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 05/10/07 meeting.

CALENDAR ITEM
C28

A 28

S 12

PRC 7055

05/10/07
WP 7055.9
V. Caldwell

GENERAL LEASE - PROTECTIVE STRUCTURE USE

APPLICANT:

Bud Antle, Inc.
P.O. Box 1759
Salinas, California 93902

AREA, LAND TYPE, AND LOCATION:

0.503 acres, more or less, of sovereign lands in the Salinas River, at Molera Ranch, near the town of Castroville, Monterey County.

AUTHORIZED USE:

Continued use and maintenance of existing bank protection.

LEASE TERM:

Ten years, beginning March 1, 2007.

CONSIDERATION:

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

SPECIFIC LEASE PROVISIONS:

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

OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.

2. On March 26, 1987, the Commission authorized a ten-year General Lease – Protective Structure Use to Bud Antle, Inc. That lease expired on February 28, 1997. The Applicant is now applying for a new General Lease – Protective Structure Use.

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3. The bank protection at this location mutually benefits both the public and the Applicant. The bank of the Salinas River will have the additional protection from wave action provided at no cost to the public.

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 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.

5. 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 Map
B. Location Map

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).

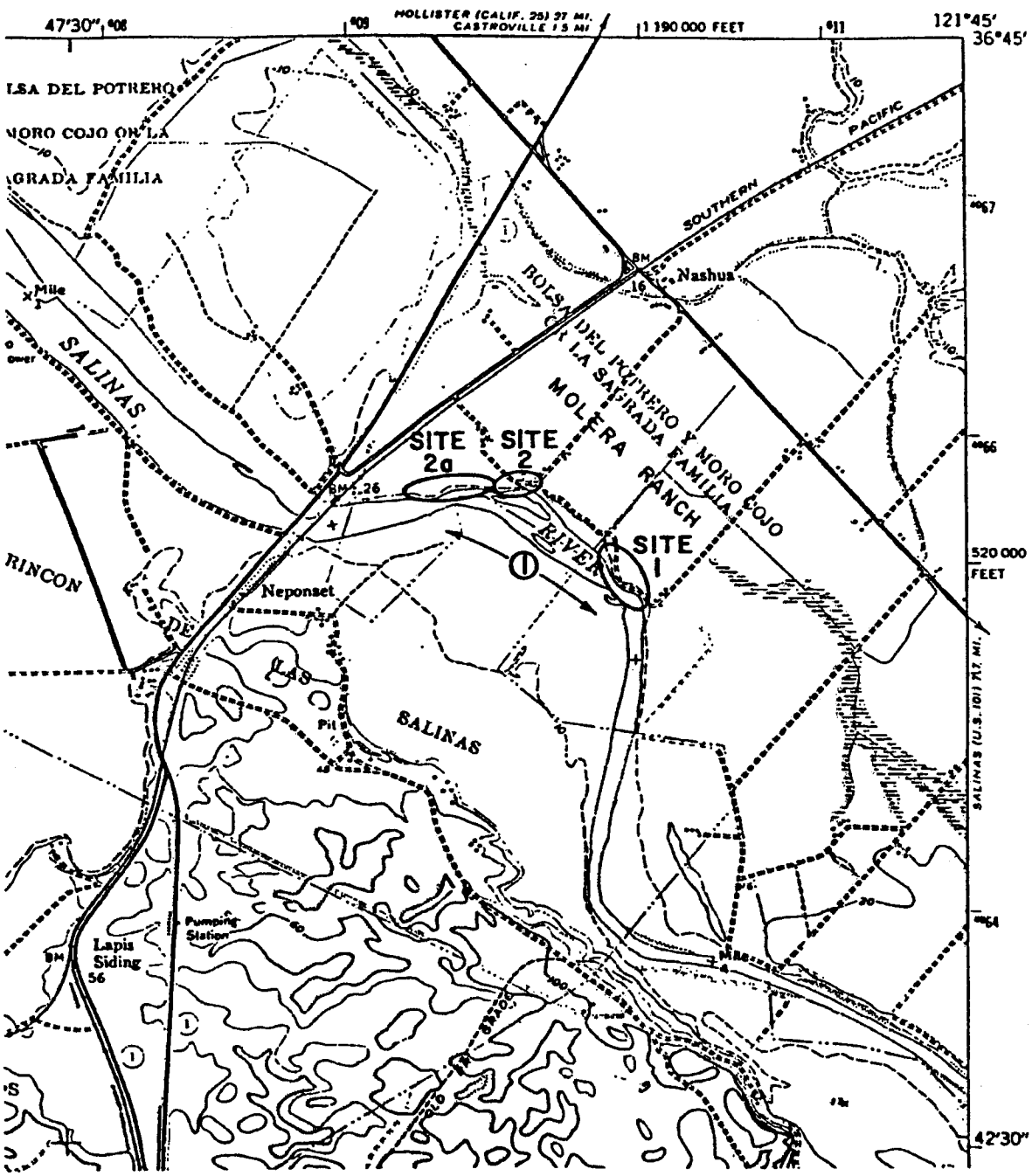
SIGNIFICANT LANDS INVENTORY FINDING:

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:

AUTHORIZE ISSUANCE TO BUD ANTLE, INC., OF A GENERAL LEASE - PROTECTIVE STRUCTURE USE, BEGINNING MARCH 1, 2007, FOR A TERM OF TEN YEARS, FOR THE CONTINUED USE AND MAINTENANCE OF EXISTING BANK PROTECTION AS 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; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN $500,000.

