

MINUTE ITEM

This Calendar Item No. C9
was approved as Minute Item
No. 9 by the State Lands
Commission by a vote of 3
to 0 at its 4/24/80
meeting.

CALENDAR ITEM

C9.

4/80
W 22380
Lewandowski
PRC 5817

GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Newport Harbor Yacht Club
720 West Bay Avenue
Balboa, California 92661

AREA, TYPE LAND AND LOCATION:
Two circular areas of submerged land containing
0.0036 acres in the Pacific Ocean, Newport
Beach, Orange County.

LAND USE: Maintenance of two race marker buoys.

TERMS OF PROPOSED PERMIT:

Initial period: 10 years from May 1,
1980.

Public Liability insurance: Combined single
limit coverage of \$100,000.

CONSIDERATION: \$30.00 per annum with the State reserving
the right to fix a different rental on
each fifth anniversary of the permit.

BASIS FOR CONSIDERATION:

\$30.00 fixed rental for this type of permit.

PREREQUISITE TERMS, FEES AND EXPENSES:

The marker buoy sites are located in the
Pacific Ocean for which no upland owner
permission is necessary.

Filing fee has been received.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 & 2.

B. Cal. Adm. Code: Title 2, Div. 3.

OTHER PERTINENT INFORMATION:

1. This project is exempt from CEQA because
it involves the placement of marker
buoys for designating racing zones
and will not affect public navigation
or fishing rights.

A 73, 74

S 36

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Authority: 2 Cal. Adm. Code 2907(3E).

2. This project is situated on State land identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category, Class C, which authorizes Multiple Use.

Staff review indicates that there will be no significant effect upon the identified environmental values. No adverse comments have been received concerning the proposed project.

3. The proposed marker buoys are consistent with the requirement of Article 6.5, 2 Cal. Adm. Code, in that they will not interfere with navigation or rights of the public.
4. This permit is conditioned on the permittee's conformance with the rules, regulations, policies or ordinances of the Army Corps of Engineers, the United States Coast Guard, the California Coastal Commission, the City of Newport Beach, or any other regulatory agency having jurisdiction in the Pacific Ocean in the vicinity of the mouth of the Santa Ana River.

To date the applicant has obtained a permit from the City of Newport Beach.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21685, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. FIND THAT GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE P.R.C.

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3. DETERMINE THAT THE PROJECT IS CONSISTENT WITH THE PROVISIONS OF ARTICLE 6.5 OF TITLE 2 OF THE CAL. ADM. CODE.
4. AUTHORIZE ISSUANCE TO NEWPORT HARBOR YACHT CLUB OF A 10-YEAR GENERAL PERMIT - RECREATIONAL USE FROM MAY 1, 1980; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$30.00, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISION OF COMBINED SINGLE LIMIT COVERAGE OF \$100,000; FOR MAINTENANCE OF TWO MARKER BUOYS ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

Land Description

A circular area of submerged land in the Pacific Ocean having a radius of 5¹/₂, located at the intersection of 117° 59' 00" north longitude and 33° 36' 27" west latitude.

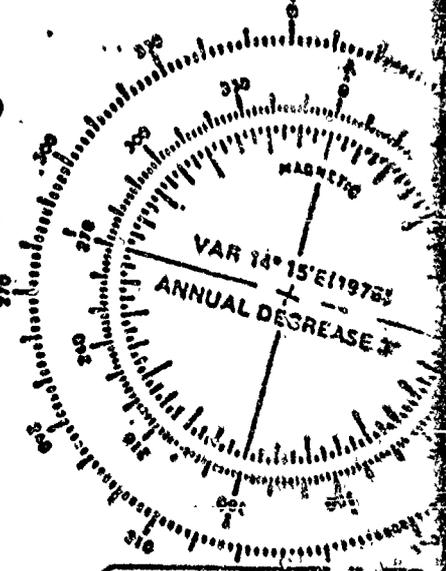
A circular area of submerged land in the Pacific Ocean having a radius of 5¹/₂, located at the intersection of 117° 58' 24" north longitude and 33° 37' 3" west latitude.

