

MINUTE ITEM
This Calendar Item No. C09
was approved as Minute Item
No. 2 by the State Lands
Commission by a vote of 2
to 0 at its 12/13/88
meeting.

CALENDAR ITEM

A 70
S 37

C 09

12/13/88
WP 4513 PRC 4513
Townsend

GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Emerald Bay Community Association
600 Emerald Bay
Laguna Beach, California 92651

AREA, TYPE LAND AND LOCATION:
A circular 0.002-acre parcel of tide and
submerged land, ten (10) feet in diameter, in
the Gulf of Santa Catalina, Orange County.

LAND USE: A buoy anchorage and swimmers' safety line.

TERMS OF ORIGINAL PERMIT:

Initial period: Ten years beginning March 30,
1979.

Public liability insurance: Combined single
limit coverage of \$100,000.

Consideration: \$50 per annum; five-year rent
review.

TERMS OF PROPOSED PERMIT:

Initial period: Ten years beginning March 30,
1989.

Public liability insurance: Combined single
limit coverage of \$100,000.

CONSIDERATION: \$66 per annum; with the State reserving the
right to fix a different rental on each
fifth anniversary of the permit.

CALENDAR ITEM NO. C 09 (CONT'D)

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS:

Applicant is owner of upland.

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. Code of Regulations: Title 2, Div. 3; Title 14, Div. 6.

AB 884:

N/A.

OTHER PERTINENT INFORMATION:

1. The Emerald Bay Community Association has submitted an application to replace an existing General Permit - Recreational use, which will expire on March 29, 1989, for the continued use of one anchorage buoy and swimmers' safety line, in the Gulf of Santa Catalina, Orange County.
2. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. but will not affect those significant lands.
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities, 2 Cal. Code Regs 2905(a)(2).

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

APPROVALS OBTAINED:

N/A.

CALENDAR ITEM NO. C 09 (CONT'D)

FURTHER APPROVALS REQUIRED:
N/A.

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. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES, 2 CAL. CODE REGS. 2905(a)(2).
2. AUTHORIZE ISSUANCE TO EMERALD BAY COMMUNITY ASSOCIATION OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING MARCH 30, 1989; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$66, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$100,000; FOR THE CONTINUED USE OF ONE ANCHORAGE BUOY AND SWIMMERS' SAFETY LINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 4513

A circular parcel of tide and submerged land 10 feet in diameter in the Gulf of Santa Catalina, Orange County, California, the centerpoint described as follows:

Said centerpoint bears S 16° 47' 26" W 661.65 feet from the southerly corner of Lot 10, Tract 975 and S 8° 58' 49" E 835.80 feet from the northerly corner of Lot Q, Tract 975 as said Lots and Tract are shown upon that certain map filed in Book 31, Page 18 of Miscellaneous Maps, in the Recorders Office of said County.

END OF DESCRIPTION

REVISED OCTOBER 18, 1988 BY BIU 1.

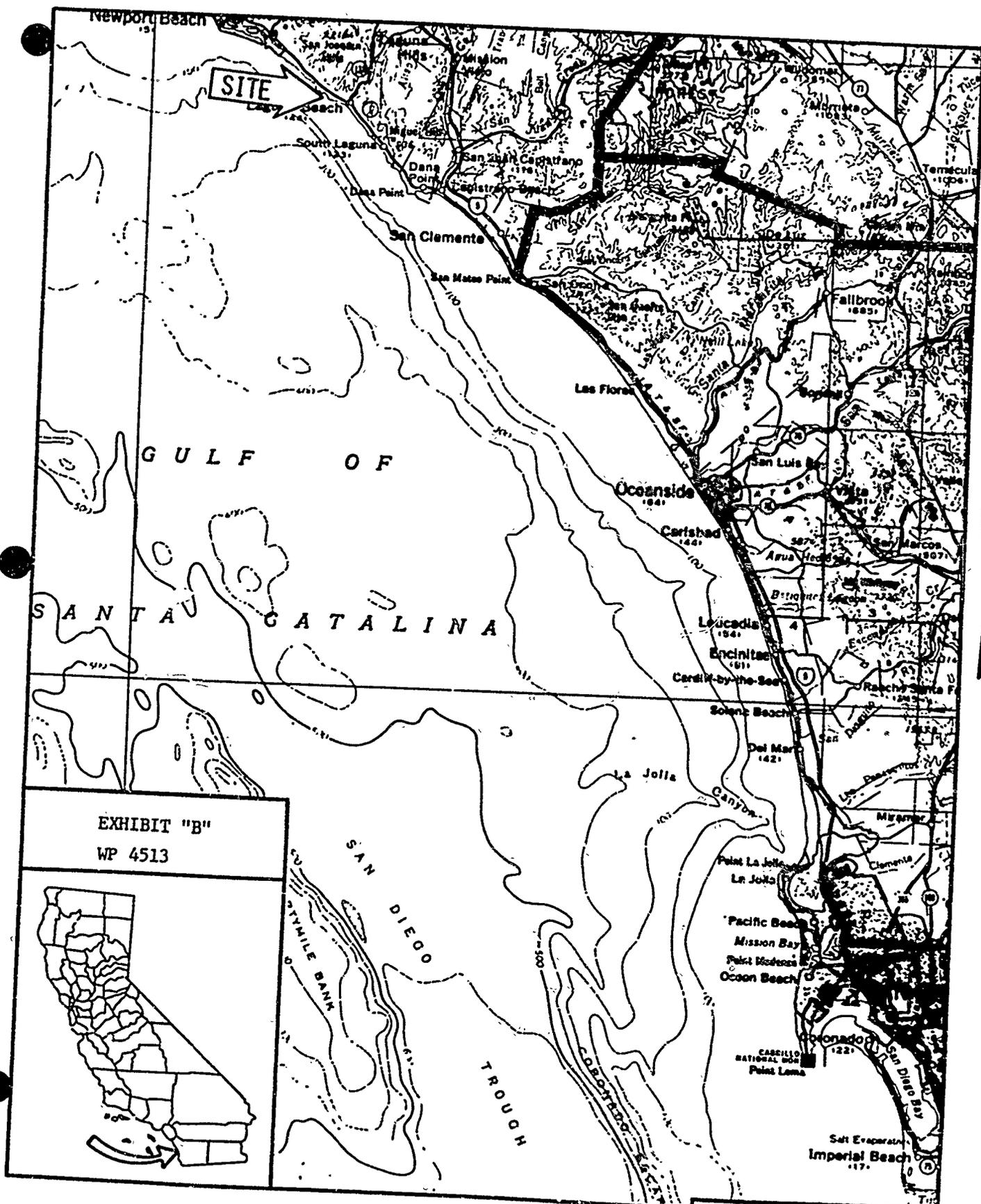


EXHIBIT "B"
WP 4513