MINUTE ITEM
This Calendar Item No. C28 was approved as Minute Item No. 28 by the California State Lands Commission by a vote of 3 to 0 at its 6-18-02 meeting.

CALENDAR ITEM
C28

A 67

S 35

06/18/02
PRC 3174.9 WP 3174
J. Porter

RECREATIONAL PIER LEASE

APPLICANTS:

Elliott Dewitt Jones and Linda Renee Jones
3512 Gilbert Drive
Huntington Beach, CA 92649

AREA, LAND TYPE, AND LOCATION:

State owned submerged lands in Huntington Harbour, Huntington Beach, Orange County.

AUTHORIZED USE:

The continued use and maintenance of an existing boat dock.

LEASE TERM:

Ten years, beginning May 2, 2001.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance with coverage of no less than $300,000.

OTHER PERTINENT INFORMATION:

1. At its meeting on May 9, 1996, pursuant to Minute Item 47, the Commission authorized a Recreational Pier lease with Frank T. Kerschner. The trustees for the estate of Frank T. Kerschner transferred the property to Elliott Dewitt Jones and Julia Mae Jones on April 23, 1998. On May 2, 2001, Julia Mae Jones executed a quitclaim deed to the applicants. The lease expires July 15, 2002. Applicants qualify for a Recreational Pier lease because they are natural persons who have improved the littoral land with, and use the upland for, a single-family dwelling. Applicants are now applying for a new Recreational Pier Lease.

2. 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.

3. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370 et seq. Based on 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.

EXHIBIT:

A. Location and Site Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

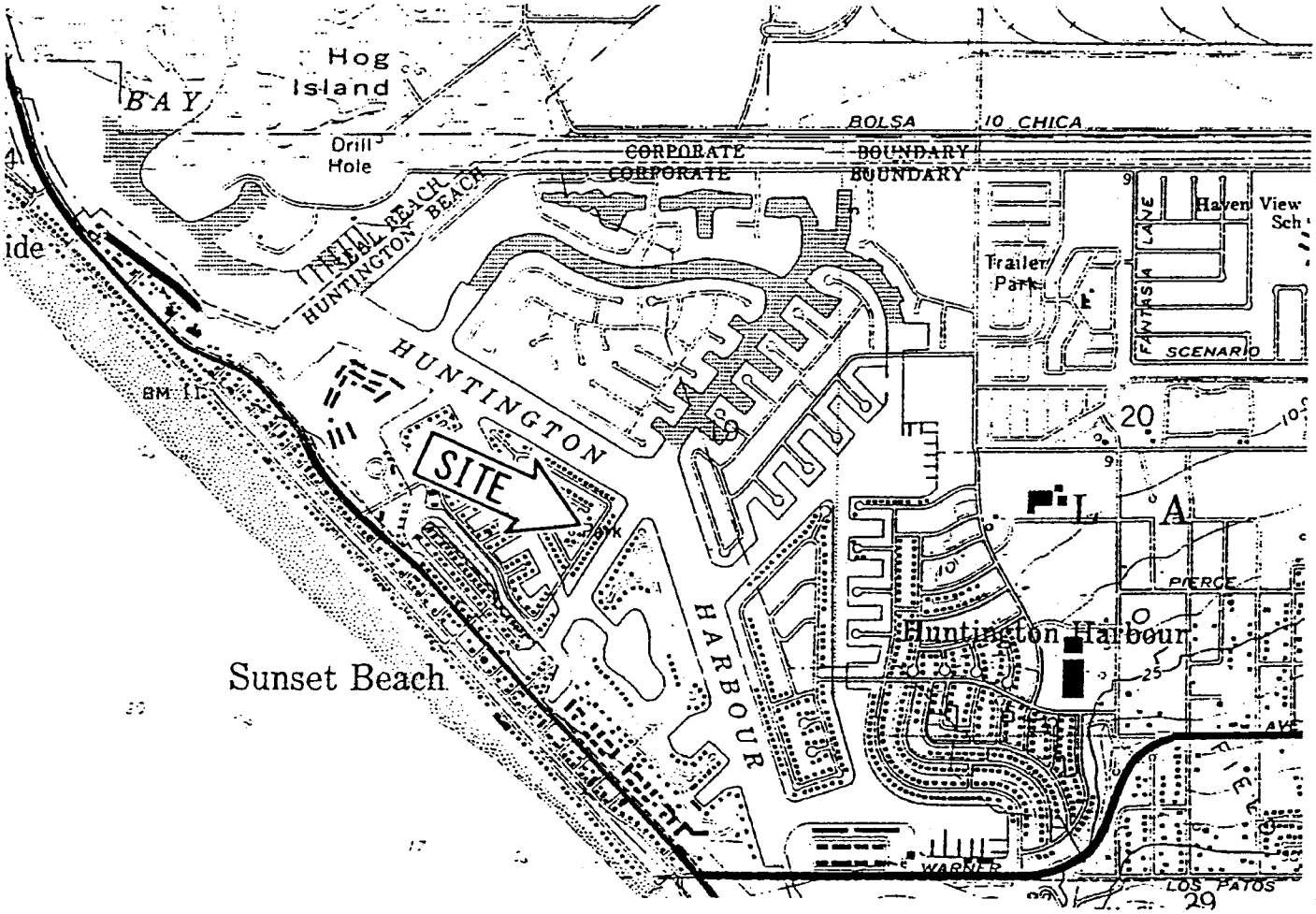
FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a)(2).

