MINUTE ITEM
This Calendar Item No. C17
was approved as Minute Item
No. C17 by the State Lands
Commission by a vote of 2
to 0 at its 8-22-90
meeting.

CALENDAR ITEM

A 4

S 2

C 17

08/22/90
PRC 4224
PRC 4303
W 23833
Bancroft

GENERAL LEASE - RIGHT-OF-WAY - PRC 4224
ADDITION OF LEASES PRC 4224 AND PRC 4303
TO THE SELF-ADMINISTERED CLAIMS PROGRAM
FOR INSURANCE UNDER W 23833

APPLICANT: Chevron U.S.A., Inc.
Attn: Arthur R. Boehm, Jr.
6001 Bollinger Canyon Road
San Ramon, California 94583-0905

PRC 4224

AREA, TYPE LAND AND LOCATION:
A 0.725-acre parcel of tide and submerged land in Suisun day near Ryer Island, Solano County.

LAND USE: Submarine pipeline.

TERMS OF ORIGINAL EASEMENT:
Initial period: Twenty (20) years beginning June 19, 1969.

Consideration: $219.89 per annum; five-year rent review.

TERMS OF PROPOSED LEASE:
Initial period: Twenty (20) years beginning June 19, 1989.

Public liability insurance: $1,000,000 to be covered under Chevron's self-administered claims program W 23833.

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CONSIDERATION: $439.18 per annum; with the State reserving the right to fix a different rental on each fifth anniversary of the lease.

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

APPLICANT STATUS:
Applicant is lessee 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 Regs.: Title 2, Div. 3; Title 14, Div. 6.

AB 884: N/A.

OTHER PERTINENT INFORMATION:
PRC 4224

1. As to the authorization to issue a new lease, 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.

2. As to the authorization for inclusion in the self-administered claims program, 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 because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

   Authority: P.R.C. 21065 and 14 Cal. Code Regs. 15378.

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3. The original lease expired June 18, 1989 with no provision for renewal. Lessee desires to continue the existing use.

4. Lessee has requested that lease PRC 4224 be added to the self-administered claims program authorized by the State Lands Commission June 26, 1986, under W 23833.

PRC 4303

1. Lessee has also requested that lease PRC 4303 be added to the self-administered claims program authorized by the State Lands Commission, June 26, 1986, under W 23833.

EXHIBITS:

A. Land Description.
B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. AS TO THE LEASE REPLACEMENT, 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 CHEVRON U.S.A. OF A TWENTY-YEAR GENERAL LEASE - RIGHT-OF-WAY USE, BEGINNING JUNE 19, 1989; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF $439.18, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE, FOR THE LOCATION AND MAINTENANCE OF A SUBMARINE PIPELINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

3. AS TO THE AUTHORIZATION FOR INCLUSION IN THE SELF-ADMINISTERED CLAIMS PROGRAM, FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. CODE REGS. 15378.

4. AUTHORIZE INCLUSION IN SELF-ADMINISTERED CLAIMS PROGRAM, OF LEASE PRC 4224 AND LEASE PRC 4303, EACH IN THE AMOUNT OF $1,000,000, AS PROVIDED IN PARAGRAPH 8 OF THE TERMS AND CONDITIONS OF THE "AGREEMENT AND APPROVAL OF SELF-ADMINISTERED CLAIMS PROGRAM CHEVRON CORPORATION" AUTHORIZED BY THE STATE LANDS COMMISSION, JUNE 26, 1986, UNDER W 23833.

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EXHIBIT "A"

PRC 4693

LAND DESCRIPTION

Three day beacons sites in the San Joaquin River located approximately 1.5 miles east of Antioch, and more particularly described as follows:

Day Beacon	Azimuth Degree	Distance in Yards
No. 3	28°	470 from East Tower
No. 5	40°	700 from East Tower
No. 7	49°30'	900 from East Tower

The reference points are towers on the South Shore of the San Joaquin River shown on USC&GS Chart no. 5527.

