

MINUTE ITEM

Calendar Item No. C3
was moved as Minute Item
No. 3 by the State Lands
Commission by a vote of 2
to 0 at its 4/23/87
meeting.

CALENDAR ITEM

A 10
S 6

C 03

04/23/87
W 23618
PRC 6883
Suetta

**RESCISSION OF PREVIOUS COMMISSION AUTHORIZATION AND
APPROVAL OF A GENERAL PERMIT - PROTECTIVE STRUCTURE
AND RECREATIONAL USE**

APPLICANTS: Randall C. Treadway and
Julio A. Treadway
3077 Garden Highway
Sacramento, California 95833

AREA, TYPE LAND AND LOCATION:
A 0.106-acre parcel of tide and submerged land,
located in the Sacramento River, Sacramento
County. .060 acre for dock and ramp
(recreational pier) and .046 acre for riprap.

LAND USE: Riprap bank protection and construction and
maintenance of a private boat dock and ramp
(recreational pier).

TERMS OF PROPOSED PERMIT:
Initial period: Ten years beginning May 1,
1987.

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

CONSIDERATION: The public use and benefit; with the State
reserving the right at any time to set a
monetary rental for the riprap if the
Commission finds such action to be in the
State's best interest. Dock (recreational
pier) is rent-free pursuant to P.R.C. 6503.5,
et seq.

APPLICANT STATUS: Applicants are owners of upland.

(REVISED 04/22/87)

CALENDAR ITEM NO. C 03 (CONT'D)

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.

AB 884:

09/19/87.

OTHER PERTINENT INFORMATION:

1. At its August 29, 1985 meeting the Commission authorized issuance to JoAnn Dommer of a ten-year permit for construction of a ramp and pier and placement of riprap bank protection. Mrs. Dommer never fulfilled the insurance requirement stipulated in the permit and did not complete construction of the project. In December 1986, Mrs. Dommer sold the upland parcel to Randall C. Treadway and Julie A. Treadway. The Treadways have applied to the Commission for a permit to complete the project as proposed by Mrs. Dommer.
2. The annual rental value of the site for the riprap is estimated to be \$140.00.
3. As to the rescission of previous authorization, 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 because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: P.R.C. 21065 and 14 Cal. Adm. Code 15373.

CALENDAR ITEM NO. 003 (CONT'D)

4. As to the new construction activity, 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 3, New Construction of Small Structures, 2 Cal. Adm. Code 2905(c)(1) and Class 4, Minor Alteration to Land, 14 Cal. Adm. Code 15304.

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

5. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. but will not affect those significant lands.
6. The bank protection and the boat dock (recreational pier) are being combined in one permit for ease of record keeping and to eliminate the issuance of two separate permits for the same area.
7. Staff feels that bank protection at this point could be of mutual benefit to both the public and the applicant.

APPROVALS OBTAINED:

United States Army Corps of Engineers, State Reclamation Board and Department of Fish and Game.

FURTHER APPROVALS REQUIRED:

None.

EXHIBITS:

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. AS TO THE RESCISSION OF THE PREVIOUS AUTHORIZATION, FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. ADM. CODE 15378.

CALENDAR ITEM NO. 003 (CONT'D)

2. 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 3, NEW CONSTRUCTION OF SMALL STRUCTURE, 2 CAL. ADM. CODE 2905(c)(1), AND CLASS 4, MINOR ALTERATION TO LAND, 14 CAL. ADM. CODE 15304.
3. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
4. RESCIND ITS PREVIOUS AUTHORIZATION (MINUTE ITEM NO. 11 AT AUGUST 29, 1985 MEETING) AND AUTHORIZE ISSUANCE TO RANDALL C. TREADWAY AND JULIE A. TREADWAY OF A TEN-YEAR GENERAL PERMIT - PROTECTIVE STRUCTURE AND RECREATIONAL USE BEGINNING MAY 1, 1987; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE STATE DESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL FOR THE RIPRAP IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$100,000; FOR CONSTRUCTION AND MAINTENANCE OF A RECREATIONAL TIER AND FOR PLACEMENT OF RIPRAP BANK PROTECTION ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF; PROVIDED THAT THE PERMITTEE SHALL, AT LEAST 30 DAYS PRIOR TO PLACEMENT OF THE RIPRAP AUTHORIZED HEREIN, FURNISH A SPECIFIC PLAN FOR THE PROPOSED RIPRAP TO THE STAFF AND SHALL OBTAIN WRITTEN AUTHORIZATION FOR PLACEMENT FROM THE EXECUTIVE OFFICER. RIPRAP PLACED UNDER THIS AUTHORIZATION SHALL BE PLACED IN A WORKMANLIKE MANNER, SHALL BE PLACED SO AS TO MINIMIZE ENVIRONMENTAL DISTURBANCE, AND CONFORM TO GENERALLY ACCEPTED ENGINEERING PRACTICE.

