

MINUTE ITEM

This Calendar Item No. ~~C02~~ was approved as Minute Item No. 02 by the California State Lands Commission by a vote of 3 to 0 at its 11/27/00 meeting.

**CALENDAR ITEM
C02**

A 10
S 5

PRC 5437

11/27/00
WP 5437.1
L. Burks

GENERAL LEASE - RECREATIONAL USE

APPLICANT:

The San Francisco Sailing Whaleboat Association, Inc.
220 Sansome Street, Suite 900
San Francisco, California 94104

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in White Slough, at Empire Tract near Terminous, San Joaquin County.

AUTHORIZED USE:

Continued use and maintenance of an existing 10 foot by 24 foot floating dock, a 5 foot by 20 foot walkway and pilings.

LEASE TERM:

Ten years, beginning October 1, 2000.

CONSIDERATION:

\$50 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

SPECIFIC LEASE PROVISIONS:

Liability insurance: Combined single limit coverage of no less than \$500,000.

OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.
2. On January 21, 1988, the Commission authorized a Recreational Pier Permit with Michael E. Strain. That lease expired on January 31, 1998. On August 4, 1998, Michael E. Strain deeded the littoral land to The San Francisco Sailing Whaleboat Association, Inc. This item does not qualify as a rent-free Recreational Pier Lease because the upland is not improved

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with a single family dwelling. The San Francisco Sailing Whaleboat Association, Inc. is now applying for a new General Lease - Recreational Use.

3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; Title 2, California Code of Regulations, section 2905 (a)(2).

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

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. 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. Site Plan
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a)(2).

SIGNIFICANT LANDS INVENTORY FINDING:

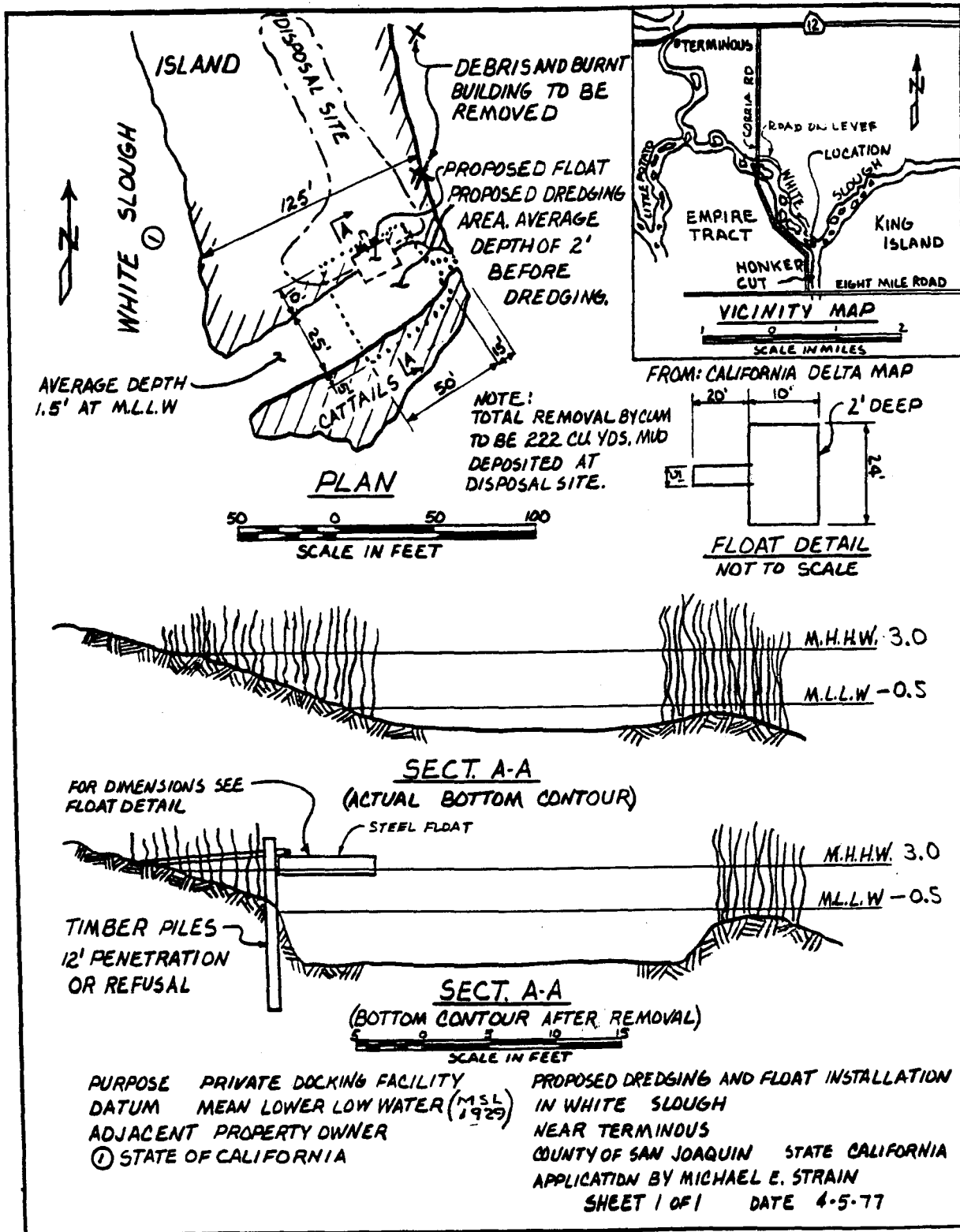
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FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO THE SAN FRANCISCO SAILING WHALEBOAT ASSOCIATION, INC. OF A GENERAL LEASE - RECREATIONAL USE, BEGINNING OCTOBER 1, 2000, FOR A TERM OF TEN YEARS, FOR CONTINUED USE AND MAINTENANCE OF AN EXISTING FLOATING DOCK, WALKWAY AND PILINGS ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION IN THE AMOUNT OF \$50 PER YEAR, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF NO LESS THAN \$500,000.



