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CALENDAR ITEM

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PRC 5437

GENERAL PERMIT
RECREATIONAL USE

APPLICANT:

Michael E. Strain
1741 Taraval Street
San Francisco, California 94116

AREA, TYPE LAND AND LOCATION:

A 0.014 acre parcel of tide and submerged
land in White Slough, San Joaquin County.

LAND USE:

Private recreational docking facility.

TERMS OF PROPOSED PERMIT:

Initial period: 10 years from February 1,
1978.

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

CONSIDERATION:

\$30 per annum, with the State reserving
the right to fix a 5% rental on
each fifth anniversary of the permit.

BASIS FOR CONSIDERATION:

\$30 fixed rental for this type of permit.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is owner of upland.

Filing fee and first year's rental have
been received.

STATUTORY AND OTHER REFERENCES:

- A. Public Resources Code: Div. 6, Parts 1 & 2.
- B. Administrative Code: Title 2, Div. 3,
Art. 1, 2, 10 & 11.

OTHER PERTINENT INFORMATION:

- 1. This project is exempt from CEQA because
it is within the purview of 2 Cal.
Adm. Code 2907, Class 3(A), which exempts
a new pier under 3,000 square feet
on State land.

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2. 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.

3. The upland property is unimproved; therefore, it does not fall under the purview of Section 6503 of the Public Resources Code as amended by Chapter 431, Statutes of 1977.

APPROVALS OBTAINED:

Corps of Engineers and Resources Agency.

EXHIBITS:

A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN 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, OF THE PUBLIC RESOURCES CODE.
3. AUTHORIZE ISSUANCE TO MICHAEL E. STRAIN OF A 10-YEAR GENERAL PERMIT FOR RECREATIONAL USE FROM FEBRUARY 1, 1978; ANNUAL RENT IN THE AMOUNT OF \$30; WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISION OF PUBLIC LIABILITY INSURANCE IN THE AMOUNT OF \$100,000 COMBINED SINGLE LIMIT COVERAGE; FOR THE CONSTRUCTION AND MAINTENANCE OF A WALKWAY AND PILLINGS ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21507

A parcel of tide and submerged land in White Slough, San Joaquin County, California, said parcel lying immediately beneath a pier TOGETHER WITH a necessary use area extending 10 feet from the extremities of said pier, said pier being adjacent to that land described in that Individual Grant Deed Recorded December 10, 1975, in Book 4059, at page 63, Official Records of San Joaquin County.

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

END OF DESCRIPTION

Prepared F. J. T. [Signature] Checked [Signature]
Reviewed [Signature] Date 4/30/77
WJS