

MINUTE ITEM

3/31/75
GRH

10. 5-YEAR NONCOMMERCIAL LEASE, TIDE AND SUBMERGED LAND IN TAYLOR SLOUGH, BETHEL ISLAND, CONTRA COSTA COUNTY; BEVERLY DIKAS - W 8960, PRC 5005.

After consideration of Calendar Item 8 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085; 14 CAL. ADM. CODE 15100, ET SEQ.; AND 2 CAL. ADM. CODE 2910(a).
2. AUTHORIZES THE ISSUANCE TO BEVERLY DIKAS OF A 5-YEAR NON-COMMERCIAL LEASE FROM APRIL 1, 1971, WITH NO RIGHT OF RENEWAL; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$240 AND PROVISION OF \$5,000 SURETY BOND; FOR THE MAINTENANCE OF A RESIDENCE, BOATSHED, WALKWAY, PILINGS, FILL AND BULKHEADING; ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 8 (3 pages)

CALENDAR ITEM

3/75

8.

GDG

W 8960

NONCOMMERCIAL LEASE

APPLICANT: Beverly Dikas.

AREA, TYPE LAND AND LOCATION:

A 0.072-acre parcel of tide and submerged land in Taylor Slough, Bethel Island, Contra Costa County.

LAND USE:

Maintenance of a residence, boatshed, walkway, pilings, fill and bulkheading.

TERMS OF PROPOSED LEASE:

Initial period: 5 years, from April 1, 1971, with no right of renewal.

Surety bond: \$5,000.

Special:

1. If at any time subsequent to the beginning date of this lease the facilities authorized herein shall fall into a state of disrepair or otherwise become an environmental or aesthetic degradation, as determined by Lessor, then upon written notice by Lessor, Lessee shall have 60 days to repair and correct the conditions cited by Lessor. Failure to comply with the written notice of Lessor shall terminate this lease, and Lessee shall remove all structures and fill located on lands covered by this lease.
2. In the event Lessee sells Lot 30, Anglers Ranch Subdivision No. 3, this lease shall terminate, and the structures on State land shall be removed as provided in Section 4 of this lease.

CALENDAR ITEM NO. 8. (CONTD)

CONSIDERATION: \$240 per annum.

BASIS FOR CONSIDERATION:

6% of appraised value of land.

PREREQUISITE TERMS:

Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Parts 1 & 2.
- b. Administrative Code: Title 2, Div. 3,
Arts. 1, 2 & 10.

OTHER PERTINENT INFORMATION:

The facilities in this activity are existing structures. An environmental impact report is not required. This transaction is within the purview of 2 Cal. Adm. Code 2910(a) which exempts existing structures that are in an acceptable state of repair and there is no evidence of record to show injury to adjacent property, shoreline erosion, or other types of environmental degradation.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085; 14 CAL. ADM. CODE 15100, ET SEQ.; AND 2 CAL. ADM. CODE 2910(a).
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Attachment: Exhibit "A"

EXHIBIT "A"

W 8960

A parcel of submerged land in the bed of Taylor Slough, Contra Costa County, State of California, immediately beneath and extending ten feet on all sides of an existing pier. Said pier being adjacent to and contiguous with Parcel 1 as described in a deed recorded April 4, 1963, in Book 4337, page 691 in the Office of the Recorder of said County.

EXCEPTING THEREFROM that portion lying landward of the ordinary low water mark.

END OF DESCRIPTION