SUMMARY

MEETING OF THE STATE LANDS COMMISSION
STATE CAPITOL, ROOM 447
SACRAMENTO, CALIFORNIA

LEO T. McCARTHY, LIEUTENANT GOVERNOR, CHAIRMAN
GRAY DAVIS, STATE CONTROLLER, COMMISSIONER
JESSE R. HUFF, DIRECTOR OF FINANCE, COMMISSIONER

THURSDAY – MARCH 23, 1989

3:00 P.M. - CLOSED SESSION. "CONSIDERATION OF POSSIBLE AND PENDING LITIGATION. THESE MATTERS WILL BE DISCUSSED IN A SESSION CLOSED TO THE PUBLIC, PURSUANT TO ATTORNEY-CLIENT PRIVILEGES. (SEE GOVERNMENT CODE SECTION 11126.)"

THE FOLLOWING MATTERS WILL BE CONSIDERED UNDER GOVERNMENT CODE SECTION 11126(Q)(1):

State Lands Commission v. Crysen Trading and Marketing Inc.
Marion T. Tagger et al. v. State and Moss Landing Harbor District et al.

IN ADDITION, THE COMMISSION SHALL CONSIDER MATTERS WHICH FALL UNDER GOVERNMENT CODE SECTION 11126(Q)(2) AND (3).

3:30 P.M. - OR THEREAFTER UPON ADJOURNMENT OF THE CLOSED SESSION - PUBLIC MEETING (OPEN SESSION).

CALENDAR ITEM REFERENCES TO AB 884 DENOTE THE PERMIT STREAMLINING ACT (CALIFORNIA GOVERNMENT CODE SECTION 65920 ET SEQ.)

ORDER OF BUSINESS

I. CONFIRMATION OF MINUTES FOR THE MEETING OF FEBRUARY 6, 1989.

II. CONSENT CALENDAR COI-C16. THE FOLLOWING ITEMS ARE CONSIDERED TO BE NON-CONTROVERSIAL. ANYONE WISHING TO ADDRESS AN ITEM ON THE CONSENT CALENDAR MAY COME FORWARD AND STATE THEIR NAME FOR THE RECORD.

COI

A) CALIFORNIA AMERICAN WATER COMPANY, B) SOUTHERN CALIFORNIA EDISON COMPANY, C) PACIFIC GAS AND ELECTRIC COMPANY, D) SHELL WESTERN E & P, INC., E) BUSH OIL COMPANY AND TENVICO OIL COMPANY, F) CITY OF AVALON, G) JEAN E. DUVAL (LESSEES): Approval of seven Rent Reviews/Continuations: One in San Diego Bay, San Diego County; one southeast of Lake Elsinore, Riverside County; one in the Pacific Ocean, San Luis Obispo County; one in the San Pedro Channel, Orange County; one in the Santa Barbara Channel, Ventura County; one in the Sacramento River, Sacramento County; and one at Santa Catalina Island, Los Angeles County. (J. Ludlow; PRC 4223, PRC 4465, PRC 4307, PRC 563, PRC 6969, PRC 6596, PRC 6727) (A 10, 29, 35, 57, 58, 73, 75, 79; S 6, 14, 18, 29, 36, 37, 39)
Y=Yes  N=No  A=Abstain

