

MINUTE ITEM

This Calendar Item No. 10 to C10
at its meeting 7/12/84

CALENDAR ITEM

A 29

C10 4

07/12/84
WP 6674
Lipphardt

S 14

AMENDMENT TO PUBLIC AGENCY PERMIT

APPLICANT: City of Pismo Beach
1000 Bello Street
P. O. Box 3
Pismo Beach, California 93449

AREA, TYPE LAND AND LOCATION: A 1.278-acre parcel of tide and submerged land in the Pacific Ocean at Pismo Beach, San Luis Obispo County.

LAND USE: Reconstruction, expansion, operation and maintenance of Pismo Beach Pier.

TERMS OF ORIGINAL PERMIT:

Initial period: 35 years from May 1, 1984.

Special: The public use and benefit with the State reserving the right at any time to set a monthly rental for any year in which income generated from the lease premises exceeds expenses thereon, or if at any time the Commission finds such action to be in the State's best interest.

This amendment modifies the description of Lease PRC 6674.9 to provide for an expanded use area.

CONSIDERATION: The public use and benefit, with the State reserving the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest.

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BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Adm. Code 2003.

APPLICANT STATUS:

Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Processing cost has been received.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div.

B. Cal. Adm. Code: Title 2, Div 3; Title 14, Div. 6.

AB 884: 12/29/84.

OTHER PERTINENT INFORMATION:

1. On May 24, 1984, the State Lands Commission approved a General Permit - Public Agency Use, to the City of Pismo Beach. The City has received an award grant from the State Coastal Conservancy and proposes to restore and expand the pier as part of an urban waterfront restoration project. This amendment will modify the lease description to provide for the proposed pier expansion and for the construction limiting date.
2. The annual rental value of the site is estimated to be \$5,010.00.
3. An environmental analysis document was prepared for this project by California Coastal Commission, South Central Coast District. The State Lands Commission's staff has reviewed such document and believes that the conditions specified in 14 Cal. Adm. Code 15253(b) have been met for the State Lands Commission to act as a responsible agency and use such certified agency's document.

Authority: 14 Cal. Adm. Code 15253.

4. 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.

APPROVALS OBTAINED:

Coastal Commission.

FURTHER APPROVALS REQUIRED:

None.

EXHIBITS:

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT AN ENVIRONMENTAL ANALYSIS DOCUMENT WAS PREPARED FOR THIS PROJECT BY CALIFORNIA COASTAL COMMISSION, SOUTH CENTRAL COAST DISTRICT AND THAT THE CONDITIONS OF 14 CAL. ADM. CODE 14253(b) HAVE BEEN MET FOR THE STATE LANDS COMMISSION TO ACT AS A RESPONSIBLE AGENCY AND USE SUCH CERTIFIED AGENCY'S DOCUMENT PURSUANT TO 14 CAL. ADM. CODE 15253.
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 THE CITY OF PISMO BEACH OF AN AMENDMENT, ON FILE IN THE PRINCIPAL OFFICE OF THE STATE LANDS COMMISSION, WHICH MODIFIES THE LEASE AREA TO PROVIDE FOR PIER EXPANSION AND AMENDS THE LAND DESCRIPTION TO THAT DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF. THE EFFECTIVE DATE OF THIS AMENDMENT IS JULY 1, 1984. ALL REMAINING TERMS AND CONDITIONS OF LEASE PRC 6674.9 SHALL REMAIN IN FULL FORCE AND EFFECT.

EXHIBIT "A"

LAND DESCRIPTION

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A parcel of tide and submerged land in the Pacific Ocean at Pismo Beach, San Luis Obispo County, California, lying immediately beneath a pier of varying width, the centerline of which is described as follows:

COMMENCING at the most easterly corner of Block 8 of the "Town of El Pismo", City of Pismo Beach, County of San Luis Obispo, State of California, according to the map filed for record June 5, 1905, in Book "A" of Maps, Page 155 in the Office of the County Recorder of said County; thence S 47° 15' W 283.43 feet along the south-easterly line of said Block 8; thence N 52° 38' W 103.21 feet; thence S 68° 10' W 162.35 feet to the TRUE POINT OF BEGINNING; thence S 68° 10' W 1200 feet to the end of the herein described line, TOGETHER WITH a necessary use area extending 10 feet from the extremities of said pier.

