

MINUTE ITEM

This Calendar Item No. C48 was approved as Minute Item No. 48 by the California State Lands Commission by a vote of 3 to 0 at its 11/07/97 meeting.

**CALENDAR ITEM
C48**

A 27
S 15

11/07/97
PRC8000 W 25270
N. Smith

GENERAL LEASE - PROTECTIVE STRUCTURE USE

LESSEE:

Richard Alan Lewis and Wendy Ann Lewis
70 Geoffroy Lane
Santa Cruz, CA 95062

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Pacific Ocean, near the city of Santa Cruz, Santa Cruz County.

AUTHORIZED USE:

Construction and maintenance of a concrete seawall.

LEASE TERM:

Ten years, beginning September 1, 1997.

CONSIDERATION:

The public health and safety; with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

SPECIFIC LEASE PROVISIONS:

Combined single limit liability insurance coverage of no less than \$500,000.

OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.
2. On June 6, 1997, the California Coastal Commission (CCC) granted Permit # 3-97-020 for this project under its certified regulatory program (Title 14, California Code of Regulations, section 15251) (c)).
3. Staff has reviewed the document and determined that the conditions, as specified in Title 14, California Code of Regulations, section 15253 (b), have been met for the Commission to use the environmental analysis

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document certified by the CCC as a Negative Declaration equivalent in order to comply with the requirements of the CEQA.

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 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:

California Coastal Commission and County of Santa Cruz.

EXHIBITS:

- A. Land Description
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

February 23, 1998.

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT AN ENVIRONMENTAL ANALYSIS DOCUMENT, CALIFORNIA COASTAL COMMISSION (CCC) PERMIT # 3-97-020, WAS ADOPTED FOR THIS PROJECT BY THE CCC UNDER ITS CERTIFIED PROGRAM (TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15251 (c)), AND THAT THE CALIFORNIA STATE LANDS COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION THEREIN AND CONCURS IN THE CCC'S DETERMINATION.

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

CALENDAR ITEM NO. C48 (CONT'D)

AUTHORIZATION:

AUTHORIZE ISSUANCE TO RICHARD ALAN LEWIS AND WENDY ANN LEWIS OF A GENERAL LEASE - PROTECTIVE STRUCTURE USE, BEGINNING SEPTEMBER 1, 1997, FOR A TERM OF TEN YEARS, FOR A SEAWALL ON THE LAND DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION BEING THE BENEFIT TO PUBLIC HEALTH AND SAFETY; WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENT IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF NO LESS THAN \$500,000.

EXHIBIT A

W25270

LAND DESCRIPTION

A parcel of state owned tide and submerged land situated in Monterey Bay, Santa Cruz County, California, containing rock rip-rap, lying waterward of the ordinary high water mark of the Pacific Ocean and adjacent to Parcel One as described in Exhibit "A" of the deed, Document 75068, to Richard Alan Lewis and Wendy Ann Lewis, recorded October 12, 1993 in Volume 5362, Pages 10 and 11, Official Records of Santa Cruz County. Said parcel is bounded on the southeast by the southerly prolongation of the southeasterly line of said Parcel One, on the northwest by the southerly prolongation of the northwesterly line of said Parcel One, and on the waterward side by the waterward limit of the rock rip-rap authorized by California Coastal Commission Permit No. 3-97-020 and shown on the Topographic Map, Coastal Bluff Stabilization, #70 Geoffrey Drive, prepared November, 1995 by Dunbar and Craig, PLS.

APN 028-143-35

END OF DESCRIPTION

PREPARED 8/18/97 BY SFB&CC TEAM.

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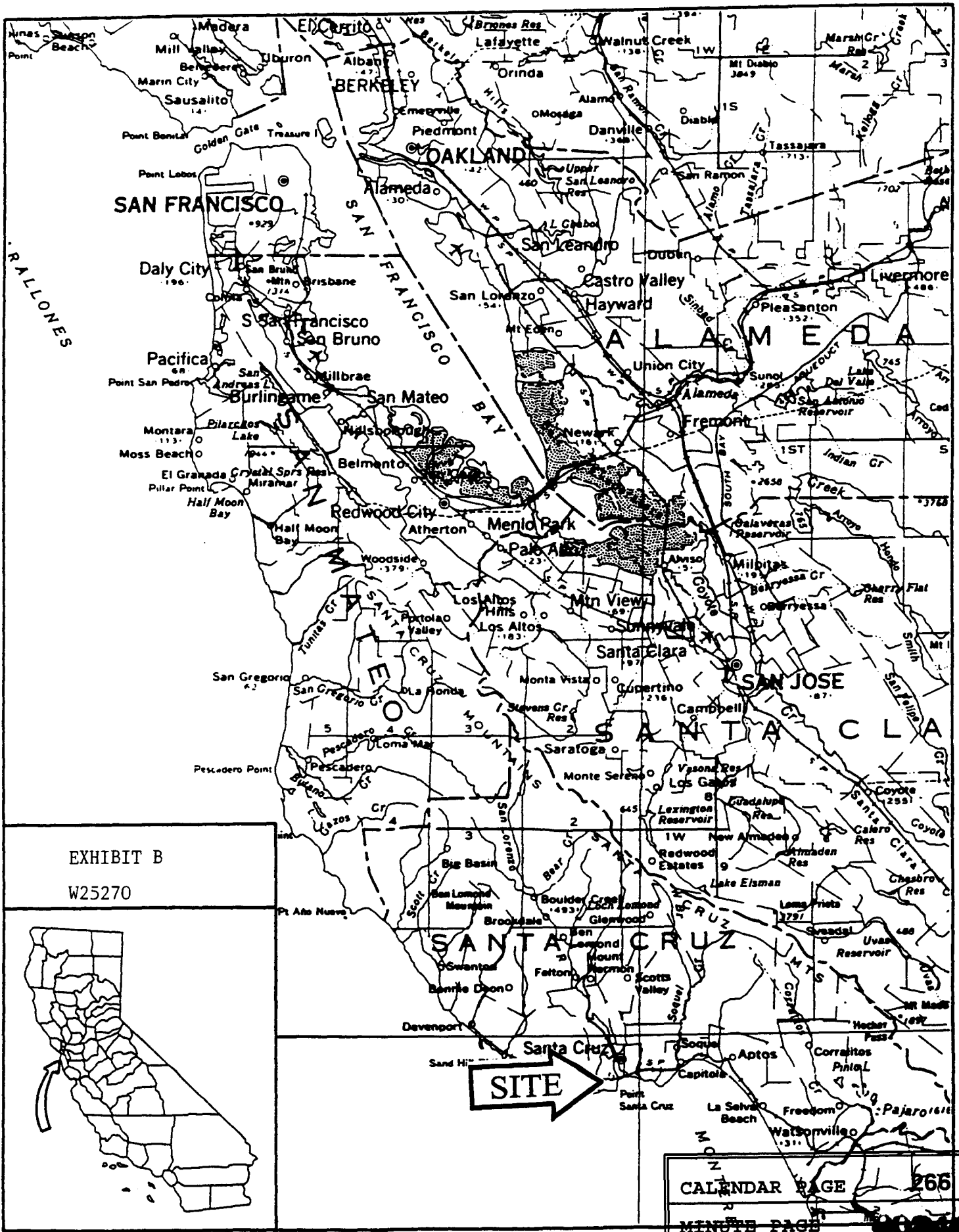


EXHIBIT B

W25270



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