

**MINUTE ITEM**

This Calendar Item No. C07 was approved as Minute Item No. 07 by the California State Lands Commission by a vote of 3 to 0 at its 12-09-03 meeting.

**CALENDAR ITEM  
C07**

A	8		12/09/03
S	5	PRC 1992	WP 1992.1 L. Burks

**GENERAL LEASE - INDUSTRIAL USE**

**APPLICANT:**

RMC Pacific Materials, Inc.  
P. O. Box 5252  
Pleasanton, California 94566

**AREA, LAND TYPE, AND LOCATION:**

0.41 acres, more or less, of tide and submerged lands in the Sacramento River, near the city of West Sacramento, Yolo County.

**AUTHORIZED USE:**

Continued use and maintenance of an existing 10 foot by 96 foot pier consisting of a 17 foot by 33 foot T-Head and 16 pilings and overnight mooring of an excursion boat.

**LEASE TERM:**

20 years, beginning August 29, 2002.

**CONSIDERATION:**

\$4,820 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:

RMC Pacific Materials: Liability coverage of no less than \$2,000,000 per each occurrence.

Elizabeth Louise: Liability coverage of no less than \$1,000,000 per each occurrence.

Bond:

\$20,000.

CALENDAR ITEM NO. C07 (CONT'D)

**OTHER PERTINENT INFORMATION:**

1. Applicant owns the uplands adjoining the lease premises.
2. The authorized improvements within the Lease Premises include an existing pier structure and dolphins which are to be used for the loading and unloading of dry cement materials to a silo storage located on lands owned by the Lessee. In addition, Lessee has entered into a License with the owner of the "Elizabeth Louise" for overnight mooring of his excursion vessel at the pier. There will be no loading and unloading of passengers of the vessel at the pier.
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.

**EXHIBIT:**

- A. Site Plan and Location Map

**PERMIT STREAMLINING ACT DEADLINE:**

N/A

CALENDAR ITEM NO. C07 (CONT'D)

**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).

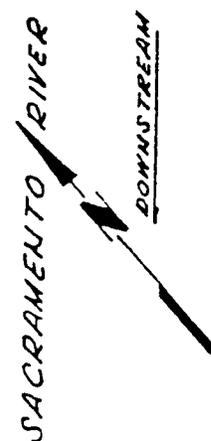
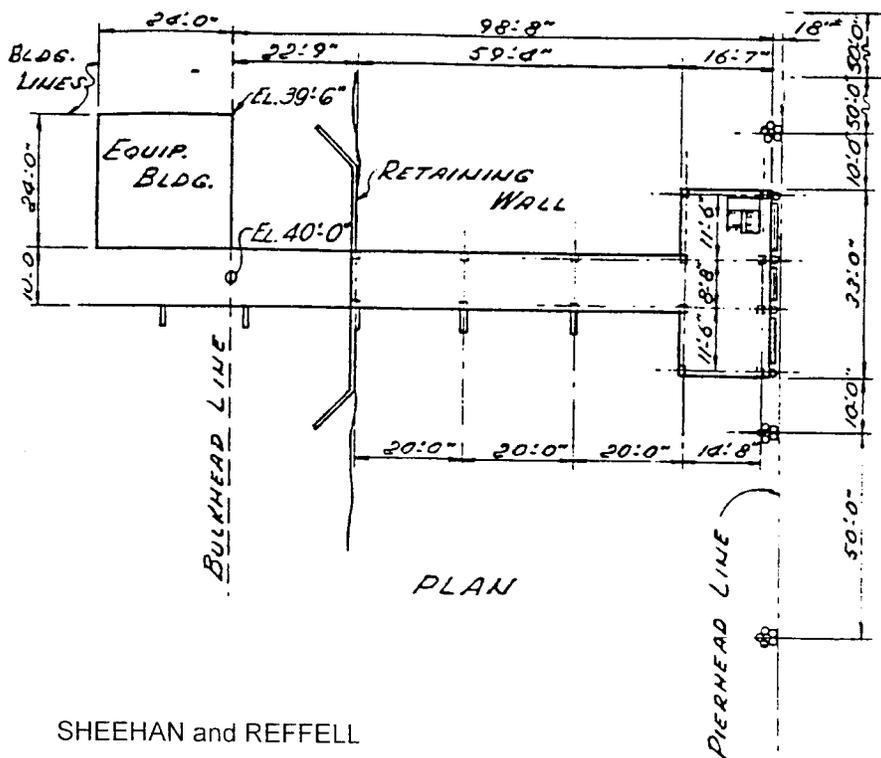
**SIGNIFICANT LANDS INVENTORY FINDING:**

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.

**AUTHORIZATION:**

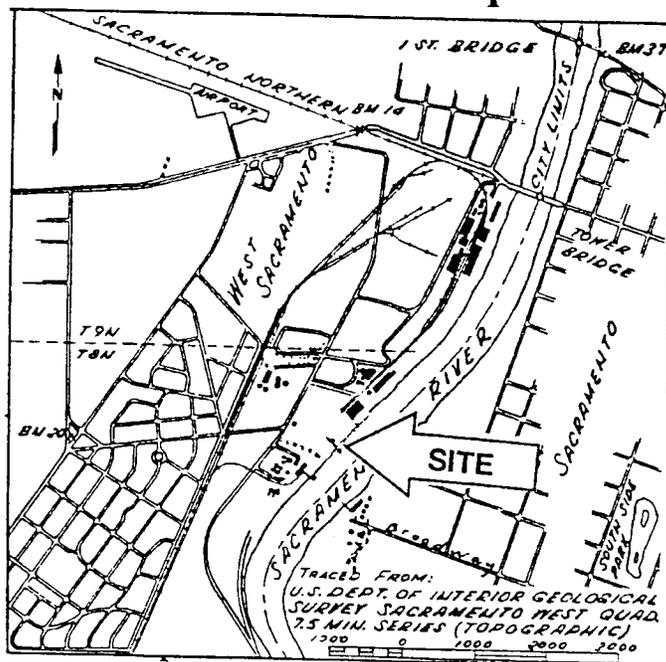
1. AUTHORIZE ISSUANCE TO RMC PACIFIC MATERIALS, INC. OF A GENERAL LEASE - INDUSTRIAL USE, BEGINNING AUGUST 29, 2002, FOR A TERM OF 20 YEARS, FOR CONTINUED USE AND MAINTENANCE OF AN EXISTING PIER AND PILINGS ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; ANNUAL RENT IN THE AMOUNT OF \$4,820, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; LIABILITY INSURANCE COVERAGE OF NO LESS THAN \$2,000,000 PER EACH OCCURRENCE; SURETY IN THE AMOUNT OF \$20,000.
2. AUTHORIZE, BY ENDORSEMENT, A LICENSE BETWEEN RMC PACIFIC MATERIALS, INC. AND LES WILMUNDER DBA THE "ELIZABETH LOUISE" COVERING A PORTION OF GENERAL LEASE - INDUSTRIAL USE NO. PRC 1992.1, SAID LICENSE IS ON FILE IN THE SACRAMENTO OFFICE OF THE COMMISSION AND IS BY REFERENCE MADE A PART HEREOF.

# Site Plan



SHEEHAN and REFFELL

# Location Map



This exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by 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 other property.

**Exhibit A  
WP 1992**

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LMB 11/22/02