

MINUTE ITEM
This Calendar Item No. 45
was approved as Minute Item
No. 45 by the State Lands
Commission by a vote of 2
to 0 at its 4/23/87
meeting.

CALENDAR ITEM

A 4

= 45

04/23/87
W 22824
PRC 6539
Simmons

S 2

TERMINATION OF LEASE AND AUTHORIZATION FOR LITIGATION

APPLICANT: Mr. James F. Taylor
700 Parker Avenue
Rodeo, California 94572

AREA, TYPE LAND AND LOCATION:
A .092-acre parcel of tide and submerged land,
located in Grizzly Bay at Buckler Point,
Solano County.

LAND USE: Pier structure and related improvements.

GROUNDS FOR TERMINATION:

1. Breach of covenant to pay rent [Section 4,
Paragraph 2(a)(1)].
2. Breach of covenant to maintain
comprehensive liability insurance
[Section 4, Paragraph 8].

DEMANDS: By letters of: January 3, 1984
November 15, 1985
August 7, 1986
March 10, 1987

CURRENT STATUS:

The Commission staff has diligently attempted
to collect back rental and obtain the required
certificate of insurance. Mr. Taylor has been
unresponsive to repeated requests.

AB 884: N/A.

CALENDAR ITEM 45 (CONT'D)

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 because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: P.R.C. 21065 and 14 Cal. Adm. Code 15378.

- 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 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. ADM. CODE 15378.
2. TERMINATE THE 20-YEAR GENERAL PERMIT - RECREATIONAL USE, ISSUED EFFECTIVE SEPTEMBER 1, 1983 TO JAMES F. TAYLOR, PURSUANT TO SECTION 4 OF LEASE PRC 6539 PARAGRAPH 2 (a)(1) (BREACH OF COVENANT TO PAY RENT) AND PARAGRAPH 8 (BREACH OF COVENANT TO OBTAIN AND MAINTAIN COMPREHENSIVE LIABILITY INSURANCE).
3. AUTHORIZE STAFF COUNSEL AND/OR THE OFFICE OF THE ATTORNEY GENERAL TO TAKE ALL STEPS NECESSARY, INCLUDING LITIGATION, TO RECOVER THE LEASEHOLD, RENTAL ARREARGES INCLUDING PENALTY AND INTEREST AND ALL COSTS THE STATE INCURS IN REPOSSESSING THE SOVEREIGN LANDS, TOGETHER WITH ANY OTHER LEGAL OR EQUITABLE REMEDIES THAT MAY BE APPROPRIATE OR NECESSARY.

EXHIBIT "A"

LAND DESCRIPTION

W 22824

A parcel of tide and submerged land in Grizzly Bay, Solano County, California, described as follows:

All that land lying immediately beneath a pier TOGETHER WITH a necessary use area extending 10 feet from the extremities of said pier, said pier being adjacent to the northern tip of Suckler Island as said island is described in the Quitclaim Deed to James F. Taylor and Gloria R. Taylor recorded August 6, 1980 on Page 53749, Official Records, Solano County.

EXCEPTING THEREFROM any portion thereof lying landward of the ordinary high water mark of said Grizzly Bay.

END OF DESCRIPTION

REVISED AUGUST 31, 1983 BY BOUNDARY AND TITLE UNIT, LEROY WEEB, SUPERVISOR.

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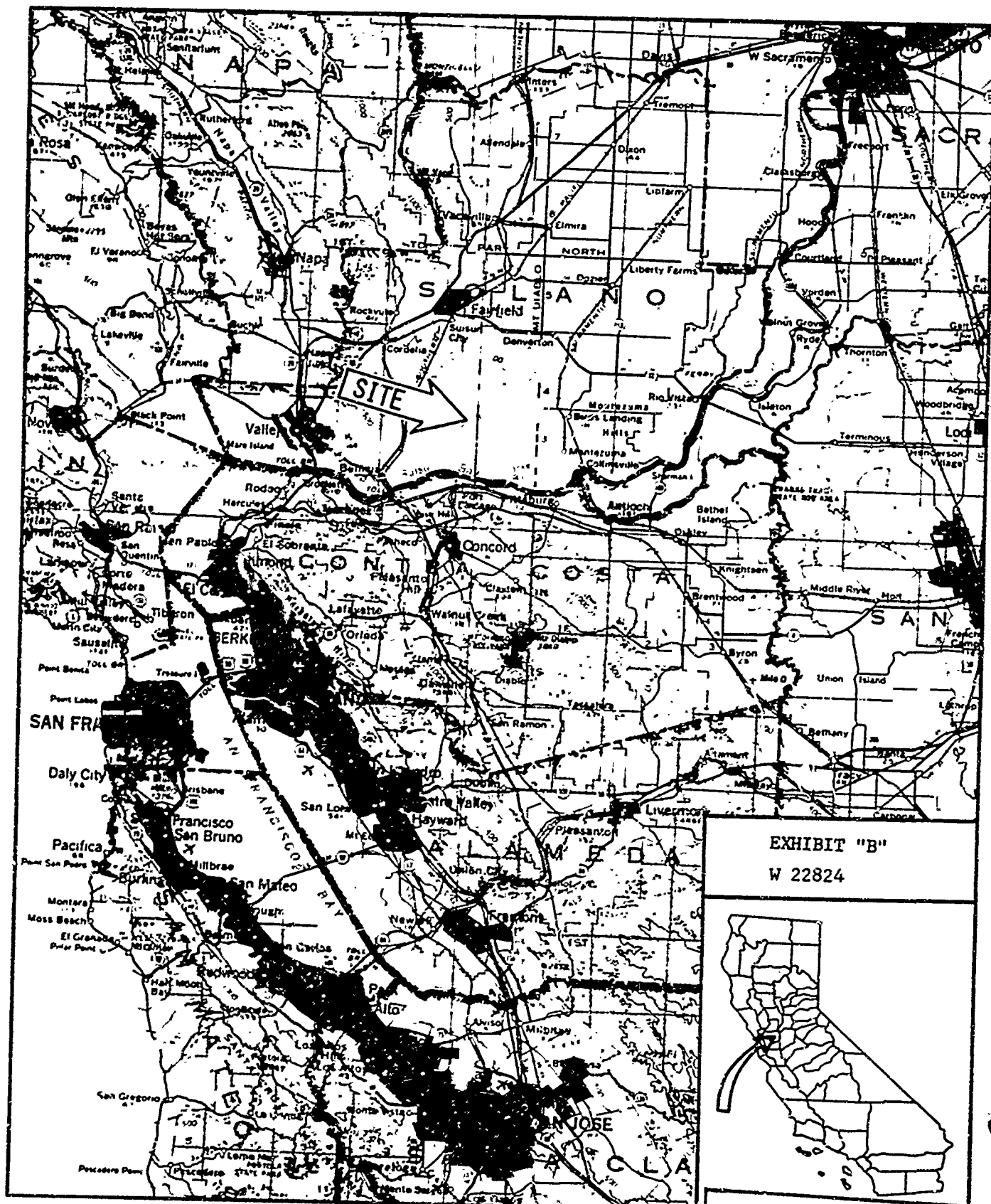


EXHIBIT "B"

W 22824



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