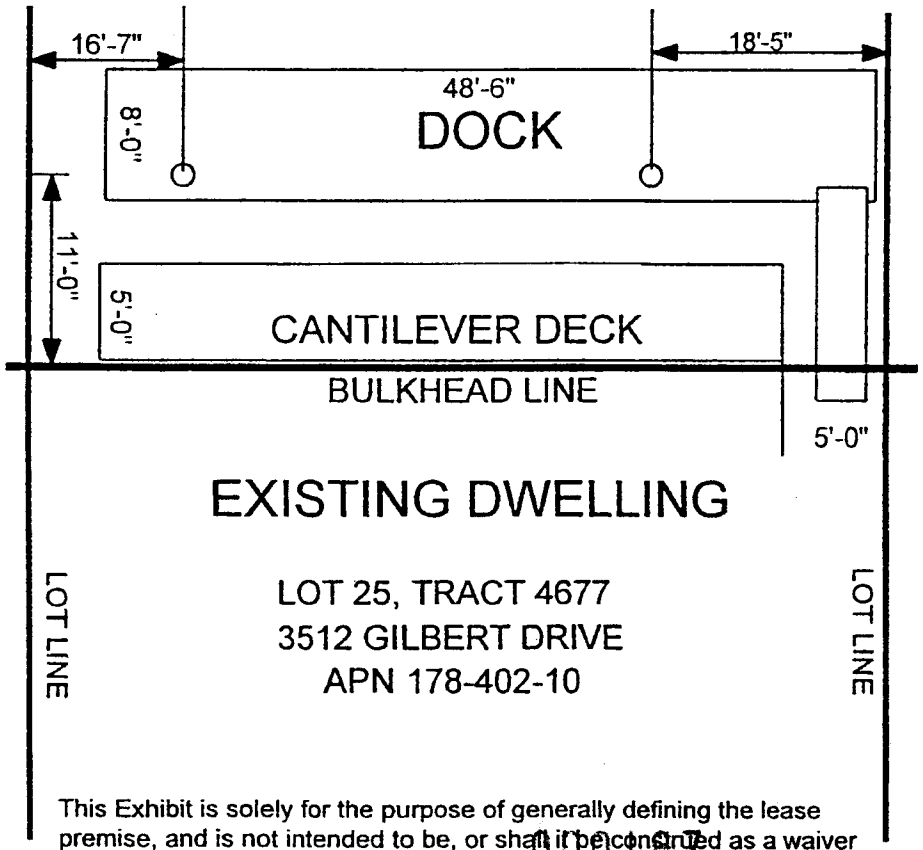
SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THE 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 ELLIOTT DEWITT JONES AND LINDA RENEE JONES OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING MAY 2, 2001, FOR USE AND MAINTENANCE OF AN EXISTING BOAT DOCK ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE WITH COVERAGE OF NO LESS THAN $300,000.





NOT TO SCALE

EXHIBIT "A"
SITE MAP WP 3174.9
HUNTINGTON HARBOUR
ORANGE COUNTY

This Exhibit is solely for the purpose of generally defining the lease premise, and is not intended to be, or shall it be construed as a waiver or limitation of any State interest in the subject or any other property.