

MINUTE ITEM

This Calendar Item No. C2
is approved as a Minute Item
2 by the State Lands
Commission by a vote of 3
to 0 at its 3/24/83
meeting.

CALENDAR ITEM

C 0 2

3/24/83
PRC 2954
Lipphardt

ACCEPTANCE OF A LEASE QUITCLAIM
DEED AND TERMINATION OF LEASE PRC 2954

APPLICANT: Marriott Corporation
5161 River Road
Washington, D. C. 20016
Attention: Mr. James Brashares

BACKGROUND: On March 30, 1978, the Commission approved a ten-year General Lease - Commercial Use, to Marriott Corporation for operation and maintenance of a pier located on a 0.41-acre parcel of tide and submerged land located in the Pacific Ocean near Montecito, Santa Barbara County. The lease has an October 24, 1987, expiration date.

Lessee contacted staff in March, 1982, concerning the removal of the pier as Lessee had been asked to remove the pier by the County of Santa Barbara. The County had condemned the pier as hazardous and fenced off the pier to prevent access. Lessee submitted a pier demolition plan which was reviewed and approved by staff. The pier was scheduled to be removed in May, 1983.

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CURRENT SITUATION:

On February 10, 1983, Lessee informed staff that the pier was damaged in recent storms and removal was to begin as soon as possible. The pier removal should be complete by or soon after April 4, 1983. Lessee is to submit an affidavit stating that the site is cleared in conformance with approved plans, and said affidavit is subject to staff's confirmation that the removal conforms to those plans. On March 1, 1983, staff received a fully executed quitclaim deed from Marriott Corporation.

This activity is exempt from CEQA because it involves removal of a hazardous structure pursuant to 2 CAC 2905, Class 4(3).

The project is situated on lands identified as possessing significant environmental values pursuant to P.R.C. 6370.1 and is classified in a use category "B", which authorizes Limited Use. The project as proposed will not have a significant effect upon the identified environmental values.

APPROVALS OBTAINED:

United States Army Corps of Engineers,
Coastal Commission.

AB 884: N/A.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21084, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2905; AND FIND THAT THE ACTIVITY IS CONSISTENT WITH ITS USE CLASSIFICATION.
2. AUTHORIZE ACCEPTANCE OF A LEASE QUITCLAIM DEED ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND TERMINATION OF LEASE PRC 2954.1, EFFECTIVE APRIL 4, 1983, SUBJECT TO STAFF'S CONFIRMATION THAT THE PIER REMOVAL IS ACCOMPLISHED IN CONFORMANCE WITH APPROVED PLANS.

EXHIBIT "A"

WP 2954

A parcel of tide and submerged land 30 feet wide in the Santa Barbara Channel, Santa Barbara County, California, lying 15 feet on each side of the following described centerline:

BEGINNING at the most easterly corner of Lot 31, Block 6 of the lands of the Montecito Land Company, as shown on the map thereof, filed in the office of the County Recorder of Santa Barbara County on December 31, 1887; thence from said point of beginning southerly on a line parallel with the westerly line of Lot 40, Block 6 of said lands, 130 feet more or less to the mean high water mark of the Santa Barbara Channel, and a point herein after described as Point A; thence S 15° 54' W, 600 feet more or less to the end of the herein described centerline.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the Santa Barbara Channel.

END OF DESCRIPTION

Prepared M. L. Shafer Checked R. N. Hoff
Reviewed W. W. Kunnecke Date 7/21/77
Revised 3/27/78 *DJS*

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