

MINUTE ITEM

This Calendar Item No. C12 was approved as Minute Item No. 12 by the California State Lands Commission by a vote of 3 to 0 at its 1-30-02 meeting.

**CALENDAR ITEM
C12**

A 1
S 2

01/30/02
W24586
N. Lee
PRC 8369

GENERAL LEASE - PUBLIC AGENCY USE

APPLICANT:

The United States of America, acting through the National Park Service
c/o Redwood National and State Parks
1111 Second Street
Crescent City, CA 95531

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Pacific Ocean, adjacent to Redwood National and State Parks, Humboldt and Del Norte counties.

AUTHORIZED USE:

Management of tide and submerged lands as described in Exhibit A.

LEASE TERM:

Forty-nine (49) years, beginning January 1, 2002.

CONSIDERATION:

The public use and benefit; 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.

OTHER PERTINENT INFORMATION:

1. The Applicant owns the uplands adjoining the lease premises. The National Park Service is now applying for a General Lease - Public Agency Use in order to manage the tide and submerged lands adjacent to the uplands. The applicant has agreed to manage the subject lands for the following purposes: to enhance public safety, use and enjoyment of the lands and water of the subject lands; to protect and conserve the environment and any cultural and historical resources that may be present; to preserve the subject lands in their natural state and protect them from development and uses which would destroy their scenic beauty and natural character; and to provide for recreational and educational

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opportunities consistent with sound principles of land use planning and management. The National Park Service does not intend to construct any structures within the proposed management area.

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 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 16, Transfer of Ownership of Land in Order to Create Parks; Title 14, California Code of Regulations, section 15316.

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300.

3. 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.

EXHIBITS:

- A. Land Description
- B. Location and Site Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 16, TRANSFER OF OWNERSHIP OF LAND IN ORDER TO CREATE PARKS; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15308.

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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.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO THE UNITED STATES OF AMERICA, ACTING THROUGH THE NATIONAL PARK SERVICE, OF A GENERAL LEASE - PUBLIC AGENCY USE, BEGINNING JANUARY 1, 2002, FOR A TERM OF FORTY-NINE (49) YEARS, FOR MANAGEMENT OF TIDE AND SUBMERGED LANDS DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION BEING THE PUBLIC USE AND BENEFIT, 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.

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EXHIBIT "A"

W 24586

LAND DESCRIPTION

A strip of tide and submerged land 1000 feet wide in the Pacific Ocean, Humboldt County and Del Norte County, California, said strip lying between the ordinary high water mark of said Pacific Ocean and an envelope line lying 1000 feet waterward of said ordinary high water mark and adjacent to or within the Redwood National Park as described and taken under Public Law 90-545, dated October 2, 1968 (82 Stat. 931).

EXCEPTING THEREFROM any portion lying within the State of California Legislative Grant to the Crescent City Harbor District, Chapter 1510, Statutes of 1963.

ALSO EXCEPTING THEREFROM any portion lying within an area bounded on the north by the south line, and the easterly and westerly extensions thereof, of Lot 8 of fractional Section 32, Township 14 North, Range 1 East, Humboldt Meridian and bounded on the south by the south line, and the westerly extension thereof, of Section 8, Township 13 North, Range 1 East, Humboldt Meridian.

END OF DESCRIPTION

Prepared Jan.15, 2002 by the Boundary Unit of the California State Lands Commission



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