MINUTE ITEM

This Calendar Item No. C17 was approved as Minute Item No. 17 by the State Lands Commission by a vote of 3 to 0 at its 4/24/86 meeting.

CALENDAR ITEM

C17

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04/24/86
PRC 5177
Townsend

SETTLEMENT OF BACK RENTAL
GENERAL PERMIT - RECREATIONAL USE

LESSEE: Wells and Bennett Realtors
Attn: Barry Bennett
1451 Leimert Boulevard
Oakland, California 94602

AREA, TYPE LAND AND LOCATION:
A .037-acre parcel of submerged land, located in Carnelian Bay at Lake Tahoe, Placer County.

LAND USE: Pier and boathouse.

TERMS OF PERMIT:

Initial period: 20 years beginning April 1, 1979.

Public liability insurance: Combined single limit coverage of $500,000.

Consideration: $143.55 per annum; five-year rent review.

APPLICANT STATUS:
Applicant is owner of upland.

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.

AB 884: N/A.

OTHER PERTINENT INFORMATION:

1. The bankruptcy status of J. Anolik (prior lessee), an interim modification of the annual lease rental, and a subsequent assignment of the lease resulted in confusion regarding the amount of back rental due by Anolik. Staff recommends that the Commission accept the amount of $180.77, paid by Anolik, as settlement of back rental for the period of April 1, 1982 to May 23, 1985, the effective date of the assignment.

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

   Authority: P.R.C. 21065 and 14 Cal. Adm. Code 15378.

APPROVALS OBTAINED:
N/A.

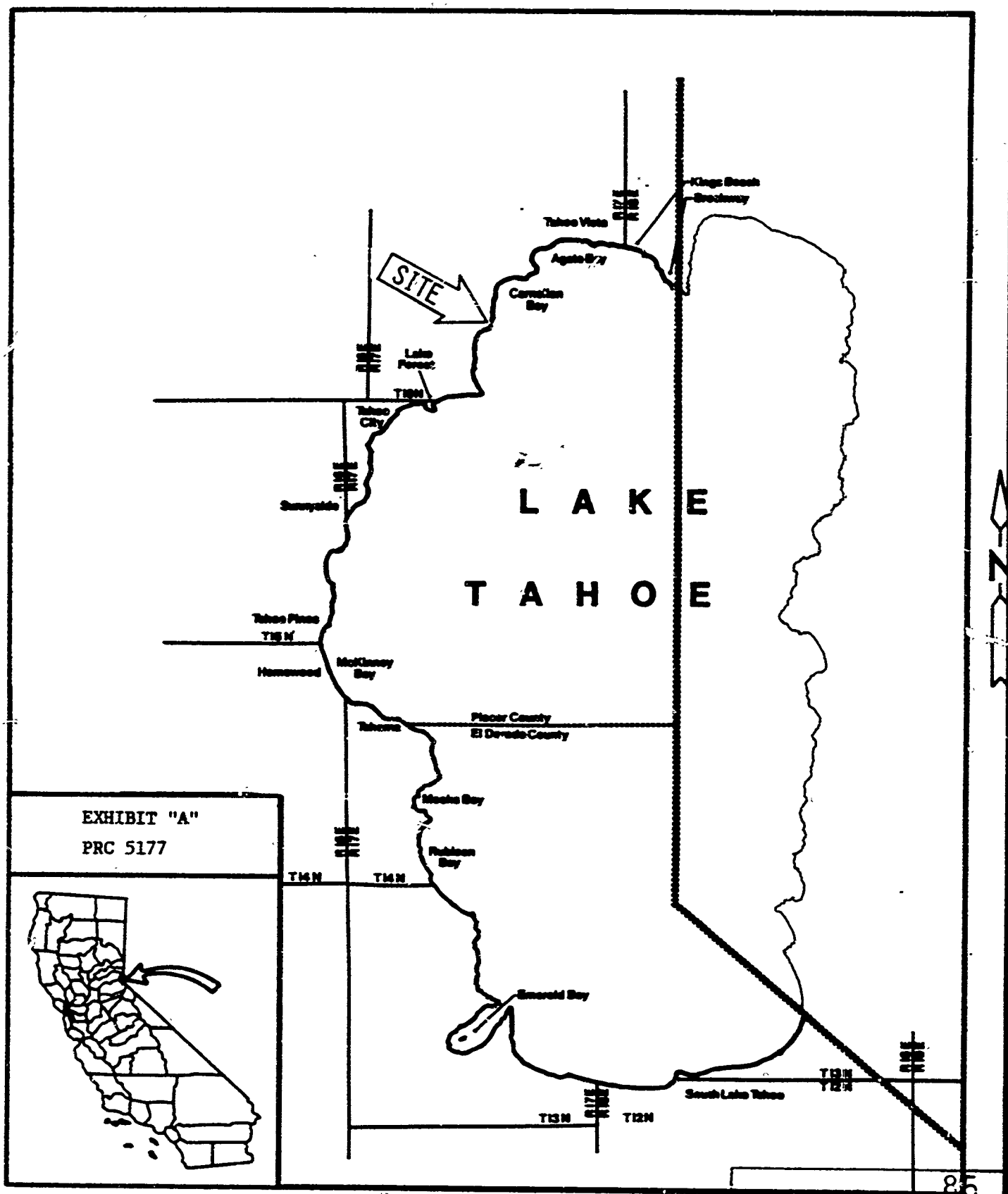
FURTHER APPROVALS REQUIRED:
N/A.

EXHIBIT: A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. ADM. CODE 15378.

2. ACCEPT $180.77 PAID BY THE PRIOR LESSEE, JEROME ANOLIK, AS BACK RENTAL, PENALTY AND INTEREST, FOR THE PERIOD OF APRIL 1, 1982 TO May 23, 1985.


SITE
LAKE
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Tahoe Vista
Agate Bay
Carnelian Bay
Lake Forest
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Tahoe City
Sunnyside
Tahoe Pines
T15N
Homewood
McKinney Bay
Tahoma
Placer County
El Dorado County
Meeks Bay
Rubicon Bay
T14N
T14N
Emerald Bay
South Lake Tahoe
T13N
T12N
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T12N
EXHIBIT "A"
PRC 5177