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**VOTE**

- **CO2**
  - (A) DIRK MELLEMA AND JOHN MELLEMA, TRUSTEES; (B) SARA HANRED; (C) THE BANK OF CALIFORNIA, M.A., TRUSTEE FOR THE ESTATE OF JOHN MERRILL; (D) ARNOLD T. BROOKS, TRUSTEE; (E) CHARLES G. STEPHENSON AND JOHN A. STEPHENSON; (F) ARTHUR CRAIG JOHNSON AND PATRICIA C. JOHNSON; (G) WILLIAM R. HENLETT, et al; (H) THOMAS EDGAR MELLEMA, JAMES METMORE MELLEMA AND LILLIAN H. ROBERTS; (I) ROBERT G. TUCK, JANE E. TUCK, ROBERT J. ALSO, AND MAJORIE S. ALSO; (J) DANIEL F. MUNDY AND MICHELLE A. MUNDY; (K) J. RICHARD STRICKER AND IRETA STRICKER; (L) MARSHA PENNY SALTZMAN; (M) H. A. CORNELL JR. AND PATRICIA J. CORNELL; (N) IVAN A. HAY AND SARA A. HAY; (O) JAMES E. KEIL AND NANCY E. KEIL, et al; (P) VERA M. LONG, JAMES E. LONG AND D. RUSSEL SYMON; (Q) DOROTHY E. RHODES; (R) ESTATE OF ROSALIA NELDAM; (S) THE LANDING HOMEOWNER'S ASSOCIATION; (T) HENRY RABIN AND BETTY JUNE RABIN; (U) WARREN E. SPIEKER JR. AND CAROL S. SPIEKER; (V) JEAN A. HAMMOND AND LAWRENCE H. HAMMOND, TRUSTEES; (W) WILLIAM R. HENLETT, et al; (X) PEGGY A. WHITE, MARTIN A. DAVIS AND BRIAN MELLER; (Y) JOSEPH T. ZEITTER AND CATHERINE ANNE ZEITTER; (Z) JOHN T. ZEITTER AND COLLETTE J. ZEITTER; (AA) BAY W. HOWARD AND EDNA LOU HOWARD; (BB) JOHN C. BEERY JR. AND LINDA M. BEERY; (CC) ROBERT E. FABER, TRUSTEE; (DD) LIONEL DUFF JR. AND J. R. DUFF (PARTIES)

**CO3**

- THE KISSEL COMPANY, INC., dba PARADISE COVE LAND COMPANY (APPLICANT): Approval of a twenty-five year General Permit – Recreational Use of tide and submerged land, located at Paradise Cove in Santa Monica Bay, Los Angeles County. (Grimmett; PRC 391) (A 4; $ 1)

**CO4**

- THOMAS E. KALZIAN, MARY GRACE KALZIAN, GARY P. CARLSON, ANNE KALZIAN CARLSON (APPLICANTS): Approval of a ten-year Recreational Pier Permit for the use and maintenance of an existing pier and two previously unauthorized mooring buoys in Lake Tahoe at Tahoma, Placer County. (J. Ludlow; PRC 4362) (A 1; S 7)

**C05**

- LAKSPUR SHORES HOMEOWNERS ASSOCIATION (APPLICANT): Approval of a ten-year (10 yr.) General Permit – Recreational Use of sovereign tide and submerged land, located in Corte Madera Creek, in the City of Greenbrae, Marin County. (Townsend; PRC 5549) (A 9; S 3)

**C06**

- JOHN MOZART AND PATRICIA MOZART, TRUSTEES (APPLICANT): Approval of a ten-year Recreational Pier Permit for use and maintenance of existing pier and reconstruction of existing boathouse located in Lake Tahoe, north of Tabona, Placer County. (J. Ludlow; PRC 6525) (A 1; S 7)

**C07**

- UNITED STATES BUREAU OF RECLAMATION (APPLICANT): Approval of a 49-year General Permit – Public Agency Use of submerged land located in the Sacramento River, Tehama County. (J. Ludlow; W 24107) (A 1; S 4)

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**CALENDAR PAGE**

- **MINUTE PAGE**

“Regarding Calendar Item C2: Sub item (U) was pulled. The remainder of Calendar Item C2 was approved as presented.”
VOTE

Approved as presented
Controller

Amended - No Action Taken
\[ \checkmark \]
Director of Finance

C08 JOHN F. OGDEN (APPLICANT): Approval of a ten-year General Permit – Recreational Use of tide and submerged lands located in the Petaluma River at Black Point, Marin County. (N. Smith; WP 5674) (A 9; S 3)

