

CALENDAR ITEM

C04

MINUTE ITEM

This Calendar Item No. C04 was approved as Minute Item No. 04 by the State Lands Commission by a vote of 3 to 0 at its 12/12/92 meeting.

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12/17/92

W 24919 PRC 7664

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GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT:

Reclamation Board
1416 Ninth Street
Sacramento, California 95814

AREA, TYPE LAND AND LOCATION:

Five hundred thirty-five feet (535') of tide and submerged lands along the right bank of the Sacramento River at Knight's Landing, Yolo County.

LAND USE:

Levee berm repair and reconstruction.

PERMIT TERM:

Permit period:

One (1) year beginning October 20, 1992.

Special:

Applicant and the United States Army Corps of Engineers have committed to provide "after the fact" mitigation for this project in conformance with requirements to be set forth by the United States Fish and Wildlife Service and the California Department of Fish and Game. Applicant shall provide the mitigation assessment as soon as it is available so that its requirements may be incorporated within the terms of the lease.

CONSIDERATION:

The public health and safety; 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.

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CALENDAR ITEM NO. C04 (CONT'D)

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS:

Applicant is permittee of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Applicant has submitted a request to their accounting section to have a check "cut" to cover the costs of processing.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

B. Cal. Code Regs.: Title 3, Div. 3; Title 14, Div. 6.

AB 884:

06/05/93

OTHER PERTINENT INFORMATION:

1. The Reclamation Board was noticed by the local levee district of the levee berm failure at Sacramento River Mile 90.4R and 90.9R. In the month before the levee berm failure, the Reclamation Board conducted its annual inspection of the banks and levees of the Sacramento River. At that time, no slippage of the berm was observed. The linear extent of the berm slippage is approximately 225 feet at RM 90.9R and approximately 110 feet at RM 90.4R. The proposed emergency work will consist of approximately 325 feet of rock revetment at RM 90.9R and approximately 210 feet of rock revetment at RM 90.4R.

The Reclamation Board has exempted this project from the provisions of the CEQA as an "Emergency Project" as repairs must be completed before the onset of the 1992/93 flood season on November 15, 1992. Staff has reviewed the evidence used by the Reclamation Board to support the CEQA exemption.

2. Before expiration of this permit, the Reclamation Board will apply for an amendment to their master Sacramento River Bank Protection lease to include this and other sites.

CALENDAR ITEM NO. C04 (CONT'D)

3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA because it involves a specific action to prevent or mitigate an emergency.
Authority: P.R.C. 21080(b)(4); 14 Cal. Code Regs. 15269(c).
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.

FURTHER APPROVALS REQUIRED:

State Lands Commission.

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. CODE REGS. 15061 P.R.C. 21080(b)(4) AND 14 CAL. CODE REGS. 15269(c), SPECIFIC ACTIONS NECESSARY TO PREVENT OR MITIGATE AN EMERGENCY.
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.

CALENDAR ITEM NO. C04 (CONT'D)

3. AUTHORIZE ISSUANCE TO THE RECLAMATION BOARD OF A ONE-YEAR GENERAL PERMIT (WITH CONDITIONS) - PUBLIC AGENCY USE BEGINNING OCTOBER 20, 1992; IN CONSIDERATION OF THE PUBLIC HEALTH AND SAFETY 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 THE REPAIR AND RECONSTRUCTION OF THE FAILED LEVEE BERM ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

