

MINUTE ITEM

This Calendar Item No. C7
was approved as Minute Item
No. 7 by the State Lands
Commission by a vote of 2
to 0 at its 11/20/86
meeting.

CALENDAR ITEM
C 07

A 26

11/20/86

S 5

WP 5212 PRC 5212
Gordon

TERMINATION OF NONCOMMERCIAL LEASE PRC 5212 AND ISSUANCE
OF GENERAL PERMIT - RECREATIONAL USE

APPLICANT: San Joaquin Delta Power
Squadron
P. O. Box 8203
Stockton, California 95208

AREA, TYPE LAND AND LOCATION:
A 0.997-acre area of tide and submerged land
lying in the filled and unfilled natural bed of
the old channel of the San Joaquin River,
located adjacent to Headreach Island,
San Joaquin County.

LAND USE: Reconstruction and maintenance of facilities
utilized for social, instructional and
charitable activities related to yachting.

TERMS OF ORIGINAL LEASE:

Initial period: Ten years beginning
November 1, 1976.

Renewal options: Two successive periods of
ten years each.

Surety bond: \$1,000.

Public liability insurance: Combined single
limit coverage of \$300,000.

Consideration: \$880 per annum; five-year
rent review.

TERMS OF PROPOSED PERMIT:

Initial period: 25 years beginning
November 1, 1986.

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Surety bond: \$3,000.

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

Special: 1. The permit prohibits the
utilization of the facilities
for residence purposes.

2. The permit is conditioned
on the rights of the
United States of America to
place spoil material on the
premises, and to perform all
other rights previously
conveyed by the State of
California for the
San Joaquin River and
Stockton Channel project.

CONSIDERATION: \$880 per annum; 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: 02/10/86.

OTHER PERTINENT INFORMATION:
1. At its meeting on December 15, 1976, the
State Lands Commission, in Minute Item 8,
approved the issuance of Noncommercial
Lease PRC 5212 for a floating dock and
walkway.

CALENDAR ITEM NO. C 07 (CONT'D)

Applicant is a private, nonprofit unincorporated entity organized to promote yachting. One of the the various services provided by the organization is a public boating course for the enhancement and development of navigational and boating skills. The original lease is not consistent with the Commission's current formats, rules and regulations. Termination of the original lease is recommended.

The improvements in the proposed permit consist of a floating dock and ramp, a concrete pad improved with a wooden platform and patio roof, and a concrete pad with barbecue grills. All facilities currently exist except for the wooden platform and patio roof which are to be reconstructed.

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 Class 1, Existing Facilities (floating dock and ramp, concrete pad, and concrete pad/barbecue grills) and Class 2, Reconstruction or Replacement (wooden platform and patio roof), 2 Cal. Adm. Code 2905(a)(2) and 2905(b).

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 activity is consistent with its use classification.

CALENDAR ITEM NO. C07 (CONT'D)

APPROVALS OBTAINED:

United States Army Corps of Engineers,
California Department of Fish and Game,
California Central Valley Regional Water
Quality Control Board, California Reclamation
Board and County of 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, CLASS 1, EXISTING FACILITY (FLOATING DOCK AND RAMP, CONCRETE PAD, AND CONCRETE PAD WITH BARBECUE GRILLS) AND CLASS 2, RECONSTRUCTION OR REPLACEMENT (WOODEN PLATFORM AND PATIO ROOF), 2 CAL. ADM. CODE 2905(a)(2) AND 2905(b).
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 NONCOMMERCIAL LEASE PRC 5212 DATED APRIL 28, 1977, EFFECTIVE NOVEMBER 1, 1986; AND THE ISSUANCE TO SAN JOAQUIN DELTA POWER SQUADRON OF A 25-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING NOVEMBER 1, 1986; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$880, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; WITH PROVISION OF A \$3,000 SURETY BOND; AND WITH PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$500,000; FOR RECONSTRUCTION AND MAINTENANCE OF FACILITIES UTILIZED FOR SOCIAL, INSTRUCTIONAL AND CHARITABLE ACTIVITIES RELATED TO YACHTING ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF

EXHIBIT "A"

LAND DESCRIPTION

WP 5212

A parcel of tide and submerged land lying in the filled and unfilled natural bed of the old channel of the San Joaquin River, adjacent to Headreach Island, situate in protracted Section 7, T2N, R5E, M.D.M., San Joaquin County, State of California, more particularly described as follows:

BEGINNING at a point on the southerly boundary of PARCEL SEVENTY as described in deed recorded in Book 3329 page 1 of Official Records in the Office of the County Recorder of San Joaquin County, said point being the westerly terminous of that certain course described as N 83° 37' W 456 feet in said deed; thence along said southerly boundary S 83° 37' E 206 feet to the TRUE POINT OF BEGINNING; thence continuing along said southerly boundary S 83° 37' E 120 feet; thence leaving said southerly boundary, South 364.06 feet; thence N 86° 10' W 50.60 feet; thence N 78° 51' W 70.10 feet; thence North 360.47 feet to the point of beginning.