END OF DESCRIPTION

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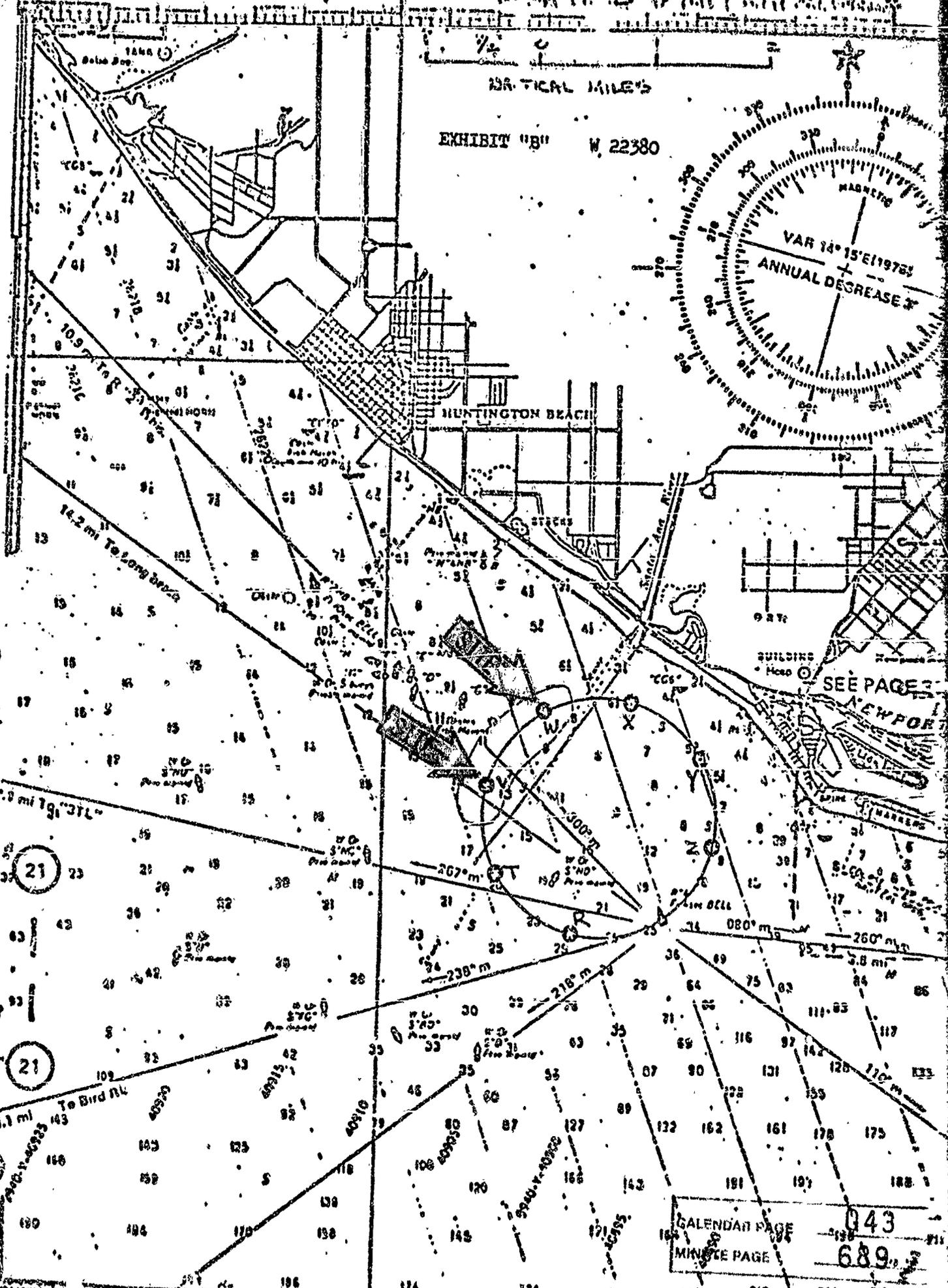
NATURAL MILES

EXHIBIT "B" W. 22380



HUNTINGTON BEACH

SEE PAGE 1 NEWPORT



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