

MINUTE ITEM

This Calendar Item No. C42 was approved as
Minute Item No. 42 by the California State Lands
Commission by a vote of 3 to 0 at its
4/13/99 meeting.

**CALENDAR ITEM
C42**

A 41

S 23

04/13/99
PRC 391 WP 391.1
J. Smith

LEASE RENEWAL

LESSEE:

The Kissel Company, Inc.
28128 W. Pacific Coast Highway
Malibu, California 90265

AREA, LAND TYPE, AND LOCATION:

0.24 acres, more or less, of tide and submerged lands at Paradise Cove in Santa Monica Bay, Malibu, Los Angeles County.

AUTHORIZED USE:

Maintenance of an existing pier for recreational purposes.

PREVIOUS LEASE TERM(S):

10 years, beginning February 25, 1989.

PROPOSED LEASE TERM:

10 years, beginning February 25, 1999.

CONSIDERATION:

\$2,100 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

SPECIFIC LEASE PROVISIONS:

Insurance:

Combined single limit coverage of \$1,000,000

Bond:

\$5,500

OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.
2. Pursuant to the Commission's delegation of authority and the State CEQA

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Guidelines (Title 14, California Code of Regulations, section 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; Title 2, California Code of Regulations, section 2905(a)(2).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

3. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 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 project, as proposed, is consistent with its use classification.

EXHIBITS:

- A. Land Description
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a)(2).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

CALENDAR ITEM NO. C42 (CONT'D)

AUTHORIZATION:

AUTHORIZE ISSUANCE TO THE KISSEL COMPANY, INC., OF A GENERAL LEASE - RECREATIONAL USE, BEGINNING FEBRUARY 25, 1999, FOR A TERM OF TEN YEARS, FOR MAINTENANCE OF AN EXISTING RECREATIONAL PIER ON THE LAND DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; ANNUAL RENT IN THE AMOUNT OF \$2,100; WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$1,000,000; SURETY IN THE AMOUNT OF \$5,500.

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EXHIBIT "A"

LAND DESCRIPTION

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A strip of tide and submerged land, 49 feet wide, near Point Dume in Santa Monica Bay, Los Angeles County, California and in an area known as Paradise Cove and lying 24.5 feet on each side of the following described centerline:

COMMENCING at NGS triangulation station "TRESTLE 1933"; thence N30°18'47"E, 640.46 feet; thence N 55°05'43"E, 373.47 feet to the TRUE POINT OF BEGINNING of the herein described centerline; thence S 43°46'59" E, 259.0 feet to the point of termination.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark.

END OF DESCRIPTION

REVISED JULY 6, 1988, BY BIU 1.

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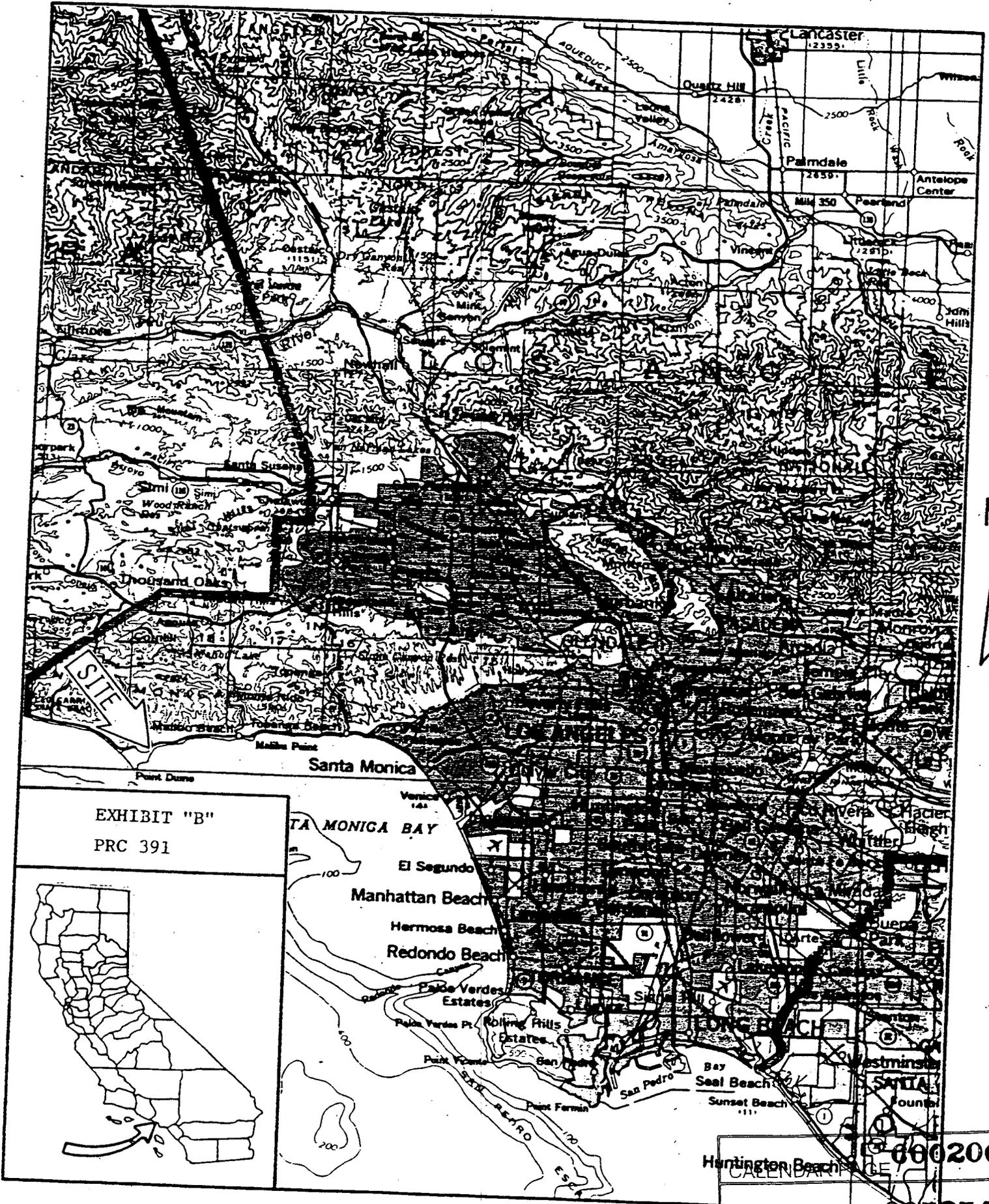


EXHIBIT "B"
 PRC 391



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