

MINUTE ITEM
This Calendar Item No. C76 was approved as
Minute Item No. 76 by the California State Lands
Commission by a vote of 3 to 0 at its
8-19-03 meeting.

CALENDAR ITEM

C76

A 33
S 18'1

08/19/03
PRC 5589 WP 5589
S. Young

GENERAL LEASE – PUBLIC AGENCY USE

APPLICANT:

San Luis Obispo County Parks
1087 Santa Rosa Street
San Luis Obispo, CA 93408

AREA, LAND TYPE, AND LOCATION:

A 0.634 acre parcel of tide and submerged land in the Pacific Ocean at Estero Bay, near Cayucos State Beach, San Luis Obispo County.

AUTHORIZED USE:

The continued use and maintenance of an existing wooden pier for public recreational use at Cayucos State Beach, Estero Bay, San Luis Obispo County.

PROPOSED LEASE TERM:

19 years, beginning August 7, 2000

CONSIDERATION:

The public use and benefit, with the State reserving the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest.

SPECIFIC LEASE PROVISIONS:

Insurance:
\$1,000,000 Combined Single Limit.

OTHER PERTINENT INFORMATION:

1. Applicant is the Lessee of the uplands adjoining the lease premises.
2. The adjacent uplands are owned by the California Department of Parks and Recreation. The Applicant has entered into a 20 year operating agreement, dated August 10, 1999, with the California Department of Parks and Recreation for the use and operation of the uplands.

CALENDAR ITEM NO. C76 (CONT'D)

3. CSLC staff has been advised that the pier provides no income to the Applicant and is utilized solely for the public's use and benefit.
4. 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 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.

5. The 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.

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).

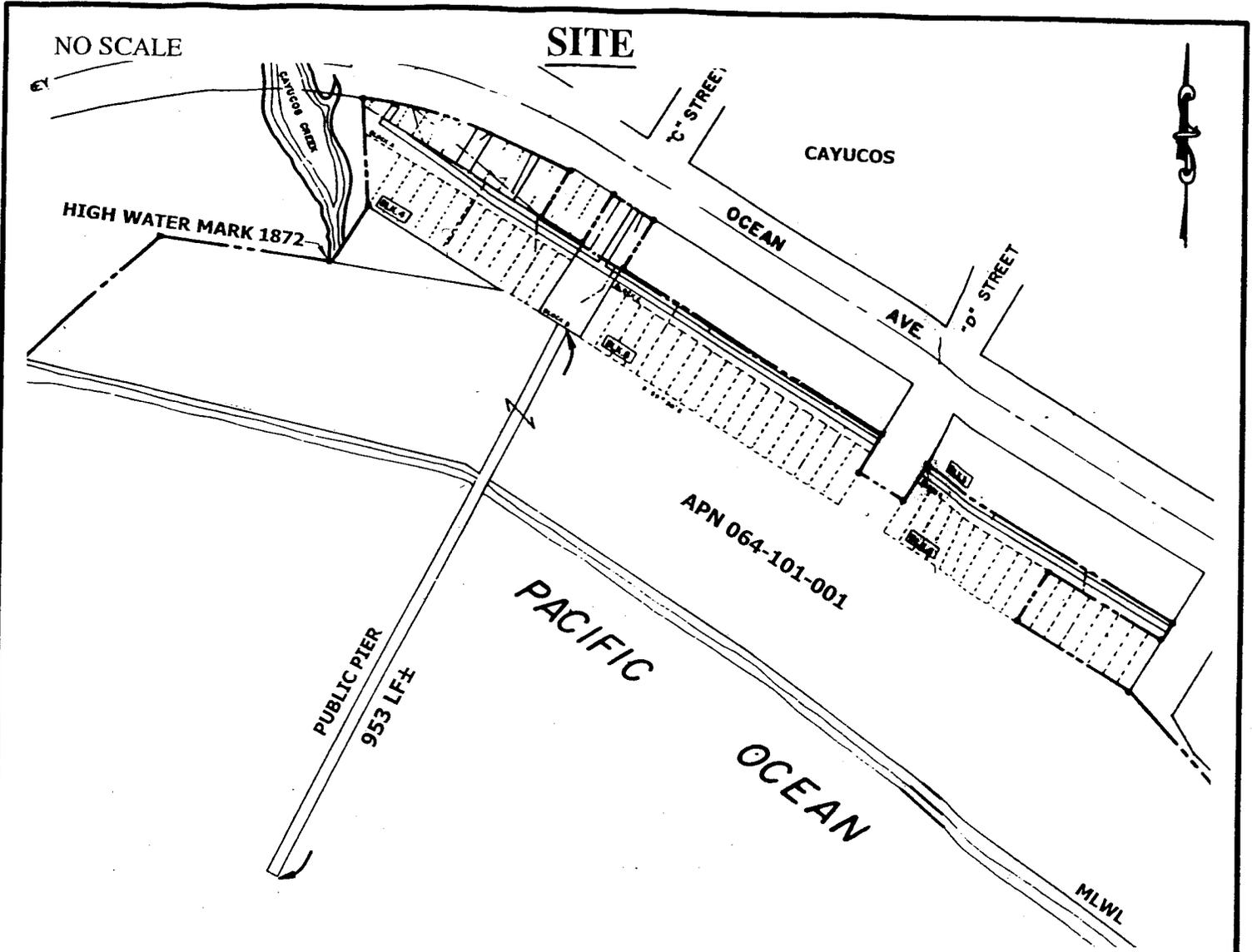
CALENDAR ITEM NO. C76 (CONT'D)