EXCEPTING THEREFROM any portion thereof lying landward of the ordinary high water line.

END OF DESCRIPTION

REVISED JUNE 17, 1984 BY BOUNDARY AND TITLE UNIT, LEROY WEED, SUPERVISOR.

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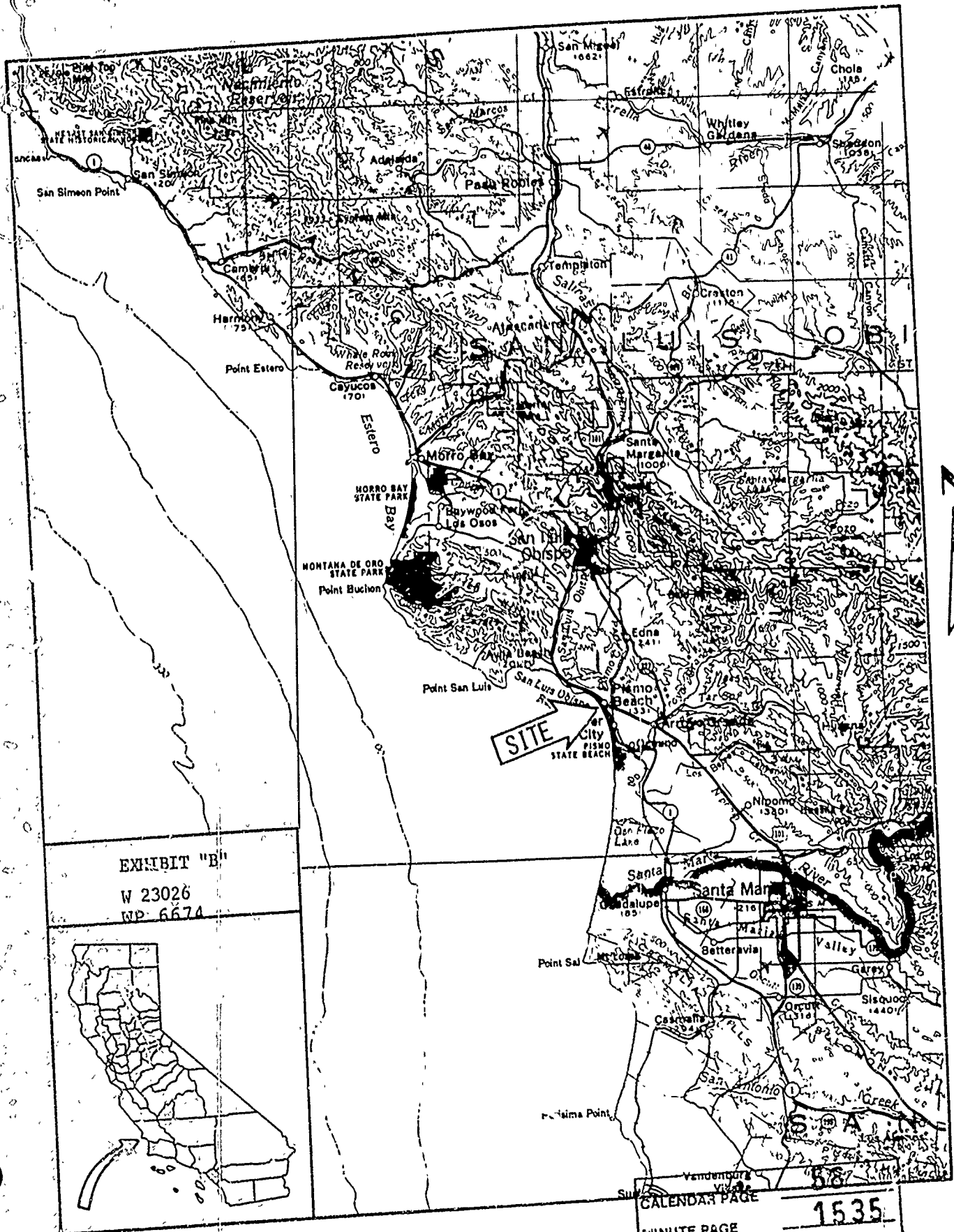


EXHIBIT "B"
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