

MINUTE ITEM
This Calendar Item No. C21
was approved as Minute Item
No. 21 by the State Lands
Commission by a vote of 2
to 0 at its 12/13/88
meeting.

CALENDAR ITEM

A 2
S 2

C 21

12/13/88
PRC. 6617
Bancroft

GENERAL LEASE - RIGHT-OF-WAY USE

APPLICANT: California Fish Growers, Inc.
350 Townsend Street, Suite 300
San Francisco, California 94107

AREA, TYPE LAND AND LOCATION:
A 0.023-acre parcel of tide and submerged land
in the Pacific Ocean at Estero Americano,
Sonoma County.

LAND USE: Maintenance and use of saltwater intake lines
to support a fish farm operation.

TERMS OF PROPOSED LEASE:
Initial period: 15 years from April 1, 1989.
Surety bond: \$1,000.
Public liability insurance: Combined single
limit coverage of \$500,000.
Consideration: \$144 per annum; five-year
rent review.

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

APPLICANT STATUS:
Applicant is lessee of upland.

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

CALENDAR ITEM NO. C 21 (CONT'D)

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Code Regs.: Title 2, Div. 3;
Title 14, Div. 6.

AB 884: N/A.

OTHER PERTINENT INFORMATION:

1. The Commission, as Minute Item 9, at its May 7, 1984 meeting, approved a five-year Right-of-Way Lease for use of a 0.023-acre parcel to operate and maintain a saltwater intake system to support an onshore fish farm facility. That lease will expire on March 31, 1989. The Lessee wishes to continue the operations as authorized in the expiring lease.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities, 2 Cal. Code Regs 2905(a)(2).

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

APPROVALS OBTAINED:

None required.

FURTHER APPROVALS REQUIRED:

None.

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. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES, 2 CAL. CODE REGS. 2905(a)(2).

CALENDAR ITEM NO. C 21 (CONT'D)

2. AUTHORIZE ISSUANCE TO CALIFORNIA FISH GROWERS INC., OF A 15-YEAR GENERAL LEASE - RIGHT-OF-WAY USE FROM APRIL 1, 1989; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$144, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF A \$1,000 SURETY BOND; PROVISION OF PUBLIC LIABILITY INSURANCE IN THE COMBINED SINGLE LIMIT COVERAGE OF \$500,000, FOR MAINTENANCE AND USE OF SALTWATER INTAKE LINES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

PRC 6617.1

LAND DESCRIPTION

A parcel of tide and submerged land 10 feet wide in Estero Americano, Sonoma County, California, lying approximately 800 feet northeast of the mouth of said Estero Americano and 5 feet on each side of the following described centerline:

COMMENCING at a 1/2" iron pipe and tag on the westerly boundary of the Bottarini lands, said pipe being the southerly end of that certain course bearing S 24° 12' 43" E 237.60 feet as shown on that "Record of Survey for Amos Simpson" filed in Book 114 of Maps, page 24, in the Sonoma County Recorders Office; thence S 34° 25' 04" E 5501.21 feet to a point on the north shore of Estero Americano and the TRUE POINT OF BEGINNING; thence S 34° 25' 04" E 100 feet and the end of the herein described line.

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

This description is based on the California Coordinate System Zone 2.

END OF DESCRIPTION

REVIEWED OCTOBER 4, 1988, BY BIU 1.

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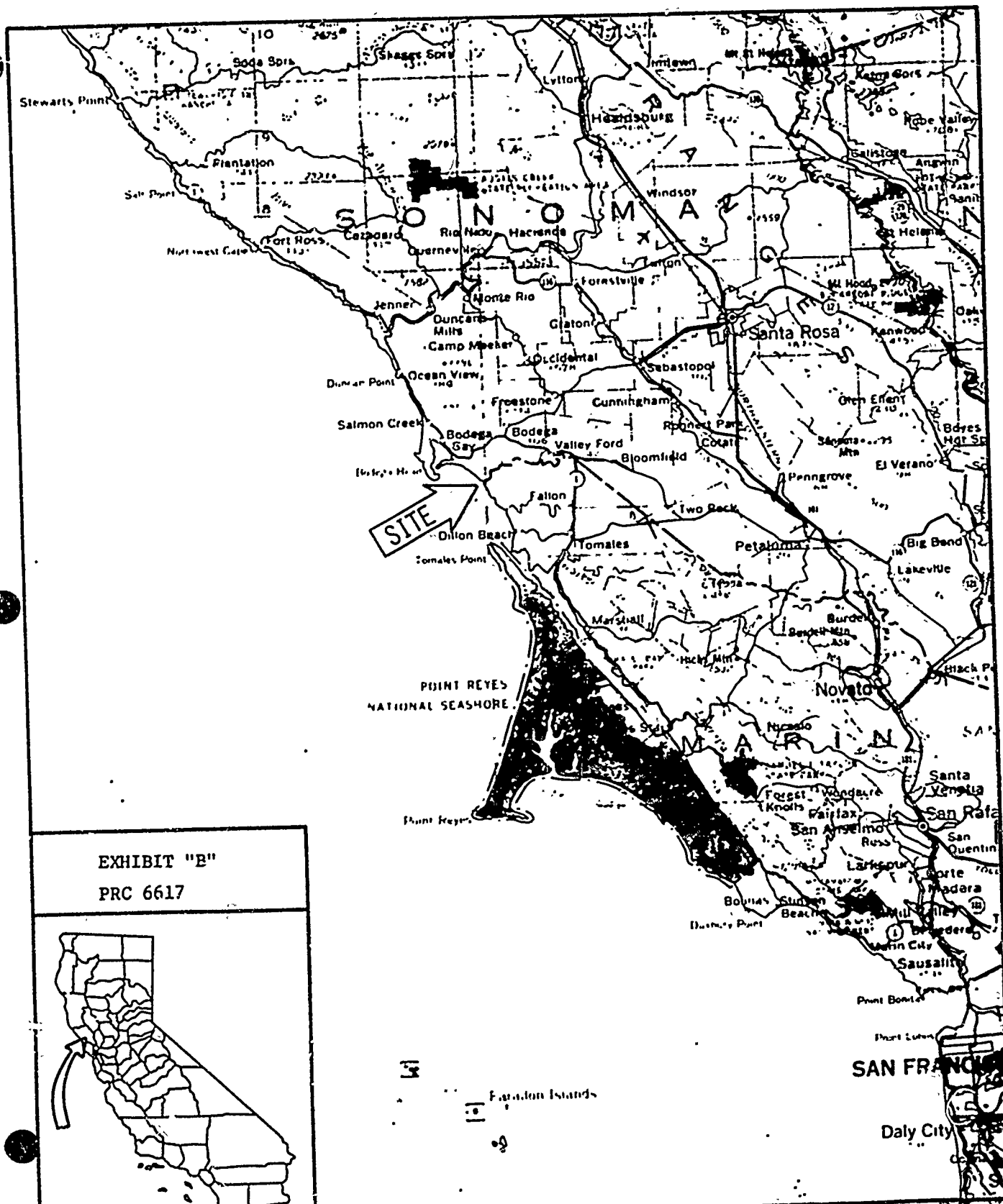


EXHIBIT "B"

PRC 6617



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