

MINUTE ITEM

12/21/72
RJS

3. 15-YEAR NONCOMMERCIAL LEASE, TIDE AND SUBMERGED LAND AT SEAL BEACH, ORANGE COUNTY; DR. AND MRS. JOHN E. GRAY - W 20431, PRC 4719.1.

After consideration of Calendar Item 2 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. FINDS THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 79 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A NONCOMMERCIAL LEASE AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZES THE ISSUANCE TO DR. AND MRS. JOHN E. GRAY OF A 15-YEAR NONCOMMERCIAL LEASE IN THE FORM ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF FROM JANUARY 15, 1973, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$1,306.35 WITH THE STATE RESERVING THE RIGHT TO RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY; PROVISION OF A \$5000 SURETY BOND, PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$200,000/\$600,000 FOR PERSONAL INJURY AND \$100,000 FOR PROPERTY DAMAGE, FOR CONSTRUCTION AND MAINTENANCE OF A SEAWALL BULKHEAD AND 10 FLOATING BOAT SLIPS ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 2 (3 pages)

CALENDAR ITEM

2

12/72

RJS

W 20431

NON-COMMERCIAL LEASE

APPLICANT: Dr. and Mrs. John E. Gray.

LOCATION: A .20-acre parcel of tide and submerged land at Seal Beach, Orange County.

LAND USE: A seawall bulkhead and ten floating boat slips.

TERMS OF PROPOSED LEASE:

Initial period: 15 years, from January 15, 1973.
Surety bond: \$5,000. Public Liability insurance:
\$200,000/\$600,000 for personal injury and \$100,000 for
property damage.

CONSIDERATION: \$1,306.35 per annum with State reserving the right to review
and reset a reasonable rental on each fifth anniversary.

BASIS FOR CONSIDERATION:

6% of appraised value of land.

PREREQUISITE TERMS:

U.S. Army Corps of Engineers permit has been requested.

Lease will not be issued until USCE permit is in hand.

Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Division 6, Parts 1 and 2.
- b. Administrative Code: Title 2, Division 3, Articles 1
and 2.

OTHER PERTINENT INFORMATION:

An environmental impact report has been prepared and cir-
culated to affected governmental agencies. Comments received
indicated concern for debris, oil and waste disposal, and a
clause covering mitigation of this problem has been incorpo-
rated in the report and the proposed lease.

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. Form of Lease.

876

CALENDAR ITEM NO. 2. (CONTD)

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 79 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A NON-COMMERCIAL LEASE AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZE THE ISSUANCE TO DR. AND MRS. JOHN E. GRAY OF A 15-YEAR NON-COMMERCIAL LEASE IN THE FORM ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF FROM JANUARY 15, 1973, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$1,306.35 WITH THE STATE RESERVING THE RIGHT TO RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY; PROVISION OF A \$5,000 SURETY BOND, PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$200,000/\$600,000 FOR PERSONAL INJURY AND \$100,000 FOR PROPERTY DAMAGE, FOR CONSTRUCTION AND MAINTENANCE OF A SEAWALL BULKHEAD AND 10 FLOATING BOAT SLIPS ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20431

A 50-foot wide strip of tide and submerged land in Seal Beach, Orange County, State of California, said parcel being immediately adjacent to and lying northeasterly of that certain boundary line agreement recorded in Book 9634 Official Records at page 631 of said County between Nick and Ruth Katararis and the State of California.

END OF DESCRIPTION