

MINUTE ITEM

This Calendar Item No. C2.
was approved as Minute Item
No. 2 by the State Lands
Commission by a vote of 3
to 0 at its 10-29-79
meeting.

CALENDAR ITEM
C2.

10/79
WP 1423
Maricle
PRC 1423

RENEWAL OF EASEMENT PRC 1423.1

APPLICANT: Julio Ricci
282 Marietta Drive
San Francisco, California 94127

AREA, TYPE LAND AND LOCATION: A 1.0± parcel of filled sovereign land,
San Francisco Bay, City and County of San
Francisco.

LAND USE: Industrial strip used in conjunction with
adjoining privately owned land.

TERMS OF ORIGINAL AGREEMENT: Initial period: 15 years from July 28,
1954.

Renewal options: 3 successive periods
of 10 years each, upon
the same terms and condi-
tions provided that the
property would be filled
to a specified degree
not later than July 27,
1961. (This condition
has been completed and
confirmed by staff inspec-
tion.)

Surety bond: \$1,000.

ORIGINAL CONSIDERATION:
\$325 per annum.

SUBSEQUENT CONSIDERATION:
\$407.78 per annum effective July 18, 1955.

PREREQUISITE TERMS, FEES AND EXPENSES:
Filing fee has been received.

BACKGROUND DATA: 1. PRC 1423.1, originally issued to Mervyn J.
Goodman, was approved by the Commission
on July 28, 1954, Minute Item No. 28.

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2. An assignment of PRC 1423.1, from Mervyn J. Goodman to Julio Ricci, was approved by the Commission on December 17, 1954, Minute Item No. 39.
3. Subject agreement PRC 1423.1 was amended in 1955 to allow for additional construction and closed storage uses of the premises. The staff and the lessee negotiated a rental change, from \$325 per annum to \$407.78 per annum, by reason of the enlarged utilization of the lease area. The Commission approved the amendment on August 16, 1955, Minute Item No. 23.
4. The first renewal option of the subject easement was exercised by Julio Ricci for a 10-year period extending from July 28, 1969 through July 27, 1979. This action was heard and approved by the Commission on August 28, 1969, Minute Item No. 18.
5. A notification prior to expiration of this term has been received from Julio Ricci to exercise the second renewal option of Agreement PRC 1423.1, as amended in 1955, from July 28, 1979. There is no requirement as to time limits in exercising renewal options. The site has been recently inspected by the staff and such inspection discloses that the State's property is being utilized in full compliance with Commission approved uses.

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 & 2.
- B. Cal. Adm. Code: Title 2, Div. 3.
- C. Cal. Adm. Code: Title 14, Section 15100 et seq.

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OTHER PERTINENT INFORMATION:

1. An EIR is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907, Class 1(B), 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.
2. This project is situated on State land identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category, Class C, which authorizes Multiple Use.

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.

APPROVALS OBTAINED:

None necessary.

FURTHER APPROVALS REQUIRED:

None.

EXHIBIT:

A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C 21085, 14 CAL. ADM. CODE 15100 ET. SEQ., AND 2 CAL. ADM. CODE 2907.
2. FIND THAT GRANTING OF THIS RENEWAL WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1 OF THE P.R.C.
3. AUTHORIZE THE ISSUANCE TO JULIO RICCI OF A 10-YEAR RENEWAL OF AGREEMENT PRC 1423.1 FROM JULY 28, 1979, FOR THE CONTINUED USES DESCRIBED THEREIN, ON THE SAME TERMS AND CONDITIONS SET OUT IN SAID AGREEMENT AS AMENDED.

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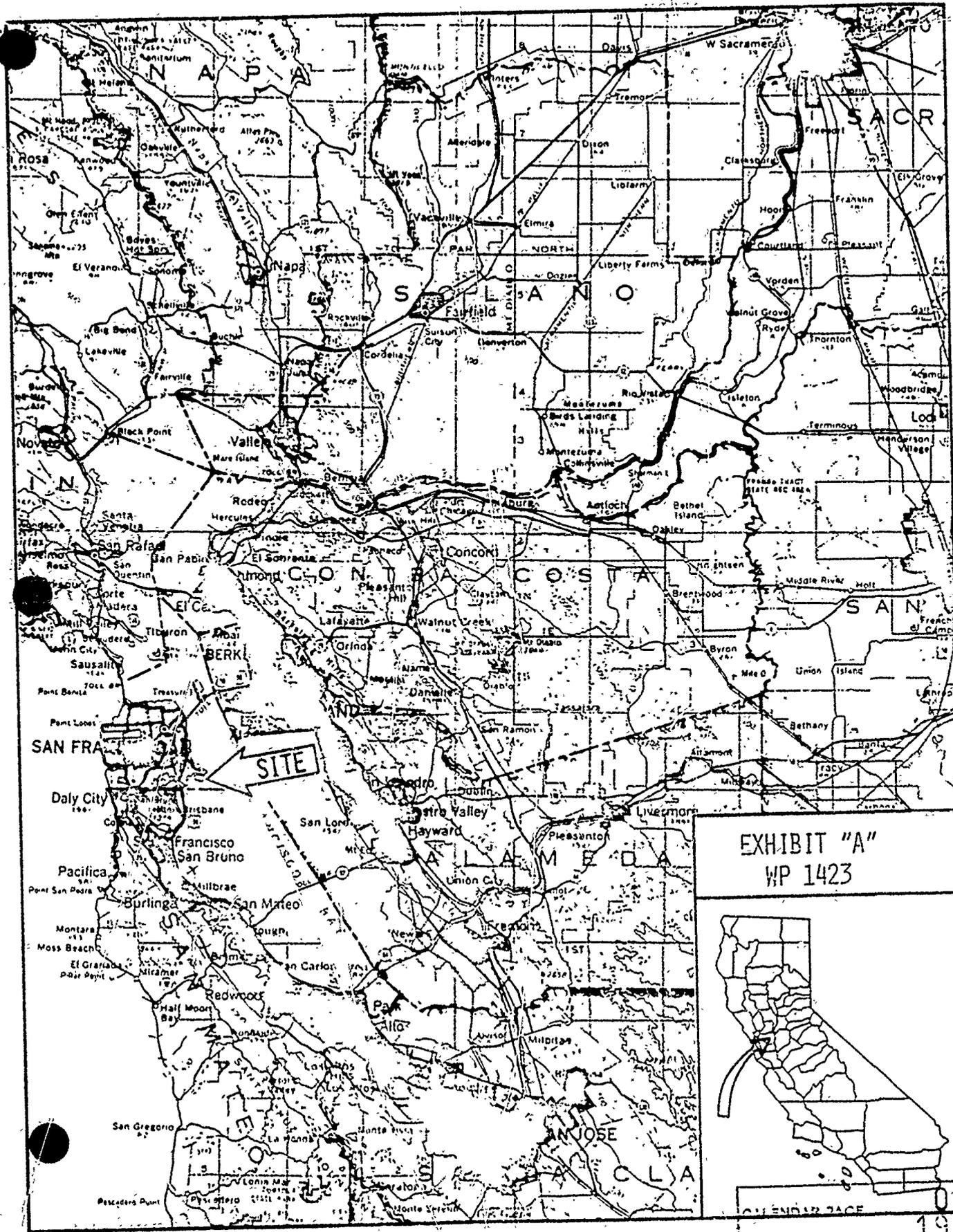


EXHIBIT "A"
WP 1423



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