

MINUTE ITEM
This Calendar Item No. C09
was approved as Minute Item
No. 09 by the State Lands
Commission by a vote of 3
to 0 at its 09-19-00
meeting.

CALENDAR ITEM
C09

A 17
S 5

09/19/00
WP 7189.1
L. Burks

GENERAL LEASE - RECREATIONAL USE

APPLICANT:

Willard C. Collins
4255 Pacific Avenue
Stockton, California 95207

AREA, LAND TYPE, AND LOCATION:

2.24 acres, more or less, of tide and submerged lands in Middle River, near the city of Tracy, San Joaquin County.

AUTHORIZED USE:

Continued use and maintenance of a 24 foot by 37 foot U-shaped dock with covered area, a 24 foot by 24 foot L-shaped dock, a 12 foot by 34 foot covered platform, water ski jump and slalom course with six marker buoys and four warning buoys.

LEASE TERM:

15 years, beginning October 5, 2000.

CONSIDERATION:

\$3,900 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:

Liability insurance: combined single limit coverage of no less than \$500,000.

Bond: \$3,000

OTHER PERTINENT INFORMATION:

1. Applicant has a right to use the uplands adjoining the lease premises.

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2. On April 12, 1988, the Commission authorized a General Permit – Recreational Use with Willard C. Collins. That lease will expire on October 4, 2000. This item does not qualify as a rent-free Recreational Pier Lease because the Applicant does not own the littoral land. Willard C. Collins is now applying for a new General Lease – Recreational Use.
3. Pursuant to the Commission's delegation of authority and the State CEQA 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.

4. 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. Site Plan
- 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).

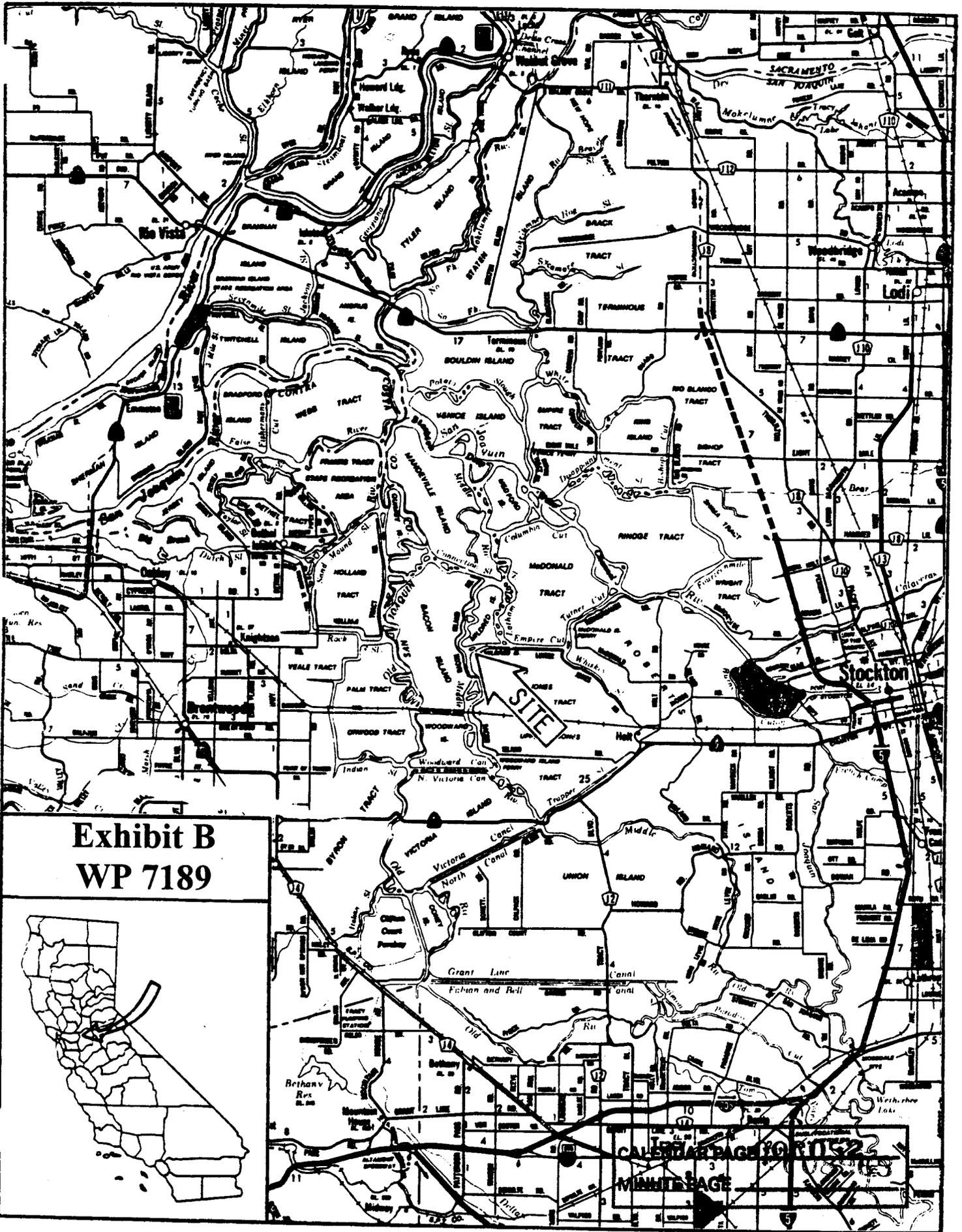
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SIGNIFICANT LANDS INVENTORY FINDING:

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.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO WILLARD C. COLLINS OF A GENERAL LEASE - RECREATIONAL USE, BEGINNING OCTOBER 5, 2000, FOR A TERM OF 15 YEARS, FOR CONTINUED USE AND MAINTENANCE OF TWO EXISTING FLOATING DOCKS, WATER SKI JUMP AND SLALOM COURSE WITH SIX MARKER BUOYS AND FOUR WARNING BUOYS ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION IN THE AMOUNT OF \$3,900 PER YEAR, 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 NO LESS THAN \$500,000; SURETY IN THE AMOUNT OF \$3,000.



**Exhibit B
WP 7189**



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