EXHIBIT "A"

LAND DESCRIPTION

W 23618

Two parcels of California State tide and submerged land in the bed of the Sacramento River approximately 1/2 mile north of the Interstate 80 Bridge in Sacramento County, said parcels being more particularly described as follows:

PARCEL 1

All that land lying immediately beneath a dock and ramp TOGETHER WITH a necessary use area extending 10 feet from the extremities of said dock and ramp, said dock and ramp being adjacent to and westerly of the North 1/2 of Lot 7, as shown on the "Plat of Azevedo River Subdivision" filed for record in Book 33 of Maps, Map No. 15, Sacramento County official records.

PARCEL 2

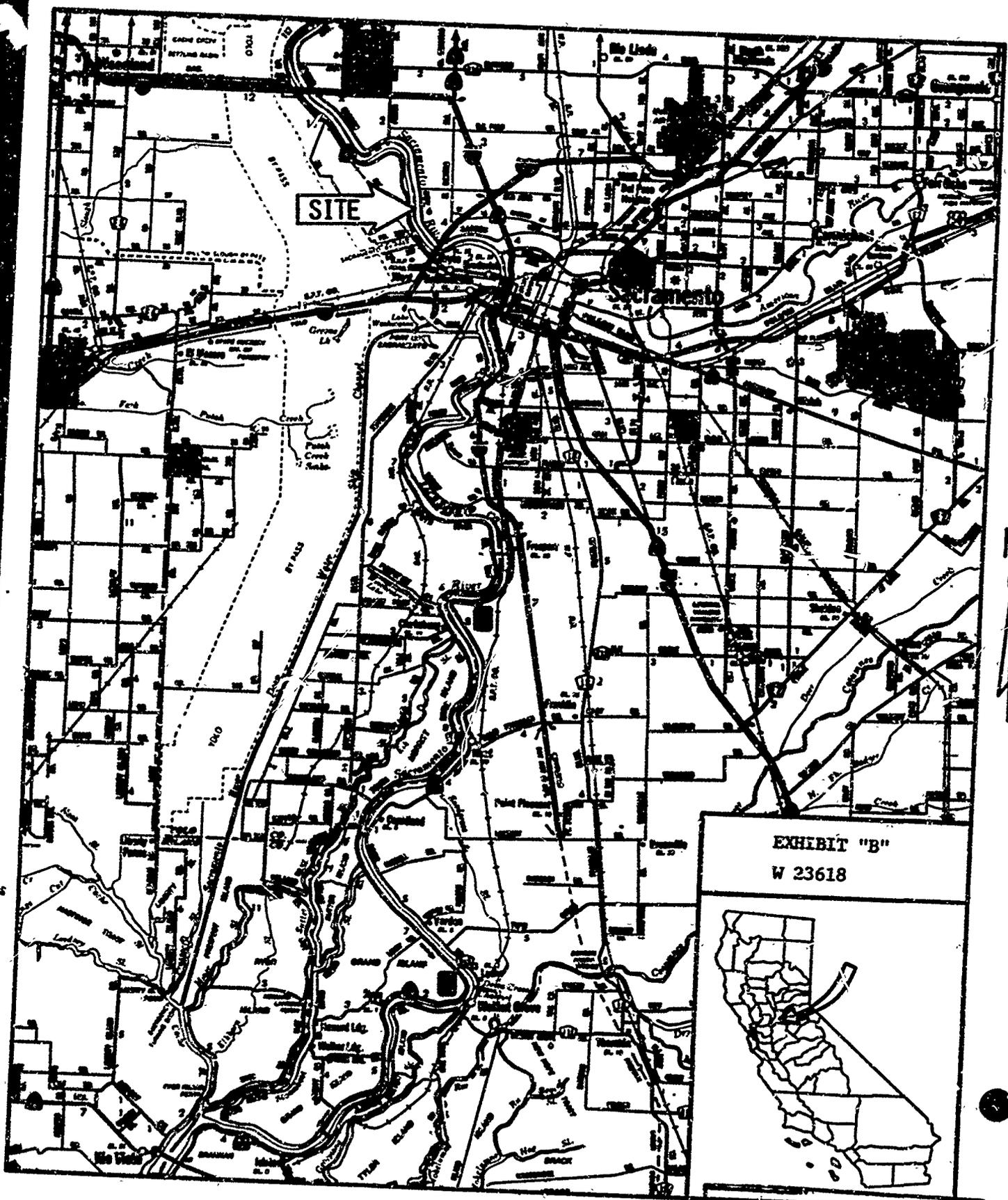
All that land lying immediately beneath riprap placed for bank protection, said riprap being adjacent to and westerly of the above described North 1/2 of Lot 7.

EXCEPTING FROM above described Parcels 1 and 2 any portion thereof lying landward of the ordinary high water mark.

END OF DESCRIPTION

PREPARED JULY 10, 1965, BY BOUNDARY SERVICES UNIT, M. L. SHAFER, SUPERVISOR

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SITE

San Francisco



EXHIBIT "B"
W 23618



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