

MINUTE ITEM

This Calendar Item No. 24
was approved as Minute Item
No. 24 by the State Lands
Commission by a vote of 3
to 0 at its 4-23-87
meeting.

CALENDAR ITEM

A 35
S 18

24

09/23/87
W 23555 PRC 6886
Lane

**RESCIND AUTHORIZATION
FOR A SALVAGE PERMIT**

APPLICANT: Mini Development Corp., Inc.
1433 South Polaris Avenue
Las Vegas, Nevada 89103

AREA, TYPE LAND AND LOCATION:
A ten-acre parcel of tide and submerged land,
located in the Pacific Ocean, near Destroyer
Rock, off Point Arguello, Santa Barbara County.

LAND USE: Salvage of selected items from the "Yankee
Blade", a sunken vessel.

TERMS OF APPROVED PERMIT:
Initial period: One year beginning within a
reasonable time of acquiring
the other appropriate permits.

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

CONSIDERATION: \$250 land rent; 25 percent of the net salvage
value of \$25,000 or less, and 50 percent of the
net salvage value in excess of \$25,000. Said
sum shall be due on the first of month
following the sale and bear interest as
specified in P.R.C. Section 6224, if not paid
within 15 days of the due date.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
\$250 land rent has been received.

CALENDAR ITEM NO. 24 (CONT'D)

BACKGROUND:

The applicant obtained approval for a permit from the Commission on August 29, 1985. The permit beginning date was deferred until an acceptable research development plan was submitted and other required permits were acquired for the project. A limiting date was not given.

Subsequently, a research development plan was submitted to staff, but to staff's knowledge the other approvals are yet to be obtained. Provisions in the permit require that proof of a stated amount of liability insurance and full and complete Workers Compensation insurance be provided prior to issuance of the permit. To date, no confirmation of Workers Compensation coverage has been received. A certificate of insurance provided to staff did not demonstrate necessary coverage and assurances. In fact, when the insurance company was contacted, they were unaware of any salvage project and stated that the policy was designed to cover underwater scuba instructors' liability. Therefore, there is reason to believe that the insurance provided is not adequate to satisfy the conditions of the salvage permit.

Commission approval was given on the assumption that a license could be obtained by the applicant to implement a salvage operation in federally restricted waters in the Pacific Ocean utilized by Vandenberg Air Force Base. However, base officials and the Applicant have not been able to reach agreement on entry for salvage purposes.

Staff believes two years is a reasonable period of time within which to fulfill all requirements of the permit. For the reasons cited herein, staff recommends rescission of the prior authorization.

AB 884:

N/A.

CALENDAR ITEM NO. 24 (CONT'D)

OTHER PERTINENT INFORMATION:

1. 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.

EXHIBIT: A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF 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. RESCIND AUTHORIZATION GIVEN TO MINI DEVELOPMENT CORPORATION, INC. ON AUGUST 29, 1985, AS CALENDAR ITEM NO. 27, FOR A ONE-YEAR SALVAGE PERMIT TO SALVAGE SELECTED ITEMS FROM THE "YANKEE BLADE", A SUNKEN VESSEL.

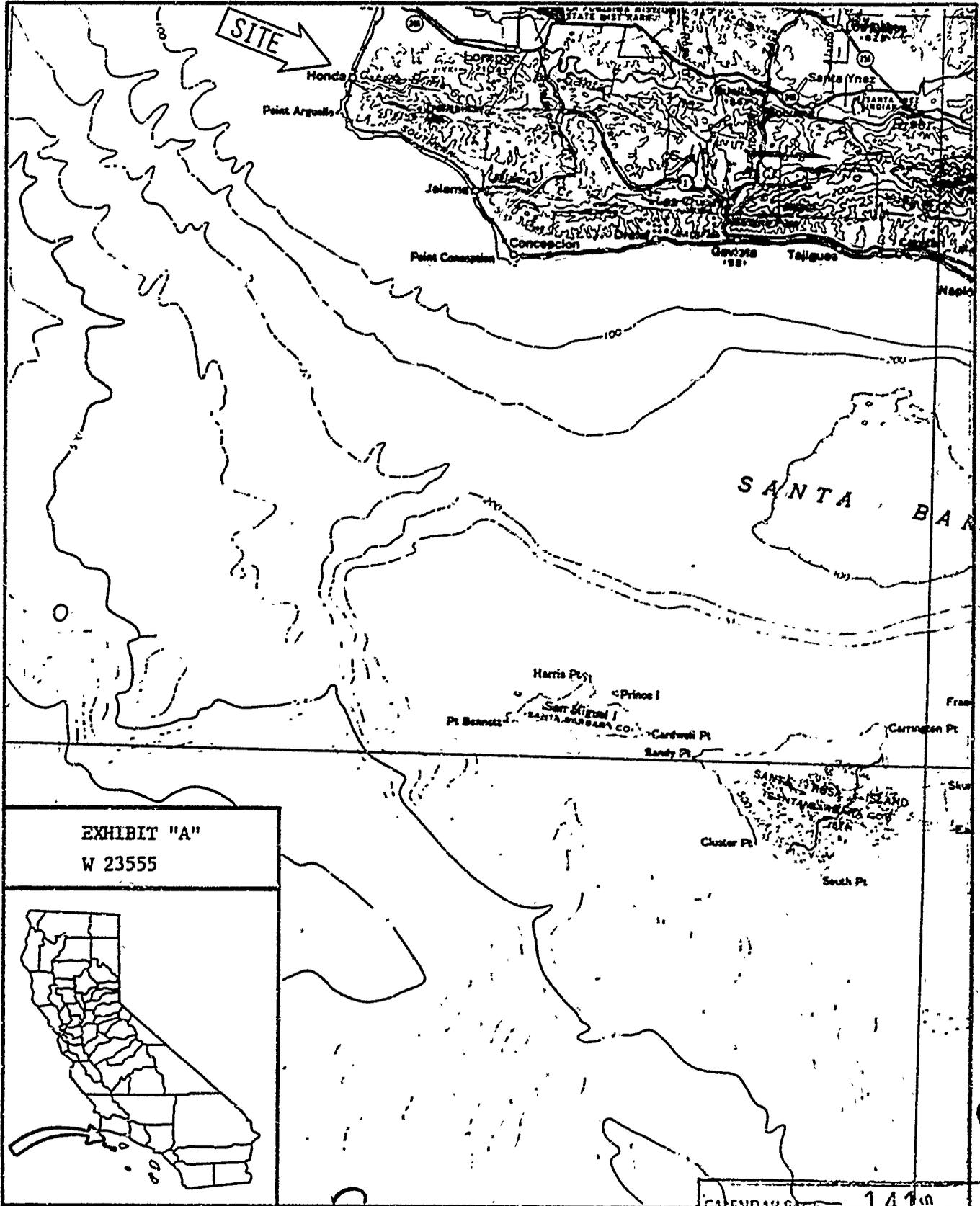


EXHIBIT "A"
 W 23555

An inset map of the state of California, with county boundaries delineated. A small rectangle highlights the location of Santa Barbara County in the central coastal region of the state.

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