

MINUTE ITEM

This Calendar Item No. C9
was approved as Minute Item
No. 9 by the State Lands
Commission by a vote of 5-27-76
to 0 at its 5-27-76
meeting.

CALENDAR ITEM

C9.

5/76
WP 2954
ACS

ASSIGNMENT OF A NON-COMMERCIAL LEASE

ASSIGNOR: Allied Properties
340 Mason Street
San Francisco, California 94102

ASSIGNEE: Marriott Corporation

AREA, TYPE LAND AND LOCATION:
A strip of land 30' x 600' containing 0.41
acres of tide and submerged land in the
Pacific Ocean offshore of Montecito,
Santa Barbara County. Also, one mooring
site and one swimming raft site.

LAND USE: Operate existing pier, mooring buoy and
swimming raft.

TERMS OF ORIGINAL LEASE:

Initial period: 15 years from October 25,
1962.

Renewal options: 3 successive periods of
10 years each.

Surety bond: \$3,000.

Consideration: \$820.38

TERMS OF PROPOSED ASSIGNMENT:

Initial period: 15 years from October 25,
1962.

Renewal options: 3 successive periods of 10
years each.

Surety bond: \$3,000.

Special: Lease previously amended
and annual rental reduced
from \$820.38 to \$358.18.

CONSIDERATION: \$358.18 per annum.

BASIS FOR CONSIDERATION:

6% of appraised value of land.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is owner of upland.

Filing fee and processing costs have been
received.

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STATUTORY AND OTHER REFERENCES:

- A. Public Resources Code: Div. 6, Parts 1 & 2.
- B. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, 10 & 11.

OTHER PERTINENT INFORMATION:

1. All existing facilities have been in place for several years and are kept in a good state of repair. No environmental damage is in evidence and none is expected in the future.
2. Staff would normally make any necessary revisions to this lease at this time to bring this lease into conformance with present leasing standards. However, staff feels that because this lease will come up for renewal in 17 months that any change in the lease be made at the time of renewal.
3. This project is situated on State land identified as possessing significant environmental values, pursuant to Public Resources Code 6370.1, and is classified in a significant use category: Class B.

Staff review indicates that there will be no significant effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.

4. An Environmental Impact Report is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907(a) which exempts an existing structure or facility that is in an acceptable state of repair and there is no evidence of record to show injury to adjacent property, shoreline erosion, or other types of environmental degradation.

EXHIBIT: A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT GRANTING OF THE APPLICATION WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1 ET SEQ. OF THE PUBLIC RESOURCES CODE.
2. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT

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REQUIRED UNDER THE PROVISIONS OF PRC 21085, 14 CAL. ADM. CODE 15100 ET SEQ. AND 2 CAL. ADM CODE 2907.

3. AUTHORIZE ASSIGNMENT ^{Fig. 107} ~~TO~~ ALLIED PROPERTIES, ASSIGNOR, AND ^{10 . . .} MARRIOTT CORPORATION, ASSIGNEE, OF LEASE PRC 2954.1, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$358.18; PROVISION OF A \$3,000 SURETY BOND; FOR THE CONTINUED OPERATION AND MAINTENANCE OF AN EXISTING PIER, MOORING BUOY AND SWIMMING RAFT.