

MINUTE ITEM

This Calendar Item No. 25
was approved as Minute Item
No. 25 by the State Lands
Commission by a vote of 3
0 at its 1/23/84
meeting.

CALENDAR ITEM

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1/23/84
PRC 5637
J. Sekelsky

APPROVAL OF AUTHORIZATION FOR THE
STAFF OF STATE LANDS COMMISSION AND/OR THE
OFFICE OF THE ATTORNEY GENERAL TO
TAKE ALL STEPS NECESSARY TO ENFORCE COMPLIANCE WITH
A LEASE TO OPERATE MARINA FACILITIES AT
COURTLAND DOCKS, ON THE SACRAMENTO RIVER, IN
SACRAMENTO COUNTY.

BACKGROUND: Lessees, Jack and Katharine Arbuckle, purchased
the marina facilities at Courtland Docks
in 1977. Lease PRC 5637.1 was approved
by the Commission in 1979, providing for
an annual rental of \$418.40.

CURRENT SITUATION:
At the present time, \$1,297.56 in back
rent, excluding any penalties or interest,
is owed. Numerous attempts to assist the
owners in breaking down the payments have
been unsuccessful. On September 29, 1981,
the Commission approved a monthly payment
schedule, with which lessees have failed
to comply. The total amount of rental paid
since 1977 has been \$1,631.24.

In addition, lessees have not provided
the \$1,000 surety bond required by their
lease.

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CONCLUSION: Staff believes it is in the best interests of the State and the public to take the necessary steps to require immediate compliance with the lease terms, or to take legal action to remove the lessees from State-owned land for breach of lease.

AB 884: N/A.

EXHIBITS: A. Site Map.

THEREFORE, IT IS RECOMMENDED THAT THE COMMISSION:

1. AUTHORIZE STAFF OF THE COMMISSION AND/OR THE OFFICE OF THE ATTORNEY GENERAL TO TAKE ALL STEPS NECESSARY, INCLUDING LITIGATION, TO EITHER REQUIRE IMMEDIATE COMPLIANCE WITH LEASE TERMS, OR TO REMOVE THE LESSEES FROM STATE-OWNED LAND AT COURTLAND DOCKS.
2. FIND THAT THIS ACTION IS EXEMPT FROM CEQA PURSUANT TO CALIFORNIA ADMINISTRATION CODE SEC. 15061, BECAUSE IT IS NOT A PROJECT AS DEFINED BY PRC SEC. 21065 AND CAL. ADM. CODE SEC. 15378.

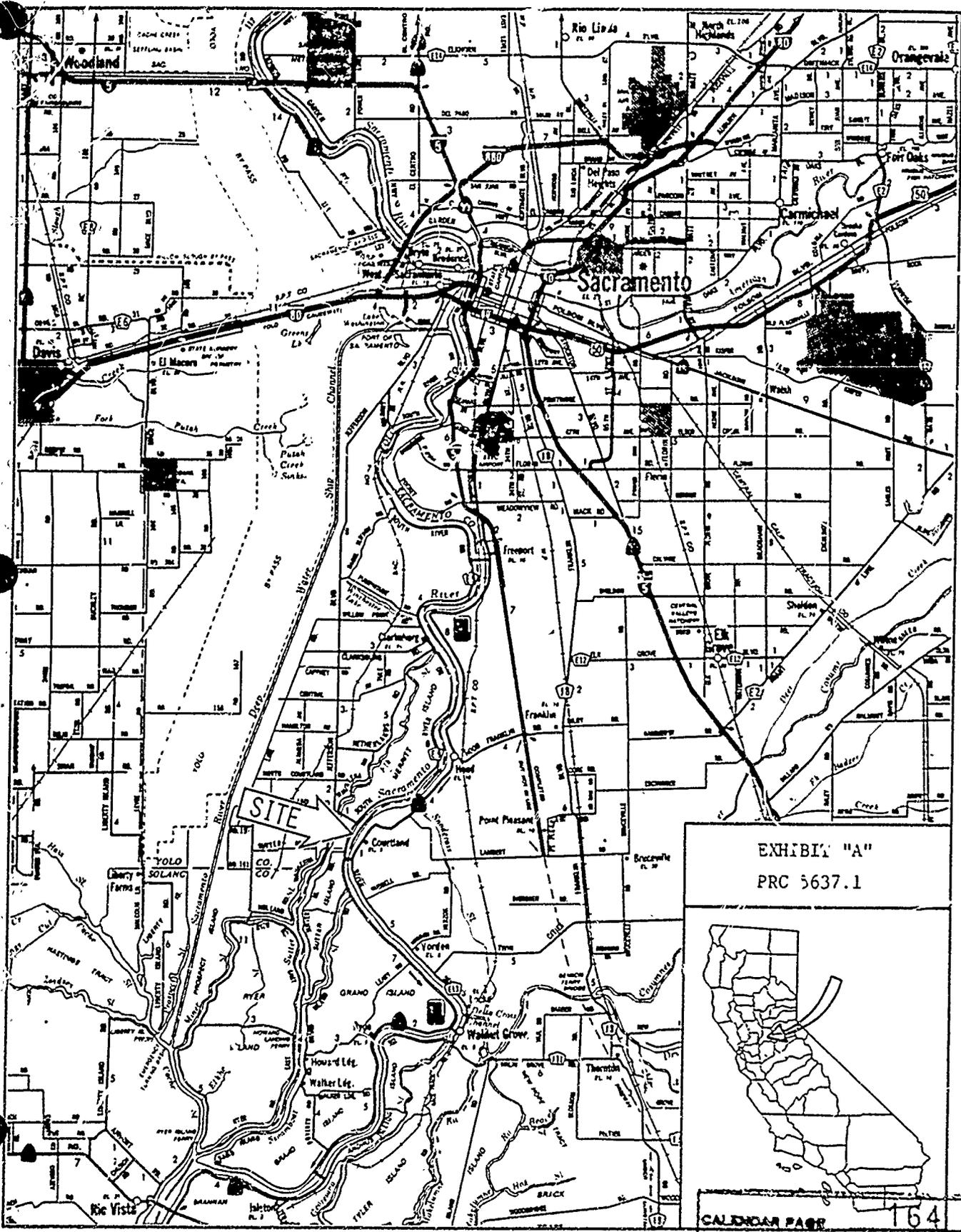


EXHIBIT "A"
 PRC 5637.1



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