RECREATION AND ACCESS: INCLUDING MARINE PATROL, BOATER EDUCATION, AND SAFETY PROGRAMS

REDLINE of 1995 Plan based on comments received and Commission discussions considered through May 21, 2009 (Findings and Recommendations section have been removed or otherwise incorporated into other policy sections of the MPU)	**Recommended Policy Changes and General Comments** (Received post May 21, 2009)	**Personal Notes**
Goal		
To promote continued recreational use of the land and waters of the Delta; to ensure that needed facilities that allow such uses are constructed, maintained, and supervised; to protect landowners from unauthorized recreational uses on private lands; and to maximize dwindling public funds for recreation by promoting public-private partnerships and multiple use of Delta lands.		
Policies		
P-1. Ensure that plans are developed and funds are allocated for ongoing maintenance and supervision of existing public recreation areas. ~~Where public funds are limited, local governments shall promote maintenance and supervision of existing public recreation areas over construction of new public facilities.~~	Recommended for approval - see Agenda Item 5A	
P-2. ~~To minimize impacts to agriculture and to wildlife habitat, local governments shall e~~Encourage expansion of existing private water-oriented commercial recreational facilities and ~~cover construction of new facilities. Local governments shall e~~nsure any new recreational facilities be adequately supervised and maintained, appropriate access is provided, and agriculture, ~~and~~ wildlife habitat, + navigation are not adversely affected.	**DCC-TAC:** Encourage expansion of existing private water-oriented commercial recreational facilities, which are consistent with local General Plan policies and zoning regulations and standards and ensure any new recreational facilities will be adequately supervised and maintained, appropriated access provided, and agricultural and wildlife habitat are not adversely affected	
P-3. ~~Local governments shall d~~ Develop ~~siting criteria for recreation projects which will ensure minimal adverse impacts on: agricultural land uses, levees, and public drinking water supply intakes, and identified sensitive wetland and habitat~~ funding and siting criteria for establishing new recreation areas.	Recommended for approval - see Agenda Item 5A	
P-4. Funding criteria should ensure adequate funding for recreational project development and long-term maintenance and supervision. Siting criteria should ensure adequate public access and minimal adverse impacts on: agricultural land uses, levees, public drinking water supply intakes, and ~~identified~~ wetlands, habitat and other sensitive areas.	**SLC:** **Comment:** Should be included in the above policy (P-3)	
P-5. Encourage new regional recreational opportunities, such as Delta-wide trails, which take into consideration agricultural, infrastructure, and law enforcement needs, and private property boundaries. Also, encourage opportunities for water, hiking, and biking trails and related amenities such as picnic tables and restrooms ~~Local governments shall improve public safety on Delta waterways through enforcement of~~	**DFG:** Encourage new regional recreational opportunities, such as Delta-wide trails, which take into consideration environmental, agricultural, infrastructure, and law enforcement needs, and private property boundaries. Also, encourage opportunities for water, hiking, and biking trails and related amenities such as picnic tables and restrooms. **San Joaquin Farm Bureau:**	

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existing anchorage areas, and emergency response in the Delta.		
P-12. Encourage establishment of Delta-wide law enforcement protocols on local public nuisance and safety issues, such as trespassing, littering, and theft.	**SLC:** **Comment:** Laws already exist – this just states to enforce law. Also redundant with prior policies. Suggest deleting	
P-13. Support and encourage programs for the regular removal of debris from Delta waterways, including floating and sunken debris.	**DFG:** Support and encourage programs for the regular removal of debris from Delta waterways, including floating and sunken debris, in consultation with State and federal fish and wildlife agencies. & Army Corps of Engineers. **Comment:** Note that what some consider "debris" may provide cover and refugia for some species. If regular removal of debris by local law enforcement agencies is prohibitively expensive, suggest marking these snags with caution flags/signs.	
P-14. In consultation with all law enforcement agencies having jurisdiction in the delta, a strategy shall be developed for the implementation of a coordinated marine patrol system throughout the delta that will improve law enforcement and coordinate the use of resources by all jurisdictions to ensure an adequate level of public safety. The strategic plan shall identify resources to implement that coordination. The commission shall have no authority to abrogate the existing authority of any law enforcement agency.	Recommended for approval – see Agenda Item 5A	

