

**CALENDAR ITEM
C06**

A 10
S 5

02/21/14
PRC 5437.1
V. Caldwell

GENERAL LEASE – RECREATIONAL USE

APPLICANT:

San Francisco Sailing Whaleboat Association, Inc.
220 Sansome Street, Suite 900
San Francisco, California 94104

AREA, LAND TYPE, AND LOCATION:

Sovereign land located in White Slough at Empire Tract, adjacent to Assessor's Parcel Number 069-080-15, near Terminous, San Joaquin County.

AUTHORIZED USE:

Continued use and maintenance of two existing wood pilings and walkway.

LEASE TERM:

20 years, beginning October 1, 2010.

CONSIDERATION:

\$50 per year, with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

SPECIFIC LEASE PROVISIONS:

Liability insurance in an amount no less than \$1,000,000 per occurrence.

OTHER PERTINENT INFORMATION:

1. Applicant owns the upland adjoining the lease premises.
2. On December 9, 2003, the Commission authorized a 10-year General Lease – Recreational Use to San Francisco Sailing Whaleboat Association, Inc., for an uncovered floating boat dock, two pilings, and walkway. The lease expired on September 30, 2010. The Applicant is now applying for a new General Lease – Recreational Use.
3. The San Francisco Sailing Whaleboat Association is a non-profit charity corporation working with inner-city youth with limited means. The

CALENDAR ITEM NO. **C06** (CONT'D)

Applicant reported that in 2010, the previously authorized dock was stolen. There are no plans to replace the dock at this time, possibly sometime in the future. The lease includes a requirement for submission of an application for an amendment of lease for any new docking facilities.

4. The staff recommends that the Commission find that this activity is exempt from the requirements of the California Environmental Quality Act (CEQA) as a categorically exempt project. The project is exempt under Class 1 Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

Authority: Public Resources Code section 21084 and California Code of Regulations, Title 14, section 15300 and California Code of Regulations, Title 2, section 2905.

5. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370 et seq., but such activity will not affect those significant lands. 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. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the activity is exempt from the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15061 as a categorically exempt project, Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

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 section 6370 et seq.

CALENDAR ITEM NO. **C06** (CONT'D)

AUTHORIZATION:

Authorize issuance of a General Lease – Recreational Use to The San Francisco Sailing Whaleboat Association, Inc., beginning October 1, 2010, for a term of 20 years, for the continued use and maintenance of two existing pilings and walkway, as described in Exhibit A and shown on Exhibit B (for reference purposes only) attached and by this reference made a part hereof; consideration for the two existing wood pilings and walkway; \$50 per year, with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease; and liability insurance in an amount no less than \$1,000,000 per occurrence.

EXHIBIT A

PRC 5437.1

LAND DESCRIPTION

A parcel of tide and submerged land situate in White Slough, lying adjacent to Swamp and Overflow Survey No. 1169, patented June 20, 1899, County of San Joaquin, State of California, and more particularly described as follows

PARCEL 1 – WALKWAY

All those lands underlying an existing walkway and two pilings lying adjacent to that parcel as described in that Individual Grant Deed recorded August 10, 1998 as Document Number 98092577 of said County.

TOGETHER WITH a 9 foot impact area.

EXCEPTING THEREFROM any portion lying landward of the Ordinary Low Water Mark of White Slough.

Accompanying plat is hereby made part of this description.

END OF DESCRIPTION

Prepared January 24, 2014 by the California State Lands Commission Boundary Unit.





White flow
Slough

APPROXIMATE

9' IMPACT AREA

EXISTING WALKWAY
WITH TWO PILINGS
5' X 20'

SHORELINE

BERM ISLAND

APN 069-080-15

EXHIBIT A

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MJJ 01/24/14

LAND DESCRIPTION PLAT
PRC 5437.1, SAN FRANCISCO
WHALEBOAT ASSOCIATION., INC.
SAN JOAQUIN COUNTY

CALIFORNIA STATE
LANDS COMMISSION

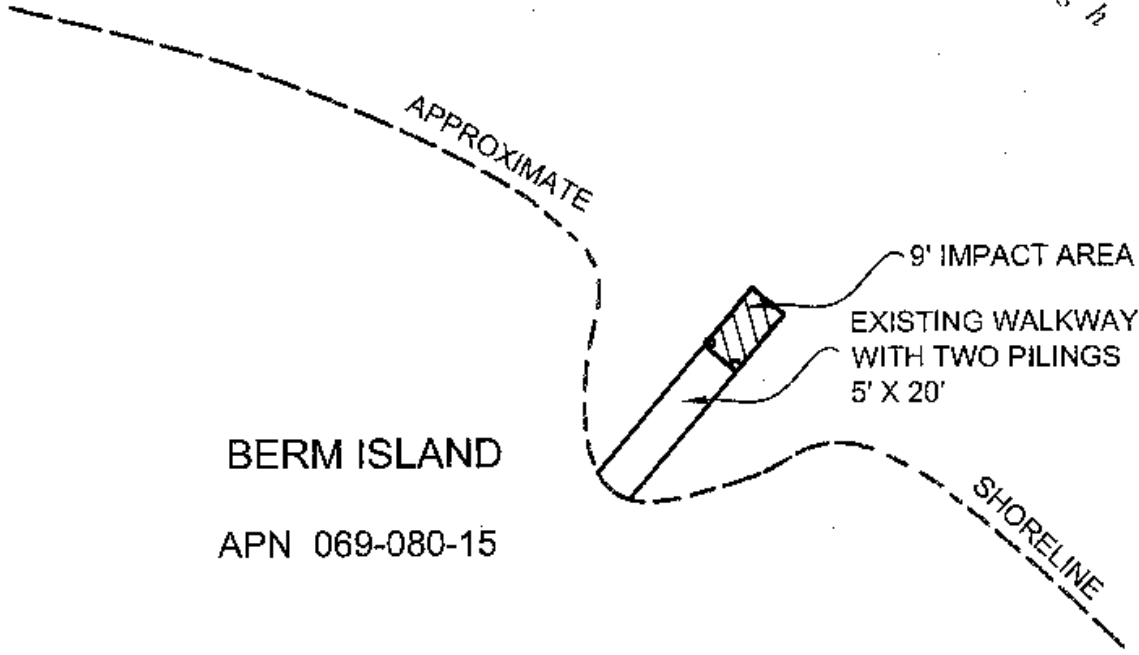


NO SCALE

SITE



White flow
Slough



BERM ISLAND
APN 069-080-15

WHITE SLOUGH AT EMPIRE TRACT, NEAR TERMINOUS

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit B

PRC 5437.1
SAN FRANCISCO SAILING
WHALEBOAT ASSN INC.
APN 069-080-15
GENERAL LEASE -
RECREATIONAL USE
SAN JOAQUIN COUNTY



MJI 01/23/14

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