

8. APPLICATION FOR AMENDMENT OF LEASE P.R.C. 1603.9 TO PROVIDE FOR EXTENSION TO SAN SIMEON PIER AT HEARST COUNTY PARK, SAN LUIS OBISPO COUNTY; COUNTY OF SAN LUIS OBISPO - W.O. 6507.

After consideration of Calendar Item 22 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO ISSUE TO THE COUNTY OF SAN LUIS OBISPO AN AMENDMENT TO LEASE P.R.C. 1603.9 TO PROVIDE AS FOLLOWS:

1. THE LEGAL DESCRIPTION SHALL BE DELETED AND THE FOLLOWING SUBSTITUTED THEREFOR:

A STRIP OF TIDE AND SUBMERGED LAND 50 FEET WIDE IN SAN SIMEON BAY, SAN LUIS OBISPO COUNTY, LYING 25 FEET ON EACH SIDE OF THE FOLLOWING-DESCRIBED CENTERLINE:

COMMENCING AT A ONE-INCH IRON PIPE MONUMENT, TAGGED L.S. 2391 AND SHOWN ON A MAP FILED IN BOOK 6 OF LICENSED SURVEYS AT PAGE 61, RECORDS OF SAN LUIS OBISPO CO., SITUATED 79.32 FEET LEFT OF HIGHWAY CENTERLINE STATION 486 + 43.87, AS SAID CENTERLINE IS SHOWN ON THE PLANS FOR STATE HIGHWAY ROUTE 1, DATED MAY 2, 1966, ON FILE IN THE STATE DIVISION OF HIGHWAYS DISTRICT FIVE OFFICE, SAN LUIS OBISPO, CALIFORNIA; THENCE, SOUTH 14° 15' W., 402.75 FEET TO A ONE-INCH IRON PIPE MONUMENT; THENCE SOUTH 86° 00' W., 56.42 FEET TO A POINT; THENCE S. 01° 00' E., 54.87 FEET TO A POINT ON THE BLUFF OF SAN SIMEON BAY; THENCE S. 30° 00' W., 50 FEET MORE OR LESS ALONG THE CENTERLINE OF THE EXISTING PIER TO A POINT ON THE MEAN HIGH TIDE LINE OF SAN SIMEON BAY; SAID POINT BEING THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE S. 30° 00' W., 160.00 FEET MORE OR LESS TO AN ANGLE POINT; THENCE S. 05° 00' W., 700.00 FEET, CONTAINING 0.987 ACRE MORE OR LESS.

2. DURATION OF THE LEASE SHALL BE 49 YEARS FROM DECEMBER 20, 1955.
3. CONSIDERATION FOR USE OF THE STATE LAND DESCRIBED HEREINBEFORE SHALL BE THE PUBLIC USE AND BENEFIT SO LONG AS THE PUBLIC IS ALLOWED FREE ACCESS TO AND USE OF THE PIER, BUT AT A RENTAL TO BE DETERMINED ACCORDING TO COMMISSION POLICY THEN IN EFFECT SHOULD A CHARGE FOR ACCESS OR USE BE MADE DURING THE TERM OF SAID LEASE.

ALL OTHER TERMS AND CONDITIONS OF LEASE P.R.C. 1603.9 SHALL REMAIN IN FULL FORCE AND EFFECT.

Attachment
Calendar Item 22 (2 pages)

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The County of San Luis Obispo requests that Lease P.R.C. 1603.9, which was issued in 1955 for construction of San Simeon Pier, be amended to include an additional 0.427-acre parcel of tide and submerged land to accommodate an extension to the pier.

The upland at this location (see Exhibit "A") is a county park open to the general public for recreational purposes. The pier is now 14' x 495', and will be extended to approximately 995 feet, with a passenger-loading facility at the end having dimensions of 27' x 47'.

The original lease was issued without time limitation. It therefore will be necessary to amend the agreement to provide for a duration of 49 years, pursuant to the Commission's current rules and regulations.

The consideration will be the public use and benefit, but the amendment will provide for payment of normal rental should a charge ever be made to the public for use or access to the pier.

A navigational permit has been issued by the U.S. Army Corps of Engineers.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO ISSUE TO THE COUNTY OF SAN LUIS OBISPO AN AMENDMENT TO LEASE P.R.C. 1603.9 TO PROVIDE AS FOLLOWS:

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CALENDAR ITEM 22. (CONTD.)

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