

**CALENDAR ITEM  
C05**

A 1  
S 4

10/19/12  
PRC 5659.9  
R. Barham

**GENERAL LEASE - PUBLIC AGENCY USE**

**APPLICANT:**

Humboldt County, Department of Public Works  
1106 2<sup>nd</sup> Street  
Eureka, CA 95501

**AREA, LAND TYPE, AND LOCATION:**

Sovereign land located on the right bank of the Eel River adjacent to Assessor's Parcel Numbers 309-271-001 and 309-271-002, near the town of Fernbridge, Humboldt County.

**AUTHORIZED USE:**

Continued use and maintenance of existing bank protection structures

**LEASE TERM:**

25 years, beginning May 1, 2009.

**CONSIDERATION:**

The public use and benefit; with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

**OTHER PERTINENT INFORMATION:**

1. Applicant has the right to use the uplands adjoining the lease premises.
2. On August 3, 1994, the Commission authorized a General Lease - Public Agency Use with the County of Humboldt, Department of Public Works. That lease expired on April 30, 2009. Applicant is now applying for a new General Lease - Public Agency Use for the continued use and maintenance of existing bank protection structures for streambed erosion control.
3. The streambed erosion control was placed in 1979 and consists of 2,500 feet of bank protection comprised of four different types of material. The

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upstream 800 feet consists of rock hardpoints; the middle 800 feet consists of 400 feet of light pile fence and 400 feet of dense pile fence; and the remaining downstream 900 feet consists of rock toe protection.

4. The staff recommends that the Commission find that this activity is exempt from the requirements of CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

Authority: Public Resources Code section 21084 and California Code of Regulations, Title 14, section 15300 and California Code of Regulations, Title 2, section 2905.

5. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370 et seq., but such activity will not affect those significant lands. 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.

**EXHIBITS:**

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

**RECOMMENDED ACTION:**

It is recommended that the Commission:

**CEQA FINDING:**

Find that the activity is exempt from the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15061 as a categorically exempt project, Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

**SIGNIFICANT LANDS INVENTORY FINDING:**

Find that this activity is consistent with the use classification designated by the Commission for the land pursuant to Public Resources Code section 6370 et seq.

**AUTHORIZATION:**

Authorize issuance of a General Lease – Public Agency Use to Humboldt County, Department of Public Works, beginning May 1, 2009, for a term of 25 years, for the continued use and maintenance of existing bank protection structures as described in Exhibit A and shown on Exhibit B (for

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reference purposes only) attached and by this reference made a part hereof; consideration to be the public use and benefit, with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

**EXHIBIT A**

**PRC 5659.9**

**LAND DESCRIPTION**

A 120 foot wide strip of tide and submerged lands situate in the bed of the Eel River, County of Humboldt, State of California, lying 60 feet on each side of the following described centerline:

BEGINNING at the coordinates N(Y)=2116497.13 feet, E(X)=5946501.31 feet; thence N 68°13'36" W, 656.09 feet; thence N 80°54'50" W, 924.72 feet; thence N 86°51'04" W, 1055.22 feet to the POINT OF TERMINATION.

Sidelines of said strips shall begin and terminate at a point lying perpendicular to the beginning and termination of said centerline

EXECPTING THEREFROM any lands lying landward of the ordinary high water mark of the Eel River.

BASIS OF BEARINGS is CCS83, Zone 1.  
All distances are grid distances.

