

MINUTE ITEM

This Calendar Item No. 203
was approved as Minute Item
No. 3 by the State Lands
Commission by a vote of 3
to 0 at its 5/7/84
meeting.

CALENDAR ITEM

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003 4.

05/07/84

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W 23348

Lane

PRC 6615

GENERAL LEASE - COMMERCIAL USE

APPLICANT: Donald L. Bean
Route 3, Box 253
Greenbrier, Arkansas 72058

AREA, TYPE LAND AND LOCATION:
Approximately 303 acres of tide and submerged
land, located below mean high tide along the
Pacific Ocean, Humboldt and Del Norte Counties.

LAND USE: The non-exclusive right to collect driftwood
and redwood.

TERMS OF PROPOSED LEASE:
Initial period: One years from May 1, 1984.

CONSIDERATION: \$250 per annum.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee has been received.

\$250 first year's rent is paid.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
B. Cal. Adm. Code: Title 2, Div. 3; Title 14,
Div. 6.

AB 884: 09/14/84.

OTHER PERTINENT INFORMATION:

1. Staff recommends approval of a license to the applicant to enter onto the Pacific Coast Beaches below mean high tide in Humboldt and Del Norte Counties, for collection of driftwood and redwood to create for sale furniture and gift items. This license will give the applicant non-exclusive use of the lands as described in Exhibit "A" for the stated purpose only.

The applicant requested the license because the local law enforcement agencies strictly enforce the law covering transportation of Forest products pursuant to Section 384.5 of the California State Penal Code. As a condition of the license, the applicant agrees to use only public access designated as such to gain entrance to State lands.

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorical exempt project. The project is exempt under Section 15304, Minor Alteration to Land and Water, 14 Cal. Adm. Code.

Authority: P.R.C. 21084 and 14 Cal. Adm. Code 15300.

3. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

FURTHER APPROVALS REQUIRED:

County Planning Departments.

EXHIBITS:

- A. Land Description.
- B. Location Map.

CALENDAR ITEM NO. **C03** (CONT'D)

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, SECTION 15304, MINOR ALTERATION TO LAND AND WATER, 14 CAL. ADM. CODE.
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
3. AUTHORIZE ISSUANCE TO DONALD L. BEAN OF A ONE-YEAR GENERAL LEASE - COMMERCIAL USE FROM MAY 1, 1984; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$250, FOR NON-EXCLUSIVE RIGHT TO COLLECT DRIFTWOOD AND REDWOOD ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

W 23348

A strip of tide and submerged land 50 feet wide in the Pacific Ocean, Del Norte and Humboldt Counties, California, bounded as follows:

1. On the south by a line extending due east from False Cape Rock.
2. On the north by the California-Oregon border.
3. On the east by the mean high tide line of the Pacific Ocean.
4. On the west by a line parallel with and 50 feet seaward from said mean high tide line.

EXCEPTING THEREFROM the areas included within all City, County, State, or Federal beaches, parks, or granted tidelands.

END OF DESCRIPTION

PREPARED MARCH 2, 1984 BY BOUNDARY AND TITLE UNIT, LEROY WEED, SUPERVISOR

CALENDAR PAGE	16
MINUTE PAGE	734

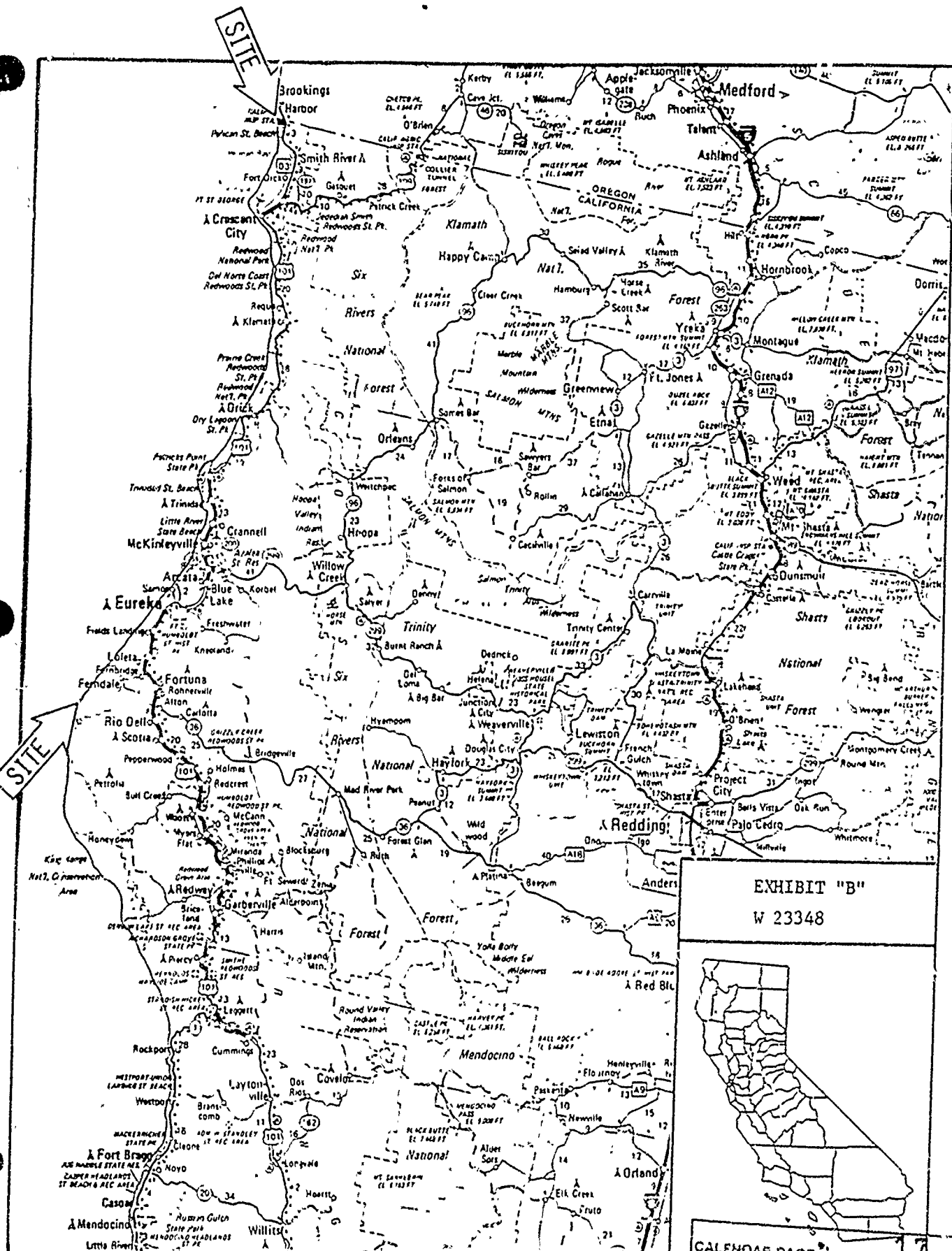


EXHIBIT "B"
W 23348

