

MINUTE ITEM

This Calendar Item No. C08 was approved as Minute Item No. 08 by the California State Lands Commission by a vote of 3 to 4 at its 2/2/04 meeting.

**CALENDAR ITEM
C08**

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S 2

02/02/04
PRC 6170 WP 6170
N. Lee

GENERAL LEASE - GRAZING USE

APPLICANTS/LESSEES:

Thomas and Karen Hessler

AREA, LAND TYPE, AND LOCATION:

80 acres, more or less, of State School Lands in the North 1/2 of the Northeast 1/4 of Section 29, Township 3 South, Range 2 East, HM, near the town of Ettersburg, Humboldt County.

AUTHORIZED USE:

Goat grazing and browsing.

LEASE TERM:

Ten years, beginning June 1, 2003.

CONSIDERATION:

\$500 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 \$500,000.

OTHER PERTINENT INFORMATION:

1. On June 29, 1982, the Commission authorized a General Lease – Grazing Use with Thomas and Karen Hessler. On September 9, 1993, the Commission authorized replacement of the lease with an expiration of May 31, 2003. As the lease has now expired, Thomas and Karen Hessler are now applying for a new General Lease - Grazing Use to continue goat grazing and browsing on the parcel of State School Land.

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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 4, Minor Alteration of Land; Title 2, California Code of Regulations, section 2905(d)(1).

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 which have NOT been identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. However, the Commission has declared that all State School Lands and submerged lands are "significant" by nature of their public ownership (as opposed to "environmentally significant"). Since such declaration of significance is not based upon the requirements and criteria of Public Resources Code sections 6370, et seq., use classifications for such lands have not been designated. Therefore, the finding of the project's consistency with the use classification as required by Title 2, California Code of Regulations, section 2954 is not applicable.
4. The area to be considered for continued grazing includes a small tributary to the Mattole River, which is known by State and Federal agencies to support sensitive anadromous fish. The CSLC lease provides that all grazing activity will be kept out of the riparian creek undergrowth. The applicant has been in compliance with this lease condition.

EXHIBITS:

- A. Land Description
- B. Site and Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

CALENDAR ITEM NO. C08 (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 4, MINOR ALTERATION TO LAND; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905(d)(1).

AUTHORIZATION:

AUTHORIZE ISSUANCE TO THOMAS AND KAREN HESSLER OF A GENERAL LEASE – GRAZING USE, BEGINNING JUNE 1, 2003, FOR A TERM OF TEN YEARS, FOR GOAT GRAZING AND BROWSING ON THE LAND DESCRIBED IN EXHIBIT A AND SHOWN ON EXHIBIT B ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; ANNUAL RENT IN THE AMOUNT OF \$500, 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 \$500,000.

EXHIBIT "A"
LAND DESCRIPTION

WP 6170

A parcel of California State school land in Humboldt County, California,
described as follows:

N-1/2 of NE-1/4 of Section 29, T3S, R2E, HM.

END OF DESCRIPTION

PREPARED APRIL 8, 1982 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR.

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