

MINUTE ITEM

This Calendar Item No. C7
was approved as Minute Item
No. 7 by the State Lands
Commission by a vote of 2
to 0 at its 3/27/86
meeting.

CALENDAR ITEM

A 8
S 4

C 07

03/27/86
W 22288 PRC 6960
J. Ludlow

GENERAL PERMIT - RECREATIONAL AND RESIDENTIAL USE

APPLICANT: Donna Cave
1436 Milton Road
Napa, California 94556

AREA, TYPE LAND AND LOCATION:
A 0.015-acre parcel of tide and submerged land,
located in the Napa River, City and County of
Napa.

LAND USE: Use and maintenance of existing structures
including a pier, deck and portion of a
residence.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years beginning October 8,
1985.

Public liability insurance: Combined single
limit coverage of \$100,000.

CONSIDERATION: \$92.40 per annum; with the State reserving the
right to fix a different rental on each fifth
anniversary of the permit.

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

APPLICANT STATUS:
Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee and first year's annual rental have
been received.

CALENDAR ITEM NO. C07 (CONT'D)

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 894: N/A.

OTHER PERTINENT INFORMATION:

1. 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 Class 1, Existing Facility, 2 Cal. Adm. Code 2905(a)(2).

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 Cal. Adm. Code 2905.

2. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. but will not affect those significant lands.
3. Pursuant to the provisions of PRC 6503.5, the pier is rent free and the structures subject to the annual rental consist of the deck and a portion of the residence.
4. The permit does not allow for any additional residential use nor does it allow for reconstruction of the residential portion, if damaged to the extent that it can no longer be utilized as a residence.

EXHIBITS: A. Land Description.
B. Location Map.

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, CLASS 1, EXISTING FACILITY, 2 CAL. ADM. CODE 2905(a)(2).

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2. FIND THAT THIS ACTIVITY WILL INVOLVE LANDS IDENTIFIED AS POSSESSING SIGNIFICANT ENVIRONMENTAL VALUES PURSUANT TO P.R.C. 6370, ET SEQ., BUT THAT SUCH ACTIVITY WILL HAVE NO DIRECT OR INDIRECT EFFECT ON SUCH LANDS.

3. AUTHORIZE ISSUANCE TO DONNA CAVE OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING OCTOBER 8, 1985; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$92.40, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$100,000; FOR THE USE AND MAINTENANCE OF EXISTING STRUCTURES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"
LAND DESCRIPTION

W 22288

A parcel of tide and submerged land in the bed of the Napa River in Napa County, California, said parcel lying immediately beneath an existing house, deck, and pier TOGETHER WITH a necessary use area extending 10 feet from the extremities of said pier, said structures lying adjacent to and waterward of the land described in the Grant Deed recorded October 22, 1971 in Book 862, Page 861, Official Records of Napa County.

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

END OF DESCRIPTION

PREPARED NOVEMBER 1, 1985 BY BOUNDARY SERVICES UNIT, M. L. SHAFER,
SUPERVISOR.

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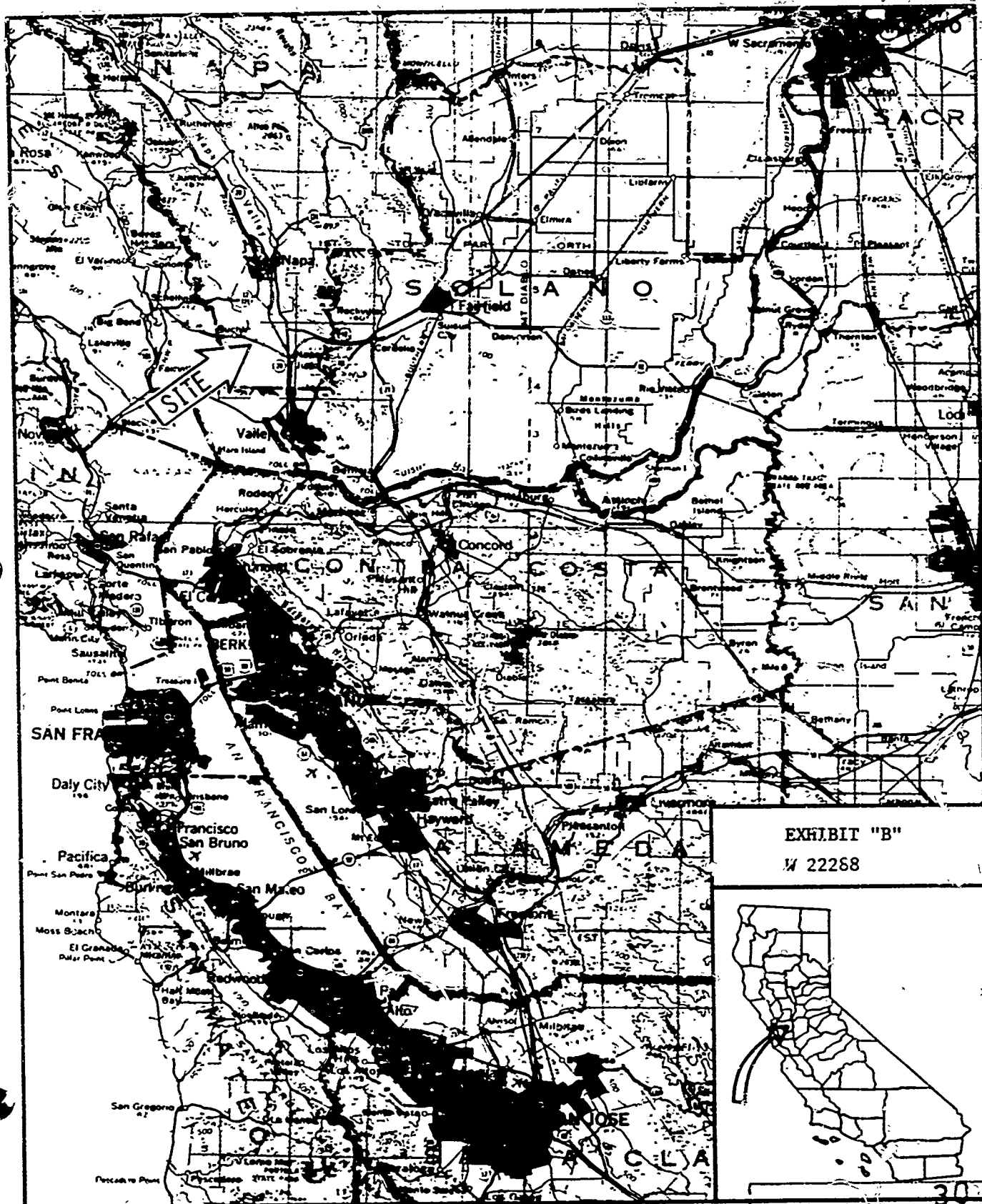


EXHIBIT "B"
W 22268



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