MINUTE ITEM

This Calendar Item No. C13 was approved as Minute Item No. 13 by the State Lands Commission by a vote of 2 to 0 at its 5/22/86 meeting.

CALENDAR ITEM

C13

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05/22/86
WP 6184 PRC 6184
Gordon

TERMINATION OF GENERAL PERMIT -
RECREATIONAL USE PRC 6184 AND
ISSUANCE OF GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Diablo Water Ski Club
P.O. Box AD
Bethel Island, California 94511

AREA, TYPE LAND AND LOCATION:
A 0.595-acre parcel of tide and submerged land, located in Old River, Contra Costa and San Joaquin counties.

LAND USE: Construction and maintenance of a floating dock and maintenance of existing club facilities, all utilized for recreational water ski purposes.

TERMS OF ORIGINAL PERMIT:

Initial period: Ten years beginning August 1, 1981.

Renewal options: One successive period of ten years.

Surety bond: $1,000.

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

Consideration: $684 per annum; five-year rent review.

TERMS OF PROPOSED PERMIT:

Initial period: 20 years beginning May 1, 1986.

Surety bond: $1,000.

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

Special:

1. The permit restricts the annual use of the slalom area to five months and requires the complete removal during the remaining seven months of all ten marker buoys and anchors designating the pattern of the ski course. Use of the area longer than five months requires the prior written permission of the Commission.

2. The permit restricts the utilization of the facilities for residential purposes.

CONSIDERATION: $912.38 per annum, as to the structure; $530, per annum, as to the ten slalom marker buoys and anchors; and $53, per annum, as to the ski jump 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.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee has 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.

AB 884: 09/01/86.

OTHER PERTINENT INFORMATION:

1. At its meeting on July 22, 1982, the State Lands Commission, in Minute Item 8, approved the issuance of General Permit - Recreational Use PRC 6184 to Diablo Water Ski Club for a water ski slalom course, a ski jump and appurtenant club facilities.

   Applicant is a non-profit California corporation incorporated to promote better conditions and safety in water skiing, boating and other various water sports. The proposed permit will authorize construction of an additional floating dock, extend the applicant's term of use of the subject land and increase the rental. Termination of the original permit is recommended.

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 as a categorical exempt project. The project is exempt under Classes 1 and 3, Existing Facilities and New Construction of a Small Structure, respectively, 2 Cal. Adm. Code 2905(a)(2) and (c)(1), respectively.

   Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 Cal. Adm. Code 2905.

3. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

United States Army Corps of Engineers, California Department of Fish and Game, California San Francisco Bay Regional Water Quality Control Board, California Central Valley Regional Water Quality Control Board, California Reclamation Board, and Counties of Contra Costa and San Joaquin.

FURTHER APPROVALS REQUIRED:

None.

EXHIBITS:

A. Land Description.
B. 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 AS A CATEGORICAL EXEMPT PROJECT, CLASSES 1 AND 3, EXISTING FACILITIES AND NEW CONSTRUCTION OF A SMALL STRUCTURE, RESPECTIVELY, 2 CAL. ADM. CODE 2905(a)(2) AND (c)(1), RESPECTIVELY).

2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.

3. AUTHORIZE TERMINATION OF GENERAL PERMIT - RECREATIONAL USE DATED MARCH 30, 1983, EFFECTIVE MAY 1, 1986; AND THE ISSUANCE TO DIABLO WATER SKI CLUB OF A 20-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING MAY 1, 1986; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF $912.38, AS TO THE STRUCTURES, $530, AS TO THE TEN SLALOM MARKER BUOYS AND ANCHORS, AND $53, AS TO THE SKI JUMP; WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; WITH PROVISION OF A $1,000 SURETY BOND; AND WITH PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF $500,000; FOR CONSTRUCTION AND MAINTENANCE OF A FLOATING DOCK, AND MAINTENANCE OF EXISTING CLUB FACILITIES, ALL UTILIZED FOR RECREATIONAL WATER SKI PURPOSES ON THE LAND DELINEATED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

