

**CALENDAR ITEM
C14**

A 8
S 5

04/26/13
PRC 8689.9
V. Caldwell

**RESCISSION OF MINUTE ITEM 50
APPROVED BY THE STATE LANDS COMMISSION
AT ITS JUNE 26, 2006 MEETING**

APPLICANTS:

Robert H. Globus, Jr. and Kim M. Broaddus

AREA, LAND TYPE, AND LOCATION:

Sovereign land in the Sacramento River, adjacent to 37400 South River Road, near the town of Clarksburg, Yolo County.

AUTHORIZED USE:

Construction, use, and maintenance of an uncovered floating boat dock, pilings, and gangway, and use and maintenance of existing bank protection.

LEASE TERM:

10 years, beginning June 1, 2006.

CONSIDERATION:

Uncovered floating boat dock, pilings, and gangway: No monetary consideration pursuant to Public Resources Code section 6503.5.

Bank Protection: 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.

SPECIFIC LEASE PROVISIONS:

Liability insurance of no less than \$1,000,000.

OTHER PERTINENT INFORMATION:

1. Applicants own the upland adjoining the lease premises.
2. At its June 26, 2006, meeting, the Commission authorized the approval of Lease No. PRC 8689.9, a General Lease – Recreational and Protective Structure Use. The Applicants sold the upland on June 13, 2006 without

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notifying Commission staff and the Lease was never executed. Staff has verified that the uncovered floating boat dock, pilings, and gangway were never built. The existing bank protection is authorized under Lease No. PRC 8679.9 with the California Department of Water Resources. Staff recommends that the Commission's June 26, 2006 authorization be rescinded.

3. The staff recommends that the Commission find that the subject recession of the Commission's previous action does not have a potential for resulting in either a direct or a reasonably foreseeable indirect physical change in the environment, and is, therefore, not a project in accordance with the California Environmental Quality Act (CEQA).

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

EXHIBIT:

- A. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

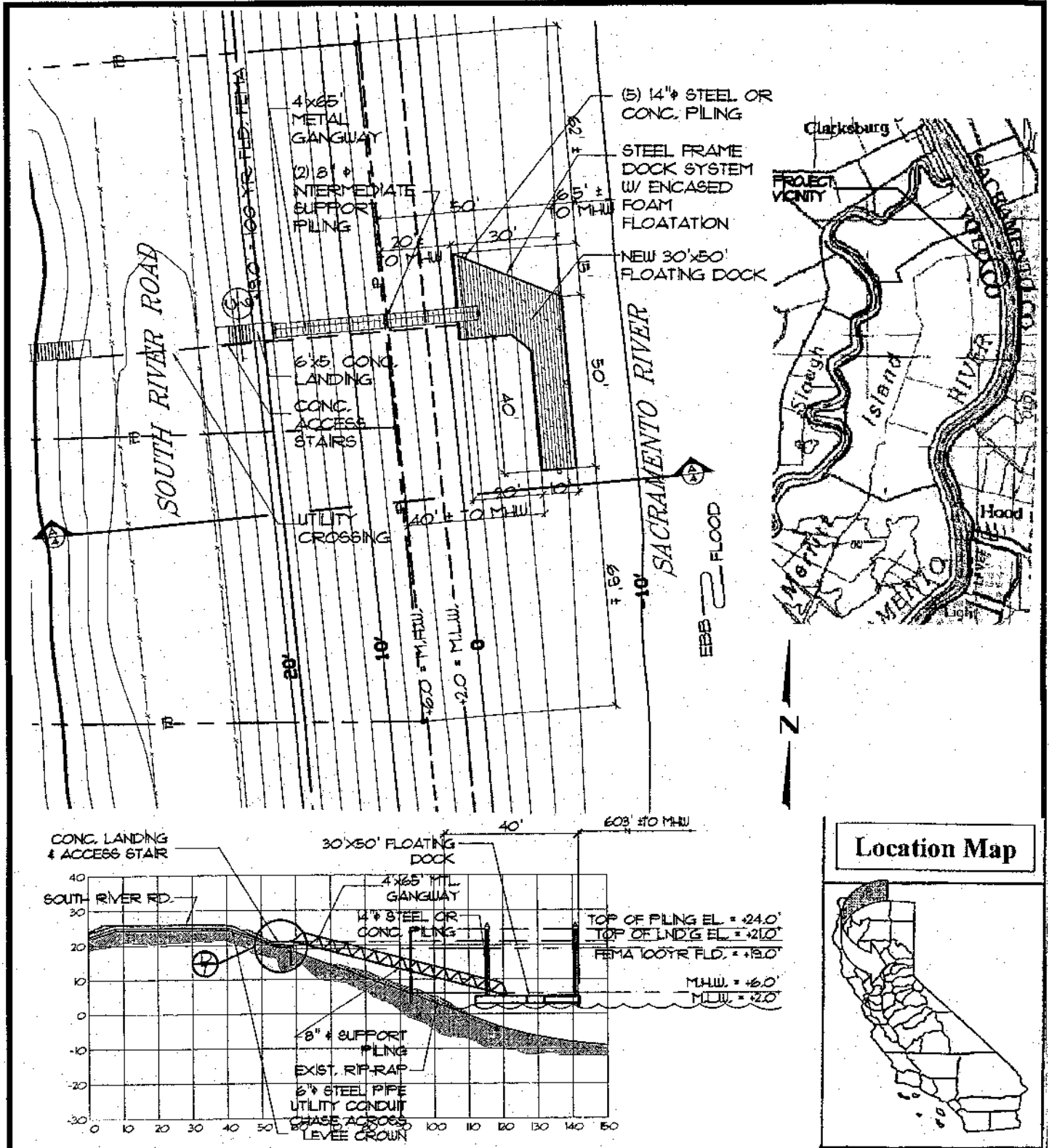
CEQA FINDING:

Find that the subject recession of the Commission's previous action is not subject to the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15060, subdivision (c)(3), because the subject activity is not a project as defined by Public Resources Code section 21065 and California Code of Regulations, Title 14, section 15378.

AUTHORIZATION:

Authorize rescission of Minute Item 50 approved on June 26, 2006, a General Lease – Recreational and Protective Structure Use Lease No. PRC 8689.9 issued to Robert H. Globus, Jr. and Kim M. Broaddus, effective on April 26, 2013.

Site and Location Map



This exhibit is solely for purposes of generally defining the leased premises, is based on unverified information provided by lessee or other parties, and is not intended to be, nor shall it be construed to as a waiver or limitation of any state interest in the subject or any other property.

Exhibit A
PRC 8689.9