END OF DESCRIPTION

REVIEWED JULY 22, 1986, BY BOUNDARY SERVICES UNIT, M. L. SHAFER, SUPERVISOR.

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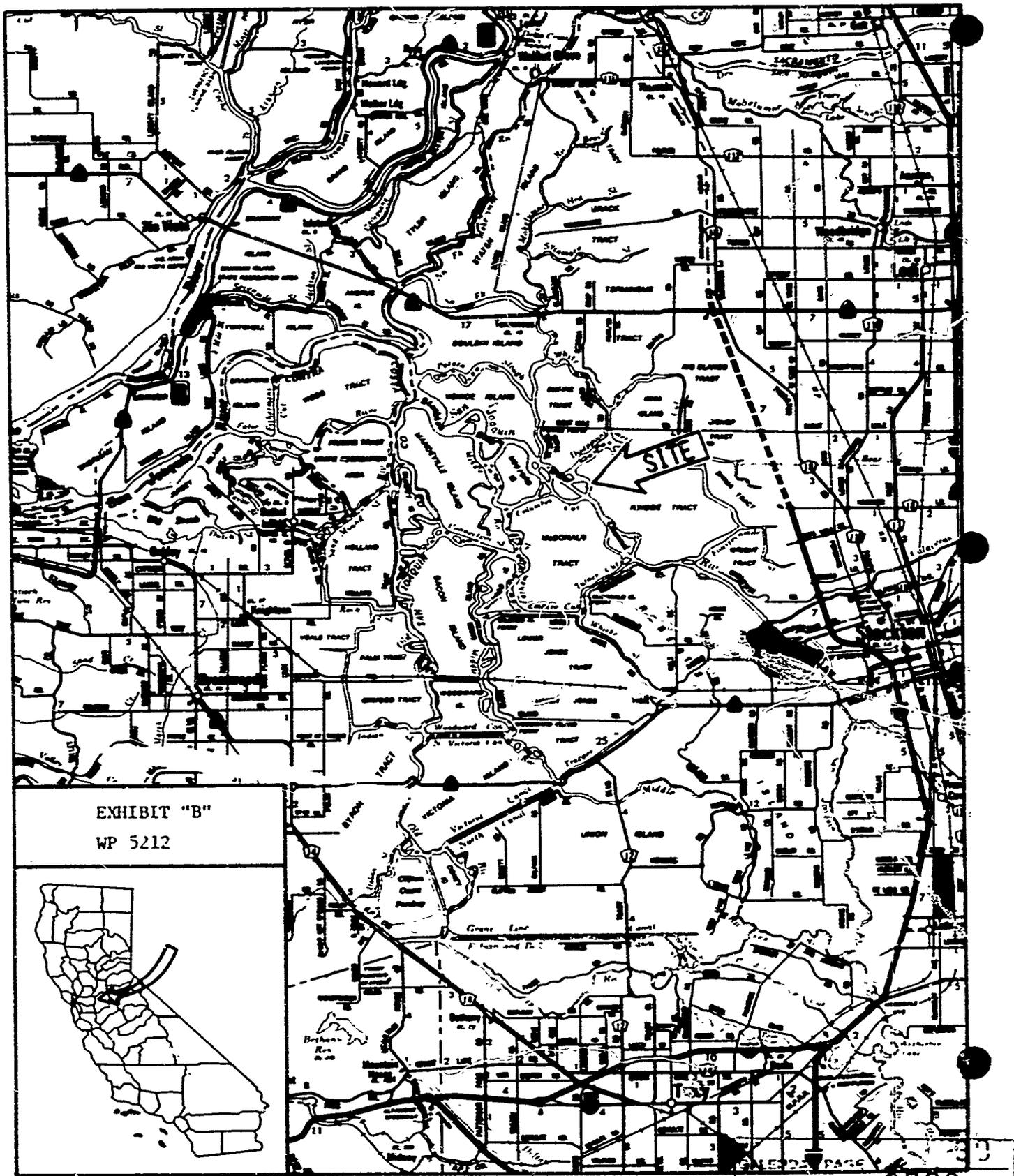


EXHIBIT "B"
 WP 5212