Levees

~~Works), standards administered by the Corps of Engineers. If vegetation standards are needed, local governments shall adopt the adopted vegetation guidelines, which promote native grasses and limited vegetation on specific areas of the levee.~~ P-~~3~~1. ~~Through flood ordinances based on Flood Emergency Management Act model ordinances, developed by the International Conference of Building Officials and included in the Uniform Building Code,~~ ~~I~~Local governments shall carefully and prudently carry out their responsibilities to regulate new construction within flood hazard areas to protect public health, safety, and welfare. These responsibilities shall be carried out consistent with applicable regulations concerning the Delta. Increased flood protection shall not result in residential designations or densities beyond those allowed under zoning and general plan designations in place on January 1, 1992, for lands in the Primary Zone.	**DFG:** Local governments shall carefully and prudently carry out their responsibilities to regulate new construction within flood hazard areas to protect public health, safety, and welfare. These responsibilities shall be carried out consistent with applicable regulations concerning the Delta, as well as the statutory language contained in the Delta Protection Act of 1992. Increased flood protection shall not result in residential designations or densities beyond those allowed under zoning and general plan designations in place on January 1, 1992, for lands in the Primary Zone.	
P-2. ~~Local governments shall e~~Support~~ensure that existing~~ encourage programs for emergency levee repairs ~~should be strengthened~~ and ~~better coordinated~~ coordination between local, State, and federal governments. The programs may ~~and shall include~~ but are not limited to: interagency agreements and coordination; definition of an emergency; designation of emergency funds; emergency contracting procedures; emergency permitting procedures; and other necessary elements.	**DFG:** Support programs for emergency levee repairs and better coordination between local, State, and federal governments, in accordance with prioritization of cost-effective levee improvements to achieve the co-equal goals of ecological health and water supply reliability. The programs may include but are not limited to: interagency agreements and coordination; definition of an emergency; designation of emergency funds; emergency contracting procedures; emergency permitting procedures; and other necessary elements.	Comment: In order to ensure adequate coordination with other agencies, the Corps Regulatory Division is an active participant on Several Delta initiatives including the Bay Delta Conservation Plan (BDCP), The Long Term Management Strategy for Dredged Material in the Delta (Delta LTMS), and there is a desire to coordinate with DWR
P-~~5~~3. ~~Local governments shall u~~ Support efforts to ~~addressse their authority to control~~ levee encroachments that are detrimental to levee maintenance.	Recommended for approval – see Agenda Item 5A	
P-4. Support funding assistance for existing unincorporated towns within the Delta to attain 200-year levee standards.	**DWR:** Support funding assistance for existing unincorporated towns within the Delta to improve levees up to ~~attain~~ a 200-year flood protection level ~~levee standards~~. **Comment**: DWR recommends this change since levee policy has not yet been developed. **DFG:** Support funding assistance for existing unincorporated towns within the Delta to attain 200-year levee standards, in accordance with maintaining the density of development in place as of January 1, 1992.	
P-5. Support stockpiling rock in the Delta for levee emergency response.	Recommended for approval – see Agenda Item 5A	
P-6. Support a multi-year funding commitment to restore non-project levees and levees outside the State Plan of Flood Control.	**DCC-TAC:** Support a multi-year funding commitment to maintain and restore both project and non-project levees ~~outside the State Plan of Flood Control~~ in the Delta.	
P-7. Encourage the beneficial reuse of dredged material, as appropriate, for levee maintenance and rehabilitation, and the maintenance of instream flows. Support and advocate for the Delta Long-Term Management Strategy (LTMS).	Recommended for approval – see Agenda Item 5A	

Delta Protection Commission

Management Plan Update – Overview & Chapter Introduction Components

REDLINE of 1995 Plan based on comments received and Commission discussions considered through May 21, 2009	Recommended Changes and General Comments (Received post May 21, 2009)	Personal Notes
Introduction		
The Primary Zone of the Sacramento-San Joaquin Delta (Delta) includes approximately 500,000 acres of waterways, levees and farmed lands extending over portions of five counties: Solano, Yolo, Sacramento, San Joaquin and Contra Costa. The rich peat soil in the central Delta and the mineral soils in the higher elevations support a strong agricultural economy. The Delta lands currently have access to the fresh waters of the 1,000 miles of rivers and sloughs lacing the region. These waterways provide habitat for many aquatic species and the uplands provide ~~year round~~ and seasonal habitat for amphibians, reptiles, mammals, and birds, including several rare and endangered species. The area is extremely popular for many types of water-oriented recreation including fishing, boating, and water-skiing, swimming, hiking, and biking.	**DWR:** **Comment:** Recommend first paragraph under Implementation section be inserted here. Perennial **DFG:** The area is extremely popular for many types of recreation including fishing, boating, hunting, birdwatching, water-skiing, swimming, hiking, and biking.	
Recognizing the threats to the Primary Zone of the Delta from potential urban and suburban encroachment and the need to protect the area for agriculture, wildlife habitat, and recreation uses, the California Legislature passed and the Governor signed into law on September 23, 1992, the Delta Protection Act of 1992 (SB 1866). The Act directs the Delta Protection Commission to prepare a comprehensive resource management plan for land uses within the Primary Zone of the Delta (Plan).		
The planning conducted by the Delta Protection Commission involved preparation and public review of nine background reports: Environment; Utilities and Infrastructure; Land Use and Development; Water; Levees; Agriculture; Recreation and Access; Marine Patrol, Boater Education, and Safety Programs; and Implementation. **These reports provided the information base for the Plan findings and policies, as well as allowing opportunities for public review and comment through circulation and public hearings before the Commission.**	**DWR:** **Comment:** This paragraph appears to apply to the first plan. The introduction should include a description of the development of the updated plan. **DWR:** **These reports provided the information base for the Plan findings and policies, as well as allowing opportunities for public review and comment through public circulation and public hearings before the Commission.**	
The goals of the Plan as set out in the Act are to "protect, maintain, and where possible, enhance and restore the overall quality of the Delta environment, including but not limited to agriculture, wildlife habitat, and recreational activities; assure orderly, balanced conservation and development of Delta land resources and improve flood protection by structural and nonstructural means to ensure an increased level of public health and safety." Also pursuant to the Act, to the extent that any of the requirements specified in this Land Use and Resource Management Plan are in conflict, nothing in this Plan shall deny the right of the landowner to continue the agricultural use of the land.	**DWR:**	