

MINUTE ITEM

This Calendar Item No. C16
was approved as Minute item
No 16 by the State Lands
Commission by a vote of 3
to 0 at its 12/22/83
meeting.

CALENDAR ITEM

C 16 - A

12/22/83
WP 5074
J. Ludlow
PRC 5074

RESCIND MINUTE ITEM NO. 3
APPROVED BY COMMISSION ACTION ON
FEBRUARY 28, 1980, AND AUTHORIZATION OF A
GENERAL PERMIT - RECREATIONAL USE

APPLICANT: U.F. Service Corporation
130 Montgomery Street
San Francisco, California 94104

AREA, TYPE LAND AND LOCATION:
A 0.045-acre parcel of submerged land in
Lake Tahoe, Placer County.

LAND USE: Use and maintenance of an existing recreational
buoy.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years from March 25,
1980.

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

CONSIDERATION: \$30 per annum for the period covering March 25,
1980 through March 24, 1981; \$50 per annum
beginning March 25, 1981; with the State
reserving the right to fix a different
rental on each fifth anniversary of the
permit.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003.

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PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is owner of upland.

Filing fee and four years annual rent have been received.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AZ 884:

N/A.

OTHER PERTINENT INFORMATION:

1. Walker Boudwin Construction Company, Inc., the prior owner of the subject property, was granted approval for the maintenance of a recreational buoy by Commission action on February 28, 1980, under WP 5074. However, the permit document was never executed by the State Lands Commission because, shortly thereafter, the property was sold to the new applicant, U.F. Service Corporation.
2. This project is exempt from CEQA because it is within the purview of 2 Cal. Adm. Code, Section 2905, Class 1, which exempts existing structures in an acceptable state of repair.
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.
4. Section 2 of the permit conforms to the Lyon/Fogerty decision.
5. Buoys are not subject to the Commission's moratorium on leasing of new facilities at Lake Tahoe.

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6. The applicant has paid four years annual rent totaling \$180, and rent is current to date. Staff feels it would be in the best interest of the State to recommend that penalty and interest on back rent, if any, be waived.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. RESCIND MINUTE ITEM NO. 3, APPROVED BY THE COMMISSION ON FEBRUARY 28, 1980.
2. FIND THAT THIS PROJECT IS EXEMPT FROM THE REQUIREMENTS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AS A CATEGORICALLY EXEMPT PROJECT UNDER THE PROVISIONS OF P.R.C. 21084, 14 CAL. ADM. CODE 15300, ET SEQ., AND 2 CAL. ADM. CODE 2905, AND FIND THAT THE PROJECT IS CONSISTENT WITH THE LAND'S USE CLASSIFICATION, PURSUANT TO P.R.C. 637C.1.
3. AUTHORIZE ACCEPTANCE OF \$180, AS TOTAL CONSIDERATION FOR THE PERIOD OF MARCH 25, 1980, THROUGH MARCH 24, 1984, AND WAIVE PENALTY AND INTEREST, IF ANY.
4. AUTHORIZE ISSUANCE TO U.F. SERVICE CORPORATION OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE, FROM MARCH 25, 1980; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$30 PER ANNUM FOR THE PERIOD COVERING MARCH 25, 1980, THROUGH MARCH 24, 1981; AND \$50 PER ANNUM BEGINNING MARCH 25, 1981; WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$100,000; ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

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EXHIBIT "A"

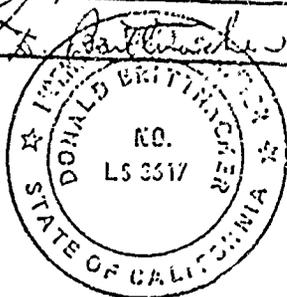
PRC 5074.1

A parcel of submerged land in the bed of Lake Tahoe, Placer County, California, being more particularly described as follows:

That parcel of land included within the circumference of a circle having a radius of 25 feet and being adjacent to Lot 20, Block B as shown on the Map of "Carnelian Bay on Lake Tahoe", filed in the office of the county recorder of said county on January 6, 1908, in Book C of Maps, page 14, the center of said parcel is located 50 feet northerly of a point on the easterly extension of the southerly line of said Lot 20 that is 290 feet easterly of the southwesterly corner of said Lot 20.

