

MINUTE ITEM

T. ... C8
W. ...
B. ... Lands
... of 3
... at 11:5 (12/15/76)
meeting.

CALENDAR ITEM

12/76
W 21115
ACS
PRC 5212

C8.

NONCOMMERCIAL LEASE

APPLICANT: San Joaquin Delta Power Squadron
6819 N. El Dorado Street
Stockton, California 95207

AREA, TYPE LAND AND LOCATION: An 0.997 acre parcel of tide and submerged land in the bed of the San Joaquin River, San Joaquin County.

LAND USE: Continued use of an existing floating dock, walkway and associated piles.

TERMS OF PROPOSED LEASE:
Initial period: 10 years from November 1, 1976.
Renewal options: 2 successive periods of 10 years each
Surety bond: \$1,000.
Public liability insurance: \$300,000 combined single limit for bodily injury and property damage.

CONSIDERATION: \$225 per annum, with the State reserving the right to fix a different rental on each fifth anniversary of the lease.

BASIS FOR CONSIDERATION: \$225 minimum rental for this type of lease or permit.

PREREQUISITE TERMS, FEES AND EXPENSES: Applicant is lessee of upland.

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. The San Joaquin Delta Power Squadron is an organization engaged in teaching boating safety for a fee.

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2. 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.
3. A portion of this project calls for the driving of piles into the old channel of the San Joaquin River in order to stabilize the existing floating dock. An environmental document is not required. This portion of the project falls with the purview of 2 Cal. Adm. Code 2907, which exempts minor alterations to land.
4. This project is situated on State land identified as possessing significant environmental values, pursuant to Public Resources Code 6370.1, and is classified in use category, Class B, which authorizes Limited Use. Staff review indicates that there will be no significant effect on the identified environmental values. This is an existing facility for which no adverse comments have been received.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
3. FIND THAT GRANTING OF THE LEASE WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1 ET SEQ., OF THE PUBLIC RESOURCES CODE.
4. AUTHORIZE ISSUANCE TO SAN JOAQUIN DELTA POWER SQUADRON OF A 10-YEAR NONCOMMERCIAL LEASE FROM NOVEMBER 1, 1976; WITH LESSEE'S OPTION TO RENEW FOR 2 SUCCESSIVE PERIODS OF 10-YEARS EACH; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$225; WITH PROVISION OF A \$1,000 SURETY BOND AND PROVISION OF PUBLIC LIABILITY INSURANCE IN THE AMOUNT OF \$300,000 COMBINED SINGLE LIMIT PER OCCURENCE FOR BODILY INJURY AND

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AND PROPERTY DAMAGE FOR THE CONTINUED USE AND MAINTENANCE
OF AN EXISTING FLOATING DOCK AND WALKWAY ON THE LAND
DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE
A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21115

A parcel of tide and submerged land lying in the natural bed of the San Joaquin River, adjacent to Headreach Island, situate in protracted Section 7, T 2 N, R 5 E, M.D.M., San Joaquin County, State of California, more particularly described as follows:

BEGINNING at a point on the southerly boundary of PARCEL SEVENTY as described in deed recorded in Book 3329 page 1 of Official Records in the Office of the County Recorder of San Joaquin County, said point being the westerly terminus of that certain course described as N 83° 37' W 456 feet in said deed; thence along said southerly boundary S 83° 37' E 206 feet to the TRUE POINT OF BEGINNING; thence continuing along said southerly boundary S 83° 37' E 120 feet; thence leaving said southerly boundary South 364.05 feet; thence N 86° 10' W 50.60 feet; thence N 78° 51' W 70.10 feet; thence North 360.47 feet to the true point of beginning.

END OF DESCRIPTION

Prepared Frank C. Manning Checked D. W. L. O. T.
Reviewed George Collins Date 7/6/76
JCB