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 SAN LUIS OBISPO COUNTY PARKS OF A GENERAL LEASE - PUBLIC AGENCY USE, BEGINNING AUGUST 7, 2000, FOR A TERM OF 19 YEARS, FOR MAINTENANCE OF EXISTING PIER UTILIZED AS A RECREATIONAL PIER ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION BEING THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST, AND WITH THE PROVISION OF PUBLIC LIABILITY INSURANCE IN THE AMOUNT OF \$1,000,000 COMBINED SINGLE LIMIT.



ESTERO BEACH PIER, CAYUCOS

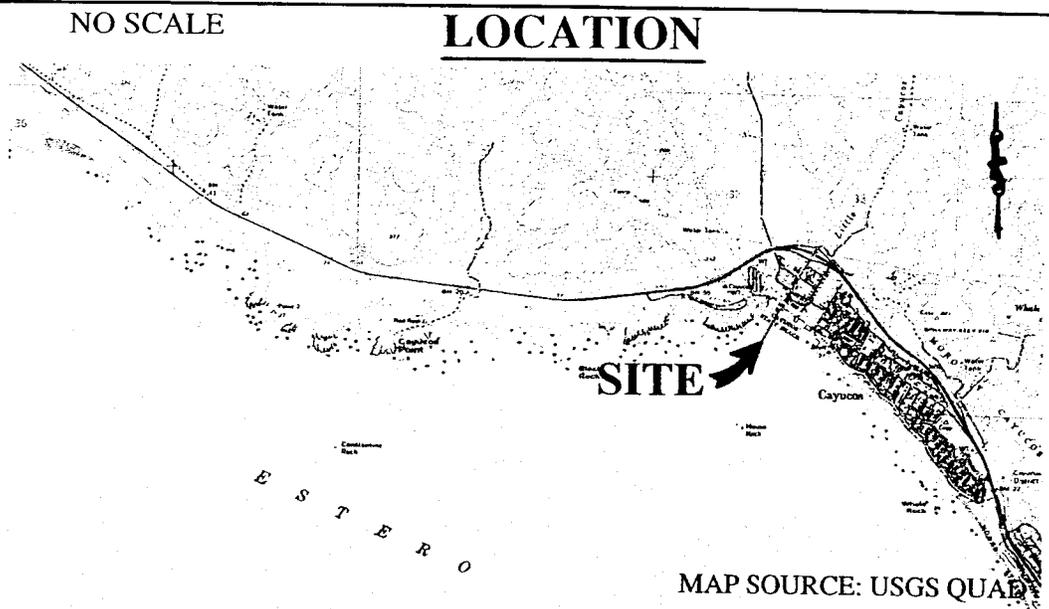


Exhibit A
 PRC5589.9
 San Luis Obispo
 County Parks
 GENERAL LEASE
 SAN LUIS OBISPO CO.



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

MINUTE PAGE