

MINUTE ITEM

This Calendar Item No. C11
was approved as Minute Item
No. 11 by the State Lands
Commission by a vote of 3
to 0 at its 9/29/81
meeting.

CALENDAR ITEM

C 11

9/29/81
W 20094
(PRC 5344)
J. Ludlow

AMENDMENT OF NONCOMMERCIAL LEASE

APPLICANT: A.T. Hay and Constance D. Hay
1975 Garden Highway
Sacramento, California 95833

BACKGROUND INFORMATION:

On July 26, 1977, the State Lands Commission approved the issuance of a Non-Commercial Lease to Mr. and Mrs. A. T. Hay, with an effective date of September 1, 1976, for the continued maintenance of an existing floating boat dock and houseboat on a 0.243-acre parcel of tide and submerged land in the Sacramento River, near the City of Sacramento, Sacramento County. The first year's annual rent of \$225 was paid on June 15, 1977.

In that the lease was not properly executed the lease file was not officially opened and the lessee was never invoiced for subsequent annual rent payments. Subsequent to June of 1977 Staff contacted Mr. Hay on several occasions in hopes of having the lease properly executed. These efforts were unsuccessful.

In light of the time lapse since the original lease was approved; the lack of invoicing and illness, staff feels that it would be in the best interest of the State and recommends that back rent, penalty and interest, if any, be waived and that the lease be amended to a General Permit (Recreational) with annual rental of \$220.

AB 884:

N/A.

A 5, 6

S 3, 4

(Added 9/28/81)

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CALENDAR ITEM NO: C 1 1 (CONTD)

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY A SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21065, 14 CAL ADM. CODE SECTIONS 15037 and 15060.
2. AMEND NON-COMMERCIAL LEASE PRC 5344.1 BY CHANGING IT TO A GENERAL PERMIT - RECREATIONAL USE.
3. WAIVE BACK RENT TOTALING \$850, INCLUDING PENALTY AND INTEREST, IF ANY, (SEPTEMBER 1977 THROUGH AUGUST 31, 1981).
4. APPROVE A NEW ANNUAL RENT OF \$220 PER ANNUM BEGINNING SEPTEMBER 1, 1981.
5. ALL OTHER TERMS AND CONDITIONS TO REMAIN UNCHANGED.

(Added 9/28/81)

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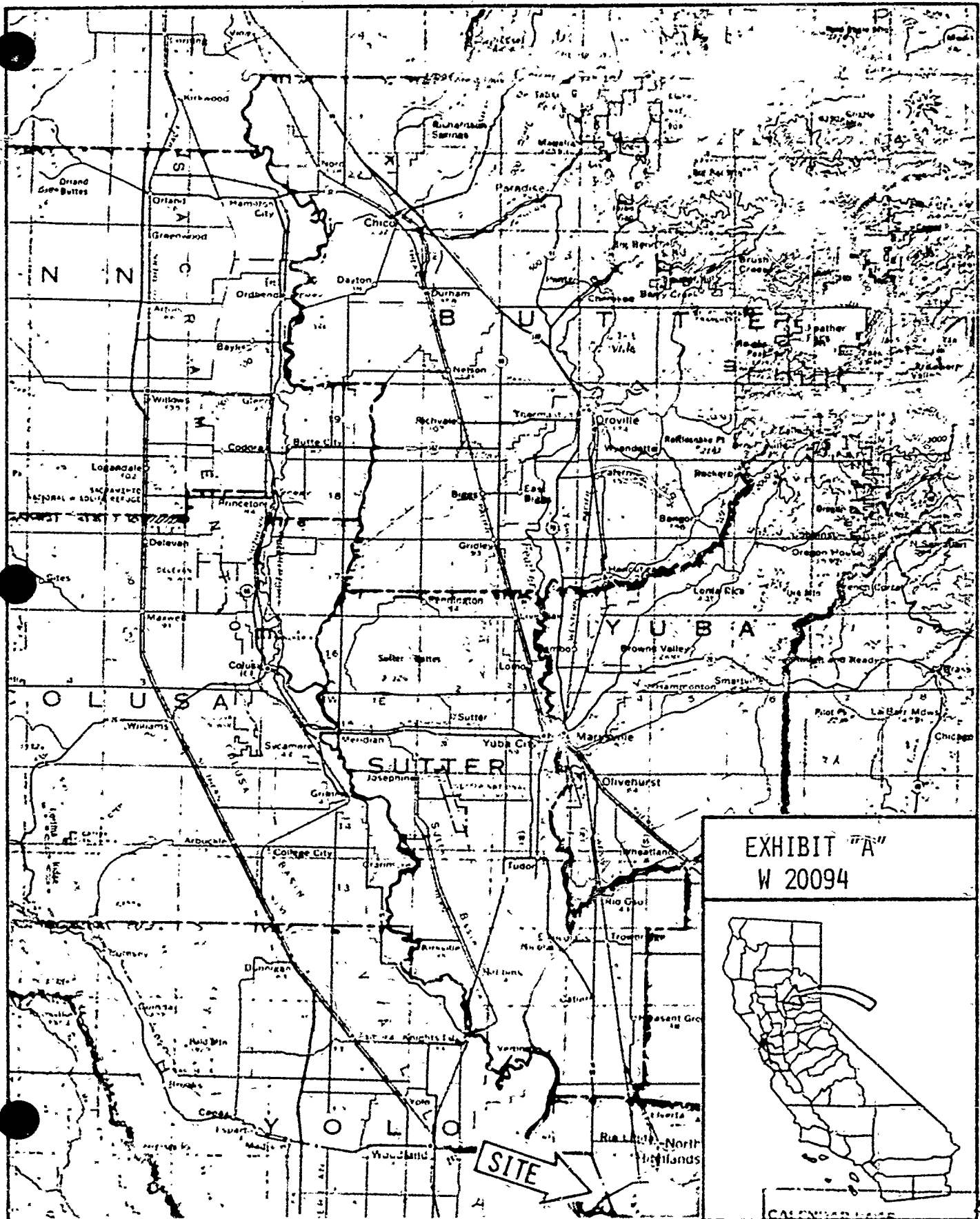


EXHIBIT "A"
W 20094



(Added 9/28/81)