END OF DESCRIPTION

Prepared J. R. Colvin Checked D. Britton
Reviewed D. Britton Date Sept 29, 1975



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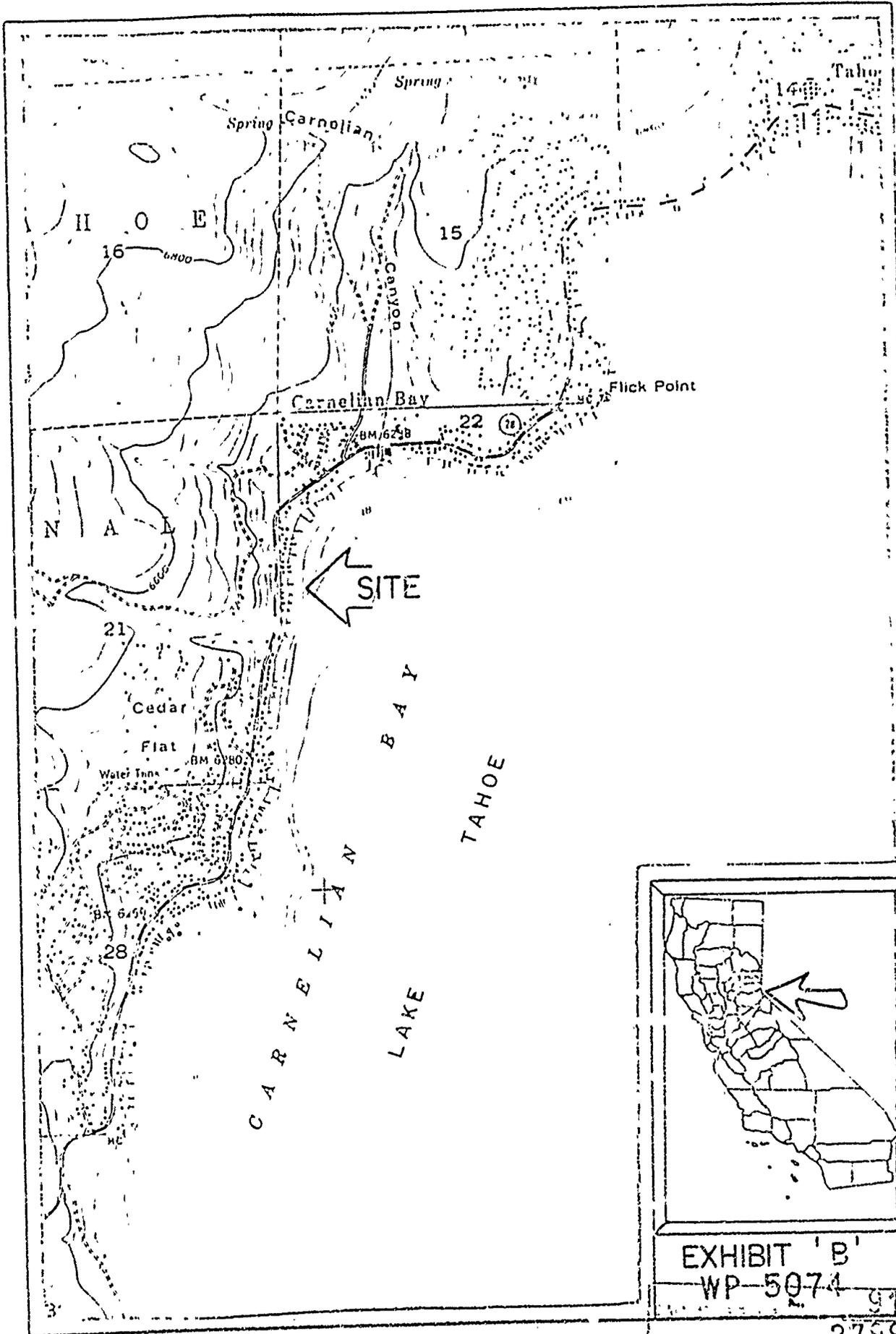


EXHIBIT 'B'
 WP 5074
 SHEET ONE 2759