

MINUTE ITEM
This Calendar Item No. C14
was approved as Minute Item
No. 14 by the State Lands
Commission by a vote of 3
to 0 at its 3-2-88
meeting.

CALENDAR ITEM

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C 14

03/02/88

W 24017

PRC 7172

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GENERAL PERMIT - PROTECTIVE STRUCTURE USE

APPLICANT: Maverick Properties, Inc.
2817 Garden Highway
Sacramento, California 95833

AREA, TYPE LAND AND LOCATION:
A 0.124-acre parcel of tide and submerged land,
Sacramento River, Mile 61.55, Sacramento County.

LAND USE: Maintenance of clean, concrete rubble for
erosion control and bank protection purposes.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years beginning March 1,
1988.

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:
Pursuant to 2 Cal. Adm. Code 2003.

APPLICANT STATUS:
Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee and processing costs have 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.

(ADDED 02/29/88)

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AB 884:

04/15/88.

OTHER PERTINENT INFORMATION:

1. This is a proposed bank protection project. It is staff's opinion that the project could be of mutual benefit to the public and Applicant. The strength and integrity of the bank system at the site should be enhanced without any additional cost to the public. The value of the Applicant's upland property and improvements will be safeguarded to a greater extent from the threat of erosion and flooding.
2. The annual rental value of the site is estimated to be \$540.
3. 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 the CEQA as a categorical exempt project. The project is exempt under Class 4, Minor Alteration to Land, 2 Cal. Adm. Code 2905(d)(2).

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

4. This activity involves 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 its use classification.

APPROVALS OBTAINED:

United States Army Corps of Engineers and
California Reclamation Board.

FURTHER APPROVALS REQUIRED:

None.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 4, MINOR ALTERATION TO LAND, 2 CAL. ADM. CODE 2905(d)(2).
2. AUTHORIZE ISSUANCE TO MAVERICK PROPERTIES, INC. OF A TEN-YEAR GENERAL PERMIT - PROTECTIVE STRUCTURE USE BEGINNING MARCH 1, 1988; IN CONSIDERATION OF THE PUBLIC 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 MAINTENANCE OF ROCK OR CONCRETE RIPRAP MATERIAL UTILIZED FOR EROSION AND BANK PROTECTION PURPOSES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

(ADDED 02/29/88)

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EXHIBIT "A"

LAND DESCRIPTION

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A parcel of tide and submerged land in the bed of the Sacramento River, Sacramento County, California, described as follows:

All that tide and submerged land lying immediately beneath riprap placed for bank protection adjacent to and waterward of the south line of Lot F of "Swallows Nest Subdivision - Unit No. 1" ., filed for record in Book 131 of Maps, Map No. 2, Sacramento County Official Records.

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

END OF DESCRIPTION

PREPARED JANUARY 8, 1988 BY BIU 1.

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(ADDED 02/29/88)

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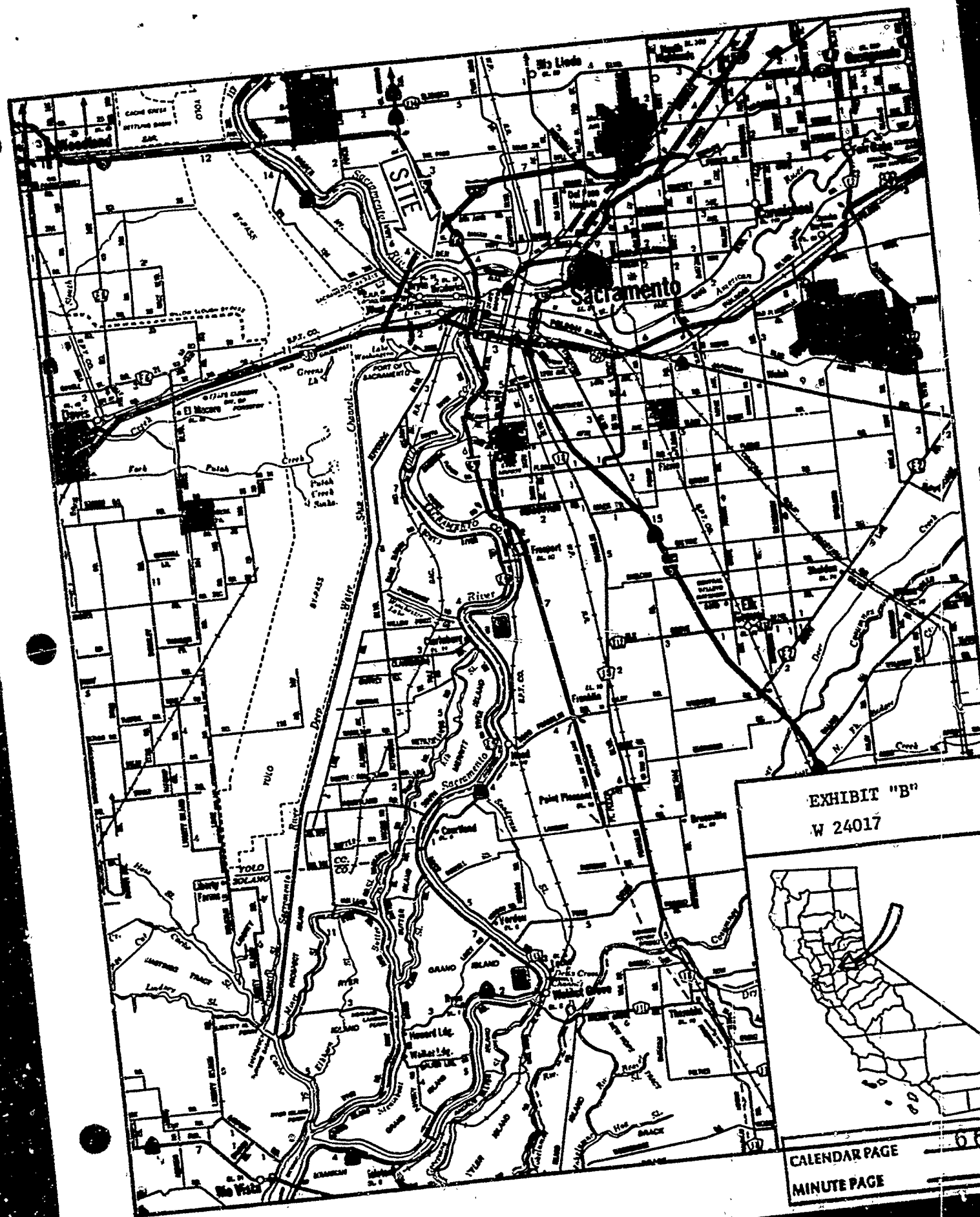


EXHIBIT "B"
W 24017



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