This exhibit is solely for purposes of generally defining the area to be leased, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or other property.

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 Exhibit A
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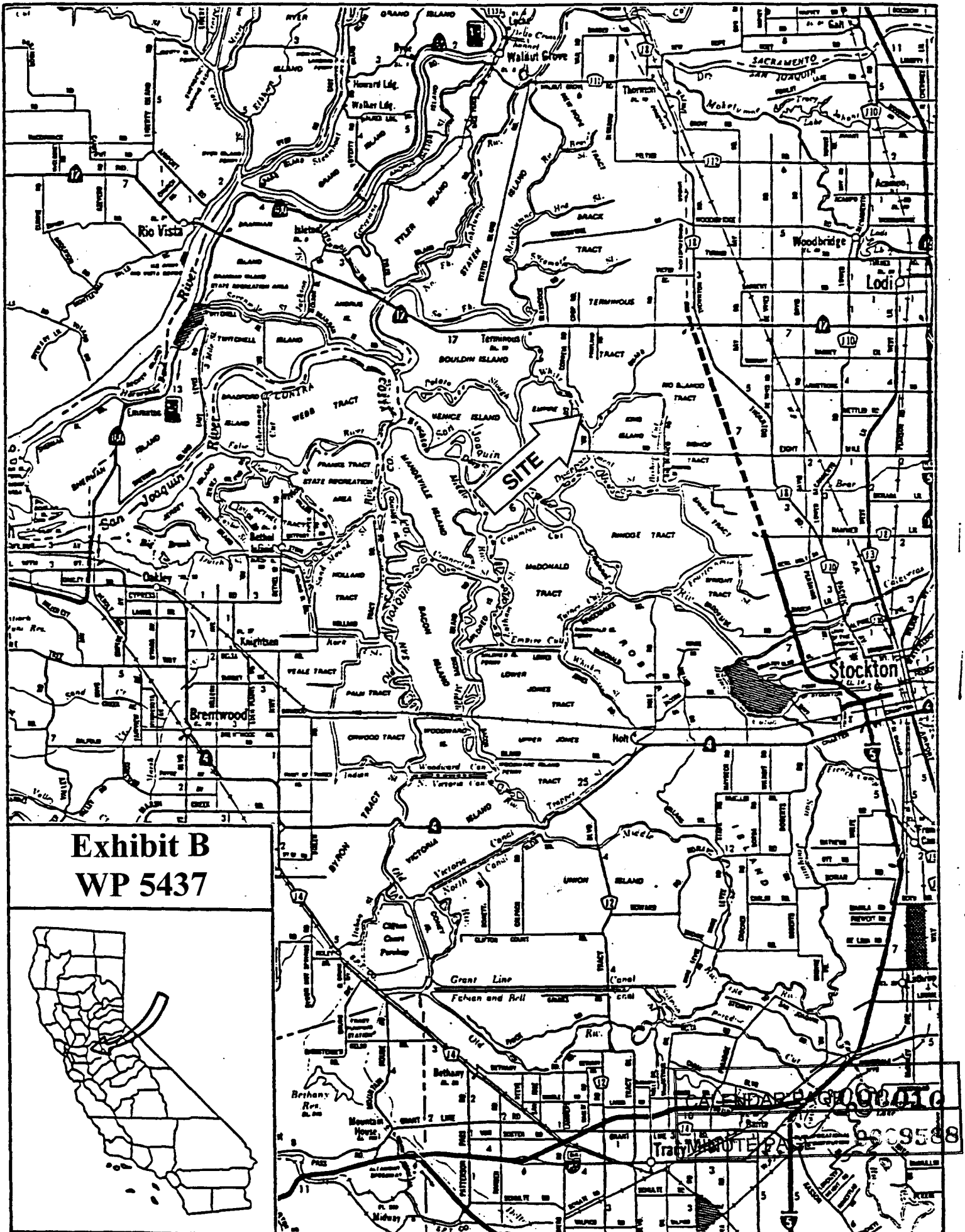


Exhibit B
WP 5437



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