

MINUTE ITEM
This Calendar Item No. C47 was approved as
Minute Item No. 47 by the California State Lands
Commission by a vote of 3 to 2 at its
8-17-04 meeting.

CALENDAR ITEM

C47

A	27		08/17/04
S	15	PRC 8000	WP 8000.9 N. Smith

ASSIGNMENT OF LEASE

LESSEE/ASSIGNOR:

Wendy Ann Lewis

ASSIGNEE:

Eugene Shklar and Daymel G. Shklar, Trustees of the 1993 Shklar Revocable Trust

AREA, LAND TYPE, AND LOCATION:

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

AUTHORIZED USE:

Existing 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.

OTHER PERTINENT INFORMATION:

1. Assignee owns the uplands adjoining the lease premises. The seawall was installed to provide stabilization of the coastal bluff and protection for the upland residence.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines [Title 14, California Code of Regulations, section 15060(c)(3)], the staff has determined that this activity is not subject to the provisions of

CALENDAR ITEM NO. **C47** (CONT'D)

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

Authority: Public Resources Code section 21065 and Title 14, California Code of Regulations, sections 15060(c)(3) and 15378.

EXHIBITS:

- A. Land Description
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS NOT SUBJECT TO THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15060(c)(3) BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

AUTHORIZATION:

AUTHORIZE THE ASSIGNMENT OF LEASE NO. PRC 8000.9, A GENERAL LEASE - PROTECTIVE STRUCTURE USE, OF SOVEREIGN LANDS DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, FROM WENDY ANN LEWIS TO EUGENE SHKLAR AND DAYMEL G. SHKLAR, TRUSTEES OF THE 1993 SHKLAR REVOCABLE TRUST; EFFECTIVE MARCH 23, 2001.

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.

000253

CALENDAR PAGE

001369

MINUTE PAGE

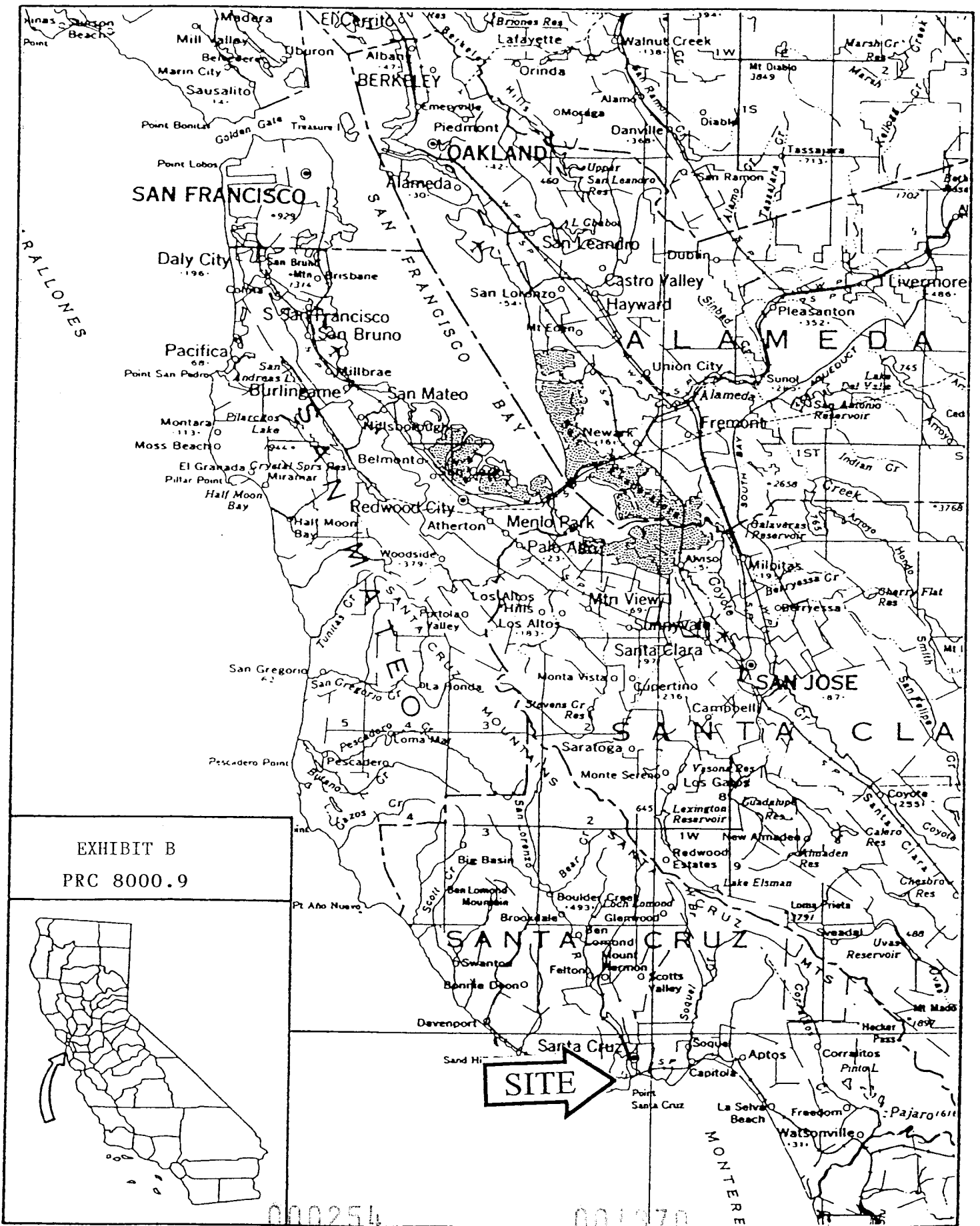


EXHIBIT B
 PRC 8000.9

SITE →

000254

001970