFICATION, PURSUANT TO PRC 6370 ET SEQ.
2. AUTHORIZE ISSUANCE TO E. L. KERN AND BETTY KERN OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE FROM SEPTEMBER 1, 1984, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$203.88, WITH THE STATE PRESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; FOR COMBINED SINGLE LIMIT COVERAGE OF \$100,000; FOR A RECREATIONAL FLOATING BOAT DOCK ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

W 23278

A parcel of tide and submerged land in the bed of the Sacramento River near Hood, Sacramento County, California, lying adjacent to the parcel described in Book 78-11-07, Page 325 of Official Records (APN 132-120-02) and immediately beneath a pier and walkway TOGETHER WITH a necessary use area extending 10 feet from the extremities of said pier and walkway.

END OF DESCRIPTION

PREPARED NOVEMBER 17, 1983 BY BOUNDARY AND TITLE UNIT, LEROY WEED, SUPERVISOR.

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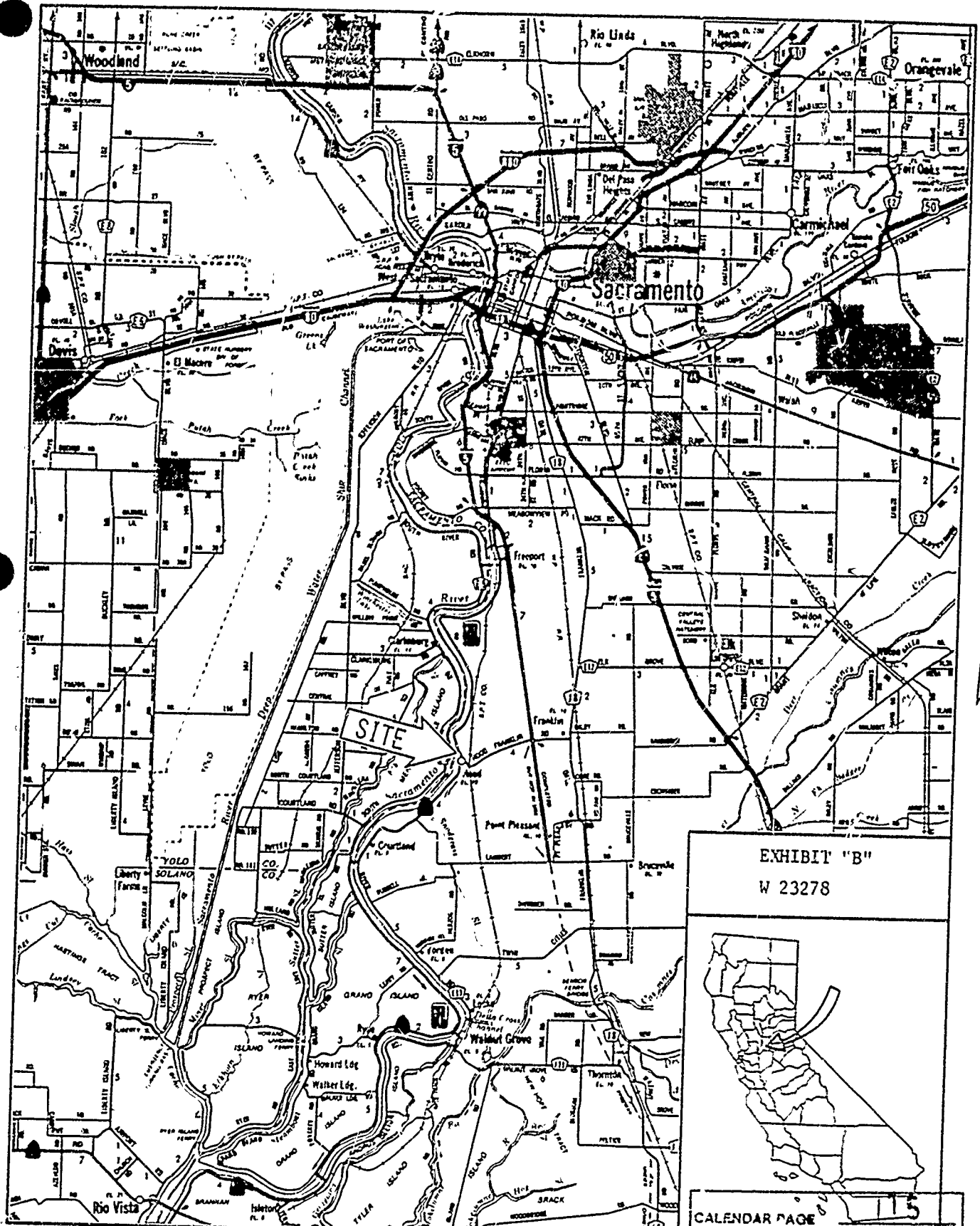


EXHIBIT "B"
W 23278



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