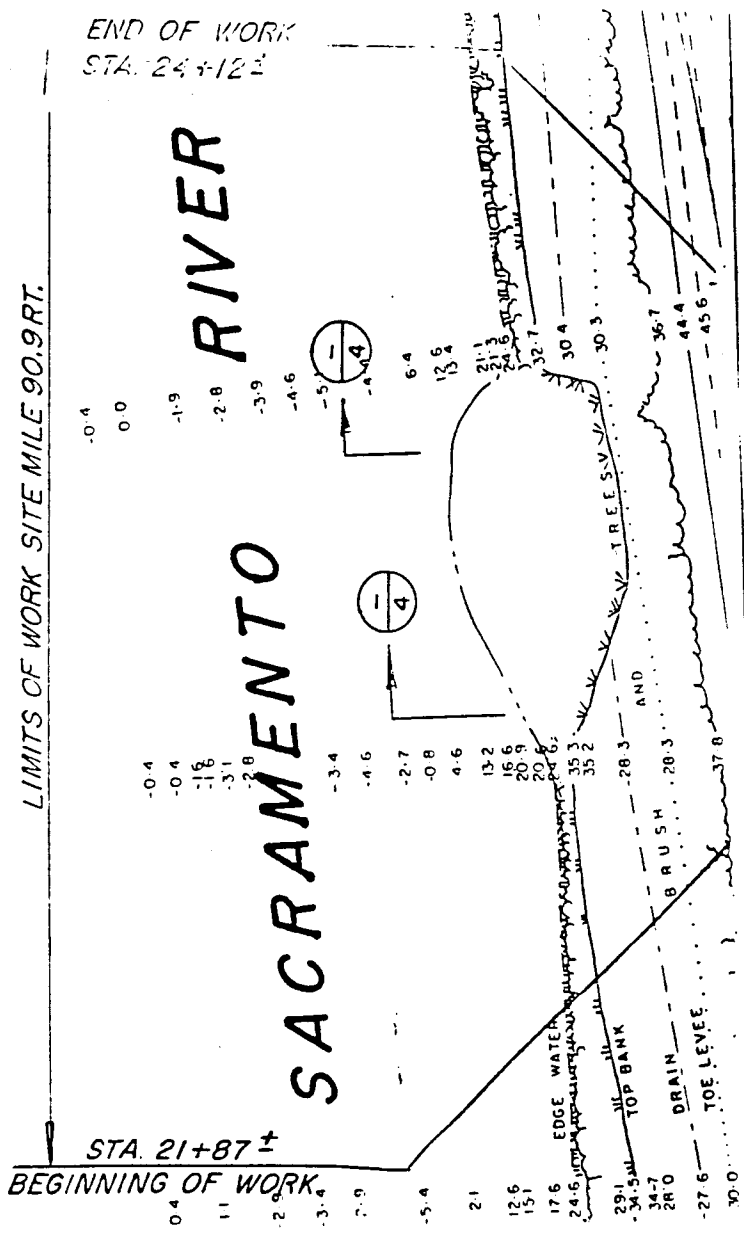


EXHIBIT "A"
W24919

SITE

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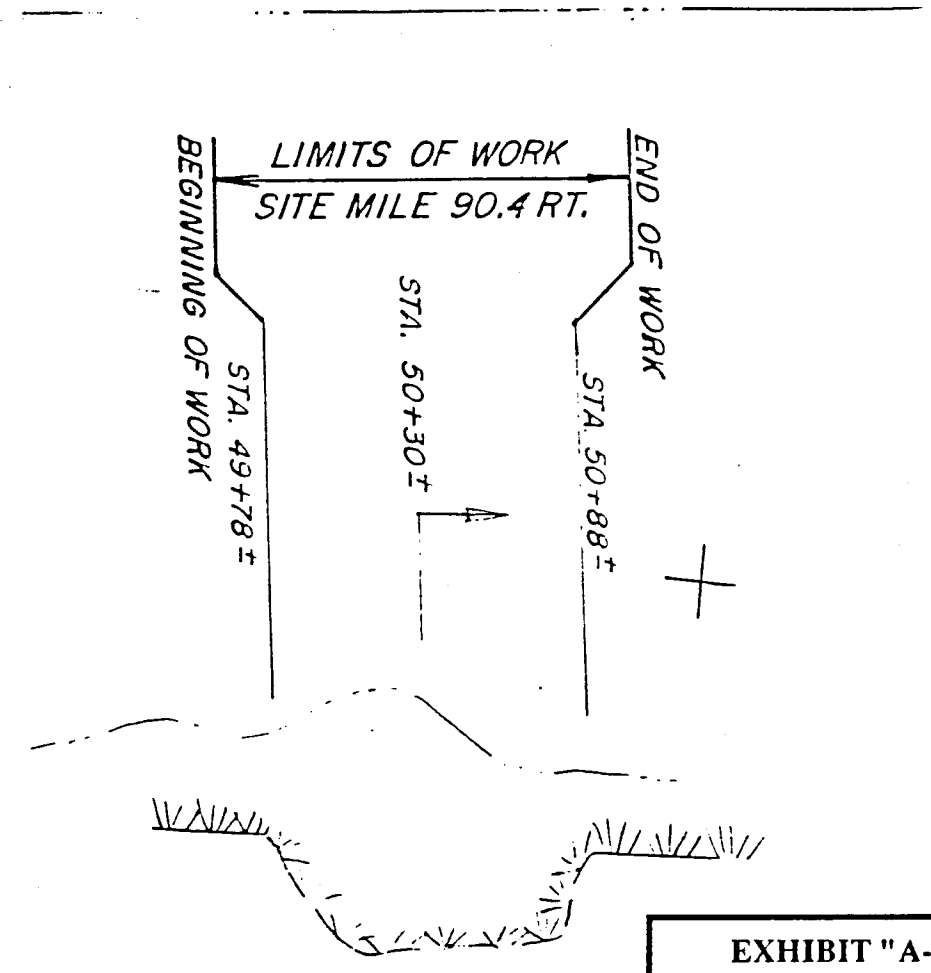


EXHIBIT "A-1"
W24919

A map of California with a rectangular box highlighting the central-eastern region. An arrow points from the word "SITE" to the highlighted area.

