

CALIFORNIA STATE LANDS COMMISSION

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Sacramento, CA 95825-8202



Established in 1938

JENNIFER LUCCHESI, Executive Officer

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NOTICE OF EXEMPTION

File Ref: W27250

Item: 44

Title: Consider acknowledging staff's actions pursuant to the Commission's delegation of authority to expend moneys from the Kapiloff Land Bank Fund for the emergency removal and disposal of marine debris in the Sacramento River; authorization of settlement in lieu of litigation; and authority to recoup costs – W27250

Location: Sovereign land in the Sacramento River, adjacent to 2191 Garden Highway, Sacramento County.

Description: Acknowledge that the Executive Officer's standing delegation of authority provides the ability to address emergencies in real time and that the determination to remove the vessel known as the "All-American" was such an emergency; and further acknowledge that staff made the determination to seek removal pursuant to Harbors and Navigation Code sections 550 and 551; that staff found the All American was unseaworthy and not reasonably fit or capable of being made fit to be used as a means of transportation by water and was therefore marine debris; the marine debris constituted a danger to navigation, health, safety, or the environment, and could therefore be removed and disposed of immediately.

Name of Approving Public Agency: California State Lands Commission

Name of Proponent (Person or Agency): Mark Chodos, Miguel Pena, California State Lands Commission

Exempt Status:

Statutory Exemption: Emergency Project (Pub. Resources Code, § 21080, subd. (b)(4); Cal. Code Regs, § 15269, sub. (c))

Categorical Exemptions:

CLASS 4, MINOR ALTERATION TO LAND (Cal. Code Regs. tit. 2 § 2905 (d)(3))

CLASS 30, MINOR ACTIONS TO PREVENT, MINIMIZE, STABILIZE, MITIGATE OR ELIMINATE THE RELEASE OR THREAT OF RELEASE OR THREAT OF RELEASE OF HAZARDOUS WASTE OR HAZARDOUS SUBSTANCES (Cal. Code Regs. tit. 14 § 15330).

Reasons for exemption:

Awarding contracts for the above-mentioned activities will cause only a minor physical change in the environment and will not change existing activities in the area. There is no reasonable possibility that the activity will have a significant effect on the environment due to unusual circumstances. Therefore, the project will not have a significant effect on the environment and the above categorical exemption(s) apply(ies).

DATE RECEIVED FOR FILING AND POSTING BY THE GOVERNOR'S OFFICE OF PLANNING AND RESEARCH

ERIC GILLIES, Assistant Chief
Environmental Planning and Management Division

Contact Person: Vicki Caldwell (916) 574-1900