

**MINUTE ITEM**

This Calendar Item No. C05  
was approved as Minute Item  
No. C05 by the State Lands  
Commission by a vote of 3  
to 0 of its 6-22-90  
meeting.

**CALENDAR ITEM**

A 2  
S 2

**C 0 5**

08/22/90  
G 04-02.10  
Garibay

**APPROVE LEASE UNDER CHAPTER 1095, STATUTES OF 1978  
GRANTED LANDS - CITY OF EUREKA**

**LESSOR:** City of Eureka  
532 "K" Street  
Eureka, California 95501

**LESSEE:** Oregon Coast Towing  
P. O. Box 2287  
Seattle, Washington 98111

**BACKGROUND:**

As provided for by Chapter 1095, Statutes of 1978, all leases or permits for the use of granted tide and submerged lands that are to be entered into or issued by the City of Eureka in excess of one year in duration, shall not be valid without the prior written approval of the State Lands Commission. The statute further provides that the Commission shall have 60 days after submittal of a proposed lease or permit in which to approve or disapprove such lease or permit.

The City has requested the State Lands Commission to approve the following lease.

**LAND USE:** Operation and maintenance of dock and pipeline to service shoreside and petroleum facilities.

**TERMS OF LEASE - Oregon Coast Towing (Lessee)**  
Initial period: Five years beginning  
October 1, 1989.

Public liability insurance: Aggregate coverage  
of \$500,000.

CALENDAR ITEM NO. C 0 5 CONT'D

Consideration: \$700 per month, subject to adjustment commencing the second year and each year thereafter, based on the increase in the general cost-of-living index.

The staff of the Commission has reviewed the lease agreement and believes that the agreement is fair and reasonable, and that the consideration is equitable.

AB 884: N/A.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 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, 2 Cal. Code Regs. 2905(a)(2).

Authority: P.R.C. 21084, 14 Cal. Code Regs. 15300, and 2 Cal. Code Regs. 2905.

EXHIBIT: A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES, 2 CAL. CODE REGS. 2905(a)(2).
2. APPROVE THE LEASE IN SUBSTANTIALLY THE SAME FORM AS IS ON FILE IN THE PRINCIPLE OFFICE OF THE COMMISSION, BETWEEN THE CITY OF EUREKA AND OREGON COAST TOWING, COVERING GRANTED LANDS LOCATED IN THE CITY OF EUREKA, HUMBOLDT COUNTY.

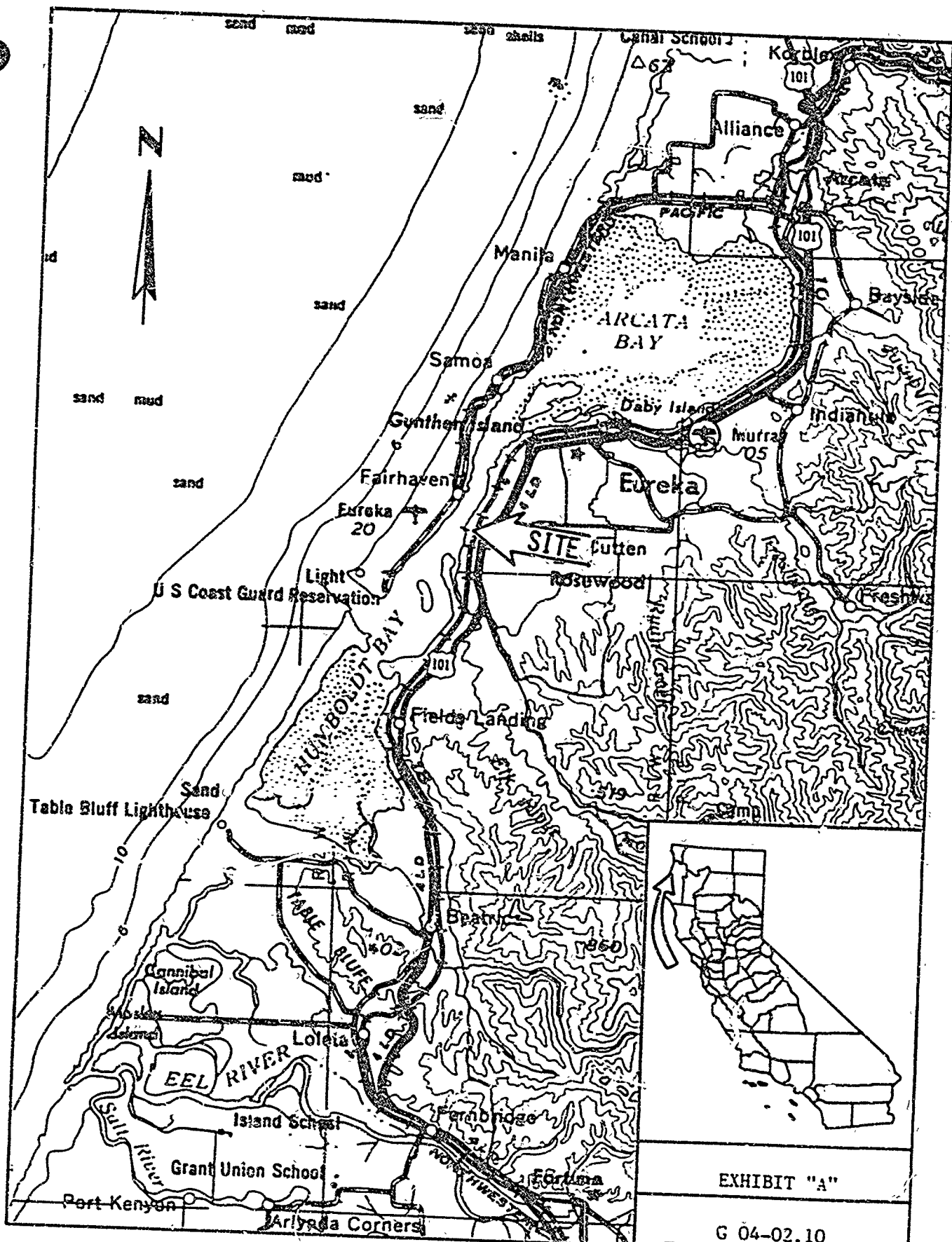


EXHIBIT "A"

G 04-02.10