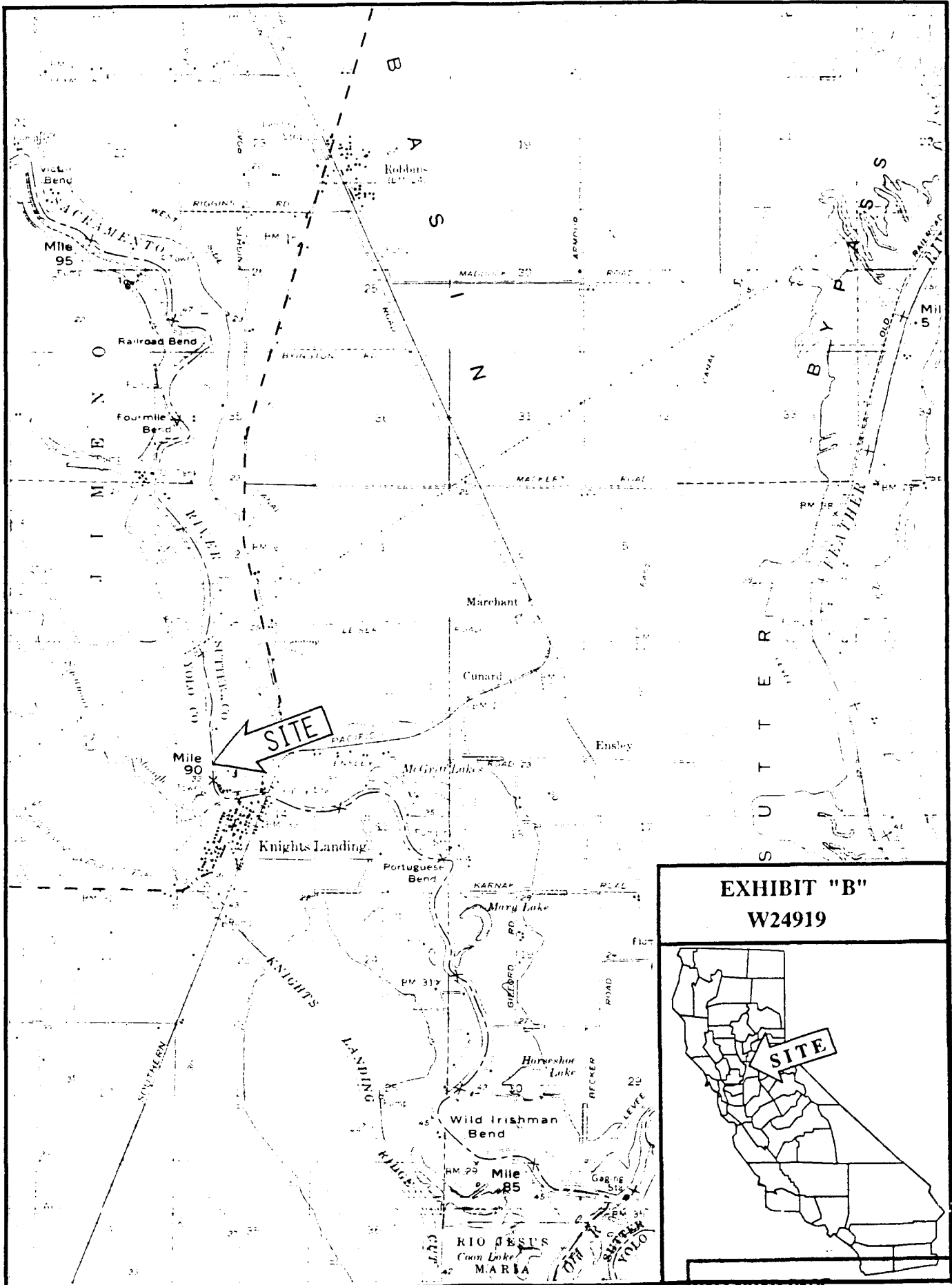


EXHIBIT "B"
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