

MINUTE ITEM

This Calendar Item No. C05
was approved as Minute Item
No. 5 by the State Lands
Commission by a vote of 3
to 0 at its 4/26/89
meeting.

CALENDAR ITEM

C.05

A 28

S 17

04/26/89

WP 6764 PRC 6764

Townsend

GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Stillwater Yacht Club
Attn: Richard Zahm
P.O. Box 561
Pebble Beach, California 93953

AREA, TYPE LAND AND LOCATION:
A 0.708-acre parcel of sovereign tide and
submerged land located in Stillwater Cove,
Carmel Bay, Monterey County.

LAND USE: Installation and operation of 23 mooring buoys
and two floating wood platforms, seasonally
from May 15 to October 31.

TERMS OF ORIGINAL LEASE:

Initial period: Three years, six months
beginning May 1, 1985.

Public liability insurance: Combined single
limit coverage of \$1,000,000.

Consideration: \$1,284 per annum; five-year
rent review.

TERMS OF PROPOSED LEASE:

Initial period: Four years beginning
November 1, 1988.

Public liability insurance: Combined single
limit coverage of \$1,000,000.

CONSIDERATION: \$1,748 per annum; with the State reserving the
right to fix a different rental on each
fifth anniversary of the permit.

CALENDAR ITEM NO. C 05 (CONT'D)

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS:

Applicant is permittee of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fee has been received.

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. Stillwater Yacht Club has submitted an application to replace an existing General Permit - Recreational Use PRC 6764, for the continued use of Stillwater Cove, on a seasonal basis from May 15 to October 31, in conjunction with the Club's sailing program.
- 2.. 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.
3. 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 4(e), Minor Alteration to land, 14 Cal. Code Regs. 15304.

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

CALENDAR ITEM NO. C 05 (CONT'D)

APPROVALS REQUIRED AND OBTAINED:
United States Army Corps of Engineers

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 4(e), MINOR ALTERATION TO LAND, 14 CAL. ADM. CODE 15304.
2. AUTHORIZE ISSUANCE TO STILLWATER YACHT CLUB OF A FOUR-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING NOVEMBER 1, 1988; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$1,748, 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 \$1,000,000; FOR THE CONTINUED INSTALLATION AND OPERATION OF 23 MOORING BUOYS AND TWO FLOATING PLATFORMS, SEASONALLY FROM MAY 15, TO OCTOBER 31, ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 6764

Twenty-five parcels of tide and submerged land in Stillwater Cove, Carmel Bay, Monterey County, California, lying immediately beneath 23 buoys and 2 floats TOGETHER WITH a necessary use area extending 20 feet from each buoy and 10 feet from the extremities of each float, said buoys and floats lying southerly of that certain 1.620 acre parcel of land, so shown and designated on "Record of Survey of a Portion of Rancho El Pescadero, Monterey County, California", filed for record in Volume X-1, page 172 of Surveys, Monterey County.

END OF DESCRIPTION

REVIEWED MARCH 15, 1988 BY BIU 1.

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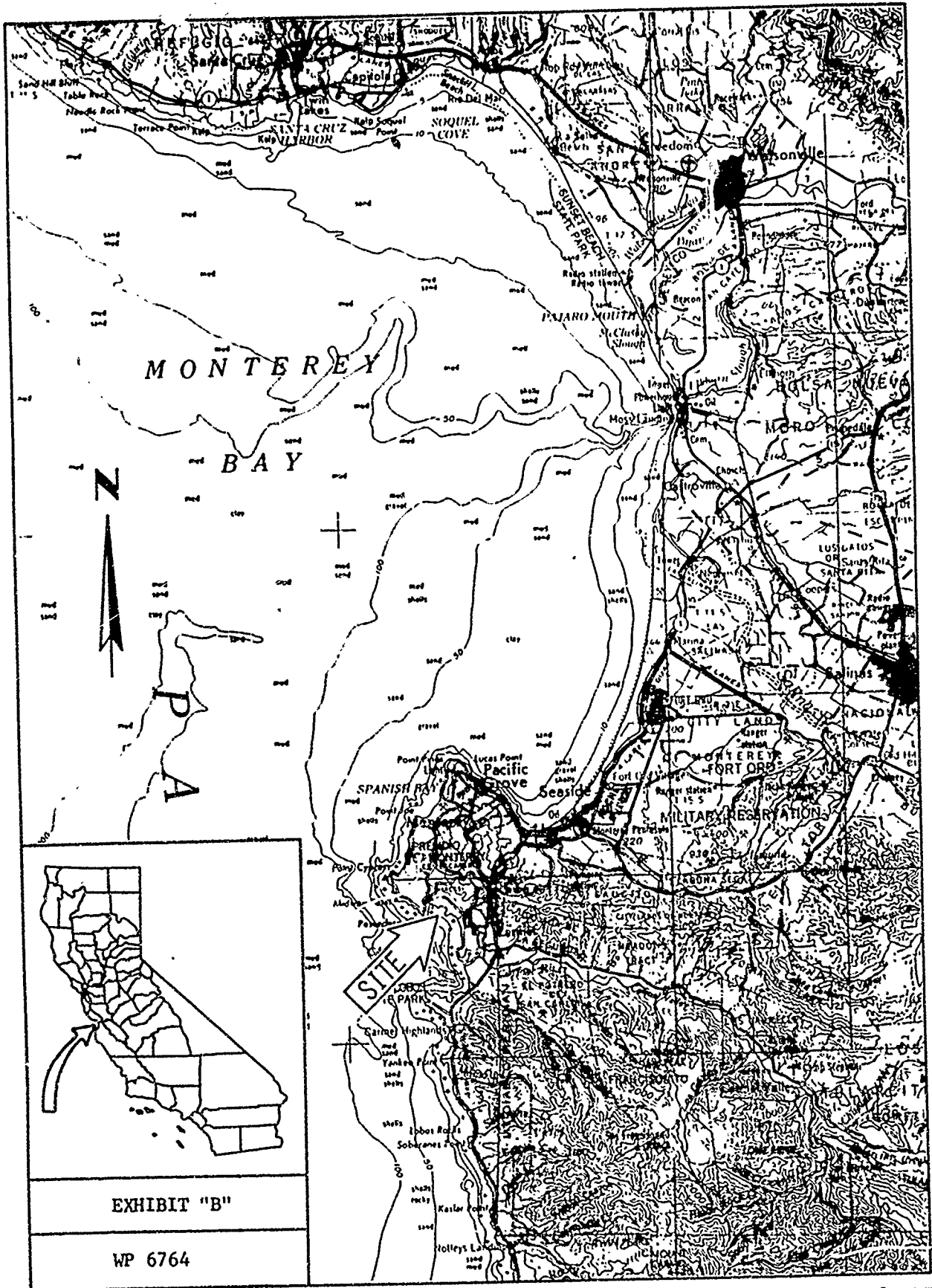


EXHIBIT "B"

WP 6764

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