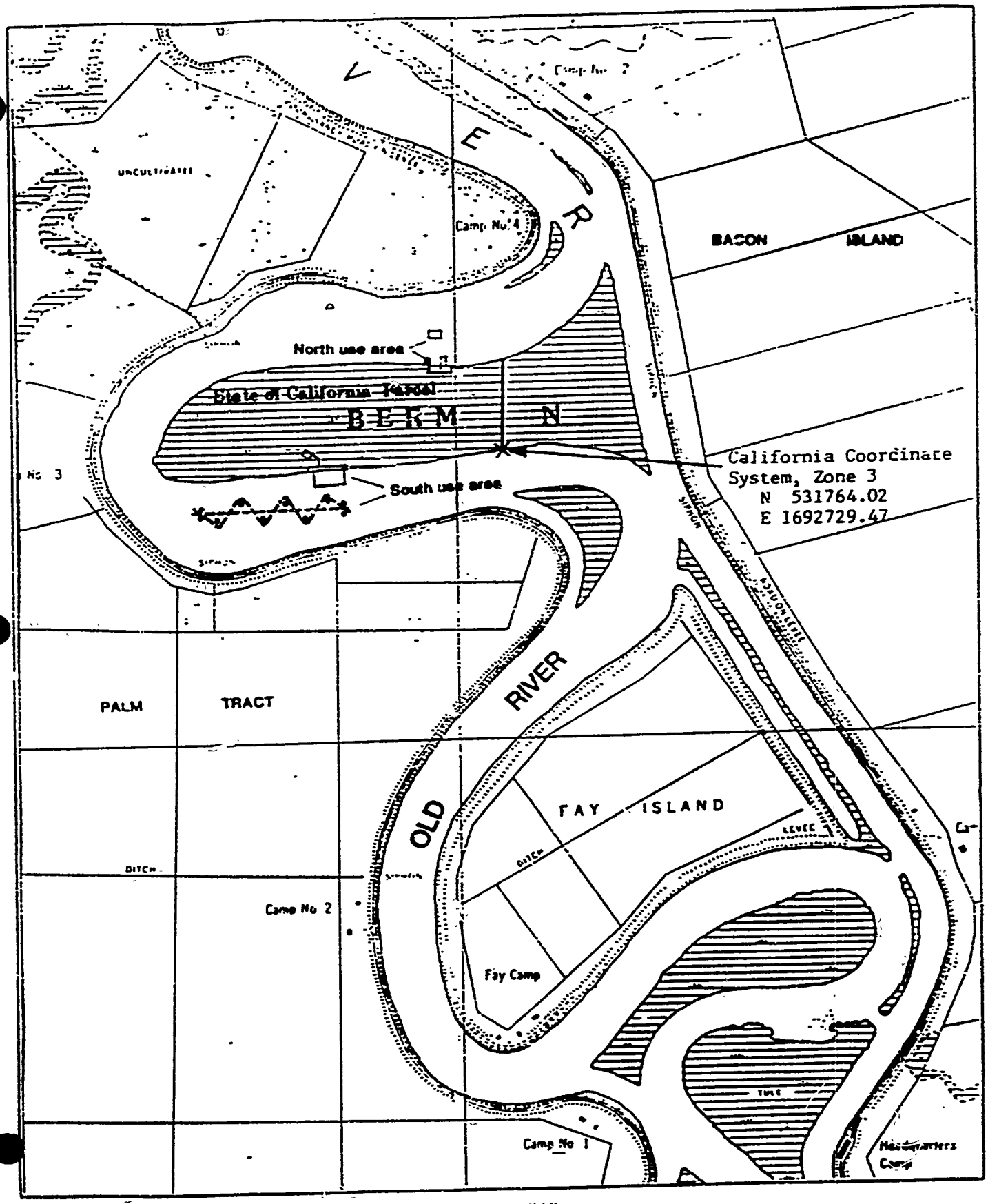

EXHIBIT "A"
LAND DESCRIPTION

