

MINUTE ITEM

7/20/65

20. PROPOSED AMENDMENT TO RULES AND REGULATIONS OF THE STATE LANDS COMMISSION, SECTION 2004, DURATION OF LEASES - W.O. 5700.

After consideration of Calendar Item 15 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO INITIATE PROCEDURES UNDER THE PROVISIONS OF SECTION 11420 ET SEQ., GOVERNMENT CODE, FOR CONSIDERATION OF AMENDMENT OF SECTION 2004, CALIFORNIA ADMINISTRATIVE CODE, TITLE 2, DIVISION 3, RULES AND REGULATIONS OF THE STATE LANDS COMMISSION AS PROPOSED IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Attachment

Calendar Item 15 (2 pages)

15.

PROPOSED AMENDMENT TO RULES AND REGULATIONS OF THE STATE LANDS COMMISSION,
SECTION 2004, DURATION OF LEASES - W.O. 5700.

In order to follow more closely the language of the Public Resources Code and the administrative policies of the Commission regarding terms of leases, permits, licenses and easements, including those issued to public bodies of the State and the United States, it is deemed advisable to amend Section 2004 of the Rules and Regulations of the State Lands Commission regarding duration of leases.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO INITIATE PROCEDURES UNDER THE PROVISIONS OF SECTION 11420 ET SEQ., GOVERNMENT CODE, FOR CONSIDERATION OF AMENDMENT OF SECTION 2004, CALIFORNIA ADMINISTRATIVE CODE, TITLE 2, DIVISION 3, RULES AND REGULATIONS OF THE STATE LANDS COMMISSION, AS PROPOSED IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Attachment
Exhibit "A"

EXHIBIT "A"

2004. DURATION OF LEASES.

(a) The term for which any grazing, private recreational, or agricultural lease may be issued under this article shall not be less than one year, except that when the recreational use is combined and is incidental to residential use on the same parcel and the lease so recites the lease shall not exceed 49 years.

(b) The term for which any grazing, recreational or agricultural lease for acreage may be issued shall not exceed ten years, except that easements for rights-of-way, pipelines for transmission and distribution of electricity, telephone lines, submarine flow lines and similar facilities may be issued may be for so long as the lands are used for the specified purpose but shall not exceed 49 years.

(c) The initial term for which any residential, recreational or-campsite for any other lease for lots may be issued shall not exceed 10 15 years, with the option to renew for three 10-year periods upon such reasonable terms and conditions as the state or any successor in interest thereto might impose.

(d) The initial term of any other lease under this article shall not exceed 15 years, except that in the case of easements for rights of way the term, permit, license or easement to be issued to a public body of the state or United States for any facilities or structures within the purview of this article may be for so long as the lands are used for the specified purpose but shall not exceed 49 years, except by special resolution of the commission.