

MINUTE ITEM
This Calendar Item No. 34
was approved as Minute Item
No. 34 by the State Lands
Commission by a vote of 2
to 0 at its 5/28/87
meeting.

CALENDAR ITEM

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05/28/87

WP 5250

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APPROVE REDUCTION OF INSURANCE COVERAGE
REQUIREMENT FOR PRC 5250

LESSEE: East Bay Regional Park District
11500 Skyline Boulevard
Oakland, California 94619-2443

AREA, TYPE LAND AND LOCATION: Three parcels totalling 55.5 acres between
Hercules and Pinole, Contra Costa County.

LAND USE: Public park and recreational area including
trails, interpretive stations and appurtenant
structures.

TERMS OF ORIGINAL PERMIT:

Initial period: 49 years beginning March 1,
1977.

Public liability insurance: \$5,000,000

CONSIDERATION: The public use and benefit; with the State
reserving the right at any time to set a
monetary rental if the Commission finds such
action to be in the State's best interest.

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.

CALENDAR ITEM NO. 24 (CONT'D)

OTHER PERTINENT INFORMATION:

1. When the permit was originally negotiated, the District carried umbrella insurance coverage of \$5 million. However, due to spiralling insurance costs, the District has been forced to reduce coverage to \$2.5 million. They request that the Commission accept the reduced amount to fulfill the combined single limit public liability insurance requirement.

Staff believes the original required amount was excessive in relation to risk and recommends approval of the modification.

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15051), 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.

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. APPROVE REDUCTION IN THE COMBINED SINGLE LIMIT PUBLIC LIABILITY INSURANCE REQUIREMENT TO \$2,500,000 FOR LEASE PRC 5250 GENERAL PERMIT - PUBLIC AGENCY USE; ALL OTHER TERMS AND CONDITIONS SHALL REMAIN UNCHANGED.