Site Map



PURPOSE: Erosion Protection along the Salinas River

DATUM Mean sea level

ADJACENT PROPERTY OWNERS:

(1) Jefferson Ranch

IN Salinas River

AT Molera Ranch, near Marina

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

Exhibit A
PRC 7055.9

VLM 12/2/2004

Location Map

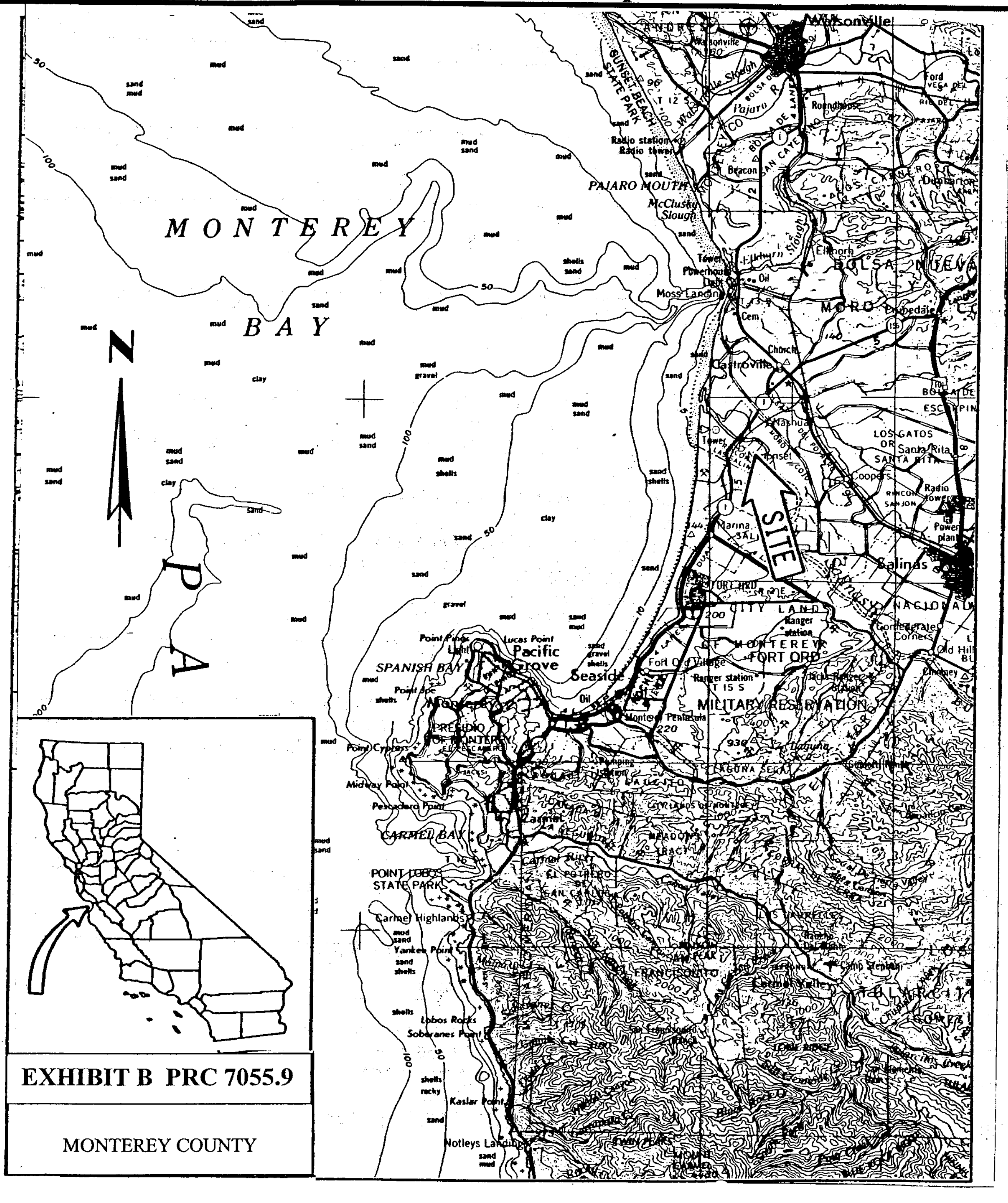


EXHIBIT CONSTRUCTED FROM USGS QUAD

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