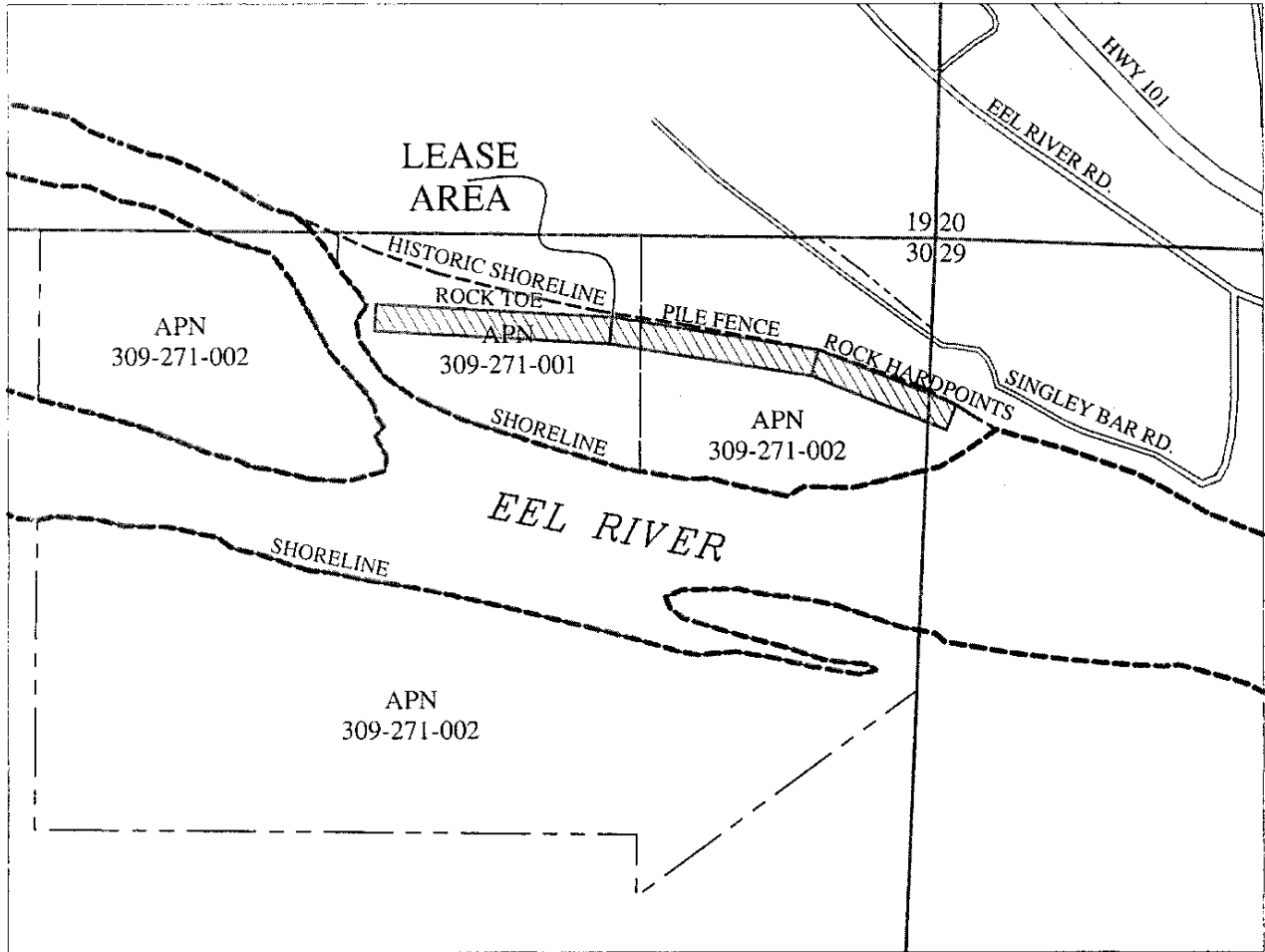
**END OF DESCRIPTION**

PREPARED 9/24/09 BY THE CALIFORNIA STATE LANDS COMMISSION BOUNDARY UNIT



NO SCALE

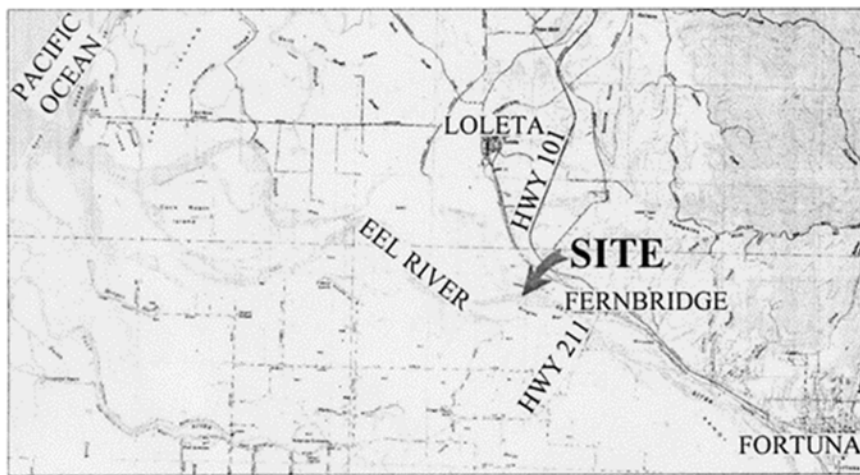
### SITE



Eel River, Singley Bar, near Fernbridge

NO SCALE

### LOCATION



MAP SOURCE: USGS QUAD

### **Exhibit B**

PRC 5659.9  
 APN 309-271-001,002  
 HUMBOLDT CO. PUBLIC WORKS  
 GENERAL LEASE -  
 PUBLIC AGENCY USE  
 HUMBOLDT COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.