END OF DESCRIPTION

REVIEWED APRIL 2, 1989 BY I.L.B.

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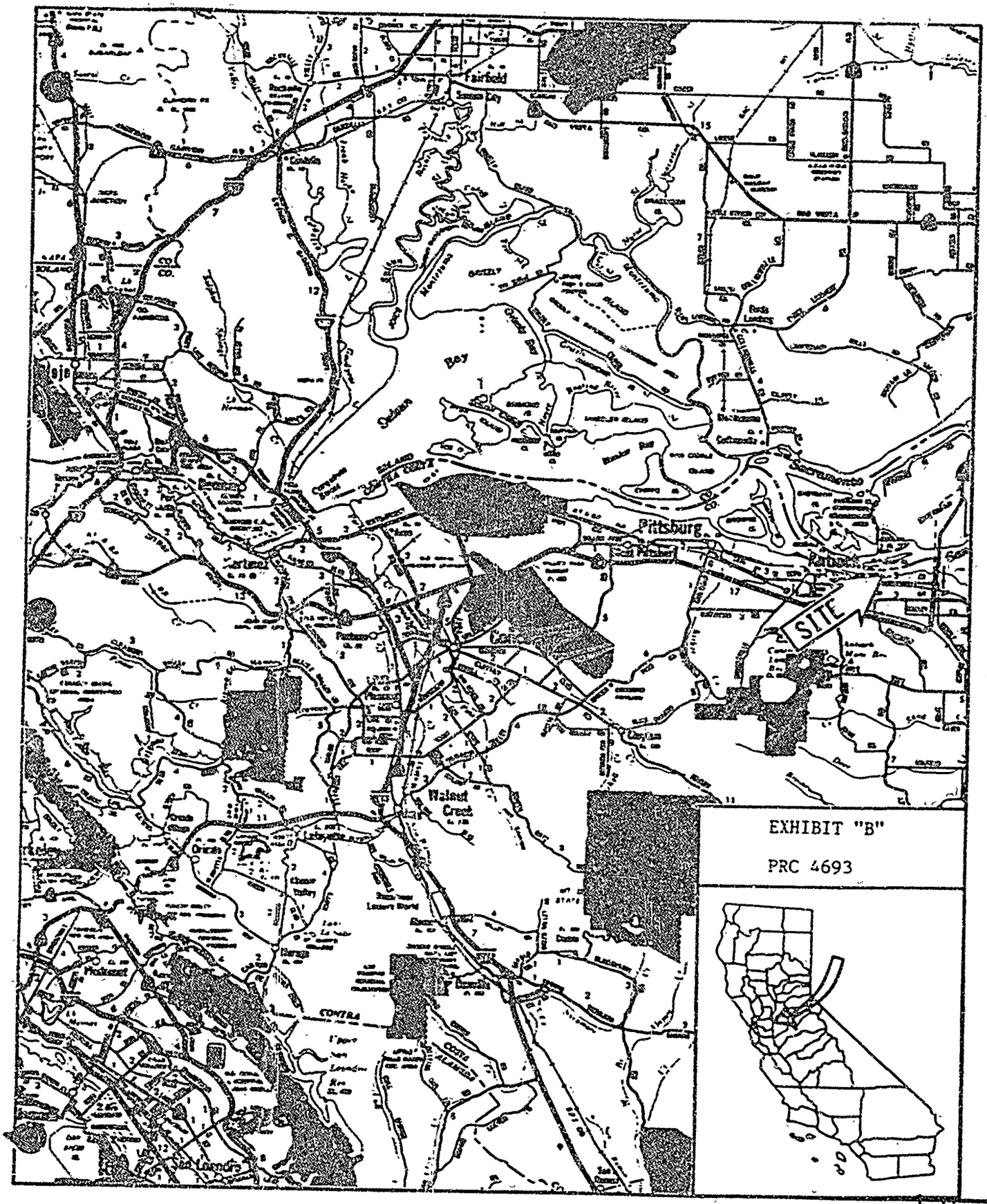

EXHIBIT "B"

PRC 4693

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