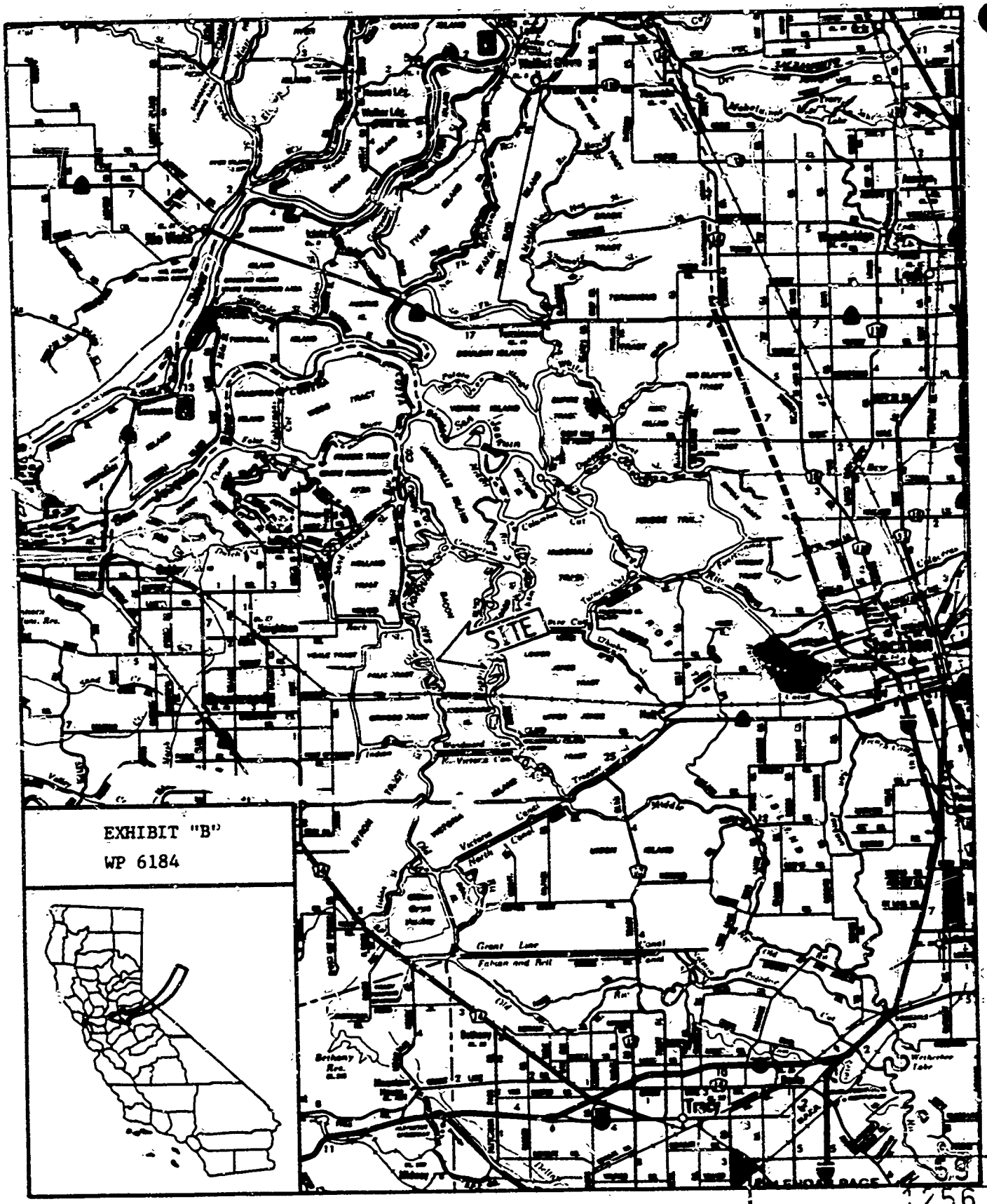

EXHIBIT "B"
WP 6184