C09 CLAY AND SANDRA OVERSON (ASSIGNEE), BLINCOE FARMS, INC. (ASSIGNEE): Assignment of grazing lease for school land located in northeastern San Bernardino County. (McDonald; PRC 6840) (A 61; S 25)

C10 SANTA CATALINA ISLAND COMPANY (SUBLessor), L.G. EVERITT, INC. (SUBLessee): Approval of sublease to a 49-year General Lease – Industrial Use of filled tide and submerged land, located at Jawfish Point and Empire Landing at Santa Catalina Island, Los Angeles County. (Lees; J. Sekelsky; PRC 7010) (A 58; S 29)

C11 CITY OF SACRAMENTO (MASTER LESSEE), H.E.G. ENTERPRISES (PROPOSED SUBLessee): Authorize staff to approve sublease between City of Sacramento and H.E.G. Enterprises to allow for operation by sublessee of various restaurant and fast food businesses. (A. Scott, Hadly; PRC 7001) (A 5; S 3)

C12 OLCESE WATER DISTRICT (APPLICANT): Approval of a 49-year General Permit – Public Agency Use of submerged land, located in the Kern River, Bakersfield, Kern County. (Fong, Fossum, Judson; W 24281) (A 33; S 3)

C13 CITY OF TRACY (PETITIONER): Approval of proposed resolution of the City of Tracy declaring its intention to enter into a competitively bid subsurface oil and gas lease, San Joaquin County. (Hamilton; W 40580) (A 26; S 5)

C14 DEPARTMENT OF FISH AND GAME (APPLICANT): Authorization to dredge accumulated sedimentation from tide and submerged lands at the outlet of Lake Talawpa to the Pacific Ocean, Del Norte County. (Martinez; PRC 5231) (A 33; S 34; S 16)

C15 CITY OF EUREKA (APPLICANT): Authorization to maintenance dredge material from Eureka Channel, Humboldt County. (Martinez; W 27651) (A 2; S 2)

C16 STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION (APPLICANT): Approval of a three-month right-of-entry, effective April 1, 1989, of submerged land located in the Yuba River, east of Marysville, Yuba County. (J. Ludlow; W 24416) (A 3; S 1)

III. REGULAR CALENDAR ITEMS 17–35.

17 CAPISTRANO BAY COMMUNITY SERVICES DISTRICT (APPLICANT): Deny, without prejudice, the application submitted by Capistrano Bay Community Services District for a General Lease – Public Agency Use of sovereign tide and submerged lands, located in the City of Dana Point, Orange County to enforce animal control regulations. (Townsend, W 24223) (A 74; S 37)

18 MAURICE A. ENDERLE dba THE ENDERLE GROUP (APPLICANT): Approval of a one-year Salvage Permit of sovereign tide and submerged lands, located in the bed of Owens Lake, near Barlett, Inyo County. (N. Smith; PRC 7035) (A 34; S 25)

19 PACIFIC GAS AND ELECTRIC COMPANY (APPLICANT): Approval and issuance of Addendums 9 and 10 to Mastur Lease PRC 6827 and Addendum 19 to Master Lease PRC 6205 for placement and installation of overhead electric lines crossing near Fresno in Madera and Fresno counties. (N. Smith; PRC 6205, PRC 6024) (A 30, 31, 32; S 14, 15)
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**Considered - No Action Taken**

Lt. Governor

**HENRY EARL MITVALSKY, JR., et al. (PARTY):** Approval of land exchange between the City of San Mateo and Henry Earl Mitvalsky, Jr., et al. involving land in the City of San Mateo, San Mateo County. (Plummer; G 14-04) (A 20; $ 11)

**BASELL LAND COMPANY (PARTY):** Proposed Annexation for City of Stockton, San Joaquin County. Harbor Cove. (Fossum; W 2400.171) (A 26; $ 5)

**STATE LANDS COMMISSION (APPLICANT):** Statement of Commission policy regarding construction of new piers, pier extensions and pier modifications at Lake Tahoe, San Mateo, El Dorado and Placer counties. (Staff: W 30005) (A 7; § 1)